AN ACT
To authorize appropriations for fiscal year 2015 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

1 Be it enacted by the Senate and House of Representa-
2 tives of the United States of America in Congress assembled,
3 SECTION 1. SHORT TITLE.
4 (a) Short Title.—This Act may be cited as the
5 “Howard P. ‘Buck’ McKeon National Defense Authoriza-
6 tion Act for Fiscal Year 2015”.
7 (b) References.—Any reference in this or any
8 other Act to the “National Defense Authorization Act for
9 Fiscal Year 2015” shall be deemed to refer to the “How-

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

(a) DIVISIONS.—This Act is organized into five divisions as follows:

(1) Division A—Department of Defense Authorizations.

(2) Division B—Military Construction Authorizations.

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

(4) Division D—Funding Tables.

(5) Division E—Federal Information Technology Acquisition Reform.

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

Sec. 1. Short title.
Sec. 2. Organization of Act into divisions; table of contents.
Sec. 3. Congressional defense committees.

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

Subtitle A—Authorization of Appropriations


Subtitle B—Army Programs

Sec. 111. Limitation on availability of funds for airborne reconnaissance low aircraft.
Sec. 112. Plan on modernization of UH–60A aircraft of Army National Guard.
Subtitle C—Navy Programs

Sec. 121. Multiyear procurement authority for Tomahawk block IV missiles.
Sec. 122. Construction of San Antonio class amphibious ship.
Sec. 123. Additional oversight requirements for the undersea mobility acquisition program of the United States Special Operations Command.
Sec. 124. Limitation on availability of funds for moored training ship program.
Sec. 125. Limitation on availability of funds for mission modules for Littoral Combat Ship.
Sec. 126. Extension of limitation on availability of funds for Littoral Combat Ship.

Subtitle D—Air Force Programs

Sec. 131. Prohibition on cancellation or modification of avionics modernization program for C–130 aircraft.
Sec. 132. Prohibition on availability of funds for retirement of A–10 aircraft.
Sec. 133. Limitation on availability of funds for retirement of U–2 aircraft.
Sec. 134. Limitation on availability of funds for divestment or transfer of KC–10 aircraft.
Sec. 135. Limitation on availability of funds for divestment of E–3 airborne warning and control system aircraft.

Subtitle E—Defense-wide, Joint, and Multiservice Matters

Sec. 141. Comptroller General report on F–35 aircraft acquisition program.
Sec. 142. Sense of Congress regarding the OCONUS basing of the F–35A.

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Subtitle A—Authorization of Appropriations

Sec. 201. Authorization of Appropriations.

Subtitle B—Program Requirements, Restrictions, and Limitations

Sec. 211. Preliminary design review of presidential aircraft recapitalization program.
Sec. 212. Limitation on availability of funds for armored multi-purpose vehicle program.
Sec. 213. Limitation on availability of funds for unmanned carrier-launched airborne surveillance and strike system.
Sec. 214. Limitation on availability of funds for airborne reconnaissance systems.
Sec. 215. Limitation on availability of funds for weather satellite follow-on system.
Sec. 216. Limitation on availability of funds for space-based infrared systems space data exploitation.
Sec. 217. Limitation on availability of funds for hosted payload and wide field of view testbed of the space-based infrared systems.
Sec. 218. Limitation on availability of funds for protected tactical demonstration and protected military satellite communications testbed of the advanced extremely high frequency program.

Subtitle C—Other Matters
Sec. 221. Revision to the service requirement under the Science, Mathematics, and Research for Transformation Defense Education Program.

Sec. 222. Revision of requirement for acquisition programs to maintain defense research facility records.

Sec. 223. Modification to cost-sharing requirement for pilot program to include technology protection features during research and development of certain defense systems.

TITLE III—OPERATION AND MAINTENANCE

Subtitle A—Authorization of Appropriations

Sec. 301. Operation and maintenance funding.

Sec. 302. Increase in funding for Civil Military Programs.

Subtitle B—Energy and Environment

Sec. 311. Elimination of fiscal year limitation on prohibition of payment of fines and penalties from the Environmental Restoration Account, Defense.

Sec. 312. Biannual certification by commanders of the combatant commands relating to the prohibition on the disposal of waste in open-air burn pits.

Sec. 313. Exclusions from definition of “chemical substance” under Toxic Substances Control Act and report on lead ammunition.

Sec. 314. Exemption of Department of Defense from alternative fuel procurement requirement.

Sec. 315. Congressional notice of bulk purchase of alternative fuels for operational use.

Sec. 316. Limitation on procurement of biofuels.

Sec. 317. Limitation on plan, design, refurbishing, or construction of biofuels refineries.

Sec. 318. Off-installation Department of Defense natural resources projects compliance with integrated natural resource management plans.

Sec. 319. Recommendation on Air Force energy conservation measures.

Sec. 320. Environmental restoration at former Naval Air Station, Chincoteague, Virginia.

Sec. 320A. Prohibition on use of funds to implement certain climate change assessments and reports.

Subtitle C—Logistics and Sustainment

Sec. 321. Additional requirement for strategic policy on prepositioning of material and equipment.

Sec. 322. Comptroller General reports on Department of Defense prepositioning strategic policy and plan for prepositioned stocks.

Sec. 323. Pilot program on provision of logistic support for the conveyance of excess defense articles to allied forces.

Subtitle D—Reports

Sec. 331. Repeal of annual report on Department of Defense operation and financial support for military museums.

Sec. 332. Report on enduring requirements and activities currently funded through amounts authorized to be appropriated for overseas contingency operations.
Sec. 333. Army assessment of the regionally aligned force.
Sec. 334. Report on impacts of funding reductions on military readiness.

Subtitle E—Limitations and Extensions of Authority

Sec. 341. Limitation on authority to enter into a contract for the sustainment, maintenance, repair, or overhaul of the F117 engine.
Sec. 342. Limitation on furlough of certain working-capital fund employees.

Subtitle F—Other Matters

Sec. 351. Clarification of authority relating to provision of installation-support services through intergovernmental support agreements.
Sec. 352. Sense of Congress on access to training ranges within United States Pacific Command area of responsibility.
Sec. 353. Management of conventional ammunition inventory.
Sec. 354. Agreements with local civic organizations to support conducting a military air show or open house.
Sec. 355. Gifts made for the benefit of military musical units.

TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

Subtitle A—Active Forces

Sec. 401. End strengths for active forces.
Sec. 402. Revisions in permanent active duty end strength minimum levels.

Subtitle B—Reserve Forces

Sec. 411. End strengths for Selected Reserve.
Sec. 412. End strengths for reserves on active duty in support of the reserves.
Sec. 413. End strengths for military technicians (dual status).
Sec. 414. Fiscal year 2015 limitation on number of non-dual status technicians.
Sec. 415. Maximum number of reserve personnel authorized to be on active duty for operational support.

Subtitle C—Authorization of Appropriations

Sec. 421. Military personnel.

TITLE V—MILITARY PERSONNEL POLICY

Subtitle A—Officer Personnel Policy Generally

Sec. 501. Authority to limit consideration for early retirement by selective retirement boards to particular warrant officer year groups and specialties.
Sec. 502. Relief from limits on percentage of officers who may be recommended for discharge during a fiscal year using enhanced authority for selective early discharges.
Sec. 503. Repeal of requirement for submission to Congress of annual reports on joint officer management and promotion policy objectives for joint officers.
Sec. 504. Options for Phase II of joint professional military education.
Sec. 505. Limitation on number of enlisted aides authorized for officers of the Army, Navy, Air Force, and Marine Corps.
Sec. 506. Required consideration of certain elements of command climate in performance appraisals of commanding officers.
Sec. 507. Deferred retirement of chaplains.
Sec. 508. Compliance with efficiencies directive.

Subtitle B—Reserve Component Personnel Management

Sec. 511. Retention on the reserve active-status list following nonselection for promotion of certain health professions officers and first lieutenants and lieutenants (junior grade) pursuing baccalaureate degrees.
Sec. 512. Chief of the National Guard Bureau role in assignment of Directors and Deputy Directors of the Army and Air National Guards.
Sec. 513. National Guard civil and defense support activities and related matters.
Sec. 514. Electronic tracking of certain reserve duty.
Sec. 515. National Guard Cyber Protection Teams.

Subtitle C—General Service Authorities

Sec. 521. Procedures for judicial review of military personnel decisions relating to correction of military records.
Sec. 522. Additional required elements of Transition Assistance Program.
Sec. 523. Extension of authority to conduct career flexibility programs.
Sec. 524. Provision of information to members of the Armed Forces on privacy rights relating to receipt of mental health services.
Sec. 525. Protection of the religious freedom of military chaplains to close a prayer outside of a religious service according to the traditions, expressions, and religious exercises of the endorsing faith group.
Sec. 526. Department of Defense Senior Advisor on Professionalism.
Sec. 527. Removal of artificial barriers to the service of women in the Armed Forces.
Sec. 528. Revised regulations for religious freedom.
Sec. 529. Enhancement of participation of mental health professionals in boards for correction of military records and boards for review of discharge or dismissal of members of the Armed Forces.
Sec. 530. Preliminary mental health assessments.
Sec. 530A. Availability of additional leave for members of the Armed Forces in connection with the birth of a child.

Subtitle D—Military Justice, Including Sexual Assault and Domestic Violence Prevention and Response

Sec. 531. Improved Department of Defense information reporting and collection of domestic violence incidents involving members of the Armed Forces.
Sec. 532. Additional duty for judicial proceedings panel regarding use of mental health records by defense during preliminary hearing and court-martial proceedings.
Sec. 533. Applicability of sexual assault prevention and response and related military justice enhancements to military service academies.
Sec. 534. Consultation with victims of sexual assault regarding victims’ preference for prosecution of offense by court-martial or civilian court.
Sec. 536. Minimum confinement period required for conviction of certain sex-related offenses committed by members of the Armed Forces.

Sec. 537. Modification of Military Rules of Evidence relating to admissibility of general military character toward probability of innocence.

Sec. 538. Confidential review of characterization of terms of discharge of members of the Armed Forces who are victims of sexual offenses.

Sec. 539. Consistent application of rules of privilege afforded under the Military Rules of Evidence.

Sec. 540. Revision to requirements relating to Department of Defense policy on retention of evidence in a sexual assault case to allow return of personal property upon completion of related proceedings.

Sec. 540A. Establishment of phone service for prompt reporting of hazing involving a member of the Armed Forces.

Subtitle E—Military Family Readiness

Sec. 545. Earlier determination of dependent status with respect to transitional compensation for dependents of members separated for dependent abuse.

Sec. 546. Improved consistency in data collection and reporting in Armed Forces suicide prevention efforts.

Sec. 547. Protection of child custody arrangements for parents who are members of the Armed Forces.

Sec. 548. Role of military spouse employment programs in addressing unemployment and underemployment of spouses of members of the Armed Forces and closing the wage gap between military spouses and their civilian counterparts.

Subtitle F—Education and Training Opportunities

Sec. 551. Authorized duration of foreign and cultural exchange activities at military service academies.

Sec. 552. Pilot program to assist members of the Armed Forces in obtaining post-service employment.

Sec. 553. Direct employment pilot program for members of the National Guard and Reserve.

Sec. 554. Enhancement of authority to accept support for United States Air Force Academy athletic programs.

Sec. 555. Report on tuition assistance.

Subtitle G—Defense Dependents' Education

Sec. 561. Continuation of authority to assist local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.

Sec. 562. Authority to employ non-United States citizens as teachers in Department of Defense overseas dependents' school system.

Sec. 563. Expansion of functions of the Advisory Council on Dependents' Education to include domestic dependent elementary and secondary schools.

Sec. 564. Support for efforts to improve academic achievement and transition of military dependent students.

Sec. 565. Amendments to the Impact Aid Improvement Act of 2012.

Subtitle H—Decorations and Awards
Sec. 571. Medals for members of the Armed Forces and civilian employees of the Department of Defense who were killed or wounded in an attack inspired or motivated by a foreign terrorist organization.

Sec. 572. Retroactive award of Army Combat Action Badge.

Sec. 573. Report on Navy review, findings, and actions pertaining to Medal of Honor nomination of Marine Corps Sergeant Rafael Peralta.

Sec. 574. Recognition of Wereth massacre of 11 African-American soldiers of the United States Army during the Battle of the Bulge.

Sec. 575. Report on Army review, findings, and actions pertaining to Medal of Honor nomination of Captain William L. Albracht.

Subtitle I—Miscellaneous Reporting Requirements

Sec. 581. Secretary of Defense review and report on prevention of suicide among members of United States Special Operations Forces.

Sec. 582. Inspector General of the Department of Defense review of separation of members of the Armed Forces who made unrestricted reports of sexual assault.

Sec. 583. Comptroller General report regarding management of personnel records of members of the National Guard.

Sec. 584. Study on gender integration in defense operation planning and execution.

Sec. 585. Deadline for submission of report containing results of review of Office of Diversity Management and Equal Opportunity role in sexual harassment cases.

Sec. 586. Comptroller General and military department reports on hazing in the Armed Forces.

Sec. 587. National Institute of Mental Health study of risk and resiliency of United States Special Operations Forces and effectiveness of Preservation of the Force and Families Program.

Subtitle J—Other Matters

Sec. 591. Inspection of outpatient residential facilities occupied by recovering service members.


Sec. 593. Sense of Congress regarding fulfilling promise to leave no member of the Armed Forces unaccounted in Afghanistan.

Sec. 594. Authority for removal from national cemeteries of remains of deceased members of the Armed Forces who have no known next of kin.

Sec. 595. Access of congressional caseworkers to information about Department of Veterans Affairs casework brokered to other offices of the Department.

Sec. 596. Pilot program on provision of certain information to State veterans agencies to facilitate the transition of members of the Armed Forces from military service to civilian life.

Sec. 597. Sense of Congress regarding the recovery of the remains of certain members of the Armed Forces killed in Thurston Island, Antarctica.

Sec. 598. Name of the Department of Veterans Affairs and Department of Defense joint outpatient clinic, Marina, California.

Sec. 599. Sense of Congress regarding preservation of Second Amendment rights of active duty military personnel stationed or residing in the District of Columbia.
TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

Subtitle A—Pay and Allowances

Sec. 601. Extension of authority to provide temporary increase in rates of basic allowance for housing under certain circumstances.

Sec. 602. No fiscal year 2015 increase in basic pay for general and flag officers.

Subtitle B—Bonuses and Special and Incentive Pays

Sec. 611. One-year extension of certain bonus and special pay authorities for reserve forces.

Sec. 612. One-year extension of certain bonus and special pay authorities for health care professionals.

Sec. 613. One-year extension of special pay and bonus authorities for nuclear officers.

Sec. 614. One-year extension of authorities relating to title 37 consolidated special pay, incentive pay, and bonus authorities.

Sec. 615. One-year extension of authorities relating to payment of other title 37 bonuses and special pays.

Subtitle C—Travel and Transportation

Sec. 621. Authority to enter into contracts for the provision of relocation services.

Sec. 622. Transportation on military aircraft on a space-available basis for disabled veterans with a service-connected, permanent disability rated as total.

Subtitle D—Commissary and Nonappropriated Fund Instrumentality Benefits and Operations

Sec. 631. Authority of nonappropriated fund instrumentalities to enter into contracts with other Federal agencies and instrumentalities to provide and obtain certain goods and services.

Sec. 632. Review of management, food, and pricing options for defense commissary system.

Sec. 633. Restriction on implementing any new Department of Defense policy to limit, restrict, or ban the sale of certain items on military installations.

Sec. 634. Prohibition on the use of funds to close commissary stores.

Subtitle E—Other Matters

Sec. 641. Anonymous survey of members of the Armed Forces regarding their preferences for military pay and benefits.

Sec. 642. Availability for purchase of Department of Veterans Affairs memorial headstones and markers for members of reserve components who performed certain training.

TITLE VII—HEALTH CARE PROVISIONS

Subtitle A—TRICARE and Other Health Care Benefits

Sec. 701. Mental health assessments for members of the Armed Forces.
Sec. 702. Clarification of provision of food to former members and dependents not receiving inpatient care in military medical treatment facilities.

Sec. 703. Availability of breastfeeding support, supplies, and counseling under the tricare program.

Sec. 704. Behavioral health treatment of developmental disabilities under the TRICARE program.

Subtitle B—Health Care Administration

Sec. 711. Cooperative health care agreements between the military departments and non-military health care entities.

Sec. 712. Surveys on continued viability of TRICARE Standard and TRICARE Extra.

Sec. 713. Limitation on transfer or elimination of graduate medical education billets.

Sec. 714. Review of military health system modernization study.

Sec. 715. Provision of written notice of change to TRICARE benefits.

Subtitle C—Reports and Other Matters

Sec. 721. Extension of authority for joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund.

Sec. 722. Designation and responsibilities of senior medical advisor for Armed Forces Retirement Home.

Sec. 723. Research regarding Alzheimer’s disease.

Sec. 724. Acquisition strategy for health care professional staffing services.

Sec. 725. Pilot program on medication therapy management under TRICARE program.

Sec. 726. Report on reduction of Prime Service Areas.


Sec. 728. Briefing on hospitals in arrears in payments to Department of Defense.

Sec. 729. Research regarding breast cancer.

Sec. 730. Sense of Congress regarding access to mental health services by members of the Armed Forces.

Sec. 731. Evaluation of wounded warrior care and transition program.

Sec. 732. Improvement of mental health care.

Sec. 733. Primary blast injury research.

Sec. 734. Report on efforts to treat infertility of military families.

Sec. 735. Sense of Congress on use of hyperbaric oxygen therapy to treat traumatic brain injury and post-traumatic stress disorder.

TITLE VIII—ACQUISITION POLICY, ACQUISITION MANAGEMENT, AND RELATED MATTERS

Subtitle A—Amendments to General Contracting Authorities, Procedures, and Limitations

Sec. 801. Extension to United States Transportation Command of authorities relating to prohibition on contracting with the enemy.

Sec. 802. Extension of contract authority for advanced component development or prototype units.

Sec. 803. Amendment relating to authority of the Defense Advanced Research Projects Agency to carry out certain prototype projects.
Sec. 804. Extension of limitation on aggregate annual amount available for contract services.
Sec. 805. Maximizing competition in design-build contracts.
Sec. 806. Permanent authority for use of simplified acquisition procedures for certain commercial items.

Subtitle B—Industrial Base Matters

Sec. 811. Three-year extension of and amendments to test program for negotiation of comprehensive small business subcontracting plans.
Sec. 812. Improving opportunities for service-disabled veteran-owned small businesses.
Sec. 813. Plan for improving data on bundled and consolidated contracts.
Sec. 814. Authority to provide education to small businesses on certain requirements of Arms Export Control Act.
Sec. 815. Prohibition on reverse auctions for covered contracts.
Sec. 816. Improving Federal Surety Bonds.
Sec. 817. Publication of required justification that consolidation of contract requirements.
Sec. 818. Small business prime and subcontract participation goals raised; accounting of subcontractors.
Sec. 819. Small business cyber education.

Subtitle C—Other Matters

Sec. 821. Certification of effectiveness for Air Force information technology contracting.
Sec. 822. Airlift service.
Sec. 823. Compliance with requirements for senior Department of Defense officials seeking employment with defense contractors.
Sec. 824. Procurement of personal protective equipment.
Sec. 825. Prohibition on funds for contracts violating Executive Order No. 11246.
Sec. 826. Requirement for policies and standard checklist in procurement of services.
Sec. 827. Sole source contracts for small business concerns owned and controlled by women.
Sec. 828. Debarment required of persons convicted of fraudulent use of “made in America” labels.
Sec. 829. Innovative approaches to technology transfer.
Sec. 830. Requirement to buy American flags from domestic sources.

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

Subtitle A—Department of Defense Management

Sec. 901. Redesignation of the Department of the Navy as the Department of the Navy and Marine Corps.
Sec. 902. Additional responsibility for Director of Operational Test and Evaluation.
Sec. 903. Assistant Secretary of Defense for Installations and Environment.
Sec. 904. Requirement for congressional briefing before divesting of Defense Finance and Accounting Service functions.
Sec. 905. Combatant command efficiency plan.
Sec. 906. Requirement for plan to reduce geographic combatant commands to four by fiscal year 2020.
Sec. 907. Office of Net Assessment.
Sec. 908. Amendments relating to organization and management of the Office of the Secretary of Defense.
Sec. 909. Periodic review of Department of Defense management headquarters.
Sec. 910. Report related to nuclear forces, deterrence, nonproliferation, and terrorism.

Subtitle B—Total Force Management

Sec. 911. Modifications to biennial strategic workforce plan relating to senior management, functional, and technical workforce of the Department of Defense.
Sec. 912. Repeal of extension of Comptroller General report on inventory.
Sec. 913. Assignment of certain new requirements based on determinations of cost-efficiency.
Sec. 914. Prohibition on conversion of functions performed by civilian or contractor personnel to performance by military personnel.
Sec. 915. Notification of compliance with section relating to procurement of services.

Subtitle C—Other Matters

Sec. 921. Extension of authority to waive reimbursement of costs of activities for nongovernmental personnel at Department of Defense regional centers for security studies.
Sec. 922. Authority to require employees of the Department of Defense and Members of the Army, Navy, Air Force, and Marine Corps to occupy quarters on a rental basis while performing official travel.
Sec. 923. Single standard mileage reimbursement rate for privately owned automobiles of Government employees and members of the uniformed services.
Sec. 924. Public release by Inspectors General of reports of misconduct.
Sec. 925. Modifications to requirements for accounting for members of the armed forces and Department of Defense civilian employees listed as missing.

TITLE X—GENERAL PROVISIONS

Subtitle A—Financial Matters

Sec. 1001. General transfer authority.
Sec. 1002. Repeal of limitation on Inspector General audits of certain financial statements.
Sec. 1003. Authority to transfer funds to the National Nuclear Security Administration to sustain nuclear weapons modernization and naval reactors.
Sec. 1004. Management of Defense information technology systems.
Sec. 1005. Report on auditable financial statements.
Sec. 1006. Report on implementing audit reporting requirements.

Subtitle B—Counter-Drug Activities

Sec. 1011. Extension of authority to support unified counterdrug and counter-terrorism campaign in Colombia.
Sec. 1012. Three-year extension of authority of Department of Defense to provide additional support for counterdrug activities of other governmental agencies.

Sec. 1013. Submittal of biannual reports on use of funds in the drug interdiction and counter-drug activities, defense-wide account on the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate.

Sec. 1014. National Guard drug interdiction and counter-drug activities.

Sec. 1015. Sense of Congress on Mexico and Central America.

Subtitle C—Naval Vessels and Shipyards

Sec. 1021. Definition of combatant and support vessel for purposes of the annual plan and certification relating to budgeting for construction of naval vessels.

Sec. 1022. National Sea-Based Deterrence Fund.

Sec. 1023. Elimination of requirement that a qualified aviator or naval flight officer be in command of an inactivated nuclear-powered aircraft carrier before decommissioning.

Sec. 1024. Limitation on expenditure of funds until commencement of planning of refueling and complex overhaul of the U.S.S. George Washington.

Sec. 1025. Sense of Congress recognizing the anniversary of the sinking of U.S.S. Thresher.

Sec. 1026. Availability of funds for retirement or inactivation of Ticonderoga class cruisers or dock landing ships.

Sec. 1027. Prohibition on use of funds for certain permitting activities under the Sunken Military Craft Act.

Subtitle D—Counterterrorism

Sec. 1031. Extension of authority to make rewards for combating terrorism.

Sec. 1032. Prohibition on use of funds to construct or modify facilities in the United States to house detainees transferred from United States Naval Station, Guantanamo Bay, Cuba.

Sec. 1033. Prohibition on the use of funds for the transfer or release of individuals detained at United States Naval Station, Guantanamo Bay, Cuba.

Sec. 1034. Prohibition on the use of funds for recreational facilities for individuals detained at Guantanamo.

Subtitle E—Miscellaneous Authorities and Limitations

Sec. 1041. Modification of Department of Defense authority for humanitarian demining assistance and stockpiled conventional munitions assistance programs.

Sec. 1042. Authority to accept voluntary services of law students and persons studying to be paralegals.

Sec. 1043. Expansion of authority for Secretary of Defense to use the Department of Defense reimbursement rate for transportation services provided to certain non-Department of Defense entities.

Sec. 1044. Repeal of authority relating to use of military installations by civil reserve air fleet contractors.

Sec. 1045. Certification and limitation on availability of funds for aviation foreign internal defense program.
Sec. 1046. Submittal of procedures and report relating to sensitive military operations.
Sec. 1047. Limitation on use of Russian-flagged airlift aircraft to support the airlift movement requirements of the United States Transportation Command.
Sec. 1048. Prohibition on reduction of force structure at Lajes Air Force Base until completion of assessments by Secretary of Defense and Government Accountability Office.
Sec. 1049. Limitation on removal of C–130 aircraft.
Sec. 1050. Conditions on Army National Guard and active Army force structure changes pending Comptroller General report.
Sec. 1051. Modifications to OH–58D Kiowa Warrior helicopters.
Sec. 1052. Prohibition on use of drones to kill United States citizens.

Subtitle F—Studies and Reports
Sec. 1061. Protection of defense mission-critical infrastructure from electromagnetic pulse and high-powered microwave systems.
Sec. 1062. Response of the Department of Defense to compromises of classified information.
Sec. 1063. Report and briefing to Congress on procurement and inspection of armored commercial passenger-carrying vehicles to transport civilian employees of the Department of Defense.
Sec. 1064. Study on joint analytic capability of the Department of Defense.
Sec. 1065. Business case analysis of the creation of an active duty association for the 68th Air Refueling Wing.

Subtitle G—Other Matters
Sec. 1071. Technical and clerical amendments.
Sec. 1072. Sale or donation of excess personal property for border security activities.
Sec. 1073. Revision to statute of limitations for aviation insurance claims.
Sec. 1074. Pilot program for the human terrain system.
Sec. 1075. Unmanned aircraft systems and national airspace.
Sec. 1076. Sense of Congress on the life and achievements of Dr. James R. Schlesinger.
Sec. 1077. Reform of quadrennial defense review.
Sec. 1078. Resubmission of 2014 quadrennial defense review.
Sec. 1079. Sense of Congress regarding counter-improvised explosive devices.
Sec. 1080. Enhancing presence and capabilities and readiness posture of United States military in Europe.
Sec. 1081. Determination and disclosure of transportation costs incurred by the Secretary of Defense for congressional trips outside the United States.
Sec. 1082. Improvement of financial literacy.
Sec. 1083. Report on certain information technology systems and technology and critical national security infrastructure.
Sec. 1084. Annual report on performance of regional offices of the Department of Veterans Affairs.
Sec. 1085. Sense of Congress regarding the transfer of used military equipment to Federal, State, and local agencies.
Sec. 1086. Methods for validating certain service considered to be active service by the Secretary of Veterans Affairs.

Sec. 1087. Cost of wars.

Sec. 1088. Observance of Veterans Day.

Sec. 1089. Findings; Sense of Congress.

Sec. 1090. Review of operation of certain ships during the Vietnam Era.

Sec. 1090A. Sense of Congress recognizing the 70th anniversary of the Allied amphibious landing on D-Day, June 6, 1944, at Normandy, France.

Sec. 1090B. Transportation of supplies to members of the Armed Forces from nonprofit organizations.


Sec. 1090D. Sense of Congress on establishment of an Advisory Board on Toxic Substances and Worker Health.

Sec. 1090E. NTIA retention of DNS responsibilities pending GAO report.

Subtitle H—World War I Memorials

Sec. 1091. Short title.

Sec. 1092. Designation of National World War I Museum and Memorial in Kansas City, Missouri.

Sec. 1093. Redesignation of Pershing Park in the District of Columbia as the National World War I Memorial and enhancement of commemorative work.

Sec. 1094. Additional amendments to World War I Centennial Commission Act.

Subtitle I—National Commission on the Future of the Army


Sec. 1096. Duties of the Commission.

Sec. 1097. Powers of the Commission.

Sec. 1098. Commission personnel matters.

Sec. 1099. Termination of the Commission.

Sec. 1099A. Funding.

TITLE XI—CIVILIAN PERSONNEL MATTERS

Sec. 1101. One-year extension of authority to waive annual limitation on premium pay and aggregate limitation on pay for Federal civilian employees working overseas.

Sec. 1102. One-year extension of discretionary authority to grant allowances, benefits, and gratuities to personnel on official duty in a combat zone.

Sec. 1103. Revision to list of Science and Technology Reinvention Laboratories.

Sec. 1104. Permanent authority for experimental personnel program for scientific and technical personnel.

Sec. 1105. Temporary authorities for certain positions at Department of Defense research and engineering facilities.

Sec. 1106. Judicial review of Merit Systems Protection Board decisions relating to whistleblowers.

Sec. 1107. Pay parity for Department of Defense employees employed at joint bases.

Sec. 1108. Rate of overtime pay for Department of the Navy employees performing work aboard or dockside in support of the nuclear aircraft carrier forward deployed in Japan.

Sec. 1109. Extension of part-time reemployment authority.
TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

Subtitle A—Assistance and Training

Sec. 1201. One-year extension of Global Security Contingency Fund.
Sec. 1202. Notice to Congress on certain assistance under authority to conduct activities to enhance the capability of foreign countries to respond to incidents involving weapons of mass destruction.
Sec. 1203. Enhanced authority for provision of support to foreign military liaison officers of foreign countries while assigned to the Department of Defense.
Sec. 1204. Annual report on human rights vetting and verification procedures of the Department of Defense.

Subtitle B—Matters Relating to Afghanistan and Pakistan

Sec. 1211. Extension of Commanders’ Emergency Response Program in Afghanistan.
Sec. 1212. Extension of authority for reimbursement of certain coalition nations for support provided to United States military operations.
Sec. 1213. Extension of certain authorities for support of foreign forces supporting or participating with the United States Armed Forces.
Sec. 1215. Requirement to withhold Department of Defense assistance to Afghanistan in amount equivalent to 150 percent of all taxes assessed by Afghanistan to extent such taxes are not reimbursed by Afghanistan.
Sec. 1216. United States plan for sustaining the Afghanistan National Security Forces through the end of fiscal year 2018.
Sec. 1217. Sense of Congress on United States military commitment to Operation Resolute Support in Afghanistan.
Sec. 1218. Extension of Afghan special immigrant program.
Sec. 1219. Independent assessment of United States efforts to disrupt, dismantle, and defeat al-Qaeda, its affiliated groups, associated groups, and adherents.
Sec. 1220. Sense of Congress.
Sec. 1220A. Limitation on funds to establish permanent military installations or bases in Afghanistan.
Sec. 1220B. Review process for use of United States funds for construction projects in Afghanistan that cannot be physically accessed by United States Government civilian personnel.
Sec. 1220C. Actions to support human rights, participation, prevention of violence, existing frameworks, and security and mobility with respect to women and girls in Afghanistan.
Sec. 1220D. Sense of Congress relating to Dr. Shakil Afridi.

Subtitle C—Matters Relating to the Russian Federation

Sec. 1221. Limitation on military contact and cooperation between the United States and the Russian Federation.
Sec. 1222. Limitation on use of funds with respect to certification of certain flights by the Russian Federation under the Treaty on Open Skies.
Sec. 1223. Limitations on providing certain missile defense information to the Russian Federation.
Sec. 1224. Limitation on availability of funds to transfer missile defense information to the Russian Federation.

Sec. 1225. Report on non-compliance by the Russian Federation of its obligations under the INF Treaty.

Sec. 1226. Sense of Congress regarding Russian aggression toward Ukraine.

Sec. 1227. Annual report on military and security developments involving the Russian Federation.

Sec. 1228. Plan to reduce Russian Federation nuclear force dependencies on Ukraine.

Sec. 1229. Prohibition on use of funds to enter into contracts or agreements with Rosoboronexport.

Sec. 1230. Requirements relating to certain defense transfers to the Russian Federation.

Sec. 1230A. Limitation on funds for implementation of the New START Treaty.

Subtitle D—Matters Relating to the Asia-Pacific Region


Sec. 1232. Modifications to annual report on military and security developments involving the People’s Republic of China.

Sec. 1233. Report on goals and objectives guiding military engagement with Burma.


Sec. 1235. Missile defense cooperation.

Sec. 1236. Maritime capabilities of Taiwan and its contribution to regional peace and stability.

Sec. 1237. Independent assessment on countering anti-access and area-denial strategies and capabilities in the Asia-Pacific region.

Sec. 1238. Sense of Congress reaffirming security commitment to Japan.

Sec. 1239. Sense of Congress on opportunities to strengthen relationship between the United States and the Republic of Korea.

Sec. 1240. Sense of Congress on future of NATO and enlargement initiatives.

Sec. 1240A. Sale of F–16 aircraft to Taiwan.

Subtitle E—Other Matters

Sec. 1241. Extension of authority for support of special operations to combat terrorism.

Sec. 1242. One-year extension of authorization for non-conventional assisted recovery capabilities.

Sec. 1243. Extension and modification of authority to support operations and activities of the Office of Security Cooperation in Iraq.

Sec. 1244. Modification of national security planning guidance to deny safe havens to al-Qaeda and its violent extremist affiliates.

Sec. 1245. Enhanced authority to acquire goods and services of Djibouti in support of Department of Defense activities in United States Africa Command area of responsibility.

Sec. 1246. Strategic framework for United States security force assistance and cooperation in the European and Eurasian regions.
Sec. 1247. Requirement of Department of Defense to continue implementation of United States Strategy to Prevent and Respond to Gender-Based Violence Globally and participation in Interagency Working Group.

Sec. 1248. Department of Defense situational awareness of economic and financial activity.

Sec. 1249. Treatment of the Kurdistan Democratic Party and the Patriotic Union of Kurdistan under the Immigration and Nationality Act.

Sec. 1250. Prohibition on integration of certain missile defense systems.

Sec. 1251. Report, determination, and strategy regarding the terrorists responsible for the attack against United States personnel in Benghazi, Libya, and other regional threats.

Sec. 1252. War Powers of Congress.

Sec. 1253. Limitation on availability of funds to implement the Arms Trade Treaty.

Sec. 1254. Rule of construction.

Sec. 1255. Combating crime through intelligence capabilities.

Sec. 1256. Statement of policy.

Sec. 1257. Declaration of policy regarding Israel’s lawful exercise of self-defense.

Sec. 1258. Statement of policy and report on the inherent right of Israel to self-defense.

Subtitle F—Reports and Sense of Congress Provisions


Sec. 1262. Report on contractors with the Department of Defense that have conducted significant transactions with Iranian persons or the Government of Iran.

Sec. 1263. Reports on nuclear program of Iran.

Sec. 1264. Sense of Congress on United States presence and cooperation in the Arabian Gulf region to deter Iran.

Sec. 1265. Sense of Congress on modernization of defense capabilities of Poland.

Sec. 1266. Report on Accountability for Crimes Against Humanity in Nigeria.

Sec. 1267. Sense of Congress regarding the naval capabilities of the Russian Federation.

Sec. 1268. Report on collective and national security implications of central Asian and South Caucasus energy development.

Sec. 1269. Findings and sense of Congress.

Sec. 1270. Sense of Congress on Nigeria and Boko Haram.

Sec. 1271. Recognition of victims of Soviet Communist and Nazi regimes.

Sec. 1272. Report relating to rescue efforts in Nigerian kidnapping.

TITLE XIII—COOPERATIVE THREAT REDUCTION

Sec. 1301. Specification of Cooperative Threat Reduction Programs and Funds.

Sec. 1302. Funding Allocations.

Sec. 1303. Limitation on availability of funds for Cooperative Threat Reduction activities with Russian Federation.

TITLE XIV—OTHER AUTHORIZATIONS

Subtitle A—Military Programs
Sec. 1401. Working capital funds.
Sec. 1402. Chemical Agents and Munitions Destruction, Defense.
Sec. 1403. Drug Interdiction and Counter-Drug Activities, Defense-wide.
Sec. 1405. Defense Health Program.

Subtitle B—National Defense Stockpile
Sec. 1411. Revisions to previously authorized disposals from the National Defense Stockpile.

Subtitle C—Other Matters
Sec. 1421. Authority for transfer of funds to joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund for Captain James A. Lovell Health Care Center, Illinois.
Sec. 1422. Authorization of appropriations for Armed Forces Retirement Home.

TITLE XV—AUTHORIZATION OF ADDITIONAL APPROPRIATIONS FOR OVERSEAS CONTINGENCY OPERATIONS

Subtitle A—Authorization of Appropriations
Sec. 1501. Purpose.
Sec. 1502. Procurement.
Sec. 1503. Operation and maintenance.
Sec. 1504. Military personnel.
Sec. 1505. Other appropriations.

Subtitle B—Financial Matters
Sec. 1511. Treatment as additional authorizations.
Sec. 1512. Special transfer authority.

Subtitle C—Limitations, Reports, and Other Matters
Sec. 1521. Continuation of existing limitations on the use of funds in the Afghanistan Security Forces Fund.
Sec. 1522. Use of and transfer of funds from Joint Improvised Explosive Device Defeat Fund.
Sec. 1523. Limitation on use of funds for the Afghanistan Infrastructure Fund.
Sec. 1524. Codification of Office of Management and Budget criteria.

TITLE XVI—STRATEGIC PROGRAMS, CYBER, AND INTELLIGENCE MATTERS

Subtitle A—Space Activities
Sec. 1601. Department of Defense Space Security and Defense Program.
Sec. 1602. Evolved expendable launch vehicle notification.
Sec. 1603. Satellite communications responsibilities of Executive Agent for Space.
Sec. 1604. Liquid rocket engine development program.
Sec. 1605. Pilot program for acquisition of commercial satellite communication services.
Sec. 1606. Space protection strategy.
Subtitle B—Defense Intelligence and Intelligence-Related Activities

Sec. 1611. Assessment and limitation on availability of funds for intelligence activities and programs of United States Special Operations Command and special operations forces.

Sec. 1612. Annual briefing on the intelligence, surveillance, and reconnaissance requirements of the combatant commands.

Sec. 1613. One-year extension of report on imagery intelligence and geospatial information support provided to regional organizations and security alliances.

Sec. 1614. Tactical Exploitation of National Capabilities Executive Agent.

Sec. 1615. Air Force intelligence organization.

Sec. 1616. Prohibition on National Intelligence Program consolidation.


Subtitle C—Cyberspace-Related Matters

Sec. 1621. Executive agent for cyber test and training ranges.

Sec. 1622. Sense of Congress regarding role of National Guard in defense of United States against cyber attacks.

Sec. 1623. Director of National Intelligence certification with respect to the mission analysis for cyber operations of Department of Defense.

Subtitle D—Nuclear Forces

Sec. 1631. Preparation of annual budget request regarding nuclear weapons.

Sec. 1632. Independent review of the personnel reliability program of the Department of Defense and the human reliability program of the Department of Energy.

Sec. 1633. Assessment of nuclear weapon secondary requirement.

Sec. 1634. Retention of missile silos.

Sec. 1635. Certification on nuclear force structure.

Sec. 1636. Findings and statement of policy on the nuclear triad.

Sec. 1637. Improvement to biennial assessment on delivery platforms for nuclear weapons and the nuclear command and control system.

Sec. 1638. Reports and briefings of Strategic Advisory Group.

Sec. 1639. Limitation on availability of funds for removal or consolidation of dual-capable aircraft from Europe.

Sec. 1640. Annual Congressional Budget Office review of cost estimates for nuclear weapons.

Subtitle E—Missile Defense Programs

Sec. 1641. Theater air and missile defense of allies of the United States.

Sec. 1642. Sense of Congress on procurement and deployment of capability enhancement II exoatmospheric kill vehicle.

Sec. 1643. Procurement authority for specified fuzes.

Sec. 1644. Plan to counter certain ground-launched ballistic missiles and cruise missiles.

Sec. 1645. Study on testing program of ground-based midcourse missile defense system.

Sec. 1646. Budget increase for Aegis ballistic missile defense.

TITLE XVII—DEFENSE AUDIT ADVISORY PANEL ON DEPARTMENT OF DEFENSE AUDITABILITY
Sec. 1701. Findings and purposes.

Sec. 1702. Establishment of Advisory Panel on Department of Defense Audit Readiness.

Sec. 1703. Duties of the Advisory Panel.

Sec. 1704. Powers of the Advisory Panel.

Sec. 1705. Advisory Panel personnel matters.

Sec. 1706. Termination of the Advisory Panel.

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS


Sec. 2002. Expiration of authorizations and amounts required to be specified by law.

Sec. 2003. Effective date.

TITLE XXI—ARMY MILITARY CONSTRUCTION

Sec. 2101. Authorized Army construction and land acquisition projects.

Sec. 2102. Family housing.

Sec. 2103. Authorization of appropriations, Army.

Sec. 2104. Modification of authority to carry out certain fiscal year 2004 project.

Sec. 2105. Modification of authority to carry out certain fiscal year 2013 projects.

Sec. 2106. Extension of authorization of certain fiscal year 2011 project.

Sec. 2107. Extension of authorizations of certain fiscal year 2012 projects.

TITLE XXII—NAVY MILITARY CONSTRUCTION

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 2012 projects.

Sec. 2206. Modification of authority to carry out certain fiscal year 2014 project.

Sec. 2207. Extension of authorizations of certain fiscal year 2011 projects.

Sec. 2208. Extension of authorizations of certain fiscal year 2012 projects.

TITLE XXIII—AIR FORCE MILITARY CONSTRUCTION

Sec. 2301. Authorized Air Force construction and land acquisition projects.


Sec. 2303. Modification of authority to carry out certain fiscal year 2008 project.

Sec. 2304. Modification of authority to carry out certain fiscal year 2014 project.

Sec. 2305. Extension of authorization of certain fiscal year 2011 project.

Sec. 2306. Extension of authorizations of certain fiscal year 2012 projects.

TITLE XXIV—DEFENSE AGENCIES MILITARY CONSTRUCTION

Subtitle A—Defense Agency Authorizations

Sec. 2401. Authorized Defense Agencies construction and land acquisition projects.

Sec. 2402. Authorized energy conservation projects.
Sec. 2404. Extension of authorizations of certain fiscal year 2011 projects.
Sec. 2405. Extension of authorizations of certain fiscal year 2012 projects.
Sec. 2406. Limitation on project authorization to carry out certain fiscal year 2015 projects pending submission of required reports.

Subtitle B—Chemical Demilitarization Authorizations

Sec. 2411. Authorization of appropriations, chemical demilitarization construction, defense-wide.
Sec. 2412. Modification of authority to carry out certain fiscal year 2000 project.

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

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

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

Subtitle A—Project Authorizations and Authorization of Appropriations

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

Subtitle B—Other Matters

Sec. 2611. Modification and extension of authority to carry out certain fiscal year 2012 projects.
Sec. 2612. Modification of authority to carry out certain fiscal year 2013 project.
Sec. 2613. Extension of authorization of certain fiscal year 2011 project.

TITLE XXVII—BASE REALIGNMENT AND CLOSURE ACTIVITIES

Subtitle A—Authorization of Appropriations

Sec. 2701. Authorization of appropriations for base realignment and closure activities funded through Department of Defense base closure account.

Subtitle B—Prohibition on Additional BRAC Round

Sec. 2711. Prohibition on conducting additional Base Realignment and Closure (BRAC) round.

Subtitle C—Other Matters

Sec. 2721. Force-structure plans and infrastructure inventory and assessment of infrastructure necessary to support the force structure.
Sec. 2722. Modification of property disposal procedures under base realignment and closure process.
Sec. 2723. Final settlement of claims regarding caretaker agreement for former Defense Depot Ogden, Utah.

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

Subtitle A—Military Construction Program and Military Family Housing Changes
Sec. 2801. Prevention of circumvention of military construction laws.
Sec. 2802. Modification of authority to carry out unspecified minor military construction.
Sec. 2803. Use of one-step turn-key contractor selection procedures for additional facility projects.
Sec. 2804. Extension of limitation on construction projects in European Command area of responsibility.

Subtitle B—Real Property and Facilities Administration
Sec. 2811. Consultation requirement in connection with Department of Defense major land acquisitions.
Sec. 2812. Renewals, extensions, and succeeding leases for financial institutions operating on military installations.
Sec. 2813. Arsenal Installation Reutilization Authority.
Sec. 2814. Deposit of reimbursed funds to cover administrative expenses relating to certain real property transactions.
Sec. 2815. Special easement acquisition authority, Pacific Missile Range Facility, Barking Sands, Kauai, Hawaii.
Sec. 2816. National security considerations for inclusion of Federal property on National Register of Historic Places or designation as National Historic Landmark under the National Historic Preservation Act.
Sec. 2817. Sense of Congress on national security and public lands.
Sec. 2818. Use of former bombardment area on island of Culebra, Puerto Rico.
Sec. 2819. Indemnification of transferees of property at military installations closed since October 24, 1988, that remain under the jurisdiction of the Department of Defense.

Subtitle C—Provisions Related to Asia-Pacific Military Realignment
Sec. 2831. Repeal or modification of certain restrictions on realignment of Marine Corps forces in Asia-Pacific Region.
Sec. 2832. Establishment of surface danger zone, Ritidian Unit, Guam National Wildlife Refuge.

Subtitle D—Land Conveyances
Sec. 2841. Land conveyance, Mt. Soledad Veterans Memorial, La Jolla, California.
Sec. 2842. Land conveyance, former Walter Reed Army Hospital, District of Columbia.
Sec. 2843. Transfers of administrative jurisdiction, Camp Frank D. Merrill and Lake Lanier, Georgia.
Sec. 2844. Land conveyance, Joint Base Pearl Harbor-Hickam, Hawaii.
Sec. 2845. Modification of conditions on land conveyance, Joliet Army Ammu-
nition Plant, Illinois.
Sec. 2846. Land conveyance, Robert H. Dietz Army Reserve Center, Kingston,
New York.
Sec. 2847. Exercise of reversionary interest, Camp Gruber, Oklahoma.
Sec. 2848. Land conveyance, Hanford Site, Washington.
Sec. 2849. Land conveyance, former Air Force Norwalk Defense Fuel Supply
Point, Norwalk, California.

Subtitle E—Other Matters

Sec. 2861. Memorial to the victims of the shooting attack at the Washington
Navy Yard.
Sec. 2862. Redesignation of the Asia-Pacific Center for Security Studies as the
Sec. 2863. Redesignation of Pohakuloa Training Area in Hawaii as Pohakuloa
Training Center.
Sec. 2864. Designation of Distinguished Flying Cross National Memorial in
Riverside, California.
Sec. 2865. Renaming site of the Dayton Aviation Heritage National Historical
Park, Ohio.
Sec. 2866. Manhattan Project National Historical Park.
Sec. 2867. Ensuring public access to the summit of Rattlesnake Mountain in
the Hanford Reach National Monument.

TITLE XXIX—MILITARY LAND TRANSFERS AND WITHDRAWALS
TO SUPPORT READINESS AND SECURITY

Subtitle A—Naval Air Station Fallon, Nevada

Sec. 2901. Transfer of administrative jurisdiction, Naval Air Station Fallon,
Nevada.
Sec. 2902. Water rights.
Sec. 2903. Withdrawal.

Subtitle B—Marine Corps Air Ground Combat Center Twentynine Palms,
California

Sec. 2911. Redesignation of Johnson Valley Off-Highway Vehicle Recreation
Area, California.

Subtitle C—Bureau of Land Management Withdrawn Military Lands
Efficiency and Savings

Sec. 2921. Elimination of termination date for public land withdrawals and res-

Subtitle D—Naval Air Weapons Station China Lake, California

Sec. 2931. Withdrawal and reservation of public land for Naval Air Weapons
Station China Lake, California.

Subtitle E—White Sands Missile Range, New Mexico

Sec. 2941. Additional withdrawal and reservation of public land to support
White Sands Missile Range, New Mexico.
DIVISION C—DEPARTMENT OF ENERGY NATIONAL SECURITY
AUTHORIZATIONS AND OTHER AUTHORIZATIONS

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY
PROGRAMS

Subtitle A—National Security Programs Authorizations

Sec. 3101. National Nuclear Security Administration.
Sec. 3102. Defense environmental cleanup.
Sec. 3103. Other Defense Activities.

Subtitle B—Program Authorizations, Restrictions, and Limitations

Sec. 3111. Design and use of prototypes of nuclear weapons for intelligence purposes.
Sec. 3112. Authorized personnel levels of National Nuclear Security Administration.
Sec. 3113. Cost containment for Uranium Capabilities Replacement Project.
Sec. 3114. Plutonium pit production capacity.
Sec. 3115. Definition of baseline and threshold for stockpile life extension project.
Sec. 3116. Production of nuclear warhead for long-range standoff weapon.
Sec. 3117. Disposition of weapons-usable plutonium.
Sec. 3118. Limitation on availability of funds for Office of the Administrator for Nuclear Security.
Sec. 3119. Additional limitation on availability of funds for Office of the Administrator for Nuclear Security.
Sec. 3120. Limitation on availability of funds for nonproliferation activities between the United States and the Russian Federation.
Sec. 3121. Limitation on availability of funds for defense nuclear nonproliferation activities at sites in the Russian Federation.

Subtitle C—Plans and Reports

Sec. 3131. Cost estimation and program evaluation by National Nuclear Security Administration.
Sec. 3132. Analysis and report on W88 Alt 370 program high explosives options.
Sec. 3133. Analysis of existing facilities.
Sec. 3134. Plan for verification and monitoring of proliferation of nuclear weapons and fissile material.

Subtitle D—Other Matters

Sec. 3143. Budget increase for defense environmental cleanup.

TITLE XXXII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD

Sec. 3201. Authorization.
Sec. 3203. Number of employees of Defense Nuclear Facilities Safety Board.

TITLE XXXIV—NAVAL PETROLEUM RESERVES
Sec. 3401. Authorization of appropriations.

TITLE XXXV—MARITIME ADMINISTRATION

Sec. 3502. Special rule for DD–17.
Sec. 3503. Sense of Congress on the role of domestic maritime industry in national security.

DIVISION D—FUNDING TABLES

Sec. 4001. Authorization of amounts in funding tables.

TITLE XLII—PROCUREMENT

Sec. 4101. Procurement.

TITLE XLII—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Sec. 4201. research, development, test, and evaluation.

TITLE XLIII—OPERATION AND MAINTENANCE

Sec. 4301. Operation and maintenance.

TITLE XLIV—MILITARY PERSONNEL

Sec. 4401. Military personnel.

TITLE XLV—OTHER AUTHORIZATIONS

Sec. 4501. Other authorizations.

TITLE XLVI—MILITARY CONSTRUCTION

Sec. 4601. Military construction.

TITLE XLVII—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

Sec. 4701. Department of Energy national security programs.

DIVISION E—FEDERAL INFORMATION TECHNOLOGY ACQUISITION REFORM

Sec. 5001. Short title.
Sec. 5002. Table of contents.
Sec. 5003. Definitions.

TITLE LI—MANAGEMENT OF INFORMATION TECHNOLOGY WITHIN FEDERAL GOVERNMENT

Sec. 5101. Increased authority of agency Chief Information Officers over information technology.
Sec. 5102. Lead coordination role of Chief Information Officers Council.
Sec. 5103. Reports by Government Accountability Office.

TITLE LII—DATA CENTER OPTIMIZATION

HR 4435 PCS
Sec. 5201. Purpose.
Sec. 5202. Definitions.
Sec. 5203. Federal data center optimization initiative.
Sec. 5204. Performance requirements related to data center consolidation.
Sec. 5205. Cost savings related to data center optimization.
Sec. 5206. Reporting requirements to Congress and the Federal Chief Information Officer.

TITLE LIII—ELIMINATION OF DUPLICATION AND WASTE IN INFORMATION TECHNOLOGY ACQUISITION

Sec. 5301. Inventory of information technology software assets.
Sec. 5302. Website consolidation and transparency.
Sec. 5303. Transition to the cloud.
Sec. 5304. Elimination of unnecessary duplication of contracts by requiring business case analysis.

TITLE LIV—STRENGTHENING IT ACQUISITION WORKFORCE

Sec. 5411. Expansion of training and use of information technology acquisition cadres.
Sec. 5412. Plan on strengthening program and project management performance.
Sec. 5413. Personnel awards for excellence in the acquisition of information systems and information technology.

TITLE LV—ADDITIONAL REFORMS

Sec. 5501. Maximizing the benefit of the Federal strategic sourcing initiative.
Sec. 5502. Governmentwide software purchasing program.
Sec. 5503. Promoting transparency of blanket purchase agreements.
Sec. 5504. Additional source selection technique in solicitations.
Sec. 5505. Enhanced transparency in information technology investments.
Sec. 5506. Enhanced communication between government and industry.
Sec. 5507. Clarification of current law with respect to technology neutrality in acquisition of software.
Sec. 5508. No additional funds authorized.

1 SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES.

In this Act, the term “congressional defense committees” has the meaning given that term in section 101(a)(16) of title 10, United States Code.
DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

Subtitle A—Authorization of Appropriations

SEC. 101. AUTHORIZATION OF APPROPRIATIONS.

Funds are hereby authorized to be appropriated for fiscal year 2015 for procurement for the Army, the Navy and the Marine Corps, the Air Force, and Defense-wide activities, as specified in the funding table in section 4101.

Subtitle B—Army Programs

SEC. 111. LIMITATION ON AVAILABILITY OF FUNDS FOR AIRBORNE RECONNAISSANCE LOW AIRCRAFT.

None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for aircraft procurement, Army, for the modernization of the communications intelligence subsystem of airborne reconnaissance low aircraft may be obligated or expended until the Secretary of the Army submits to the congressional defense committees a report that—

1. specifies which such subsystem will be used to modernize such aircraft;
2. explains how such subsystem was selected;
(3) identifies the alternatives to such subsystem that the Secretary considered during such selection; and

(4) details how such subsystem will be integrated into the signals intelligence modernization plan of the Army.

SEC. 112. PLAN ON MODERNIZATION OF UH–60A AIRCRAFT OF ARMY NATIONAL GUARD.

(a) Plan.—Not later than March 15, 2015, the Secretary of the Army shall submit to the congressional defense committees a prioritized plan for modernizing the entire fleet of UH–60A aircraft of the Army National Guard.

(b) Additional Elements.—The plan under subsection (a) shall set forth the following:

(1) A detailed timeline for the modernization of the entire fleet of UH–60A aircraft of the Army National Guard.

(2) The number of UH–60L, UH–60L Digital, and UH–60M aircraft that the Army National Guard will possess upon completion of such modernization plan.

(3) The cost, by year, associated with such modernization plan.
Subtitle C—Navy Programs

SEC. 121. MULTIYEAR PROCUREMENT AUTHORITY FOR TOMAHAWK BLOCK IV MISSILES.

(a) Authority for Multiyear Procurement.—

(1) In general.—Subject to section 2306b of title 10, United States Code, the Secretary of the Navy may enter into one or more multiyear contracts for a period of not more than five years, beginning with the fiscal year 2015 program year, for the procurement of Tomahawk block IV missiles.

(2) Submission of written certification by Secretary of Defense.—For purposes of carrying out subsection (i)(1) of such section 2306b with respect to a contract entered into under paragraph (1), the Secretary shall substitute “the date that is 45 days before the date on which the Secretary enters into a contract under section 121 of the Howard P. ‘Buck’ McKeon National Defense Authorization Act for Fiscal Year 2015” for “March 1 of the year in which the Secretary requests legislative authority to enter into such contract”.

(b) Condition for Out-Year Contract Payments.—A contract entered into under subsection (a) shall provide that any obligation of the United States to make a payment under the contract for a fiscal year after...
fiscal year 2015 is subject to the availability of appropriations for that purpose for such later fiscal year.

SEC. 122. CONSTRUCTION OF SAN ANTONIO CLASS AMPHIBIOUS SHIP.

(a) In General.—The Secretary of the Navy may enter into a contract beginning with the fiscal year 2015 program year for the procurement of one San Antonio class amphibious ship. The Secretary may employ incremental funding for such procurement.

(b) Condition on Out-Year Contract Payments.—A contract entered into under subsection (a) shall provide that any obligation of the United States to make a payment under such contract for any fiscal year after fiscal year 2015 is subject to the availability of appropriations for that purpose for such fiscal year.

SEC. 123. ADDITIONAL OVERSIGHT REQUIREMENTS FOR THE UNDERSEA MOBILITY ACQUISITION PROGRAM OF THE UNITED STATES SPECIAL OPERATIONS COMMAND.

(a) Limitation on Milestone B Decision.—The Commander of the United States Special Operations Command may not make any Milestone B acquisition decisions with respect to a covered element unless—
(1) the Commander has submitted to the congressional defense committees the transition plan under subsection (b)(2);

(2) the Under Secretary of Defense for Acquisition, Technology, and Logistics has submitted to such committees the certification under subsection (c)(1); and

(3) the Secretary of the Navy has completed the review under subsection (d)(1).

(b) Transition Plan.—

(1) In general.—The Commander shall develop a transition plan for undersea mobility capabilities that includes the following:

(A) A description of the current capabilities provided by covered elements as of the date of the plan.

(B) An identification and description of the requirements of the Commander for future undersea mobility platforms.

(C) An identification of resources necessary to fulfill the requirements identified in subparagraph (B).

(D) A description of the technology readiness levels of any covered element currently under development as of the date of the plan.
(E) An identification of any potential gaps or projected shortfall in capability, along with steps to mitigate any such gap or shortfall.

(F) Any other matters the Commander determines appropriate.

(2) Submission.—The Commander shall submit to the congressional defense committees the transition plan under paragraph (1).

(e) Certification.—

(1) In General.—Except as provided by paragraph (2), the Under Secretary of Defense for Acquisition, Technology, and Logistics shall certify an acquisition strategy for covered elements developed by the Commander if such strategy—

(A) is based on reasonable cost and schedule estimates to execute the product development and production plan;

(B) the technology in the program has been demonstrated in a relevant environment; and

(C) the program complies with all relevant policies, regulations, and directives of the Secretary of Defense.
(2) WAIVER.—The Secretary of Defense may waive the certification requirement in paragraph (1) if the Secretary—

(A) determines that such certification is not in the interests of the United States; and

(B) notifies the congressional defense committees of such determination, including justifications for making the waiver.

(d) REVIEW.—The Secretary of the Navy shall—

(1) review the transition plan under subsection (b)(1) and the acquisition strategy described in subsection (c)(1); and

(2) ensure that the development of requirements for the Navy and the acquisition plans of the Navy take into account such transition plan and acquisition strategy.

(e) DEFINITIONS.—In this section:

(1) The term “covered element” means any of the following elements of the undersea mobility acquisition program of the United States Special Operations Command:

(A) The dry combat submersible-light program.

(B) The dry combat submersible-medium program.
(C) The next-generation submarine shelter program.

(D) Any new dry combat submersible developed under the undersea mobility acquisition program of the United States Special Operations Command after the date of the enactment of this Act.

(2) The term “Milestone B approval” has the meaning given that term in section 2366(e) of title 10, United States Code.

(f) CONFORMING REPEAL.—Section 144 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat. 1325) is repealed.

SEC. 124. LIMITATION ON AVAILABILITY OF FUNDS FOR MOORED TRAINING SHIP PROGRAM.

Of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for shipbuilding and construction, Navy, for design, conversion, modification, or construction relating to the moored training ship program of the Navy, not more than 80 percent may be obligated or expended until a period of 30 days has elapsed following the date on which the Secretary of Defense certifies to the congressional defense committees that—
(1) the Chairman of the Joint Requirements Oversight Council has reviewed and approved the need for two additional moored training ships;

(2) the Director of Cost Assessment and Program Evaluation has reviewed and certified the cost estimates of the moored training ship program; and

(3) the Under Secretary of Defense for Acquisition, Technology, and Logistics has reviewed and approved the budget, schedule, and construction plans for such two additional moored training ships.

SEC. 125. LIMITATION ON AVAILABILITY OF FUNDS FOR MISSION MODULES FOR LITTORAL COMBAT SHIP.

None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for the procurement of additional mission modules for the Littoral Combat Ship program may be obligated or expended until the Secretary of the Navy submits to the congressional defense committees each of the following:

(1) The Milestone B program goals for cost, schedule, and performance for each increment.

(2) Certification by the Director of Operational Test and Evaluation with respect to the total number for each module type that is required to perform all necessary operational testing.
SEC. 126. EXTENSION OF LIMITATION ON AVAILABILITY OF FUNDS FOR LITTORAL COMBAT SHIP.

Section 124(a) of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 693) is amended by striking “this Act or otherwise made available for fiscal year 2014” and inserting “this Act, the Howard P. ‘Buck’ McKeon National Defense Authorization Act for Fiscal Year 2015, or otherwise made available for fiscal years 2014 or 2015”.

Subtitle D—Air Force Programs

SEC. 131. PROHIBITION ON CANCELLATION OR MODIFICATION OF AVIONICS MODERNIZATION PROGRAM FOR C–130 AIRCRAFT.

(a) Prohibition.—None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for the Air Force may be used to—

(1) take any action to cancel or modify the avionics modernization program of record for C–130 aircraft; or

(2) initiate an alternative communication, navigation, surveillance, and air traffic management program for C–130 aircraft that is designed or intended to replace the avionics modernization program described in paragraph (1).

(b) Limitation.—Of the funds authorized to be appropriated by this Act or otherwise made available for fis-
cal year 2015 for operation and maintenance for the Office of the Secretary of the Air Force, not more than 75 percent may be obligated or expended until a period of 15 days has elapsed following the date on which the Secretary of the Air Force certifies to the congressional defense committees that the Secretary has obligated the funds authorized to be appropriated or otherwise made available for fiscal years prior to fiscal year 2015 for the avionics modernization program of record for C–130 aircraft.

SEC. 132. PROHIBITION ON AVAILABILITY OF FUNDS FOR RETIREMENT OF A–10 AIRCRAFT.

(a) PROHIBITION.—None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for the Department of Defense may be obligated or expended to retire A–10 aircraft.

(b) COMPTROLLER GENERAL STUDY.—

(1) STUDY.—The Comptroller General of the United States shall conduct a study evaluating the platforms of the Air Force used, as of the date of the study, to conduct close air support missions.

(2) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General shall submit to the congressional de-
fense committees a report on the study under para-
paragraph (1), including—

(A) the cost per airframe carrying out the
close air support missions described in such
paragraph;

(B) the capabilities of each platform evalu-
ated under such study; and

(C) a determination by the Comptroller
General with respect to whether such airframes
other than A–10 aircraft are able to success-
fully carry out such close air support missions.

SEC. 133. LIMITATION ON AVAILABILITY OF FUNDS FOR RE-
TIREMENT OF U–2 AIRCRAFT.

None of the funds authorized to be appropriated by
this Act or otherwise made available for fiscal year 2015
for the Department of Defense may be obligated or ex-
pended to make significant changes to retire, prepare to
retire, or place in storage U–2 aircraft.

SEC. 134. LIMITATION ON AVAILABILITY OF FUNDS FOR DI-
VESTMENT OR TRANSFER OF KC–10 AIR-
CRAFT.

None of the funds authorized to be appropriated by
this Act or otherwise made available for fiscal year 2015
for the Air Force may be obligated or expended during
such fiscal year to divest or transfer, or prepare to divest
or transfer, KC–10 aircraft.

SEC. 135. LIMITATION ON AVAILABILITY OF FUNDS FOR DI-
VESTMENT OF E–3 AIRBORNE WARNING AND
CONTROL SYSTEM AIRCRAFT.

None of the funds authorized to be appropriated by
this Act or otherwise made available for fiscal year 2015
for the Department of Defense may be obligated or ex-
pended to divest more than four E–3 airborne warning
and control system aircraft, or disestablish any units of
the active or reserve components associated with such air-
craft, until a period of 15 days has elapsed following the
date on which the Secretary of the Air Force submits to
the congressional defense committees a report consisting
of—

(1) a certification that the Secretary is able to
meet all priority requirements of the commanders of
the combatant commands relating to such aircraft
with a planned force of 24 such aircraft; and

(2) a detailed explanation how the Secretary
will meet such requirements with such planned force.
Subtitle E—Defense-wide, Joint, and Multiservice Matters

SEC. 141. COMPTROLLER GENERAL REPORT ON F-35 AIRCRAFT ACQUISITION PROGRAM.

(a) Annual Report.—Not later than April 15, 2015, and each year thereafter until the F-35 aircraft acquisition program enters into full-rate production, the Comptroller General of the United States shall submit to the congressional defense committees a report reviewing such program.

(b) Matters Included.—Each report under subsection (a) shall include the following:

(1) The extent to which the F-35 aircraft acquisition program is meeting cost, schedule, and performance goals.

(2) The progress and results of developmental and operational testing.

(3) The progress of the procurement and manufacturing of F-35 aircraft.

(4) An assessment of any plans or efforts of the Secretary of Defense to improve the efficiency of the procurement and manufacturing of F-35 aircraft.
SEC. 142. SENSE OF CONGRESS REGARDING THE OCONUS Basing of the F–35A.

(a) Findings.—Congress makes the following findings:

(1) The Department of Defense has begun its process of permanently stationing the F–35 at installations in the Continental United States (in this section referred to as “CONUS”) and forward-basing Outside the Continental United States (in this section referred to as “OCONUS”).

(2) The Secretary of the Air Force is assessing operating bases for the F–35A to support Pacific Air Forces, which includes two United States candidate bases in Alaska and three foreign OCONUS candidate bases.

(b) Sense of Congress.—It is the Sense of Congress that the Secretary of the Air Force, in the strategic basing process for the F–35A, should place emphasis on the benefits derived from sites that—

(1) are capable of hosting fighter-based bilateral and multilateral training opportunities with international partners;

(2) have sufficient airspace and range capabilities and capacity to meet the training requirements;
(3) have existing facilities to support personnel, operations, and logistics associated with the flying mission;

(4) have limited encroachment that would adversely impact training or operations; and

(5) minimize the overall construction and operational costs.

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Subtitle A—Authorization of Appropriations

SEC. 201. AUTHORIZATION OF APPROPRIATIONS. Funds are hereby authorized to be appropriated for fiscal year 2015 for the use of the Department of Defense for research, development, test, and evaluation as specified in the funding table in section 4201.

Subtitle B—Program Requirements, Restrictions, and Limitations

SEC. 211. PRELIMINARY DESIGN REVIEW OF PRESIDENTIAL AIRCRAFT RECAPITALIZATION PROGRAM. The milestone decision authority (as defined in section 2366b(g) of title 10, United States Code) may not make a waiver under section 2366b(d) of title 10, United States Code.
States Code, with respect to the presidential aircraft re-
capitalization program of the Air Force.

SEC. 212. LIMITATION ON AVAILABILITY OF FUNDS FOR AR-
MORED MULTI-PURPOSE VEHICLE PROGRAM.

(a) LIMITATION.—Of the funds authorized to be ap-
propriated by this Act or otherwise made available for fis-
cal year 2015 for research, development, test, and evalu-
tion, Army, for the armored multi-purpose vehicle pro-
gram, not more than 80 percent may be obligated or ex-
pended until the date on which the Secretary of the Army
submits to the congressional defense committees the re-
port under subsection (b)(1).

(b) REPORT.—

(1) IN GENERAL.—Not later than March 1,
2015, the Secretary of the Army shall submit to the
congressional defense committee a report on the ar-
mored multi-purpose vehicle program.

(2) MATTERS INCLUDED.—The report under
paragraph (1) shall include the following:

(A) An identification of the existing capa-
bility gaps of the M–113 family of vehicles as-
signed, as of the date of the report, to units
outside of combat brigades.

(B) An identification of the mission roles
that are in common between—
(i) such vehicles assigned to units outside of combat brigades; and

(ii) the vehicles examined in the armor brigade combat team during the armored multi-purpose vehicle analysis of alternatives.

(C) The estimated timeline and the rough order of magnitude of funding requirements associated with complete M–113 family of vehicles divestiture within the units outside of combat brigades and the risk associated with delaying the replacement of such vehicles.

(D) A description of the requirements for force protection, mobility, and size, weight, power, and cooling capacity for the mission roles of M–113 family of vehicles assigned to units outside of combat brigades.

(E) A discussion of the mission roles of the M–113 family of vehicles assigned to units outside of combat brigades that are comparable to the mission roles of the M–113 family of vehicles assigned to armor brigade combat teams.

(F) A discussion of whether a one-for-one replacement of the M–113 family of vehicles as-
signed to units outside of combat brigades is likely.

(G) With respect to mission roles, a discussion of any substantive distinctions that exist in the capabilities of the M–113 family of vehicles that are needed based on the level of the unit to which the vehicle is assigned (not including combat brigades).

(H) A discussion of the relative priority of fielding among the mission roles.

(I) An assessment for the feasibility of incorporating medical wheeled variants within the armor brigade combat teams.

SEC. 213. LIMITATION ON AVAILABILITY OF FUNDS FOR UNMANNED CARRIER-LAUNCHED AIRBORNE SURVEILLANCE AND STRIKE SYSTEM.

(a) Limitation.—None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for research, development, test, and evaluation, Navy, for the unmanned carrier-launched airborne surveillance and strike system may be obligated or expended to award a contract for air vehicle segment development until a period of 15 days has elapsed following the date on which the Secretary of Defense submits the report under subsection (b).
(b) REPORT.—Not later than December 31, 2014, the Secretary of Defense shall submit to the congressional defense committees a report that—

(1) certifies that a review of the requirements for air vehicle segments of the unmanned carrier-launched surveillance and strike system is complete; and

(2) includes the results of such review.

SEC. 214. LIMITATION ON AVAILABILITY OF FUNDS FOR AIRBORNE RECONNAISSANCE SYSTEMS.

(a) LIMITATION.—Of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for research, development, test, and evaluation, Air Force, for imaging and targeting support of airborne reconnaissance systems, not more than 25 percent may be obligated or expended until the date on which the Secretary of the Air Force submits to the appropriate congressional committees—

(1) a detailed plan regarding using such funds for such purpose during fiscal year 2015; and

(2) a strategic plan for the funding of advanced airborne reconnaissance technologies supporting manned and unmanned systems.
(b) APPROPRIATE CONGRESSIONAL COMMITTEES

DEFINED.—In this section, the term “appropriate congressional committees” means—

(1) the congressional defense committees; and

(2) the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate.

SEC. 215. LIMITATION ON AVAILABILITY OF FUNDS FOR WEATHER SATELLITE FOLLOW-ON SYSTEM.

(a) MANIFEST.—The Secretary of the Air Force shall—

(1) place the last remaining satellite of the defense meteorological satellite program on the launch manifest for the evolved expendable launch vehicle program; and

(2) establish an additional launch, for acquisition during fiscal year 2015, under the evolved expendable launch vehicle program using full and open competition among certified providers.

(b) LIMITATION.—Of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for research, development, test, and evaluation, Air Force, for the weather satellite follow-on system, not more than 25 percent may be obligated or expended until the date on which the Secretary of the Air Force
submit to the congressional defense committees the plan under subsection (e).

(c) PLAN REQUIRED.—The Secretary of the Air Force shall develop a plan to meet the meteorological and oceanographic collection requirements of the Joint Requirements Oversight Council. The plan shall include the following:

(1) How the Secretary will launch and use existing assets of the defense meteorological satellite program.

(2) How the Secretary will use other sources of data, such as civil, commercial satellite weather data, and international partnerships, to meet such requirements.

(3) An explanation of the relevant costs and schedule.

(4) The requirements of the weather satellite follow-on system.

SEC. 216. LIMITATION ON AVAILABILITY OF FUNDS FOR SPACE-BASED INFRARED SYSTEMS SPACE DATA EXPLOITATION.

Of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for research, development, test, and evaluation, Air Force, for data exploitation under the space-based infrared systems,
not more than 50 percent may be obligated or expended until the date on which the Secretary of the Air Force submits to the congressional defense committees certification that—

(1) such funds will be used in support of data exploitation of the current space-based infrared systems program of record, including the scanning and staring sensor; or

(2) the data from such program of record, including such scanning and staring sensor, is being fully exploited and no further efforts are warranted.

SEC. 217. LIMITATION ON AVAILABILITY OF FUNDS FOR HOSTED PAYLOAD AND WIDE FIELD OF VIEW TESTBED OF THE SPACE-BASED INFRARED SYSTEMS.

(a) LIMITATION.—Of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for research, development, test, and evaluation, Air Force, for the hosted payload and wide field of view testbed of the space-based infrared systems program, not more than 50 percent may be obligated or expended on alternative approaches to the program of record of such program until—

(1) the completion of the ongoing analysis of alternatives for such program of record; and
(2) a period of 60 days has elapsed following the date on which the Secretary of the Air Force and the Commander of the United States Strategic Command jointly provide to the appropriate congressional committees a briefing on the findings and recommendations of the Secretary and Commander under such analysis of alternatives, including the cost evaluation of the Director of Cost Assessment and Program Evaluation.

(b) EXCEPTION.—The limitation in subsection (a) shall not apply to efforts to examine and develop technology insertion opportunities for the program of record specified in subsection (a).

(c) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means the following:

(1) The congressional defense committees.

(2) The Permanent Select Committee on Intelligence of the House of Representatives.

(3) The Select Committee on Intelligence of the Senate.
SEC. 218. LIMITATION ON AVAILABILITY OF FUNDS FOR PROTECTED TACTICAL DEMONSTRATION AND PROTECTED MILITARY SATELLITE COMMUNICATIONS TESTBED OF THE ADVANCED EXTREMELY HIGH FREQUENCY PROGRAM.

(a) LIMITATION.—Of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for research, development, test, and evaluation, Air Force, for the protected tactical demonstration and protected military satellite communications testbed of the advanced extremely high frequency program, not more than 50 percent may be obligated or expended on alternative approaches to the program of record for such program until—

(1) the completion of the ongoing analysis of alternatives for such program of record; and

(2) a period of 60 days has elapsed following the date on which the Secretary of the Air Force and the Commander of the United States Strategic Command jointly provide to the congressional defense committees a briefing on the findings and recommendations of the Secretary and Commander under such analysis of alternatives, including the cost evaluation of the Director of Cost Assessment and Program Evaluation.
(b) Exception.—The limitation in subsection (a) shall not apply to efforts to examine and develop technology insertion opportunities for the program of record specified in subsection (a).

Subtitle C—Other Matters

SEC. 221. REVISION TO THE SERVICE REQUIREMENT UNDER THE SCIENCE, MATHEMATICS, AND RESEARCH FOR TRANSFORMATION DEFENSE EDUCATION PROGRAM.

Subparagraph (B) of section 2192a(c)(1) of title 10, United States Code, is amended to read as follows:

“(B) in the case of a person not an employee of the Department of Defense, the person shall enter into a written agreement to accept and continue employment for the period of obligated service determined under paragraph (2)—

“(i) with the Department of Defense; or

“(ii) with a public or private entity or organization outside the Department if the Secretary of Defense determines that employment of the person with such entity or organization for the purpose of such obligated service would provide a benefit to the Department.”.
SEC. 222. REVISION OF REQUIREMENT FOR ACQUISITION PROGRAMS TO MAINTAIN DEFENSE RESEARCH FACILITY RECORDS.

(a) Revision of Functions of Defense Research Facilities.—Subsection (b) of section 2364 of title 10, United States Code, is amended—

(1) in paragraph (3), by adding “and” after the semicolon;

(2) in paragraph (4)—

(A) by adding “and issue” between “position” and “papers”; 

(B) by striking “combatant commands” and inserting “components of the Department of Defense”; and 

(C) by striking “; and” and inserting a period; and

(3) by striking paragraph (5).

(b) Definitions.—Subsection (c) of such section is amended to read as follows:

“(c) Defense Research Facility Defined.—In this section, the term ‘defense research facility’ means a Department of Defense facility which performs or contracts for the performance of—

“(1) basic research; or

“(2) applied research known as exploratory development.”.
SEC. 223. MODIFICATION TO COST-SHARING REQUIREMENT
FOR PILOT PROGRAM TO INCLUDE TECHNOLOGY PROTECTION FEATURES DURING RESEARCH AND DEVELOPMENT OF CERTAIN DEFENSE SYSTEMS.

Section 243(b) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (10 U.S.C. 2358 note) is amended in the matter following paragraph (2) by striking “at least one-half of the cost of such activities” and inserting “an appropriate share of the cost of such activities, as determined by the Secretary”.

TITLE III—OPERATION AND MAINTENANCE
Subtitle A—Authorization of Appropriations

SEC. 301. OPERATION AND MAINTENANCE FUNDING.

Funds are hereby authorized to be appropriated for fiscal year 2015 for the use of the Armed Forces and other activities and agencies of the Department of Defense for expenses, not otherwise provided for, for operation and maintenance, as specified in the funding table in section 4301.

SEC. 302. INCREASE IN FUNDING FOR CIVIL MILITARY PROGRAMS.

(a) FUNDING.—Notwithstanding the amounts set forth in the funding tables in division D, the amount au-
authorized to be appropriated in section 4301 for operation
and maintenance, Defense-wide, as specified in the cor-
responding funding table in section 4301, for Civil Mili-
tary Programs, is hereby increased by $55,000,000.

(b) OFFSET.—Notwithstanding the amounts set forth
in the funding tables in division D, the amount authorized
to be appropriated in section 4301 for operation and main-
tenance, as specified in the corresponding funding table
in section 4301, for the Office of the Secretary of Defense
is hereby reduced by $55,000,000.

Subtitle B—Energy and
Environment

SEC. 311. ELIMINATION OF FISCAL YEAR LIMITATION ON
PROHIBITION OF PAYMENT OF FINES AND
PENALTIES FROM THE ENVIRONMENTAL
RESTORATION ACCOUNT, DEFENSE.

Section 2703(f) of title 10, United States Code, is
amended—

(1) by striking “for fiscal years 1995 through
2010,”; and

(2) by striking “for fiscal years 1997 through
2010”.

HR 4435 PCS
SEC. 312. BIENNIAL CERTIFICATION BY COMMANDERS OF THE COMBATANT COMMANDS RELATING TO THE PROHIBITION ON THE DISPOSAL OF WASTE IN OPEN-AIR BURN PITS.

Paragraph (2) of subsection (a) of section 317 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111–84; 10 U.S.C. 2701 note) is amended to read as follows:

“(2) COMPLIANCE.—

“(A) CERTIFICATION OF COMPLIANCE.—

Except as provided under subparagraph (B), the commander of each combatant command that is engaged in a contingency operation shall submit to the Committees on Armed Services of the Senate and House of Representatives biennial certifications that covered waste under the jurisdiction of the commander has not been disposed of in violation of the regulations prescribed pursuant to paragraph (1) during the period covered by the certification.

“(B) NOTICE OF NONCOMPLIANCE.—If a commander determines that certification cannot be made under subparagraph (A) because, with respect to covered waste under the jurisdiction of the commander, no alternative disposal method was feasible for an open-air burn pit pursu-
ant to regulations prescribed under paragraph
(1), the commander shall notify the Secretary
of Defense of such determination and the Sec-
retary shall—

“(i) not later than 30 days after such
determination is made, submit to the Com-
mittees on Armed Services of the Senate
and House of Representatives notice of
such determination, including the cir-
cumstances, reasoning, and methodology
that led to such determination; and

“(ii) after notice is given under clause
(i), for each subsequent 180-day-period
during which covered waste is disposed of
in the open-air burn pit covered by such
notice, submit to the Committees on
Armed Services of the Senate and House
of Representatives the justifications of the
Secretary for continuing to operate such
open-air burn pit.”.
SEC. 313. EXCLUSIONS FROM DEFINITION OF “CHEMICAL SUBSTANCE” UNDER TOXIC SUBSTANCES CONTROL ACT AND REPORT ON LEAD AMMUNITION.

(a) In General.—Section 3(2)(B)(v) of the Toxic Substances Control Act (15 U.S.C. 2602(2)(B)(v)) is amended by striking “, and” and inserting “and any component of such an article (including, without limitation, shot, bullets and other projectiles, propellants when manufactured for or used in such an article, and primers), and”.

(b) Assessment and Report.—Not later than September 30, 2015, the Secretary of the Army, in consultation with the Secretaries of the other military departments, shall submit to the congressional defense committees a report containing the results of an assessment conducted by the Secretary of each of the following:

(1) The total costs associated with the procurement of non-lead alternatives for small arms, broken down by type.

(2) The total costs associated with the qualification of non-lead alternatives for small arms, broken down by type.

(3) An assessment of the extent to which non-lead variants of ammunition exist for small arms, and to the extent such variants exist, the extent to
which such variants meet service requirements and
specifications.

SEC. 314. EXEMPTION OF DEPARTMENT OF DEFENSE FROM
ALTERNATIVE FUEL PROCUREMENT REQUIREMENT.

Section 526 of the Energy Independence and Security
Act of 2007 (Public Law 110–140; 42 U.S.C. 17142) is
amended by adding at the end the following: “This section
shall not apply to the Department of Defense.”.

SEC. 315. CONGRESSIONAL NOTICE OF BULK PURCHASE OF
ALTERNATIVE FUELS FOR OPERATIONAL USE.

Not later than 60 days before making a bulk pur-
chase of alternative fuels intended for operational use, the
Secretary of Defense shall submit to the congressional de-
fense committees notice of the intent to make such a pur-
chase. Such notice shall include the total quantity of fuel,
the cost, and the type of funding intended to be used to
make the purchase.

SEC. 316. LIMITATION ON PROCUREMENT OF BIOFUELS.

(a) IN GENERAL.—Except as provided in subsection
(b), none of the amounts authorized to be appropriated
by this Act or otherwise made available for the Depart-
ment of Defense may be used to purchase or produce
biofuels until the earlier of the following dates:
(1) The date on which the cost of the biofuel is equal to the cost of conventional fuels purchased by the Department.

(2) The date on which the Budget Control Act of 2011 (Public Law 112–25), and the sequestration in effect by reason of such Act, are no longer in effect.

(b) EXCEPTIONS.—The limitation under subsection (a) shall not apply to biofuels purchased—

(1) in limited quantities necessary to complete test and certification; or

(2) for the biofuel research and development efforts of the Department.

SEC. 317. LIMITATION ON PLAN, DESIGN, REFURBISHING, OR CONSTRUCTION OF BIOFUELS REFINERIES.

The Secretary of Defense may not enter into a contract for the planning, design, refurbishing, or construction of a biofuels refinery any other facility or infrastructure used to refine biofuels unless such planning, design, refurbishing, or construction is specifically authorized by law.
SEC. 318. OFF-INSTALLATION DEPARTMENT OF DEFENSE

NATURAL RESOURCES PROJECTS COMPLIANCE WITH INTEGRATED NATURAL RESOURCE MANAGEMENT PLANS.

Section 103A of the Sikes Act (16 U.S.C. 670c–1) is amended by adding at the end the following new subsection:

“(d) COMPLIANCE WITH INTEGRATED NATURAL RESOURCE MANAGEMENT PLAN.—In the case of a cooperative agreement or interagency agreement under subsection (a) for the maintenance and improvement of natural resources located off of a military installation or State-owned National Guard installation, funds referred to in subsection (b) may be used only pursuant to an approved integrated natural resources management plan.”.

SEC. 319. RECOMMENDATION ON AIR FORCE ENERGY CONSERVATION MEASURES.

Congress recommends that the Secretary of the Air Force take action on identified energy conservation measures in a comprehensive and timely manner using an array of available funding mechanisms.

SEC. 320. ENVIRONMENTAL RESTORATION AT FORMER NAVAL AIR STATION, CHINCOTEAGUE, VIRGINIA.

(a) ENVIRONMENTAL RESTORATION PROJECT.—Notwithstanding the administrative jurisdiction of the Ad-
ministrator of the National Aeronautics and Space Admin-
istration over the Wallops Flight Facility, Virginia, the
Secretary of Defense may undertake an environmental
restoration project in a manner consistent with chapter
160 of title 10, United States Code, at the property consti-
tuting that facility in order to provide necessary response
actions for contamination from a release of a hazardous
substance or a pollutant or contaminant that is attrib-
utable to the activities of the Department of Defense at
the time the property was under the administrative juris-
diction of the Secretary of the Navy or used by the Navy
pursuant to a permit or license issued by the National
Aeronautics and Space Administration in the area for-
merly known as the Naval Air Station Chincoteague, Vir-
ginia. Any such project may be undertaken jointly or in
conjunction with an environmental restoration project of
the Administrator.

(b) INTERAGENCY AGREEMENT.—The Secretary and
the Administrator may enter into an agreement or agree-
ments to provide for the effective and efficient perform-
ance of environmental restoration projects for purposes of
subsection (a). Notwithstanding section 2215 of title 10,
United States Code, any such agreement may provide for
environmental restoration projects conducted jointly or by
one agency on behalf of the other or both agencies and
for reimbursement of the agency conducting the project
by the other agency for that portion of the project for
which the reimbursing agency has authority to respond.

(c) **SOURCE OF DEPARTMENT OF DEFENSE
FUNDS.**—Pursuant to section 2703(c) of title 10, United
States Code, the Secretary may use funds available in
the Environmental Restoration, Formerly Used Defense
Sites, account of the Department of Defense for environ-
mental restoration projects conducted for or by the Sec-
retary under subsection (a) and for reimbursable agree-
ments entered into under subsection (b).

**SEC. 320A. PROHIBITION ON USE OF FUNDS TO IMPLEMENT
CERTAIN CLIMATE CHANGE ASSESSMENTS
AND REPORTS.**

None of the funds authorized to be appropriated or
otherwise made available by this Act may be used to imple-
ment the United States Global Change Research Program
National Climate Assessment, the Intergovernmental
Panel on Climate Change’s Fifth Assessment Report, the
United Nation’s Agenda 21 sustainable development plan,
or the May 2013 Technical Update of the Social Cost of
Carbon for Regulatory Impact Analysis Under Executive
Order No. 12866.
Subtitle C—Logistics and Sustainment

SEC. 321. ADDITIONAL REQUIREMENT FOR STRATEGIC POLICY ON PREPOSITIONING OF MATERIEL AND EQUIPMENT.

Section 2229(a)(1) of title 10, United States Code, is amended by inserting “support for crisis response elements,” after “service requirements,”.

SEC. 322. COMPTROLLER GENERAL REPORTS ON DEPARTMENT OF DEFENSE PREPOSITIONING STRATEGIC POLICY AND PLAN FOR PREPOSITIONED STOCKS.

Subsection (c) of section 321 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66) is amended to read as follows:

“(c) COMPTROLLER GENERAL REPORTS.—

“(1) INITIAL REPORT.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General of the United States shall review the implementation plan submitted under subsection (b) and the prepositioning strategic policy required under section 2229(a) of title 10, United States Code, as amended by subsection (a), and submit to the congressional defense committees a report describing the findings of such review and including
any additional information relating to the
prepositioning strategic policy and plan that the
Comptroller General determines appropriate.

“(2) FOLLOW-UP REPORTS.—Following the
submittal of the initial report required under para-
graph (1), the Comptroller General shall conduct an-
nual reviews, for each of the subsequent three years,
of the progress of the Department of Defense in im-
plementing the strategic policy and the Department
plan for prepositioned stocks, and submit to the con-
gressional defense committees a report containing an
assessment of such progress, including any addi-
tional information related to the management of
prepositioned stocks that the Comptroller General
determines appropriate.”.

SEC. 323. PILOT PROGRAM ON PROVISION OF LOGISTIC
SUPPORT FOR THE CONVEYANCE OF EXCESS
DEFENSE ARTICLES TO ALLIED FORCES.

(a) IN GENERAL.—The Secretary of Defense may es-
tablish a pilot program to provide logistic support for the
conveyance of excess defense articles to allied forces par-
ticipating in bilateral or multilateral training activities
with the Armed Forces of the United States.
(b) LIMITATION.—In carrying out the pilot program under this section, the Secretary may only provide logistic support—

(1) in accordance with the Arms Export Control Act and other relevant export control laws of the United States;

(2) in accordance with section 516(c)(2) of the Foreign Assistance Act of 1961 (22 U.S.C. 2321j);

(3) in direct support of training activities—

(A) carried out in support of a contingency operation or a noncombat operation (including an operation in support of the provision of humanitarian or foreign disaster assistance, a country stabilization operation, or a peacekeeping operation under chapter VI or VII of the Charter of the United Nations); or

(B) if the Secretary determines that the provision of such support is in the best interest of the Armed Forces of the United States.

c) LIMITATION.—The total value of logistic support provided under subsection (a)(1) in any fiscal year may not exceed $10,000,000.

d) TERMINATION.—The authority to carry out the pilot program under this section shall terminate on September 30, 2016.
(e) REPORT.—Not later than December 31 of each year during which the Secretary carried out a pilot program under this section, the Secretary shall submit to the Committee on Armed Services and the Committee on Foreign Relations of the Senate and the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives a report on the pilot program under this section during the fiscal year preceding the fiscal year during which the report is submitted. Each such report shall contain each of the following for the fiscal year covered by the report:

(1) Each nation for which logistic support was provided under the pilot program.

(2) For each such nation, a description of the type and value of logistic support, and the excess defense article or articles conveyed.

(f) DEFINITIONS.—In this section:

(1) The term "logistics support" means—

(A) the use of military transportation and cargo-handling assets, including aircraft;

(B) materiel support in the form of fuel, petroleum, oil, or lubricants; and

(C) commercially contracted transportation.
The term “excess defense article” has the meaning given such term in section 516(c)(2) of the Foreign Assistance Act of 1961 (22 U.S.C. 2321j).

Subtitle D—Reports

SEC. 331. REPEAL OF ANNUAL REPORT ON DEPARTMENT OF DEFENSE OPERATION AND FINANCIAL SUPPORT FOR MILITARY MUSEUMS.

(a) In general.—Section 489 of title 10, United States Code, is repealed.

(b) Clerical Amendment.—The table of sections at the beginning of chapter 23 of such title is amended by striking the item relating to section 489.

SEC. 332. REPORT ON ENDURING REQUIREMENTS AND ACTIVITIES CURRENTLY FUNDED THROUGH AMOUNTS AUTHORIZED TO BE APPROPRIATED FOR OVERSEAS CONTINGENCY OPERATIONS.

(a) Report Required.—Not later than the date of the submission of the President’s budget for a fiscal year under section 1105 of title 31, United States Code, for fiscal year 2016, the Secretary of Defense shall submit to the congressional defense committees a report that includes each of the following:

(1) A list of enduring mission requirements, equipping, training, sustainment, and other oper-
ation and maintenance activities of the military depart-
ments, combat support agencies, and Depart-
ment of Defense that are funded through amounts
authorized to be appropriated for overseas contin-
gency operations.

(2) The amounts appropriated for fiscal year 2014 for the activities described in paragraph (1).

(3) The amounts provided in the budget for fiscal year 2015 submitted to Congress by the President under section 1105(a) of title 31, United States Code.

(4) A three-year plan to migrate the requirements and activities on the list described in paragraph (1) to be funded other than through amounts authorized to be appropriated for overseas contingency operations.

(b) DEFINITION OF ENDURING.—For purposes of this section, the term “enduring” means planned to continue to exist beyond the last day of the period covered by the future-years defense program under section 221 of title 10, United States Code, in effect as of the date of the enactment of this Act.
SEC. 333. ARMY ASSESSMENT OF THE REGIONALLY
ALIGNED FORCE.

At the same time as the President transmits to Con-
gress the budget for fiscal 2016 year under section 1105
of title 31, United States Code, the Secretary of the Army
shall submit to the congressional defense committees an
assessment of how the Army has—

(1) captured and incorporated lessons learned
through the initial employment of the regionally
aligned force in the United States Africa Command
area of responsibility;

(2) institutionalized and improved
predeployment training;

(3) improved the coordination of activities be-
tween special operations forces, Army regionally
aligned units, contractors of the Department of
State, contractors of the Department of Defense, the
geographic combatant commands, the Joint Staff,
and international partners;

(4) accounted for all the various funding
streams used to fund regionally aligned force activi-
ties, including the amount of funds expended from
each account;

(5) assessed the impacts associated with long-
term commitments of regionally aligned forces to
meet security cooperation requirements;
(6) maintained high levels of core mission readiness while supporting geographic combatant commander requirements through regionally aligned force activities;

(7) planned for expansion of the regionally aligned force model; and

(8) planned to retain regional expertise within units habitually aligned to a specific region.

SEC. 334. REPORT ON IMPACTS OF FUNDING REDUCTIONS ON MILITARY READINESS.

(a) Report Required.—Not later than 30 days after the date of the enactment of this Act, the Under Secretary of Defense (Comptroller) shall report to the congressional defense committees on the readiness and cost impacts, both immediate and long-term, for the military services, the Office of the Secretary of Defense, the Joint Chiefs of Staff, and the Defense Agencies, of the reductions in funding required in section 4301 of this Act. Such report shall address each of the following categories:

(1) Reduction in contracts for Other Services, including—

(A) impacts on mission execution and effectiveness;
(B) subsistence and support of persons, including submarine galley maintenance in support of the Navy fleets;

(C) the credentialing of health, legal, engineering, and acquisition professionals, including licenses, certifications, and national board examinations;

(D) continuing education for military service members and their families, including tuition assistance and completion of graduate degrees, including correspondence courses;

(E) scholarships, instructor pay, and textbooks for Reserve Officer Training Corps and Junior Reserve Officer Training Corps programs;

(F) installation family support programs;

(G) general training, including training outside normal occupational specialties such as cultural and language training for deploying forces;

(H) physical fitness services;

(I) the annual audit of financial records and annual review of acquisition programs;

(J) drivers for security details;

(K) foreign national indirect hires;
(L) port visit costs and port visit security;
(M) Defense Travel System afloat support;
(N) engineering readiness assessment teams;
(O) sexual assault and suicide prevention and response programs;
(P) student meal programs and educational assistance purchases;
(Q) employer support to the National Guard and Reserve;
(R) Yellow Ribbon Reintegration Program;
and
(S) network programming activities, database sustainment, and improvement.

(2) Reductions in contracts for facility sustainment, restoration, and modernization, including—
(A) impacts to mission execution and effectiveness;
(B) impacts to life, health and safety, including fire and emergency services;
(C) impacts to training;
(D) deferrals of repairs or upgrades to mission-critical infrastructure, including roads,
electrical systems, heating and air conditioning
systems, and buildings;

(E) deferrals of repairs or upgrades to air-
field runways, taxiways and aprons;

(F) installation security through the deferr-
rals of repairs, replacements or reconfigurations
of gates or other installation security compo-
nents;

(G) base operations due to deferral of fa-
cility renovations, consolidations, conversions,
or demolitions;

(H) operation of dining facilities;

(I) utility privatization;

(J) deferrals of repair and renovation of
barracks;

(K) facilities engineering services;

(L) dredging of navigation channels;

(M) execution of the minimum six percent
capital investment program required under sec-
tion 2476 of title 10, United States Code; and

(N) maintenance, repairs, and moderniza-
tion of Department of Defense dependent
schools in Europe and the Pacific and defense
domestic dependent elementary schools.

(3) Reductions in civilian personnel, including—
(A) mission execution and effectiveness;

(B) the ability to recruit, hire, and train civilian employees;

(C) the cost of overtime that will be generated as a result of unfilled civilian personnel billets;

(D) the morale of the civilian workforce; and

(E) the ability to execute reductions in force within the fiscal year.

(4) Reductions in unobligated balances of prior-year funding, including—

(A) mission execution and effectiveness; and

(B) the ability to execute reductions within the fiscal year.

(5) Any other information that the Under Secretary determines is relevant to enhancing the committees’ understanding of the impacts of the required reductions in funding.

(b) Form of Report.—The Comptroller General may report to the congressional defense committees, as required by subsection (a), either by providing a briefing or a written report.
Subtitle E—Limitations and Extensions of Authority

SEC. 341. LIMITATION ON AUTHORITY TO ENTER INTO A CONTRACT FOR THE SUSTAINMENT, MAINTENANCE, REPAIR, OR OVERHAUL OF THE F117 ENGINE.

The Secretary of the Air Force may not enter into a contract for the sustainment, maintenance, repair, or overhaul of the F117 engine until the Under Secretary of Defense for Acquisition, Technology, and Logistics certifies to the congressional defense committees that the Secretary of the Air Force has structured the contract in such a way that provides the Secretary of the Air Force the required insight into all aspects of F117 system, subsystem, components, and subcomponents regarding historical usage rates, cost, price, expected and actual service-life, and supply chain management data sufficient to determine that the Secretary of the Air Force is paying a fair and reasonable price for F117 sustainment, maintenance, repair, and overhaul as compared to the PW2000 commercial-derivative engine sustainment price for sustainment, maintenance, repair, and overhaul in the private sector. The Secretary may waive the limitation in the preceding sentence to enter into a contract if the Secretary
determines that such a waiver is in the interest of national
security.

SEC. 342. LIMITATION ON FURLOUGH OF CERTAIN WORK-
ING-CAPITAL FUND EMPLOYEES.

Section 2208 of title 10, United States Code, is
amended by adding at the end the following new sub-
section:

“(s) The Secretary of Defense, or the Secretary of
the military department concerned, as appropriate, may
not carry out a non-disciplinary furlough (as defined in
section 7511(a)(5) of title 5) of a civilian employee of the
Department of Defense whose performance is charged to
a working-capital fund unless the Secretary—

“(1) determines that failure to furlough the em-
ployee will result in a violation of subsection (f); and

“(2) submits to Congress, by not later than 45
days before initiating a furlough, notice of the fur-
lough that includes a certification that, as a result
of the proposed furlough, none of the work per-
formed by any employee of the Government will be
shifted to any Department of Defense civilian em-
ployee, contractor, or member of the Armed
Forces.”.
Subtitle F—Other Matters

SEC. 351. CLARIFICATION OF AUTHORITY RELATING TO
PROVISION OF INSTALLATION-SUPPORT SERVICES THROUGH INTERGOVERNMENTAL SUPPORT AGREEMENTS.

(i) Transfer of Section 2336 to Chapter 159.—

(1) Transfer and redesignation.—Section 2336 of title 10, United States Code, is transferred to chapter 159 of such title, inserted after section 2678, and redesignated as section 2679.

(2) Revised section heading.—The heading of such section, as so transferred and redesignated, is amended to read as follows:

“§2679. Installation-support services: intergovernmental support agreements”.

(b) Clarifying Amendments.—Such section, as so transferred and redesignated, is further amended—

(1) in subsection (a)—

(A) in paragraph (1), by striking “The Secretary concerned” and inserting “Notwithstanding any other provision of law, the Secretary concerned”; and

(B) in paragraph (2)—
(i) by striking “Notwithstanding any other provision of law, an” and inserting “An”;

(ii) by striking subparagraph (A); and

(iii) by redesignating subparagraphs (B) and (C) as subparagraphs (A) and (B) respectively; and

(2) by adding at the end of subsection (e) the following new paragraph:

“(4) The term ‘intergovernmental support agreement’ means a legal instrument reflecting a relationship between the Secretary concerned and a State or local government that contains such terms and conditions as the Secretary concerned considers appropriate for the purposes of this section and necessary to protect the interests of the United States.”.

(c) CLERICAL AMENDMENTS.—

(1) The table of sections at the beginning of chapter 137 of such title is amended by striking the item relating to section 2336.

(2) The table of sections at the beginning of chapter 159 of such title is amended by inserting after the item relating to section 2678 the following new item:

“2679. Installation-support Services: intergovernmental support agreements.”.
SEC. 352. SENSE OF CONGRESS ON ACCESS TO TRAINING RANGES WITHIN UNITED STATES PACIFIC COMMAND AREA OF RESPONSIBILITY.

(a) FINDINGS.—Congress makes the following findings:

(1) Reliable access to military training ranges is an essential component of military readiness.

(2) The training opportunities provided by military training ranges are critical to maintaining the technical and operational superiority of the Armed Forces.

(3) The 2014 Quadrennial Defense Review states that the operational readiness of the Armed Forces hinges on unimpeded access to land, air, and sea training and test space.

(4) The 2014 Quadrennial Defense Review states that United States forces in the Asia-Pacific region “will resume regular bilateral and multilateral training exercises, pursue increased training opportunities to improve capabilities and capacity of partner nations, as well as support humanitarian, disaster relief, counterterrorism, and other operations that contribute to the stability of the region”.

(5) A number of critical military training ranges, including the Pohakuloa Training Center in Hawaii, are located within the United States Pacific
Command area of responsibility providing units from all the military services, as well as allied and partner militaries with realistic joint and combined arms training opportunities.

(6) Due to the “tyranny of distance” in the Asia-Pacific region, there are significant challenges in transporting equipment and personnel to the various military training ranges within the United States Pacific Command area of responsibility.

(7) The Department of Defense continues a number of efforts aimed at preserving military training ranges, while also minimizing the environmental effects of training activities.

(8) The Department of Defense has a variety of authorities that may be used to mitigate encroachment on military testing and training missions.

(b) Sense of Congress.—In light of the findings specified in subsection (a), it is the sense of Congress that the Secretary of Defense should—

(1) ensure that members of the Armed Forces continue to have reliable access to military training ranges;

(2) optimize the use of multilateral, joint training facilities overseas in order to increase readiness
and interoperability with allies and partners of the United States;

(3) utilize a full range of assets, including both air- and sea-based assets, including inactive Joint High Speed Vessels, to improve accessibility to military training areas within the United States Pacific Command area of responsibility;

(4) provide stable budget authority for long-term investments in range and test center infrastructure to lower the cost of access to the ranges and training centers;

(5) take appropriate action to identify and leverage existing authorities and programs, as well as work with State and municipalities to leverage their authorities, to mitigate encroachment or other challenges that have the potential to impact future access or operations on military training ranges;

(6) maximize the use of the United States Pacific Command training ranges, including Pohakuloa Training Center in Hawaii, by the military departments and increase the use of such training ranges for bilateral and multilateral exercises with regional allies and partners; and

(7) take appropriate action to leverage existing authorities and programs, as well as work with local
governments to leverage their authorities, to address any challenges that have the potential to impede future access to or operations on military training ranges.

SEC. 353. MANAGEMENT OF CONVENTIONAL AMMUNITION INVENTORY.

(a) CONSOLIDATION OF DATA.—Not later than 90 days after the date of the enactment of this Act, the Under Secretary of Defense for Acquisition, Technology, and Logistics, in conjunction with the Secretaries of the Army, Air Force, and Navy, shall issue Department-wide guidance and designate an authoritative database on conventional ammunition. Not later than 90 days after the date of the enactment of this Act, the Under Secretary shall notify the congressional defense committees on what database has been designated under this subsection.

(b) ANNUAL REPORT.—The Secretary of the Army will include in its annual ammunition inventory reports information on all available ammunition for use during the redistribution process, including ammunition that was unclaimed in a during a year before the year during which the report is submitted by another service and categorized for disposal.
SEC. 354. AGREEMENTS WITH LOCAL CIVIC ORGANIZATIONS TO SUPPORT CONDUCTING A MILITARY AIR SHOW OR OPEN HOUSE.

(a) AGREEMENTS AUTHORIZED.—Chapter 155 of title 10, United States Code, is amended by adding at the end the following new section:

“§2616. Military air show or open house: agreements with local civic organization; authority to charge nominal admission fee

“(a) AGREEMENTS AUTHORIZED.—The Secretary concerned may enter into a contract or agreement with a non-Federal civic organization to conduct or support an air show or open house to feature any unit, aircraft, vessel, equipment, or members of the armed forces under the jurisdiction of that Secretary.

“(b) NOMINAL FEES AUTHORIZED.—The Secretary concerned may charge, or authorize a civic organization with which the Secretary has entered into a contract or agreement under subsection (a) to charge, the public a nominal admission fee (to be determined by the Secretary) to attend a military air show or open house.

“(c) TREATMENT OF FEES.—Amounts collected as admission fees under subsection (b) for an air show or open house may be retained to cover costs associated with the air show or open house, including costs associated with parking for the air show or open house or the provision
of temporary shuttle-bus service for air show or open
house visitors. If costs are incurred and covered in ad-
vance of the collection of the fees, amounts collected shall
be credited to the fund or account that was used to cover
those costs. Amounts so credited shall be merged with
amounts in such fund or account, and shall be available
for the same purposes, and subject to the same conditions
and limitations, as amounts in such fund or account. Any
amounts so credited under this subsection shall be subject
to the Appropriations process of the United States Con-
gress.”.

(b) Clerical Amendment.—The table of sections
at the beginning of such chapter is amended by adding
at the end the following new item:

“2616. Military air show or open house: agreements with local civic organiza-
tion; authority to charge nominal admission fee.”.

SEC. 355. GIFTS MADE FOR THE BENEFIT OF MILITARY MU-
SICAL UNITS.

Section 974(d)(1) of title 10, United States Code, is
amended by striking “The Secretary concerned may” and
inserting “The Secretary concerned shall”.

86
TITLE IV—MILITARY
PERSONNEL AUTHORIZATIONS
Subtitle A—Active Forces

SEC. 401. END STRENGTHS FOR ACTIVE FORCES.

The Armed Forces are authorized strengths for active
duty personnel as of September 30, 2015, as follows:

(1) The Army, 490,000.
(2) The Navy, 323,600.
(3) The Marine Corps, 184,100.

SEC. 402. REVISIONS IN PERMANENT ACTIVE DUTY END
STRENGTH MINIMUM LEVELS.

Section 691(b) of title 10, United States Code, is
amended by striking paragraphs (1) through (4) and in-
serting the following new paragraphs:

“(1) For the Army, 490,000.
“(2) For the Navy, 323,600.
“(3) For the Marine Corps, 184,100.
“(4) For the Air Force, 310,900.”.

Subtitle B—Reserve Forces

SEC. 411. END STRENGTHS FOR SELECTED RESERVE.

(a) IN GENERAL.—The Armed Forces are authorized
strengths for Selected Reserve personnel of the reserve
components as of September 30, 2015, as follows:

(2) The Army Reserve, 202,000.

(3) The Navy Reserve, 57,300.


(5) The Air National Guard of the United States, 105,000.


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

(b) END STRENGTH REDUCTIONS.—The end strengths prescribed by subsection (a) for the Selected Reserve of any reserve component shall be proportionately reduced by—

(1) the total authorized strength of units organized to serve as units of the Selected Reserve of such component which are on active duty (other than for training) at the end of the fiscal year; and

(2) the total number of individual members not in units organized to serve as units of the Selected Reserve of such component who are on active duty (other than for training or for unsatisfactory participation in training) without their consent at the end of the fiscal year.

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

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

Within the end strengths prescribed in section 411(a), the reserve components of the Armed Forces are authorized, as of September 30, 2015, the following number of Reserves to be serving on full-time active duty or full-time duty, in the case of members of the National Guard, for the purpose of organizing, administering, recruiting, instructing, or training the reserve components:

(1) The Army National Guard of the United States, 31,385.
(2) The Army Reserve, 16,261.
(3) The Navy Reserve, 9,973.
(4) The Marine Corps Reserve, 2,261.
(5) The Air National Guard of the United States, 14,704.
(6) The Air Force Reserve, 2,830.
SEC. 413. END STRENGTHS FOR MILITARY TECHNICIANS

(DUAL STATUS).

The minimum number of military technicians (dual status) as of the last day of fiscal year 2015 for the reserve components of the Army and the Air Force (notwithstanding section 129 of title 10, United States Code) shall be the following:

(1) For the Army National Guard of the United States, 27,210.

(2) For the Army Reserve, 7,895.

(3) For the Air National Guard of the United States, 21,792.

(4) For the Air Force Reserve, 9,789.

SEC. 414. FISCAL YEAR 2015 LIMITATION ON NUMBER OF NON-DUAL STATUS TECHNICIANS.

(a) LIMITATIONS.—

(1) NATIONAL GUARD.—Within the limitation provided in section 10217(c)(2) of title 10, United States Code, the number of non-dual status technicians employed by the National Guard as of September 30, 2015, may not exceed the following:

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

(B) For the Air National Guard of the United States, 350.
(2) Army Reserve.—The number of non-dual status technicians employed by the Army Reserve as of September 30, 2015, may not exceed 595.

(3) Air Force Reserve.—The number of non-dual status technicians employed by the Air Force Reserve as of September 30, 2015, may not exceed 90.

(b) Non-Dual Status Technicians Defined.—In this section, the term “non-dual status technician” has the meaning given that term in section 10217(a) of title 10, United States Code.

SEC. 415. MAXIMUM NUMBER OF RESERVE PERSONNEL AUTHORIZED TO BE ON ACTIVE DUTY FOR OPERATIONAL SUPPORT.

During fiscal year 2015, the maximum number of members of the reserve components of the Armed Forces who may be serving at any time on full-time operational support duty under section 115(b) of title 10, United States Code, is the following:

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

(2) The Army Reserve, 13,000.

(3) The Navy Reserve, 6,200.

(4) The Marine Corps Reserve, 3,000.
(5) The Air National Guard of the United States, 16,000.

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

Subtitle C—Authorization of Appropriations

SEC. 421. MILITARY PERSONNEL.

(a) Authorization of Appropriations.—Funds are hereby authorized to be appropriated for fiscal year 2015 for the use of the Armed Forces and other activities and agencies of the Department of Defense for expenses, not otherwise provided for, for military personnel, as specified in the funding table in section 4401.

(b) Construction of Authorization.—The authorization of appropriations in subsection (a) supersedes any other authorization of appropriations (definite or indefinite) for such purpose for fiscal year 2015.
TITLE V—MILITARY PERSONNEL

POLICY

Subtitle A—Officer Personnel

Policy Generally

SEC. 501. AUTHORITY TO LIMIT CONSIDERATION FOR EARLY RETIREMENT BY SELECTIVE RETIREMENT BOARDS TO PARTICULAR WARRANT OFFICER YEAR GROUPS AND SPECIALTIES.

Section 581(d) of title 10, United States Code, is amended—

(1) by redesignating paragraph (2) as paragraph (3);

(2) by designating the second sentence of paragraph (1) as paragraph (2); and

(3) in paragraph (2), as so designated—

(A) by striking “the list shall include each” and inserting “the list shall include—

“(A) the name of each”;

(B) by striking the period at the end and inserting “; or”; and

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

“(B) with respect to a group of warrant officers designated under subparagraph (A) who are in a particular grade and competitive category, only those
warrant officers in that grade and competitive cat-
egory who are also in a particular year group or spe-
cialty, or any combination thereof determined by the
Secretary.”

SEC. 502. RELIEF FROM LIMITS ON PERCENTAGE OF OFFI-
CERS WHO MAY BE RECOMMENDED FOR DIS-
CHARGE DURING A FISCAL YEAR USING EN-
HANCED AUTHORITY FOR SELECTIVE EARLY
DISCHARGES.

Section 638a(d) of title 10, United States Code, is
amended—

(1) by striking paragraph (3); and
(2) by redesignating paragraphs (4) and (5) as
paragraphs (3) and (4), respectively.

SEC. 503. REPEAL OF REQUIREMENT FOR SUBMISSION TO
CONGRESS OF ANNUAL REPORTS ON JOINT
OFFICER MANAGEMENT AND PROMOTION
POLICY OBJECTIVES FOR JOINT OFFICERS.

(a) Repeal of Annual Reports.—

(1) Joint officer management.—Section
667 of title 10, United States Code, is repealed.
(2) Promotion policy objectives for joint
officers.—Section 662 of such title is amended—
(A) by striking “(a) Qualifications.—”;
and
(B) by striking subsection (b).

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 38 of such title is amended by striking the item relating to section 667.

SEC. 504. OPTIONS FOR PHASE II OF JOINT PROFESSIONAL MILITARY EDUCATION.

Section 2154(a)(2) of title 10, United States Code, is amended by striking “consisting of a joint professional military education curriculum” and all that follows through the period at the end and inserting the following: “consisting of—

“(A) a joint professional military education curriculum taught in residence at the Joint Forces Staff College or a senior level service school that has been designated and certified by the Secretary of Defense as a joint professional military education institution; or

“(B) a senior level service course of at least ten months that has been designated and certified by the Secretary of Defense as a joint professional military education course.”.
SEC. 505. LIMITATION ON NUMBER OF ENLISTED AIDES AUTHORIZED FOR OFFICERS OF THE ARMY, NAVY, AIR FORCE, AND MARINE CORPS.

(a) MODIFICATION OF CURRENT LIMITATION.—Section 981 of title 10, United States Code, is amended—

(1) in subsection (a), by striking “the sum of (1)” and all that follows through the period at end of the subsection and inserting the following: “the sum of—

“(1) two times the number of officers serving on active duty at the end of the preceding fiscal year in the grade of general or admiral; and

“(2) the number of officers serving on active duty at the end of the preceding fiscal year in the grade of lieutenant general or vice admiral.”; and

(2) in subsection (b), by striking “Not more than 300 enlisted members” and inserting “Not more than the lesser of 300 enlisted members or the number of enlisted members determined for a fiscal year under subsection (a)”.

(b) ANNUAL REPORT.—Such section is further amended by adding at the end the following new subsection:

“(c) Not later than March 1 of each year, the Secretary of Defense shall submit to the Committees on
Armed Services of the Senate and the House of Representatives a report specifying—

“(1) the total number of enlisted members assigned to duty at any time during the previous fiscal year as enlisted aides for officers of the Army, Navy, Air Force, and Marine Corps; and

“(2) the number of authorized enlisted aides by each general officer and flag officer position during the previous fiscal year.”.

SEC. 506. REQUIRED CONSIDERATION OF CERTAIN ELEMENTS OF COMMAND CLIMATE IN PERFORMANCE APPRAISALS OF COMMANDING OFFICERS.

The Secretary of a military department shall ensure that the performance appraisal of a commanding officer in an Armed Force under the jurisdiction of that Secretary indicates the extent to which the commanding officer has or has not established a command climate in which—

(1) allegations of sexual assault are properly managed and fairly evaluated; and

(2) a victim of criminal activity, including sexual assault, can report the criminal activity without fear of retaliation, including ostracism and group pressure from other members of the command.
SEC. 507. DEFERRED RETIREMENT OF CHAPLAINS.

Section 1253 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(c) DEFERRED RETIREMENT OF CHAPLAINS.—(1) The Secretary of the military department concerned may, subject to paragraphs (2) and (3), defer the retirement under subsection (a) of an officer who is appointed or designated as a chaplain if the Secretary determines that such deferral is in the best interest of the military department concerned.

“(2) Except as provided in paragraph (3), a deferment under this subsection may not extend beyond the first day of the month following the month in which the officer becomes 68 years of age.

“(3) The Secretary of the military department concerned may extend a deferment under this subsection beyond the day referred to in paragraph (2) if the Secretary determines that extension of the deferment is necessary for the needs of the military department concerned. Such an extension shall be made on a case-by-case basis and shall be for such period as the Secretary considers appropriate.”.

SEC. 508. COMPLIANCE WITH EFFICIENCIES DIRECTIVE.

By not later than December 31, 2015, the Secretary of Defense shall ensure that the number of flag officers
and generals are reduced to comply with the Department of Defense efficiencies directive dated March 14, 2011.

Subtitle B—Reserve Component Personnel Management

SEC. 511. RETENTION ON THE RESERVE ACTIVE-STATUS LIST FOLLOWING NONSELECTION FOR PROMOTION OF CERTAIN HEALTH PROFESSIONS OFFICERS AND FIRST LIEUTENANTS AND LIEUTENANTS (JUNIOR GRADE) PURSUING BACCALAUREATE DEGREES.

(a) Retention of Certain First Lieutenants and Lieutenants (Junior Grade) Following Nonselection for Promotion.—Subsection (a)(1) of section 14701 of title 10, United States Code, is amended—

(1) by striking “A reserve officer of” and inserting “(A) A reserve officer of the Army, Navy, Air Force, or Marine Corps described in subparagraph (B) who is required to be removed from the reserve active-status list under section 14504 of this title, or a reserve officer of”;

(2) by striking “of this title may, subject to the needs of the service and to section 14509 of this title,” and inserting “of this title, may”;

(3) by adding at the end the following new subparagraphs:
“(B) A reserve officer covered by this subparagraph is a reserve officer of the Army, Air Force, or Marine Corps who holds the grade of first lieutenant, or a reserve officer of the Navy who holds the grade of lieutenant (junior grade), and who—

“(i) is a health professions officer; or

“(ii) is actively pursuing an undergraduate program of education leading to a baccalaureate degree.

“(C) The consideration of a reserve officer for continuation on the reserve active-status list pursuant to this paragraph is subject to the needs of the service and to section 14509 of this title.”.

(b) RETENTION OF HEALTH PROFESSIONS OFFICERS.—Such section is further amended—

(1) by redesignating subsection (b) as subsection (c); and

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

“(b) CONTINUATION OF HEALTH PROFESSIONS OFFICERS.—(1) Notwithstanding subsection (a)(6), a health professions officer obligated to a period of service incurred under section 16201 of this title who is required to be removed from the reserve active-status list under section 14504, 14505, 14506, or 14507 of this title and who has not completed a service obligation incurred under section 16201 of this title who is required to be removed from the reserve active-status list under section 14504, 14505, 14506, or 14507 of this title and who has not completed a service obligation incurred under section
16201 of this title shall be retained on the reserve active-status list until the completion of such service obligation and then discharged, unless sooner retired or discharged under another provision of law.

“(2) The Secretary concerned may waive the applicability of paragraph (1) to any officer if the Secretary determines that completion of the service obligation of that officer is not in the best interest of the service.

“(3) A health professions officer who is continued on the reserve active-status list under this subsection who is subsequently promoted or whose name is on a list of officers recommended for promotion to the next higher grade is not required to be discharged or retired upon completion of the officer’s service obligation. Such officer may continue on the reserve active-status list as other officers of the same grade unless separated under another provision of law.”.

SEC. 512. CHIEF OF THE NATIONAL GUARD BUREAU ROLE IN ASSIGNMENT OF DIRECTORS AND DEPUTY DIRECTORS OF THE ARMY AND AIR NATIONAL GUARDS.

(a) Recommendation by Chief of the National Guard Bureau.—Paragraph (1) of section 10506(a) of title 10, United States Code, is amended—
(1) in subparagraph (A), by striking “selected by the Secretary of the Army” and inserting “recommended by the Chief of the National Guard Bureau, in consultation with the Secretary of the Army,”; and

(2) in subparagraph (B), by striking “selected by the Secretary of the Air Force” and inserting “recommended by the Chief of the National Guard Bureau, in consultation with the Secretary of the Air Force,”.

(b) Assistance to Chief of the National Guard Bureau.—Paragraph (2) of such section is amended by striking “The officers so selected” and inserting “The Director and Deputy Director, Army National Guard, and the Director and Deputy Director, Air National Guard,”.

(c) Condition on Assignment and Conforming Amendments.—Paragraph (3) of such section is amended—

(1) in subparagraph (A), by striking “The President” and inserting “Consistent with paragraph (1), the President”;

(2) in subparagraph (B), by striking “the Secretary of the military department concerned” and in-
serting “the Chief of the National Guard Bureau as
provided in paragraph (1)”;

(3) by striking subparagraph (D); and

(4) by redesignating subparagraph (E) as sub-
paragraph (D).

SEC. 513. NATIONAL GUARD CIVIL AND DEFENSE SUPPORT

ACTIVITIES AND RELATED MATTERS.

(a) Operational Use of the National Guard.—

(1) In General.—Chapter 1 of title 32, United
States Code, is amended by adding at the end the
following new section:

“SEC. 116. OPERATIONAL USE OF THE NATIONAL GUARD.

“(a) In General.—This section authorizes the opera-
tional use of the National Guard and recognizes that the
basic premise of both the National Incident Management
System and the National Response Framework is that—

“(1) incidents are typically managed at the
local level first; and

“(2) local jurisdictions retain command, control,
and authority over response activities for their juris-
dictional areas.

“(b) Assistance to Civilian Firefighting Orga-
nizations.—

“(1) Assistance Authorized.—Members and
units of the National Guard shall be authorized to
support firefighting operations, missions, or activities, including aerial firefighting employment of the Modular Airborne Firefighting System (MAFFS), undertaken in support of a civilian authority or a State or Federal agency.

“(2) ROLE OF GOVERNOR AND STATE ADJUTANT GENERAL.—For the purposes of paragraph (1)—

“(A) the Governor of a State shall be the principal civilian authority; and

“(B) the adjutant general of the State shall be the principal military authority, when acting in his or her State capacity, and has the primary authority to mobilize members and units of the National Guard of the State in any duty status under this title the adjutant general deems appropriate to employ necessary forces when funds to perform such operations, missions, or activities are reimbursed.”.

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

“116. Operational use of the National Guard.”.

(b) ACTIVE GUARD AND RESERVE (AGR) SUPPORT.—Section 328(b) of title 32, United States Code, is amended—
(1) by inserting “duty as specified in section 116(b) of this title or may perform” after “subsection (a) may perform”; and

(2) by inserting “(A) and (B)” after “specified in section 502(f)(2)”.

(c) Federal Technicians Support.—Section 709(a)(3) of title 32, United States Code, is amended by inserting “duty as specified in section 116(b) of this title or” after “(3) the performance of”.

SEC. 514. ELECTRONIC TRACKING OF CERTAIN RESERVE DUTY.

The Secretary of Defense shall establish an electronic means by which members of the Ready Reserve of the Armed Forces can track their operational active-duty service performed after January 28, 2008, under section 12301(a), 12301(d), 12301(g), 12302, or 12304 of title 10, United States Code. The tour calculator shall specify early retirement credit authorized for each qualifying tour of active duty, as well as cumulative early reserve retirement credit authorized to date under section 12731(f) of such title.

SEC. 515. NATIONAL GUARD CYBER PROTECTION TEAMS.

(a) Progress Report.—Not later than 90 days after the date of the enactment of this Act, the Chief of the National Guard Bureau shall submit to the congres-
sional defense committees a report on the progress made
by the Army National Guard to establish 10 Cyber Protec-
tion Teams composed of members of the National Guard
to perform duties relating to analysis and protection in
support of programs to prepare for and respond to emer-
gencies involving an attack or natural disaster impacting
a computer, electronic, or cyber network.

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

(1) A timeframe of when stationing of the
Cyber Protection Teams will be finalized.

(2) A timeframe of activation of the Cyber Pro-
tection Teams and whether the teams will be acti-
vated at the same time or staggered over time.

(3) A description of what manning and basing
requirements have been established.

(4) The number and location of nominations re-
ceived for a Cyber Protection Team and the activa-
tion date estimate provided in each nomination.

(5) An assessment of the range of stated cost
projections included in the nominations.

(6) An assessment of any identified patterns re-
garding ease or difficulty of staffing individuals with
required credentials within particular regions.
(7) Any additional information deemed relevant by the Chief of the National Guard Bureau.

(c) FORM OF REPORT.—The report required by subsection (a) shall be submitted in unclassified form, but may include a classified annex.

Subtitle C—General Service Authorities

SEC. 521. PROCEDURES FOR JUDICIAL REVIEW OF MILITARY PERSONNEL DECISIONS RELATING TO CORRECTION OF MILITARY RECORDS.

(a) AVAILABILITY OF JUDICIAL REVIEW; LIMITATIONS.—

(1) IN GENERAL.—Chapter 79 of title 10, United States Code, is amended by adding at the end the following new section:

“§ 1560. Judicial review of decisions relating to correction of military records

“(a) AVAILABILITY OF JUDICIAL REVIEW.—

“(1) IN GENERAL.—Pursuant to sections 1346 and 1491 of title 28 and chapter 7 of title 5, any person adversely affected by a records correction final decision may obtain judicial review of the decision in a court with jurisdiction to hear the matter.

“(2) RECORDS CORRECTION FINAL DECISION DEFINED.—In this section, the term ‘records correc-
tion final decision’ means any of the following decisions:

“(A) A final decision issued by the Secretary concerned pursuant to section 1552 of this title.

“(B) A final decision issued by the Secretary of a military department or the Secretary of Homeland Security pursuant to section 1034(g) of this title.

“(C) A final decision issued by the Secretary of Defense pursuant to section 1034(h) of this title.

“(D) A final decision issued by the Secretary concerned pursuant to section 1554a of this title.

“(b) Exhaustion of Administrative Remedies.—

“(1) General rule.—Except as provided in paragraphs (3) and (4), judicial review of a matter that could be subject to correction under a provision of law specified in subsection (a)(2) may not be obtained under this section or any other provision of law unless—

“(A) the petitioner has requested a correction under sections 1552 or 1554a of this title
(including such a request in a matter arising under section 1034 of this title); and

“(B) the Secretary concerned has rendered a final decision denying that correction in whole or in part.

“(2) WHISTLEBLOWER CASES.—When the final decision of the Secretary concerned is subject to review by the Secretary of Defense under section 1034(h) of this title, the petitioner is not required to seek such review before obtaining judicial review, but if the petitioner seeks such review, judicial review may not be sought until the earlier of the following occurs:

“(A) The Secretary of Defense makes a decision in the matter.

“(B) The period specified in section 1034(h) of this title for the Secretary to make a decision in the matter expires.

“(3) CLASS ACTIONS.—If judicial review of a records correction final decision is sought, and the petitioner for such judicial review also seeks to bring a class action with respect to a matter for which the petitioner requested a correction under section 1552 of this title (including a request in a matter arising under section 1034 of this title) and the court issues
an order certifying a class in the case, paragraphs (1) and (2) do not apply to any member of the certified class (other than the petitioner) with respect to any matter covered by a claim for which the class is certified.

“(4) Timeliness.—Paragraph (1) shall not apply if the records correction final decision of the Secretary concerned is not issued by the date that is 18 months after the date on which the petitioner requests a correction.

“(c) Statutes of Limitation.—

“(1) Six years from final decision.—A records correction final decision (other than in a matter to which paragraph (2) applies) is not subject to judicial review under this section or otherwise subject to review in any court unless petition for such review is filed in a court not later than six years after the date of the records correction final decision.

“(2) Six years for certain claims that may result in payment of money.—(A) In a case of a records correction final decision described in subparagraph (B), the records correction final decision (or the portion of such decision described in such subparagraph) is not subject to judicial review
under this section or otherwise subject to review in any court unless petition for such review is filed in a court before the end of the six-year period that began on the date of discharge, retirement, release from active duty, or death while on active duty, of the person whose military records are the subject of the correction request. Such period does not include any time between the date of the filing of the request for correction of military records leading to the records correction final decision and the date of the final decision.

“(B) Subparagraph (A) applies to a records correction final decision or portion of the decision that involves a denial of a claim that, if relief were to be granted by the court, would support, or result in, the payment of money either under a court order or under a subsequent administrative determination, other than payments made under—

“(i) chapter 61 of this title to a claimant who prior to such records correction final decision, was not the subject of a decision by a physical evaluation board or by any other board authorized to grant disability payments to the claimant; or

“(ii) chapter 73 of this title.
“(d) Habeas corpus.—This section does not affect any cause of action arising under chapter 153 of title 28.”.

(2) Clerical amendment.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“1560. Judicial review of decisions.”.

(b) Effect of denial of request for correction of records when prohibited personnel action alleged.—

(1) Notice of denial; procedures for judicial review.—Subsection (g) of section 1034 of such title is amended by adding at the end the following new paragraph:

“(7) In any case in which the final decision of the Secretary concerned results in denial, in whole or in part, of any requested correction of the record of the member or former member, the Secretary concerned shall provide the member or former member—

“(A) a concise written statement of the basis for the decision; and

“(B) a written notification of the availability of judicial review of the decision pursuant to section 1560 of this title and the time period for obtaining such review in accordance with the applicable statute of limitations.”.
(2) Secretary of defense review; notice of denial.—Subsection (h) of such section is amended—

(A) by inserting "(1)" before "Upon the completion of all"; and

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

"(2) The submittal of a matter to the Secretary of Defense by the member or former member under paragraph (1) must be made within 90 days of the receipt by the member or former member of the final decision of the Secretary of the military department concerned in the matter. In any case in which the final decision of the Secretary of Defense results in denial, in whole or in part, of any requested correction of the record of the member or former member, the Secretary of Defense shall provide the member or former member—

"(A) a concise written statement of the basis for the decision; and

"(B) a written notification of the availability of judicial review of the decision pursuant to section 1560 of this title and the time period for obtaining such review in accordance with the applicable statute of limitations."."
(3) SOLE BASIS FOR JUDICIAL REVIEW.—Such section is further amended—

(A) by redesignating subsections (i) and (j) as subsections (j) and (k), respectively; and

(B) by inserting after subsection (h) the following new subsection (i):

“(i) JUDICIAL REVIEW.—(1) A decision of the Secretary of Defense under subsection (h) shall be subject to judicial review only as provided in section 1560 of this title.

“(2) In a case in which review by the Secretary of Defense under subsection (h) was not sought, a decision of the Secretary of a military department under subsection (g) shall be subject to judicial review only as provided in section 1560 of this title.

“(3) A decision by the Secretary of Homeland Security under subsection (g) shall be subject to judicial review only as provided in section 1560 of this title.”.

(c) EFFECT OF DENIAL OF OTHER REQUESTS FOR CORRECTION OF MILITARY RECORDS.—Section 1552 of such title is amended by adding at the end the following new subsections:

“(h) In any case in which the final decision of the Secretary concerned results in denial, in whole or in part,
of any requested correction, the Secretary concerned shall provide the claimant—

“(1) a concise written statement of the basis for the decision; and

“(2) a written notification of the availability of judicial review of the decision pursuant to section 1560 of this title and the time period for obtaining such review in accordance with the applicable statute of limitations.

“(i) A decision by the Secretary concerned under this section shall be subject to judicial review only as provided in section 1560 of this title.”.

(d) JUDICIAL REVIEW OF CORRECTIONS RECOMMENDED BY THE PHYSICAL DISABILITY BOARD OF REVIEW.—Section 1554a of such title is amended—

(1) by redesignating subsection (f) as subsection (h); and

(2) by inserting after subsection (e) the following new subsections (f) and (g):

“(f) RECORD OF DECISION AND NOTIFICATION.—In any case in which the final decision of the Secretary concerned results in denial, in whole or in part, of any requested correction of the record of the member or former member, the Secretary shall provide to the member or former member—

HR 4435 PCS
“(1) a concise written statement of the basis for the decision; and

“(2) a written notification of the availability of judicial review of the decision pursuant to section 1560 of this title and the time period for obtaining such review in accordance with the applicable statute of limitations.

“(g) JUDICIAL REVIEW.—A decision by the Secretary concerned under this section shall be subject to judicial review only as provided in section 1560 of this title.”.

(e) EFFECTIVE DATE AND APPLICATION.—

(1) IN GENERAL.—The amendments made by this section shall take effect 180 days after the date of the enactment of this Act, and shall apply to all final decisions of the Secretary of Defense under section 1034(h) of title 10, United States Code, and of the Secretary of a military department and the Secretary of Homeland Security under sections 1034(g), 1552, or 1554a of such title rendered on or after such date.

(2) TREATMENT OF EXISTING CASES.—This section and the amendments made by this section do not affect the authority of any court to exercise jurisdiction over any case that was properly before the
court before the effective date specified in paragraph (1).

(f) IMPLEMENTATION.—The Secretary of the military department concerned and, in the case of the Coast Guard, the Secretary of the Department in which the Coast Guard is operating may prescribe regulations, and interim guidance before prescribing such regulations, to implement the amendments made by this section. Regulations or interim guidance prescribed by the Secretary of a military department may not take effect until approved by the Secretary of Defense.

SEC. 522. ADDITIONAL REQUIRED ELEMENTS OF TRANSITION ASSISTANCE PROGRAM.

(a) INFORMATION ON EDUCATIONAL ASSISTANCE AND OTHER AVAILABLE BENEFITS.—Section 1144 of title 10, United States Code, is amended—

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

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

“(c) ADDITIONAL ELEMENTS OF PROGRAM.—The mandatory program carried out by this section also shall include the following:
“(1) For any such member who plans to use
the member’s entitlement to educational assistance
under title 38—
“(A) instruction providing an overview of
the use of such entitlement; and
“(B) courses of post-secondary education
appropriate for the member, courses of post-
secondary education compatible with the mem-
ber’s education goals, and instruction on how to
finance the member’s post-secondary education.
“(2) Instruction in the benefits under laws ad-
ministered by the Secretary of Veterans Affairs and
in other subjects determined to be appropriate by
the Secretary concerned.”.
(b) DEADLINE FOR IMPLEMENTATION.—The pro-
gram carried out under section 1144 of title 10, United
States Code, shall comply with the requirements of sub-
section (c) of such section, as added by subsection (a),
by not later than April 1, 2016.
SEC. 523. EXTENSION OF AUTHORITY TO CONDUCT CAREER
FLEXIBILITY PROGRAMS.
(a) DURATION OF PROGRAM AUTHORITY.—Sub-
section (m) of section 533 of the Duncan Hunter National
Defense Authorization Act for Fiscal Year 2009 (Public
Law 110–417; 10 U.S.C. prec. 701 note), as amended by

(b) CONFORMING AMENDMENTS TO REPORTING REQUIREMENTS.—Subsection (k) of section 533 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009, as amended by section 531(c) of the National Defense Authorization Act for Fiscal Year 2012, is amended—

(1) in paragraph (1), by striking “and 2017” and inserting “, 2017, and 2019”; and

(2) in paragraph (2), by striking “March 1, 2019” and inserting “March 1, 2020”.

SEC. 524. PROVISION OF INFORMATION TO MEMBERS OF THE ARMED FORCES ON PRIVACY RIGHTS RELATING TO RECEIPT OF MENTAL HEALTH SERVICES.

(a) Provision of Information Required.—The Secretaries of the military departments shall ensure that the information described in subsection (b) is provided—
(1) to each officer candidate during initial training;
(2) to each recruit during basic training; and
(3) to other members of the Armed Forces at such times as the Secretary of Defense considers appropriate.

(b) REQUIRED INFORMATION.—The information required to be provided under subsection (a) shall include information on the applicability of Department of Defense Directive 6025.18 and other regulations regarding privacy prescribed pursuant to the Health Insurance Portability and Accountability Act of 1996 (Public Law 104–191) to records regarding a member of the Armed Forces seeking and receiving mental health services.

SEC. 525. PROTECTION OF THE RELIGIOUS FREEDOM OF MILITARY CHAPLAINS TO CLOSE A PRAYER OUTSIDE OF A RELIGIOUS SERVICE ACCORDING TO THE TRADITIONS, EXPRESSIONS, AND RELIGIOUS EXERCISES OF THE ENDORSING FAITH GROUP.

(a) UNITED STATES ARMY.—Section 3547 of title 10, United States Code, is amended by adding at the end of the following new subsection:

“(c) If called upon to lead a prayer outside of a religious service, a chaplain shall have the prerogative to close
the prayer according to the traditions, expressions, and religious exercises of the endorsing faith group.”.

(b) United States Military Academy.—Section 4337 of such title is amended—

(1) by inserting “(a)” before “There”; and

(2) by adding at the end the following new subsection:

“(b) If called upon to lead a prayer outside of a religious service, the Chaplain shall have the prerogative to close the prayer according to the traditions, expressions, and religious exercises of the endorsing faith group.”.

(c) United States Navy and Marine Corps.—Section 6031 of such title is amended by adding at the end the following new subsection:

“(d) If called upon to lead a prayer outside of a religious service, a chaplain shall have the prerogative to close the prayer according to the traditions, expressions, and religious exercises of the endorsing faith group.”.

(d) United States Air Force.—Section 8547 of such title is amended by adding at the end the following new subsection:

“(e) If called upon to lead a prayer outside of a religious service, a chaplain shall have the prerogative to close the prayer according to the traditions, expressions, and religious exercises of the endorsing faith group.”.
(e) UNITED STATES AIR FORCE ACADEMY.—Section 9337 of such title is amended—

(1) by inserting “(a)” before “There”; and

(2) by adding at the end the following new subsection:

“(b) If called upon to lead a prayer outside of a religious service, the Chaplain shall have the prerogative to close the prayer according to the traditions, expressions, and religious exercises of the endorsing faith group.”.

SEC. 526. DEPARTMENT OF DEFENSE SENIOR ADVISOR ON PROFESSIONALISM.

(a) INITIAL CONGRESSIONAL OVERSIGHT.—In the development of the roles, responsibilities, and goals of the Department of Defense Senior Advisor on Professionalism to strengthen professionalism programs in the Department of Defense, the Secretary of Defense shall communicate with the Committees on Armed Services of the Senate and the House of Representatives regarding the mission, goals, and metrics for the Senior Advisor on Professionalism.

(b) INITIAL REVIEW BY SENIOR ADVISOR ON PROFESSIONALISM.—Upon appointment of the Senior Advisor on Professionalism, the Senior Advisor on Professionalism shall—
(1) conduct a preliminary review of the effectiveness of current programs and controls of the Department of Defense and the military departments regarding professionalism; and

(2) submit, not later than September 1, 2015, to the Committees on Armed Services of the Senate and the House of Representatives recommendations to strengthen professionalism programs in the Department of Defense.

SEC. 527. REMOVAL OF ARTIFICIAL BARRIERS TO THE SERVICE OF WOMEN IN THE ARMED FORCES.

(a) VALIDATION AND OVERSIGHT OF GENDER-NEUTRAL OCCUPATIONAL STANDARDS.—

(1) VALIDATION; PURPOSE.—The Secretary of Defense shall direct the Secretary of each military department to validate the gender-neutral occupational standards used by the Armed Forces under the jurisdiction of that Secretary for the purpose of ensuring that the standards—

756), which requires gender-neutral occupational standards, requiring performance outcome-based standards for the successful accomplishment of the necessary and required specific tasks associated with the qualifications and duties performed;

(B) accurately predict performance of actual, regular, and recurring duties of a military occupation; and

(C) are applied equitably to measure individual capabilities.

(2) ROLE OF INDEPENDENT RESEARCH ENTITY.—To comply with paragraph (1), the Secretaries of the military departments shall work with an independent research entity identified by the Secretaries.

(b) INFANTRY TRAINING COURSES.—Not later than 60 days after the date of the enactment of this Act, the Secretary of the Navy shall provide the Committees on Armed Services of the Senate and the House of Representatives with a briefing on the Marine Corps research involving female members of the Marine Corps who volunteer for the Infantry Officers Course (IOC), the enlisted infantry training course (ITB), and the Ground Combat Element Experimental Task-Force (GCEXTF) for the purpose of—
(1) determining what metrics the Marine Corps used to develop the research requirements and elements for the Marine Corps Expanded Entry-Level Training Research;

(2) indicating what is being evaluated during these research studies, along with how long both research studies will last; and

(3) identifying how data gathered during the research studies will be used to open infantry and other closed occupations.

(e) FEMALE PERSONAL PROTECTION GEAR.—The Secretary of Defense shall direct each Secretary of a military department to take immediate steps to ensure that properly designed and fitted combat equipment is available and distributed to female members of the Armed Forces under the jurisdiction of that Secretary.

(d) REVIEW OF OUTREACH AND RECRUITMENT EFFORTS FOCUSED ON OFFICERS.—

(1) REVIEW REQUIRED.—The Comptroller General of United States shall conduct a review of Services’ Outreach and Recruitment Efforts gauged toward women representation in the officer corps.

(2) ELEMENTS OF REVIEW.—In conducting the review under this subsection, the Comptroller General shall—
(A) identify and evaluate current initiatives the Armed Forces are using to increase accession of women into the officer corps;

(B) identify new recruiting efforts to increase accessions of women into the officer corps specifically at the military service academies, Officer Candidate Schools, Officer Training Schools, the Academy of Military Science, and Reserve Officer Training Corps; and

(C) identify efforts, resources, and funding required to increase military service academy accessions by women by an additional 20 percent.

(3) Submission of results.—Not later than April 1, 2015, the Comptroller General shall submit to Congress a report containing the results of the review under this subsection.

SEC. 528. REVISED REGULATIONS FOR RELIGIOUS FREEDOM.

(a) Revision of Department of Defense Instruction 1300.17.—

(1) Revision required.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall issue a revised instruction
to replace Department of Defense Instruction 1300.17.

(2) PURPOSE.—The revision of Department of Defense Instruction 1300.17 shall address the Congressional intent and content of section 533 of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1727; 10 U.S.C. prec. 1030 note), as amended by section 532 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 759), to ensure that verbal and written expressions of an individual’s religious beliefs are protected by the Department of Defense as an essential part of the free exercise of religion by a member of the Armed Forces.

(b) REVISION OF AIR FORCE INSTRUCTION 1–1.—

(1) REVISION REQUIRED.—Not later than 120 days after the date of the enactment of this Act, the Secretary of the Air Force shall issue a revised instruction to replace Air Force Instruction 1–1.

(2) PURPOSE.—The revision of Air Force Instruction 1–1 shall reflect the protections for religious expressions contained in—

(A) section 533 of the National Defense Authorization Act for Fiscal Year 2013 (Public
Law 112–239; 126 Stat. 1727; 10 U.S.C. prec. 1030 note), as amended by section 532 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 759); and

(B) the revised Department of Defense instruction referenced in subsection (a) if revision of that instruction is completed before the revision of Air Force Instruction 1–1.

(3) TERMINATION.—If, before the date of the enactment of this Act, the Secretary of the Air Force issues a revised instruction to replace Air Force Instruction 1–1 and such revision is consistent with the purpose specified in paragraph (2), the requirement imposed by paragraph (1) shall no longer apply.

SEC. 529. ENHANCEMENT OF PARTICIPATION OF MENTAL HEALTH PROFESSIONALS IN BOARDS FOR CORRECTION OF MILITARY RECORDS AND BOARDS FOR REVIEW OF DISCHARGE OR DISMISSAL OF MEMBERS OF THE ARMED FORCES.

(a) BOARDS FOR CORRECTION OF MILITARY RECORDS.—Section 1552 of title 10, United States Code, is amended—
(1) by redesignating subsection (g) as subsection (h); and

(2) by inserting after subsection (f) the following new subsection (g):

“(g) Any medical advisory opinion issued to a board established under subsection (a)(1) with respect to a member or former member of the armed forces who was diagnosed while serving in the armed forces as experiencing a mental health disorder shall include the opinion of a clinical psychologist or psychiatrist if the request for correction of records concerned relates to a mental health disorder.”.

(b) Boards for Review of Discharge or Dismissal.—

(1) Review for certain former members with PTSD or TBI.—Subsection (d)(1) of section 1553 of such title is amended by striking “physician, clinical psychologist, or psychiatrist” the second place it appears and inserting “clinical psychologist or psychiatrist, or a physician with training on mental health issues connected with post traumatic stress disorder or traumatic brain injury (as applicable)”.

(2) Review for certain former members with mental health diagnoses.—Such section
is further amended by adding at the end the fol-
lowing new subsection:

“(e) In the case of a former member of the armed
forces (other than a former member covered by subsection
(d)) who was diagnosed while serving in the armed forces
as experiencing a mental health disorder, a board estab-
lished under this section to review the former member’s
discharge or dismissal shall include a member who is a
clinical psychologist or psychiatrist, or a physician with
special training on mental health disorders.”.

SEC. 530. PRELIMINARY MENTAL HEALTH ASSESSMENTS.

(a) In general.—Chapter 31 of title 10, United
States Code, is amended by adding at the end the fol-
lowing new section:

“§ 520d. Preliminary mental health assessments

“(a) Provision of mental health assessment.—Before any individual enlists in an armed force
or is commissioned as an officer in an armed force, the
Secretary concerned shall provide the individual with a
mental health assessment. The Secretary shall use such
results as a baseline for any subsequent mental health ex-
aminations, including such examinations provided under
sections 1074f and 1074m of this title.

“(b) Use of assessment.—The Secretary may not
consider the results of a mental health assessment con-
ducted under subsection (a) in determining the assign-
ment or promotion of a member of the Armed Forces.

“(c) Application of Privacy Laws.—With respect
to applicable laws and regulations relating to the privacy
of information, the Secretary shall treat a mental health
assessment conducted under subsection (a) in the same
manner as the medical records of a member of the armed
forces.”.

(b) Clerical Amendment.—The table of sections
at the beginning of such chapter is amended by adding
after the item relating to section 520c the following new
item:

“520d. Preliminary mental health assessments.”.

(c) Report.—

(1) In general.—Not later than 180 days
after the date of the enactment of this Act, the Na-
tional Institute of Mental Health of the National In-
stitutes of Health shall submit to Congress and the
Secretary of Defense a report on preliminary mental
health assessments of members of the Armed
Forces.

(2) Matters included.—The report under
paragraph (1) shall include the following:

(A) Recommendations with respect to es-
ablishing a preliminary mental health assess-
ment of members of the Armed Forces to bring
mental health screenings to parity with physical
screenings of members.

(B) Recommendations with respect to the
composition of the mental health assessment,
best practices, and how to track assessment
changes relating to traumatic brain injuries,
post-traumatic stress disorder, and other condi-
tions.

(3) COORDINATION.—The National Institute of
Mental Health shall carry out paragraph (1) in co-
ordination with the Secretary of Veterans Affairs,
the Director of the Centers for Disease Control and
Prevention, the surgeons general of the military de-
partments, and other relevant experts.

SEC. 530A. AVAILABILITY OF ADDITIONAL LEAVE FOR MEM-
BERS OF THE ARMED FORCES IN CONNEC-
TION WITH THE BIRTH OF A CHILD.

Section 701(j) of title 10, United States Code, is
amended—

(1) by redesignating paragraphs (1) and (2) as
paragraphs (2) and (3), respectively;

(2) by inserting after “(j)” the following new
paragraph (1):

“(1) Under regulations prescribed by the Secretary
concerned, a member of the armed forces who gives birth
to a child shall receive 42 days of convalescent leave to
be used in connection with the birth of the child. At the
discretion of the member, the member shall be allowed up
to 42 additional days in a leave of absence status in con-
nection with the birth of the child upon the expiration of
the convalescent leave, except that—

“(A) a member who uses this additional leave
is not entitled to basic pay for any day on which
such additional leave is used, but shall be considered
to be on active duty for all other purposes; and

“(B) the commanding officer of the member
may recall the member to duty from such leave of
absence status when necessary to maintain unit
readiness.”; and

(3) in paragraph (3), as redesignated, by strik-
ing “paragraph (1)” and inserting “paragraphs (1)
and (2)”.

Subtitle D—Military Justice, Including Sexual Assault and Domestic Violence Prevention and Response

SEC. 531. IMPROVED DEPARTMENT OF DEFENSE INFORMATION REPORTING AND COLLECTION OF DOMESTIC VIOLENCE INCIDENTS INVOLVING MEMBERS OF THE ARMED FORCES.

(a) DATA REPORTING AND COLLECTION IMPROVEMENTS.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall develop a comprehensive management plan to address deficiencies in the reporting of information on incidents of domestic violence involving members of the Armed Forces for inclusion in the Department of Defense database on domestic violence incidents required by section 1562 of title 10, United States Code, to ensure that the database provides an accurate count of domestic violence incidents and any consequent disciplinary action.

(b) CONFORMING AMENDMENT.—Section 543(a) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111–383; 10 U.S.C. 1562 note) is amended by striking paragraph (1).
SEC. 532. ADDITIONAL DUTY FOR JUDICIAL PROCEEDINGS

PANEL REGARDING USE OF MENTAL HEALTH
RECORDS BY DEFENSE DURING PRELIMINARY HEARING AND COURT-MARTIAL PROCEEDINGS.

(a) REVIEW REQUIRED.—The independent panel established by the Secretary of Defense under section 576(a)(2) of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1758), known as the “judicial proceedings panel”, shall conduct a review and assessment of—

(1) the impact of the use of mental health records by the defense during the preliminary hearing conducted under section 832 of title 10, United States Code (article 32 of the Uniform Code of Military Justice), and during court-martial proceedings; and

(2) the use of mental health records in civilian criminal legal proceedings in order to identify any significant discrepancies between the two legal systems.

(b) SUBMISSION OF RESULTS.—The judicial proceedings panel shall include the results of the review and assessment in one of the reports required by section 576(c)(2)(B) of the National Defense Authorization Act for Fiscal Year 2013.
SEC. 533. APPLICABILITY OF SEXUAL ASSAULT PREVENTION AND RESPONSE AND RELATED MILITARY JUSTICE ENHANCEMENTS TO MILITARY SERVICE ACADEMIES.

The Secretary of the military department concerned and, in the case of the Coast Guard Academy, the Secretary of the Department in which the Coast Guard is operating shall ensure that the provisions of title XVII of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 950), including amendments made by that title, apply to the United States Military Academy, the Naval Academy, the Air Force Academy, and the Coast Guard Academy.

SEC. 534. CONSULTATION WITH VICTIMS OF SEXUAL ASSAULT REGARDING VICTIMS’ PREFERENCE FOR PROSECUTION OF OFFENSE BY COURT-MARTIAL OR CIVILIAN COURT.

(a) Legal Consultation Between Special Victims’ Counsel and Victim of Sexual Assault.—Subsection (b) of section 1044e of title 10, United States Code, is amended—

(1) by redesignating paragraphs (6), (7), (8), and (9) as paragraphs (7), (8), (9), and (10), respectively; and

(2) by inserting after paragraph (5) the following new paragraph (6):
“(6) Legal consultation regarding the advantages and disadvantages of prosecution of the alleged sex-related offense by court-martial or by a civilian court with jurisdiction over the offense before the victim expresses a preference as to the prosecution authority pursuant to the process required by subsection (e)(3).”.

(b) PROCESS TO DISCERN VICTIM PREFERENCE.—Subsection (e) of such section is amended by adding at the end the following new paragraph:

“(3) The Secretary concerned shall establish a process to ensure consultation with a victim of an alleged sex-related offense that occurs in the United States to discern the victim’s preference regarding prosecution authority, regardless of whether the report of that offense is restricted or unrestricted.”.

SEC. 535. ENFORCEMENT OF CRIME VICTIMS’ RIGHTS RELATED TO PROTECTIONS AFFORDED BY CERTAIN MILITARY RULES OF EVIDENCE.

Section 806b of title 10, United States Code (article 6b of the Uniform Code of Military Justice), is amended by adding at the end the following new subsection:

“(e) ENFORCEMENT BY COURT OF CRIMINAL APPEALS.—(1) If the victim of an offense under this chapter believes that a court-martial ruling violates the victim’s
rights afforded by a Military Rule of Evidence specified in paragraph (2), the victim may petition the Court of Criminal Appeals for a writ of mandamus to require the court-martial to comply with the Military Rule of Evidence. The Court of Criminal Appeals may issue the writ on the order of a single judge and shall take up and decide the petition within 72 hours after the petition has been filed.

“(2) Paragraph (1) applies with respect to the protections afforded by the following:

“(A) Military Rule of Evidence 513, relating to the psychotherapist-patient privilege.

“(B) Military Rule of Evidence 412, relating to the admission of evidence regarding a victim’s sexual background.

“(3) Court-martial proceedings may not be stayed or subject to a continuance of more than five days for purposes of enforcing this subsection. If the Court of Criminal Appeals denies the relief sought, the reasons for the denial shall be clearly stated on the record in a written opinion.”.
SEC. 536. MINIMUM CONFINEMENT PERIOD REQUIRED FOR
CONVICTION OF CERTAIN SEX-RELATED OFFENSES COMMITTED BY MEMBERS OF THE
ARMED FORCES.

(a) MANDATORY PUNISHMENTS.—Section 856(b)(1) of title 10, United States Code (article 56(b)(1) of the Uniform Code of Military Justice) is amended by striking “at a minimum” and all that follows through the period at the end of the paragraph and inserting the following: “at a minimum except as provided for in section 860 of this title (article 60)—

“(A) dismissal or dishonorable discharge; and

“(B) confinement for two years.”.

(b) EFFECTIVE DATE.—Subparagraph (B) of paragraph (1) of section 856(b) of title 10, United States Code (article 56(b) of the Uniform Code of Military Justice), as added by subsection (a), shall apply to offenses specified in paragraph (2) of such section committed on or after the date that is 180 days after the date of the enactment of this Act.

SEC. 537. MODIFICATION OF MILITARY RULES OF EVIDENCE RELATING TO ADMISSIBILITY OF GENERAL MILITARY CHARACTER TOWARD PROBABILITY OF INNOCENCE.

(a) MODIFICATION GENERALLY.—The Secretary of Defense shall modify the Military Rules of Evidence to

HR 4435 PCS
clarify that the general military character of an accused
is not admissible for the purpose of showing the prob-
ability of innocence of the accused, except when evidence
of a trait of the military character of an accused is rel-
evant to an element of an offense for which the accused
has been charged.

(b) Revision of Rule 404(a) by Operation of
Law.—Effective on and after the date of the enactment
of this Act, Rule 404(a) of the Military Rules of Evidence
does not authorize the admissibility of evidence regarding
the good military character of an accused in the findings
phase of courts-martial, except in the instance of the fol-
lowing military-specific offenses:

(1) Article 84 effecting unlawful enlistment, ap-
pointment, separation.

(2) Article 85 desertion.

(3) Article 86 absent without leave.

(4) Article 87 missing movement.

(5) Article 88 contempt towards officials.

(6) Article 89 disrespect toward superior com-
missioned officer.

(7) Article 90 assaulting, willfully disobeying
superior commissioned officer.

(8) Article 91 insubordinate conduct toward
warrant, noncommissioned, petty officer.
(9) Article 92 failure to obey order or regulation.

(10) Article 93 cruelty and maltreatment of subordinates.

(11) Article 94 mutiny and sedition.

(12) Article 95 resisting apprehension, flight, breach of arrest, escape.

(13) Article 96 releasing a prisoner without proper authority.

(14) Article 97 unlawful detention.

(15) Article 98 noncompliance with procedural rules.

(16) Article 99 misbehavior before enemy.

(17) Article 100 subordinate compelling surrender.

(18) Article 101 improper use of countersign.

(19) Article 102 forcing safeguard.

(20) Article 103 captured, abandoned property.

(21) Article 104 aiding the enemy.

(22) Article 105 misconduct as prisoner.

(23) Article 106a espionage.

(24) Article 107 false official statements.

(25) Article 108 loss, damage, destruction, disposition of military property.
(26) Article 109 loss, damage, destruction, disposition of property other than military property of the United States.

(27) Article 110 improper hazarding of vessel.

(28) Article 111 drunk or reckless operation of vehicle, aircraft, or vessel.

(29) Article 112 wrongful use, possession, manufacture or introduction of controlled substance.

(30) Article 113 misbehavior of sentinel or lookout.

(31) Article 114 dueling.

(32) Article 115 malingering.

(33) Article 116 riot.

(34) Article 117 provoking, speech, gestures.

(35) Article 133 conduct unbecoming an officer.

(36) Article 134 general article of the Uniform Code of Military Justice.

(37) Attempts, conspiracy, or solicitation to commit such offenses.

SEC. 538. CONFIDENTIAL REVIEW OF CHARACTERIZATION OF TERMS OF DISCHARGE OF MEMBERS OF THE ARMED FORCES WHO ARE VICTIMS OF SEXUAL OFFENSES.

(a) CONFIDENTIAL APPEAL PROCESS THROUGH BOARDS FOR CORRECTION OF MILITARY RECORDS.—The
Secretaries of the military departments shall each establish a confidential process by which an individual who was the victim of a sex-related offense during service in the Armed Forces may appeal, through boards for the correction of military records of the military department concerned, the terms or characterization of the discharge or separation of the individual from the Armed Forces on the grounds that the terms or characterization were adversely affected by the individual being the victim of such an offense.

(b) Consideration of Individual Experiences in Connection With Offenses.—In deciding whether to modify the terms or characterization of an individual’s discharge or separation pursuant to the process required by subsection (a), the Secretary of the military department concerned shall instruct boards for the correction of military records to give due consideration to—

(1) the psychological and physical aspects of the individual’s experience in connection with the sex-related offense; and

(2) what bearing such experience may have had on the circumstances surrounding the individual’s discharge or separation from the Armed Forces.

(c) Preservation of Confidentiality.—Documents considered and decisions rendered pursuant to the
process required by subsection (a) shall not be made available to the public, except with the consent of the individual concerned.

(d) **SEX-RELATED OFFENSE DEFINED.—**In this section, the term “sex-related offense” means any of the following:

1. Rape or sexual assault under subsection (a) or (b) of section 920 of title 10, United States Code (article 120 of the Uniform Code of Military Justice).

2. Forcible sodomy under section 925 of title 10, United States Code (article 125 of the Uniform Code of Military Justice).

3. An attempt to commit an offense specified in paragraph (1) or (2) as punishable under section 880 of title 10, United States Code (article 80 of the Uniform Code of Military Justice).

**SEC. 539. CONSISTENT APPLICATION OF RULES OF PRIVILEGE AFFORDED UNDER THE MILITARY RULES OF EVIDENCE.**

(a) **ELIMINATION OF EXCEPTION TO PSYCHOTHERAPIST-PATIENT PRIVILEGE.—**Effective on and after the date of the enactment of this Act, the exception granted by subparagraph (d)(8) of Military Rule of Evidence 513 to the privilege afforded to the patient of
a psychotherapist to refuse to disclose, and to prevent any other person from disclosing, a confidential communication made between the patient and a psychotherapist or an assistant to the psychotherapist in a case arising under the Uniform Code of Military Justice shall be deemed to no longer apply or exist as a matter of law.

(b) CONFORMING AMENDMENT REQUIRED.—As soon as practicable after the date of the enactment of this Act, the Joint Service Committee on Military Justice of the Department of Defense shall amend Military Rule of Evidence 513 to reflect the elimination of the exception referred to in subsection (a) pursuant to such subsection.

SEC. 540. REVISION TO REQUIREMENTS RELATING TO DEPARTMENT OF DEFENSE POLICY ON RETENTION OF EVIDENCE IN A SEXUAL ASSAULT CASE TO ALLOW RETURN OF PERSONAL PROPERTY UPON COMPLETION OF RELATED PROCEEDINGS.

Section 586 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat. 1435; 10 U.S.C. 1561 note) is amended by adding at the end the following new subsection:

“(f) RETURN OF PERSONAL PROPERTY UPON COMPLETION OF RELATED PROCEEDINGS.—Notwithstanding subsection (e)(4)(A), personal property retained as evi-
dence in connection with an incident of sexual assault invol-
volving a member of the Armed Forces may be returned to the rightful owner of such property after the conclusion of all legal, adverse action, and administrative proceedings related to such incident.”.

SEC. 540A. ESTABLISHMENT OF PHONE SERVICE FOR PROMPT REPORTING OF HAZING INVOLVING A MEMBER OF THE ARMED FORCES.

(a) Establishment Required.—The Secretary concerned (as defined in section 101(a)(9) of title 10, United States Code) shall develop and implement a phone service through which an individual can anonymously call to report incidents of hazing in that branch of the Armed Forces.

(b) Hazing Described.—For purposes of carrying out this section, the Secretary of Defense (and the Secretary of the Department in which the Coast Guard operates) shall use the definition of hazing contained in the August 28, 1997, Secretary of Defense Policy Memo-
randum, which defined hazing as any conduct whereby a member of the Armed Forces, regardless of branch or rank, without proper authority causes another member to suffer, or be exposed to, any activity which is cruel, abusive, humiliating, oppressive, demeaning, or harmful. Soliciting or coercing another person to perpetrate any such
activity is also considered hazing. Hazing need not involve
physical contact among or between members of the Armed
Forces. Hazing can be verbal or psychological in nature.
Actual or implied consent to acts of hazing does not elimi-
nate the culpability of the perpetrator.

Subtitle E—Military Family
Readiness

SEC. 545. EARLIER DETERMINATION OF DEPENDENT STA-
TUS WITH RESPECT TO TRANSITIONAL COM-
PENSATION FOR DEPENDENTS OF MEMBERS
SEPARATED FOR DEPENDENT ABUSE.

Section 1059(d)(4) of title 10, United States Code,
is amended by striking “as of the date on which the indi-
vidual described in subsection (b) is separated from active
duty” and inserting “as of the date on which the separa-
tion action is initiated by a commander of the individual
described in subsection (b)”.

SEC. 546. IMPROVED CONSISTENCY IN DATA COLLECTION
AND REPORTING IN ARMED FORCES SUICIDE
PREVENTION EFFORTS.

(a) Policy for Standard Suicide Data Collec-
tion, Reporting, and Assessment.—The Secretary of
Defense shall prescribe a policy for the development of a
standard method for collecting, reporting, and assessing
suicide data and suicide-attempt data involving members
of the Armed Forces, including reserve components there-of, and their dependents in order to improve the consist-
ency and comprehensiveness of—

(1) the suicide prevention policy developed pur-
suant to section 582 of the National Defense Au-
thorization Act for Fiscal Year 2013 (Public Law
112–239. 10 U.S.C. 1071 note); and

(2) the suicide prevention and resilience pro-
gram for the National Guard and Reserves estab-
lished pursuant to section 10219 of title 10, United
States Code.

(b) Submission of Policy and Congressional
Briefing.—Not later than 180 days after the date of the
enactment of this Act, the Secretary of Defense shall sub-
mit the policy developed under subsection (a) to the Com-
mittees on Armed Services of the Senate and the House
of Representatives. At the request of the committees, the
Secretary also shall brief such committees on the policy
and the implementation status of the standardized suicide
data collection, reporting and assessment method.

(c) Consultation and Implementation.—In the
case of the suicide prevention and resilience program for
the National Guard and Reserves—
(1) the Secretary of Defense shall develop the
policy required by subsection (a) in consultation with
the Chief of the National Guard Bureau; and

(2) the adjutants general of the States, the
Commonwealth of Puerto Rico, the District of Co-
lumbia, Guam, and the Virgin Islands shall imple-
ment the policy within 180 days after the date of the
submission of the policy under subsection (b).

(d) DEPENDENT DEFINED.—In this section, the
term “dependent”, with respect to a member of the Armed
Forces, means a person described in section 1072(2) of
title 10, United States Code, except that, in the case of
a parent or parent-in-law of the member, the income re-
quirements of subparagraph (E) of such section do not
apply.

SEC. 547. PROTECTION OF CHILD CUSTODY ARRANGE-
MENTS FOR PARENTS WHO ARE MEMBERS OF
THE ARMED FORCES.

(a) CHILD CUSTODY PROTECTION.—Title II of the
Servicemembers Civil Relief Act (50 U.S.C. App. 521 et
seq.) is amended by adding at the end the following new
section:

“SEC. 208. CHILD CUSTODY PROTECTION.

“(a) RESTRICTION ON TEMPORARY CUSTODY
ORDER.—If a court renders a temporary order for custo-
dial responsibility for a child based solely on a deployment
or anticipated deployment of a parent who is a service-
member, then the court shall require that, upon the return
of the servicemember from deployment, the custody order
that was in effect immediately preceding the temporary
order shall be reinstated, unless the court finds that such
a reinstatement is not in the best interest of the child,
except that any such finding shall be subject to subsection
(b).

“(b) LIMITATION ON CONSIDERATION OF MEMBER’S
DEPLOYMENT IN DETERMINATION OF CHILD’S BEST IN-
TEREST.—If a motion or a petition is filed seeking a per-
manent order to modify the custody of the child of a serv-
icemember, no court may consider the absence of the serv-
icemember by reason of deployment, or the possibility of
deployment, as the sole factor in determining the best in-
terest of the child.

“(c) NO FEDERAL JURISDICTION OR RIGHT OF AC-
TION OR REMOVAL.—Nothing in this section shall create
a Federal right of action or otherwise give rise to Federal
jurisdiction or create a right of removal.

“(d) PREEMPTION.—In any case where State law ap-
plicable to a child custody proceeding involving a tem-
porary order as contemplated in this section provides a
higher standard of protection to the rights of the parent
who is a deploying servicemember than the rights provided under this section with respect to such temporary order, the appropriate court shall apply the higher State standard.

“(e) DEPLOYMENT DEFINED.—In this section, the term ‘deployment’ means the movement or mobilization of a servicemember to a location for a period of longer than 60 days and not longer than 540 days pursuant to temporary or permanent official orders—

“(1) that are designated as unaccompanied;

“(2) for which dependent travel is not authorized; or

“(3) that otherwise do not permit the movement of family members to that location.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by adding at the end of the items relating to title II the following new item:

“208. Child custody protection.”.
SEC. 548. ROLE OF MILITARY SPOUSE EMPLOYMENT PROGRAMS IN ADDRESSING UNEMPLOYMENT AND UNDEREMPLOYMENT OF SPOUSES OF MEMBERS OF THE ARMED FORCES AND CLOSING THE WAGE GAP BETWEEN MILITARY SPOUSES AND THEIR CIVILIAN COUNTERPARTS.

(a) FINDINGS.—Congress makes the following findings:

(1) Members of the Armed Forces and their families make enormous sacrifices in defense of the United States.

(2) Military spouses face a unique lifestyle marked by frequent moves, increased family responsibility during deployments, and limited career opportunities in certain geographic locations.

(3) These circumstances present significant challenges to military spouses who desire to build a portable career commensurate with their skills, including education and experience.

(4) According to a recent Department of Defense survey, the unemployment rate for civilians married to a military member is 25 percent, but the unemployment rate is 33 percent for spouses of junior enlisted members. The same survey revealed that 85 percent of military spouses want or need to work.
(5) A recent Military Officers Association of American (MOAA)/Institute for Veterans and Military Families’ (IVMF) Military Spouse Employment Report revealed that an overwhelming ninety percent of female military spouses are underemployed.

(6) The Department of Defense has demonstrated its commitment to helping military spouses obtain employment by creating the Military Spouse Employment Partnership (MSEP), the Military Spouse Career Center, and the Military Spouse Career Advancement Accounts (MyCAA). More than 61,000 military spouses have been hired as part of the Military Spouse Employment Partnership (MSEP) since the MSEP launch in June 2011.

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

(1) the Secretary of Defense should continue to work to reduce the unemployment and underemployment of spouses of members of the Armed Forces (in this section referred to as “military spouses”) and support closing the wage gap between military spouses and their civilian counterparts;

(2) in this process, the Secretary should prioritize efforts that assist military spouses in pur-
suing portable careers that match their skill set, in-
cluding education and experience; and

(3) in evaluating the effectiveness of military
spouse employment programs, the Secretary should
collect information that provides a comprehensive as-
ssessment of the program, including whether program
goals are being achieved.

(c) DATA COLLECTION RELATED TO EFFORTS TO
ADDRESS UNDEREMPLOYMENT OF MILITARY SPOUSES.—

(1) DATA COLLECTION REQUIRED.—In addition
to monitoring the number of military spouses who
obtain employment through military spouse employ-
ment programs, the Secretary of Defense shall col-
lect data to evaluate the effectiveness of military
spouse employment programs in addressing the
underemployment of military spouses and in closing
the wage gap between military spouses and their ci-
vilian counterparts. Information collected shall in-
clude whether positions obtained by military spouses
through military spouse employment programs
match their education and experience.

(2) REPORT REQUIRED.—Not later than one
year after the date of the enactment of this Act, the
Secretary of Defense shall submit to the congress-
ional defense committees a report evaluating the
progress of military spouse employment programs in reducing military spouse unemployment, reducing the wage gap between military spouses and their civilian counterparts, and addressing the underemployment of military spouses.

(d) MILITARY SPOUSE EMPLOYMENT PROGRAMS DEFINED.—In this section, the term “military spouse employment programs” means the Military Spouse Employment Partnership (MSEP).

Subtitle F—Education and Training Opportunities

SEC. 551. AUTHORIZED DURATION OF FOREIGN AND CULTURAL EXCHANGE ACTIVITIES AT MILITARY SERVICE ACADEemies.

(a) UNITED STATES MILITARY ACADEMY.—Section 4345a(a) of title 10, United States Code, is amended by striking “two weeks” and inserting “four weeks”.

(b) NAVAL ACADEMY.—Section 6957b(a) of such title is amended by striking “two weeks” and inserting “four weeks”.

(c) AIR FORCE ACADEMY.—Section 9345a(a) of such title is amended by striking “two weeks” and inserting “four weeks”.
SEC. 552. PILOT PROGRAM TO ASSIST MEMBERS OF THE
ARMED FORCES IN OBTAINING POST-SERVICE
EMPLOYMENT.

(a) PROGRAM REQUIRED.—The Secretary of Defense
shall conduct the program described in subsection (c) to
enhance the efforts of the Department of Defense to pro-
vide job placement assistance and related employment
services to eligible members of the Armed Forces described
in subsection (b) for the purposes of—

(1) assisting such members in obtaining post-
service employment; and

(2) reducing the amount of “Unemployment
Compensation for Ex-Servicemembers” that the Sec-
retary of Defense and the Secretary of the Depart-
ment in which the Coast Guard is operating pays
into the Unemployment Trust Fund.

(b) ELIGIBLE MEMBERS.—Employment services pro-
vided under the program are limited to members of the
Armed Forces, including members of the reserve compo-
nents, who are being separated from the Armed Forces
or released from active duty.

(c) EVALUATION OF USE OF CIVILIAN EMPLOYMENT
STAFFING AGENCIES.—

(1) PROGRAM DESCRIBED.—The Secretary of
Defense shall execute a program to evaluate the fea-
sibility and cost-effectiveness of utilizing the services
of civilian employment staffing agencies to assist eligible members of the Armed Forces in obtaining post-service employment.

(2) PROGRAM MANAGEMENT.—The program required by this subsection shall be managed by an civilian organization (in this section referred to as the “program manager”) whose principal members have experience—

(A) administering pay-for-performance programs; and

(B) within the employment staffing industry.

(3) EXCLUSION.—The program manager may not be a staffing agency.

(d) ELIGIBLE CIVILIAN EMPLOYMENT STAFFING AGENCIES.—The Secretary of Defense, in consultation with the program manager shall establish the eligibility requirements to be used by the program manager for the selection of civilian employment staffing agencies to participate in the program. In establishing the eligibility requirements to be used by the program manager for the selection of the civilian employment staffing agencies, the Secretary of Defense shall also take into account civilian employment staffing agencies that are willing to work and
consult with State and county Veterans Affairs offices and State National Guard offices, when appropriate.

(c) Payment of Staffing Agency Fees.—To encourage employers to employ an eligible member of the Armed Forces under the program, the program manager shall pay a participating civilian employment staffing agency a portion of its agency fee (not to exceed 50 percent above the member’s hourly wage). Payment of the agency fee will only be made after the member has been employed and paid by the private sector and the hours worked have been verified by the program manager. The staffing agency shall be paid on a weekly basis only for hours the member worked, but not to exceed a total of 800 hours.

(f) Oversight Requirements.—In conducting the program, the Secretary of Defense shall establish—

(1) program monitoring standards; and

(2) reporting requirements, including the hourly wage for each eligible member of the Armed Forces obtaining employment under the program, the numbers of hours worked during the month, and the number of members who remained employed with the same employer after completing the first 800 hours of employment.
(g) LIMITATION ON TOTAL PROGRAM OBLIGATIONS.—The total amount obligated by the Secretary of Defense for the program may not exceed $35,000,000 during a fiscal year.

(h) REPORTING REQUIREMENTS.—

(1) REPORT REQUIRED.—Not later than January 15, 2019, the Secretary of Defense shall submit to the appropriate congressional committees a report describing the results of the program, particularly whether the program achieved the purposes specified in subsection (a).

(2) COMPARISON WITH OTHER PROGRAMS.—The report shall include a comparison of the results of the program conducted under this section and the results of other employment assistant programs utilized by the Department of Defense. The comparison shall include the number of members of the Armed Forces obtaining employment through each program and the cost to the Department per member.

(3) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means the congressional defense committees, the Committee on Transportation and Infrastructure of the House of Rep-
resentatives, and the Committee on Commerce, Science, and Transportation of the Senate.

(i) DURATION OF AUTHORITY.—The authority of the Secretary of Defense to carry out programs under this section expires on September 30, 2018.

SEC. 553. DIRECT EMPLOYMENT PILOT PROGRAM FOR MEMBERS OF THE NATIONAL GUARD AND RESERVE.

(a) PROGRAM AUTHORITY.—The Secretary of Defense may carry out a pilot program to enhance the efforts of the Department of Defense to provide job placement assistance and related employment services directly to members in the National Guard and Reserves.

(b) ADMINISTRATION.—The pilot program shall be offered to, and administered by, the adjutants general appointed under section 314 of title 32, United States Code.

(c) COST-SHARING REQUIREMENT.—As a condition on the provision of funds under this section to a State to support the operation of the pilot program in the State, the State must agree to contribute an amount, derived from non-Federal sources, equal to at least 30 percent of the funds provided by the Secretary of Defense under this section.

(d) DIRECT EMPLOYMENT PROGRAM MODEL.—The pilot program should follow a job placement program
model that focuses on working one-on-one with a member of a reserve component to cost-effectively provide job placement services, including services such as identifying unemployed and under employed members, job matching services, resume editing, interview preparation, and post-employment follow up. Development of the pilot program should be informed by State direct employment programs for members of the reserve components, such as the programs conducted in California and South Carolina.

(c) Evaluation.—The Secretary of Defense shall develop outcome measurements to evaluate the success of the pilot program.

(f) Reporting Requirements.—

(1) Report Required.—Not later than March 1, 2019, the Secretary of Defense shall submit to the congressional defense committees a report describing the results of the pilot program. The Secretary shall prepare the report in coordination with the Chief of the National Guard Bureau.

(2) Elements of Report.—A report under paragraph (1) shall include the following:

(A) A description and assessment of the effectiveness and achievements of the pilot program, including the number of members of the
reserve components hired and the cost-per-placement of participating members.

(B) An assessment of the impact of the pilot program and increased reserve component employment levels on the readiness of members of the reserve components.

(C) A comparison of the pilot program to other programs conducted by the Department of Defense and Department of Veterans Affairs to provide unemployment and underemployment support to members of the reserve components.

(D) Any other matters considered appropriate by the Secretary.

(g) LIMITATION ON TOTAL FISCAL-YEAR OBLIGATIONS.—The total amount obligated by the Secretary of Defense to carry out the pilot program for any fiscal year may not exceed $20,000,000.

(h) DURATION OF AUTHORITY.—

(1) IN GENERAL.—The authority to carry out the pilot program expires September 30, 2018.

(2) EXTENSION.—Upon the expiration of the authority under paragraph (1), the Secretary of Defense may extend the pilot program for not more than two additional fiscal years.
SEC. 554. ENHANCEMENT OF AUTHORITY TO ACCEPT SUPPORT FOR UNITED STATES AIR FORCE ACADEMY ATHLETIC PROGRAMS.

Section 9362 of title 10, United States Code, is amended by striking subsections (e), (f), and (g) and inserting the following new subsections:

“(e) Acceptance of support.—

“(1) Support received from the corporation.—Notwithstanding section 1342 of title 31, the Secretary of the Air Force may accept from the corporation funds, supplies, equipment, and services for the support of the athletic programs of the Academy.

“(2) Funds received from other sources.—The Secretary may charge fees for the support of the athletic programs of the Academy. The Secretary may accept and retain fees for services and other benefits provided incident to the operation of its athletic programs, including fees from the National Collegiate Athletic Association, fees from athletic conferences, game guarantees from other educational institutions, fees for ticketing or licensing, and other consideration provided incidental to the execution of the athletic programs of the Academy.
“(3) Limitation.—The Secretary shall ensure that contributions accepted under this subsection do not reflect unfavorably on the ability of the Department of the Air Force, any of its employees, or any member of the armed forces to carry out any responsibility or duty in a fair and objective manner, or compromise the integrity or appearance of integrity of any program of the Department of the Air Force, or any individual involved in such a program.

“(f) Leases and Licenses.—

“(1) Support received from the corporation.—In accordance with section 2667 of this title, the Secretary of the Air Force may enter into leases or licenses with the corporation for the purpose of supporting the athletic programs of the Academy. Consideration provided under such a lease or license may be provided in the form of funds, supplies, equipment, and services for the support of the athletic programs of the Academy.

“(2) Support to the corporation.—The Secretary may provide support services to the corporation without charge while the corporation conducts its support activities at the Academy. In this section, the term ‘support services’ includes the providing of utilities, office furnishings and equipment,
communications services, records staging and
archiving, audio and video support, and security sys-
tems in conjunction with the leasing or licensing of
property. Any such support services may only be
provided without any liability of the United States to
the corporation.

“(g) Contracts and Cooperative Agreements.—The Secretary of the Air Force may enter into
contracts and cooperative agreements with the corporation
for the purpose of supporting the athletic programs of the
Academy. Notwithstanding section 2304(k) of this title,
the Secretary may enter such contracts or cooperative
agreements on a sole source basis pursuant to section
2304(c)(5) of this title. Notwithstanding chapter 63 of
title 31, a cooperative agreement under this section may
be used to acquire property, services, or travel for the di-
rect benefit or use of the Academy athletic programs.

“(h) Trademarks and Service Marks.—

“(1) Licensing, Marketing, and Sponsor-
ship Agreements.—Consistent with section 2260
(other than subsection (d)) of this title, an agree-
ment under subsection (g) may authorize the cor-
poration to enter into licensing, marketing, and
sponsorship agreements relating to trademarks and
service marks identifying the Academy, subject to
the approval of the Secretary of the Air Force.

“(2) LIMITATIONS.—No such licensing, mar-
keting, or sponsorship agreement may be entered
into if it would reflect unfavorably on the ability of
the Department of the Air Force, any of its employ-
ees, or any member of the armed forces to carry out
any responsibility or duty in a fair and objective
manner, or if the Secretary determines that the use
of the trademark or service mark would compromise
the integrity or appearance of integrity of any pro-
gram of the Department of the Air Force, or any in-
dividual involved in such a program.”.

SEC. 555. REPORT ON TUITION ASSISTANCE.

(a) IN GENERAL.—The Secretary of the Army shall,
not later than 90 days after the date of the enactment
of this Act, submit to the Committees on Armed Services
of the Senate and the House of Representatives a report
on the requirement of the Army, effective January 1,
2014, that members of the Army may become eligible for
the Army’s tuition assistance program only after serving
a period of 1 year after completing certain training
courses, such as advance individual training, officer can-
didate school, and the basic officer leader course.
(b) CONTENTS.—The report under subsection (a) shall include the Secretary’s—

(1) evaluation of the potential savings in costs resulting from requiring all service members to wait a period of 1 year after training described in subsection (a) before becoming eligible for the Army’s tuition assistance program;

(2) evaluation of the impact that the 1-year waiting period described in subsection (a) will have on recruitment for the National Guard; and

(3) explanation of the extent to which the qualities of the National Guard, including the role of college students and college-bound students in the National Guard, were considered before reaching the decision to require all service members to wait a period of 1 year before becoming eligible for the Army’s tuition assistance program.
Subtitle G—Defense Dependents’ Education

SEC. 561. CONTINUATION OF AUTHORITY TO ASSIST LOCAL EDUCATIONAL AGENCIES THAT BENEFIT DEPENDENTS OF MEMBERS OF THE ARMED FORCES AND DEPARTMENT OF DEFENSE CIVILIAN EMPLOYEES.

(a) Assistance to Schools With Significant Numbers of Military Dependent Students.—Of the amount authorized to be appropriated for fiscal year 2015 by section 301 and available for operation and maintenance for Defense-wide activities as specified in the funding table in section 4301, $25,000,000 shall be available only for the purpose of providing assistance to local educational agencies under subsection (a) of section 572 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 20 U.S.C. 7703b).

(b) Local Educational Agency Defined.—In this section, the term “local educational agency” has the meaning given that term in section 8013(9) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7713(9)).
SEC. 562. AUTHORITY TO EMPLOY NON-UNITED STATES CITIZENS AS TEACHERS IN DEPARTMENT OF DEFENSE OVERSEAS DEPENDENTS’ SCHOOL SYSTEM.

Section 2(2)(A) of the Defense Department Overseas Teachers Pay and Personnel Practices Act (20 U.S.C. 901(2)(A)) is amended by inserting before the comma at the end the following: “or, in the case of a teaching position that involves instruction in the host-nation language, a local national when a citizen of the United States is not reasonably available to provide such instruction”.

SEC. 563. EXPANSION OF FUNCTIONS OF THE ADVISORY COUNCIL ON DEPENDENTS’ EDUCATION TO INCLUDE DOMESTIC DEPENDENT ELEMENTARY AND SECONDARY SCHOOLS.

(a) EXPANSION OF FUNCTIONS.—Subsection (c) of section 1411 of the Defense Dependents’ Education Act of 1978 (20 U.S.C. 929) is amended—

(1) in paragraph (1), by inserting “, and of the domestic dependent elementary and secondary school system established under section 2164 of title 10, United States Code,” after “of the defense depend- ents’ education system”; and

(2) in paragraph (2), by inserting “and in the domestic dependent elementary and secondary school system” before the comma at the end.
(b) Membership of Council.—Subsection (a)(1)(B) of such section is amended—

(1) by inserting “and the domestic dependent elementary and secondary schools established under section 2164 of title 10, United States Code” after “the defense dependents’ education system”; and

(2) by inserting “either” before “such system”.

SEC. 564. SUPPORT FOR EFFORTS TO IMPROVE ACADEMIC ACHIEVEMENT AND TRANSITION OF MILITARY DEPENDENT STUDENTS.

The Secretary of Defense may make grants to non-profit organizations that provide services to improve the academic achievement of military dependent students, including those nonprofit organizations whose programs focus on improving the civic responsibility of military dependent students and their understanding of the Federal Government through direct exposure to the operations of the Federal Government.

SEC. 565. AMENDMENTS TO THE IMPACT AID IMPROVEMENT ACT OF 2012.

Section 563(c) of National Defense Authorization Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1748; 20 U.S.C. 6301 note) is amended—

(1) in paragraph (1)—
(A) by striking “2-year” and inserting “5-year”; and

(B) by inserting before the period at the end the following, “, except that amendment made by subsection (b) to subparagraph (B) of section 8002(b)(3) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7702(b)(3)(B)) shall be effective for a 2-year period beginning on the date of enactment of this Act”; and

(2) in paragraph (4)—

(A) by striking “The amendments” and inserting the following:

“(A) IN GENERAL.—The amendments”;

(B) by inserting “and subparagraph (B) of this paragraph” after “subsection (b)”;

(C) by striking “2-year” and inserting “5-year”;

(D) by inserting “and such subparagraph” after “such subsection” each place it appears; and

(E) by adding at the end the following:

“(B) SPECIAL RULE.—For the period beginning January 3, 2015, and ending January 2, 2017, subparagraph (B) of section
8002(b)(3) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7702(b)(3)(B)) is amended to read as follows:

‘(B) SPECIAL RULE.—In the case of Federal property eligible under this section that is within the boundaries of two or more local educational agencies that are eligible under this section, any of such agencies may ask the Secretary to calculate (and the Secretary shall calculate) the taxable value of the eligible Federal property that is within its boundaries by—

‘(i) first calculating the per-acre value of the eligible Federal property separately for each eligible local educational agency that shares the Federal property, as provided in subparagraph (A)(ii);

‘(ii) then averaging the resulting per-acre values of the eligible Federal property from each eligible local educational agency that shares the Federal property; and

‘(iii) then applying the average per-acre value to determine the total taxable value of the eligible Federal property under
HR 4435 PCS

Subtitle H—Decorations and Awards

SEC. 571. MEDALS FOR MEMBERS OF THE ARMED FORCES AND CIVILIAN EMPLOYEES OF THE DEPARTMENT OF DEFENSE WHO WERE KILLED OR WOUNDED IN AN ATTACK INSPIRED OR MOTIVATED BY A FOREIGN TERRORIST ORGANIZATION.

(a) PURPLE HEART.—

(1) AWARD.—

(A) IN GENERAL.—Chapter 57 of title 10, United States Code, is amended by inserting after section 1129 the following new section:

“§ 1129a. Purple Heart: members killed or wounded in attacks inspired or motivated by foreign terrorist organizations

“(a) IN GENERAL.—For purposes of the award of the Purple Heart, the Secretary concerned shall treat a member of the armed forces described in subsection (b) in the same manner as a member who is killed or wounded as a result of an international terrorist attack against the United States.
“(b) Covered Members.—A member described in this subsection is a member on active duty who was killed or wounded in an attack inspired or motivated by a foreign terrorist organization in circumstances where the death or wound is the result of an attack targeted on the member due to such member’s status as a member of the armed forces, unless the death or wound is the result of willful misconduct of the member.

“(c) Foreign Terrorist Organization Defined.—In this section, the term ‘foreign terrorist organization’ means an entity designated as a foreign terrorist organization by the Secretary of State pursuant to section 219 of the Immigration and Nationality Act (8 U.S.C. 1189).”.

(B) Clerical Amendment.—The table of sections at the beginning of chapter 57 of such title is amended by inserting after the item relating to section 1129 the following new item:

“1129a. Purple Heart: members killed or wounded in attacks inspired or motivated by foreign terrorist organizations.”.

(2) Retroactive Effective Date and Application.—

(A) Effective Date.—The amendments made by paragraph (1) shall take effect as of September 11, 2001.
(B) Review of certain previous incidents.—The Secretaries concerned shall undertake a review of each death or wounding of a member of the Armed Forces that occurred between September 11, 2001, and the date of the enactment of this Act under circumstances that could qualify as being the result of an attack described in section 1129a of title 10, United States Code (as added by paragraph (1)), to determine whether the death or wounding qualifies as a death or wounding resulting from an attack inspired or motivated by a foreign terrorist organization for purposes of the award of the Purple Heart pursuant to such section (as so added).

(C) Actions following review.—If the death or wounding of a member of the Armed Forces reviewed under subparagraph (B) is determined to qualify as a death or wounding resulting from an attack inspired or motivated by a foreign terrorist organization as described in section 1129a of title 10, United States Code (as so added), the Secretary concerned shall take appropriate action under such section to award the Purple Heart to the member.
(D) Secretary concerned defined.—

In this paragraph, the term “Secretary concerned” has the meaning given that term in section 101(a)(9) of title 10, United States Code.

(b) Secretary of Defense Medal for the Defense of Freedom.—

(1) Review of the November 5, 2009, attack at Fort Hood, Texas.—If the Secretary concerned determines, after a review under subsection (a)(2)(B) regarding the attack that occurred at Fort Hood, Texas, on November 5, 2009, that the death or wounding of any member of the Armed Forces in that attack qualified as a death or wounding resulting from an attack inspired or motivated by a foreign terrorist organization as described in section 1129a of title 10, United States Code (as added by subsection (a)), the Secretary of Defense shall make a determination as to whether the death or wounding of any civilian employee of the Department of Defense or civilian contractor in the same attack meets the eligibility criteria for the award of the Secretary of Defense Medal for the Defense of Freedom.
(2) AWARD.—If the Secretary of Defense determines under paragraph (1) that the death or wounding of any civilian employee of the Department of Defense or civilian contractor in the attack that occurred at Fort Hood, Texas, on November 5, 2009, meets the eligibility criteria for the award of the Secretary of Defense Medal for the Defense of Freedom, the Secretary shall take appropriate action to award the Secretary of Defense Medal for the Defense of Freedom to the employee or contractor.

SEC. 572. RETROACTIVE AWARD OF ARMY COMBAT ACTION BADGE.

(a) AUTHORITY TO AWARD.—The Secretary of the Army may award the Army Combat Action Badge (established by order of the Secretary of the Army through Headquarters, Department of the Army Letter 600–05–1, dated June 3, 2005) to a person who, while a member of the Army, participated in combat during which the person personally engaged, or was personally engaged by, the enemy at any time during the period beginning on December 7, 1941, and ending on September 18, 2001 (the date of the otherwise applicable limitation on retroactivity for the award of such decoration), if the Secretary determines that the person has not been previously recognized in an appropriate manner for such participation.
(b) PROCUREMENT OF BADGE.—The Secretary of the Army may make arrangements with suppliers of the Army Combat Action Badge so that eligible recipients of the Army Combat Action Badge pursuant to subsection (a) may procure the badge directly from suppliers, thereby eliminating or at least substantially reducing administrative costs for the Army to carry out this section.

SEC. 573. REPORT ON NAVY REVIEW, FINDINGS, AND ACTIONS PERTAINING TO MEDAL OF HONOR NOMINATION OF MARINE CORPS SERGEANT RAFAEL PERALTA.

Not later than 30 days after the date of the enactment of this Act, the Secretary of the Navy shall submit to the Committees on Armed Services of the Senate and House of Representatives a report describing the Navy review, findings, and actions pertaining to the Medal of Honor nomination of Marine Corps Sergeant Rafael Peralta. The report shall account for all evidence submitted with regard to the case.

SEC. 574. RECOGNITION OF WERETH MASSACRE OF 11 AFRICAN-AMERICAN SOLDIERS OF THE UNITED STATES ARMY DURING THE BATTLE OF THE BULGE.

Congress officially recognizes the dedicated service and ultimate sacrifice on behalf of the United States of
the 11 African-American soldiers of the 333rd Field Artillery Battalion of the United States Army who were massacred in Wereth, Belgium, during the Battle of the Bulge on December 17, 1944.

SEC. 575. REPORT ON ARMY REVIEW, FINDINGS, AND ACTIONS PERTAINING TO MEDAL OF HONOR NOMINATION OF CAPTAIN WILLIAM L. ALBRACHT.

Not later than 30 days after the date of the enactment of this Act, the Secretary of the Army shall—

(1) conduct a review of the initial review, findings, and actions undertaken by the Army in connection with the Medal of Honor nomination of Captain William L. Albracht; and

(2) submit to the Committees on Armed Services of the Senate and the House of Representatives a report describing the results of the review required by this section, including an accounting of all evidence submitted with regard to the nomination.
Subtitle I—Miscellaneous
Reporting Requirements

SEC. 581. SECRETARY OF DEFENSE REVIEW AND REPORT
ON PREVENTION OF SUICIDE AMONG MEMBERS OF UNITED STATES SPECIAL OPERATIONS FORCES.

(a) REVIEW REQUIRED.—The Secretary of Defense, acting through the Under Secretary of Defense for Personnel and Readiness and the Assistant Secretary of Defense for Special Operations and Low Intensity Conflict, shall conduct a review of Department of Defense efforts regarding the prevention of suicide among members of United States Special Operations Forces and their dependents.

(b) CONSULTATION.—In conducting the review under subsection (a), the Secretary of Defense shall consult with, and consider the recommendations of, the Office of Suicide Prevention, the Secretaries of the military departments, the Assistant Secretary of Defense for Special Operations and Low Intensity Conflict, and the United States Special Operations Command regarding the feasibility of implementing, for members of United States Special Operations Forces and their dependents, particular elements of the Department of Defense suicide prevention policy developed pursuant to section 533 of the National Defense Author-
(c) Elements of Review.—The review conducted under subsection (a) shall specifically include an assessment of each of the following:

(1) Current Armed Forces and United States Special Operations Command policy guidelines on the prevention of suicide among members of United States Special Operations Forces and their dependents.

(2) Current and direct Armed Forces and United States Special Operations Command suicide prevention programs and activities for members of United States Special Operations Forces and their dependents, including programs provided by the Defense Health Program and the Office of Suicide Prevention and programs supporting family members.

(3) Current Armed Forces and United States Special Operations Command strategies to reduce suicides among members of United States Special Operations Forces and their dependents, including the cost of such strategies across the future years defense program.
(4) Current Armed Forces and United States Special Operations Command standards of care for suicide prevention among members of United States Special Operations Forces and their dependents, including training standards for behavioral health care providers to ensure that such providers receive training on clinical best practices and evidence-based treatments as information on such practices and treatments becomes available.

(5) The integration of mental health screenings and suicide risk and prevention efforts for members of United States Special Operations Forces and their dependents into the delivery of primary care for such members and dependents.

(6) The standards for responding to attempted or completed suicides among members of United States Special Operations Forces and their dependents, including guidance and training to assist commanders in addressing incidents of attempted or completed suicide within their units.

(7) The standards regarding data collection for individual members of United States Special Operations Forces and their dependents, including related factors such as domestic violence and child abuse.
(8) The means to ensure the protection of privacy of members of United States Special Operations Forces and their dependents who seek or receive treatment related to suicide prevention.

(9) The need to differentiate members of United States Special Operations Forces and their dependents from members of conventional forces and their dependents in the development and delivery of the Department of Defense suicide prevention program.

(10) Such other matters as the Secretary of Defense considers appropriate in connection with the prevention of suicide among members of United States Special Operations Forces and their dependents.

(d) Submission of Report.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report containing the results of the review conducted under subsection (a).
SEC. 582. INSPECTOR GENERAL OF THE DEPARTMENT OF DEFENSE REVIEW OF SEPARATION OF MEMBERS OF THE ARMED FORCES WHO MADE UNRESTRICTED REPORTS OF SEXUAL ASSAULT.

(a) Review Required.—The Inspector General of the Department of Defense shall conduct a review—

(1) to identify all members of the Armed Forces who, since January 1, 2002, were separated from the Armed Forces after making an unrestricted report of sexual assault;

(2) to determine the circumstances of and grounds for each such separation, including—

(A) whether the separation was in retaliation for or influenced by the identified member making an unrestricted report of sexual assault; and

(B) whether the identified member requested an appeal; and

(3) if an identified member was separated on the grounds of having a personality or adjustment disorder, to determine whether the separation was carried out in compliance with Department of Defense Instruction 1332.14 and any other applicable Department of Defense regulations, directives, and policies.
(b) Submission of Results and Recommendations.—Not later than 180 days after the date of the enactment of this Act, the Inspector General of the Department of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives the results of the review conducted under subsection (a), including such recommendations as the Inspector General of the Department of Defense considers necessary.

SEC. 583. COMPTROLLER GENERAL REPORT REGARDING MANAGEMENT OF PERSONNEL RECORDS OF MEMBERS OF THE NATIONAL GUARD.

(a) Report Required.—Not later than April 1, 2015, the Comptroller General of the United States shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report regarding the management of personnel records of members of the National Guard.

(b) Elements of Report.—In preparing the report under subsection (a), the Comptroller General shall consider, at a minimum, the following:

(1) The appropriate Federal role and responsibility in the management of the records of National Guard members.

(2) The extent to which selected States have digitized the records of National Guard members.
(3) The extent to which those States and Federal agencies have entered into agreements to share the digitized records.

(4) The extent to which Federal agencies face any constraints in their ability to effectively manage National Guard records.

SEC. 584. STUDY ON GENDER INTEGRATION IN DEFENSE OPERATION PLANNING AND EXECUTION.

(a) Study Required.—Not later than 30 days after the date of the enactment of this Act, the Chairman of the Joint Chiefs of Staff shall conduct a study concerning the integration of gender into the planning and execution of foreign operations of the Armed Forces at all levels.

(b) Elements of Study.—In conducting the study under subsection (a), the Chairman of the Joint Chiefs of Staff shall—

(1) identify those elements of defense doctrine, if any, that should be revised to address attention to women and gender;

(2) evaluate the need for a gender advisor training program, including the length of training, proposed curriculum, and location of training;

(3) determine how to best equip military leadership to integrate attention to women and gender across all lines of effort;
(4) determine the extent to which personnel qualified to advise on women and gender are available within the Department of Defense, including development of a billet description for gender advisors; and

(5) evaluate where to assign gender advisors within operational commands from the strategic to tactical levels, with particular attention paid to assigning advisors to combatant commanders and service chiefs.

(c) Submission of Results.—Not later than 270 days after the date of the enactment of this Act, the Chairman of the Joint Chiefs of Staff shall submit to the congressional defense committees a report containing the results of the study conducted under subsection (a). The report shall be submitted in unclassified form, but may include a classified annex.

SEC. 585. DEADLINE FOR SUBMISSION OF REPORT CONTAINING RESULTS OF REVIEW OF OFFICE OF DIVERSITY MANAGEMENT AND EQUAL OPPORTUNITY ROLE IN SEXUAL HARASSMENT CASES.

Not later than June 1, 2015, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report...
containing the results of the review conducted pursuant
to section 1735 of the National Defense Authorization Act

SEC. 586. COMPTROLLER GENERAL AND MILITARY DE-
PARTMENT REPORTS ON HAZING IN THE
ARMED FORCES.

(a) Comptroller General Report.—

(1) Report required.—Not later than one
year after the date of the enactment of this Act, the
Comptroller General of the United States shall sub-
mit to the designated congressional committees a re-
port on the policies to prevent hazing, and systems
initiated to track incidents of hazing, in each of the
Armed Forces, including reserve components, officer
candidate schools, military service academies, mili-
tary academy preparatory schools, and basic training
and professional schools for enlisted members.

(2) Elements.—The report required by para-
graph (1) shall include the following:

(A) An evaluation of the definition of haz-
ing by the Armed Forces.

(B) A description of the criteria used, and
the methods implemented, in the systems to
track incidents of hazing in the Armed Forces.

(C) An assessment of the following:
(i) The scope of hazing in each Armed Force.

(ii) The policies in place and the training on hazing provided to members throughout the course of their careers for each Armed Force.

(iii) The available outlets through which victims or witnesses of hazing can report hazing both within and outside their chain of command, and whether or not anonymous reporting is permitted.

(iv) The actions taken to mitigate hazing incidents in each Armed Force.

(v) The effectiveness of the training and policies in place regarding hazing.

(vi) The number of alleged and substantiated incidents of hazing over the last five years for each Armed Force, the nature of these cases and actions taken to address such matters through non-judicial and judicial action.

(D) An evaluation of the additional actions, if any, the Secretary of Defense and the Secretary of Homeland Security propose to take
to further address the incidence of hazing in the Armed Forces.

(E) Such recommendations as the Comptroller General considers appropriate for improving hazing prevention programs, policies, and other actions taken to address hazing within the Armed Forces.

(3) DESIGNATED CONGRESSIONAL COMMITTEES DEFINED.—In this subsection, the term “designated congressional committees” means—

(A) the Committee on Armed Services, the Committee on Oversight and Government Reform, and the Committee on Commerce, Science and Transportation of the Senate; and

(B) the Committee on Armed Services, the Committee on Oversight and Government Reform, and the Committee on Transportation and Infrastructure of the House of Representatives.

(b) MILITARY DEPARTMENT REPORTS.—

(1) REPORTS REQUIRED.—Not later than 180 days after the date of the enactment of this Act, each Secretary of a military department, in consultation with the Chief of Staff of each Armed Force under the jurisdiction of such Secretary, shall sub-
mit to the Committees on Armed Services of the Senate and the House of Representatives a report containing an update to the hazing reports required by section 534 of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1726).

(2) ELEMENTS.—Each report on an Armed Force required by paragraph (1) shall include the following:

(A) A discussion of the policies of the Armed Force for preventing and responding to incidents of hazing, including discussion of any changes or newly implemented policies since the submission of the reports required by section 534 of the National Defense Authorization Act for Fiscal Year 2013.

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

(C) An assessment by the Secretary submitting such report of the following:

(i) The scope of the problem of hazing in the Armed Force.
(ii) The effectiveness of training on recognizing, reporting and preventing hazing provided members of the Armed Force.

(iii) The actions taken to prevent and respond to hazing incidents in the Armed Force since the submission of the reports under such section.

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

SEC. 587. NATIONAL INSTITUTE OF MENTAL HEALTH STUDY OF RISK AND RESILIENCY OF UNITED STATES SPECIAL OPERATIONS FORCES AND EFFECTIVENESS OF PRESERVATION OF THE FORCE AND FAMILIES PROGRAM.

(a) Study Required.—The Director of the National Institute of Mental Health shall conduct a study of the risk and resiliency of the United States Special Operations Forces and effectiveness of the United States Special Operations Command’s Preservation of the Force and Families Program on reducing risk and increasing resiliency.
(b) **Elements of the Study.**—The study conducted under subsection (a) shall specifically include an assessment of each of the following:

1. The mental, behavioral, and psychological health of the United States Special Operations Force, the United States Special Operations Command’s Preservation of the Force and Families Program’s focus on physical development to address the mental, behavioral, and psychological health of the United States Special Operations Force, including measurements of effectiveness on reducing suicide and other mental, behavioral and psychological risks, and increasing resiliency of the United States Special Operations Forces.

2. The United States Special Operations Command’s Human Performance Program, including measurements of effectiveness on reducing risk and increasing resiliency of United States Special Operations Forces.

3. Such other matters as the Director of the National Institute of Mental Health considers appropriate.

(e) **Submission of Report.**—Not later than 90 days after the date of the enactment of this Act, the Director of the National Institute of Mental Health shall submit
to the congressional defense committees a report contain-
ing the results of the study conducted under sub-
section (a).

**Subtitle J—Other Matters**

**SEC. 591. INSPECTION OF OUTPATIENT RESIDENTIAL FACILITIES OCCUPIED BY RECOVERING SERVICE MEMBERS.**

Section 1662(a) of the Wounded Warrior Act (title XVI of Public Law 110–181; 10 U.S.C. 1071 note) is amended by striking “inspected on a semiannual basis for the first two years after the enactment of this Act and annually thereafter” and inserting “inspected at least once every two years”.

**SEC. 592. WORKING GROUP ON INTEGRATED DISABILITY EVALUATION SYSTEM.**

(a) Establishment.—There is established within the Department of Veterans Affairs-Department of Defense Joint Executive Committee under section 320 of title 38, United States Code, a Working Group (in this section referred to as the “Working Group”) to evaluate and reform the Integrated Disability Evaluation System of the Department of Defense and the Department of Veterans Affairs. The Working Group shall be established under the Disability Evaluation System Working Group of the Joint Executive Committee.
(b) PILOT PROGRAM.—

(1) IN GENERAL.—The Working Group shall carry out a pilot program that will co-locate the services and personnel of the Department of Defense and the Department of Veterans Affairs to create an integrated model that continues the improvement of the Integrated Disability Evaluation System process through—

(A) increased process efficiencies, as determined by the Working Group;

(B) the creation of a standardized form set described in subsection (c)(3);

(C) the elimination of redundancies;

(D) the improvement of existing process timelines of the Integrated Disability Evaluation System;

(E) increased service member satisfaction;

and

(F) the establishment of an information technology bridging solution described in subsection (c)(4).

(2) DURATION.—The pilot program under paragraph (1) shall be carried for a period not exceeding three years.
(c) GOALS OF PILOT PROGRAM.—In carrying out the pilot program under subsection (b), the Working Group shall ensure the following:

(1) The period beginning on the date on which an eligible member begins to participate in the pilot program and ending on the date on which the Secretary of Veterans Affairs determines the disability rating of the member is not more than 295 days.

(2) Employees of the Department of Defense and the Department of Veterans Affairs who carry out the pilot program are co-located in the same facility, to the extent practicable, to determine the efficiencies provided by locating services of the Departments in the same location.

(3) The elimination of redundant forms by creating and using a standardized electronic form set with respect to information that the Secretary of Defense and the Secretary of Veterans Affairs both require for an eligible member participating in the pilot program.

(4) The establishment of an information technology bridging solution between the existing E-benefits program and the MYIDES dashboard to ensure that both such programs contain the information
that is added to the claim of an eligible member participating in the pilot program.

(5) Using the solution established under paragraph (4), eligible members participating in the pilot program are able to use the existing identification number of the member used by the Department of Defense to—

(A) automatically track the status of the claim of the member, including with respect to the office of the Department of Defense or the Department of Veterans Affairs that is responsible for the evaluation as of the date of accessing such solution; and

(B) be informed of the estimated timeline of the evaluation of the claim.

(6) Using the solution established under paragraph (4), the Working Group and the Secretaries may—

(A) identify the office and employee of the Department of Defense or the Department of Veterans Affairs who are responsible for the evaluation of a claim at any given time; and

(B) track individual employees of the Department of Defense and the Department of
Veterans Affairs with respect to statistics measuring quality and accuracy at the case level.

(7) Eligible members who participate in the pilot program have the opportunity to use an exit survey (approved by the Secretary of Defense and the Secretary of Veterans Affairs) that informs the Working Group of the satisfaction of the member with respect to the pilot program.

(d) ELIGIBLE MEMBERS.—A member of the Armed Forces who is being separated or retired from the Armed Forces for disability under chapter 61 of title 10, United States Code, is eligible to participate in the pilot program under subsection (b) if—

(1) the member is referred to the Integrated Disability Evaluation System beginning on or after the date of the commencement of the pilot program by the specific medical authority of a military department; and

(2) the evaluation of the member under the Integrated Disability Evaluation System is processed at the disability rating activity site in Providence, Rhode Island.

(e) TIMELINE.—By not later than 120 days after the date of the first meeting of the Working Group, the Working Group shall—
(1) establish the pilot program under subsection (b);

(2) establish standards for the products, software, personnel, approved standardized electronic form set described in subsection (c)(3), and other matters required to carry out the pilot program; and

(3) identify the security required for the information systems of the pilot program.

(f) LOCATION.—The pilot program established under subsection (b) shall be located at Walter Reed National Military Medical Center in Bethesda, Maryland.

(g) COOPERATION.—

(1) ASSIGNMENT.—The Secretary of Defense and the Secretary of Veterans Affairs shall assign employees of both Departments to the location specified in subsection (f) during the period in which the pilot program is carried out.

(2) PRIORITIZATION.—As determined appropriate by the Department of Veterans Affairs-Department of Defense Joint Executive Committee, employees of the Veterans Benefits Administration who rate claims for disability may be assigned to the pilot program under subsection (b) in a sufficient number to ensure that claims for disability that are approved are processed—
(A) for proposed rating decision not later than 15 days after such approval; and

(B) for notification of benefits and authorization of award not later than 30 days after separation from the Armed Forces.

(h) TREATMENT IN CURRENT IDES.—If an eligible member who is participating in the pilot program under subsection (b) elects to instead participate in the Integrated Disability Evaluation System, the Secretary of Defense and the Secretary of Veterans Affairs shall evaluate the eligible member under the Integrated Disability Evaluation System by recognizing the date of the original claim of the member and without any penalty with respect to the priority of the member in such system.

(i) REPORTS.—

(1) QUARTERLY REPORTS.—During each 90-day period during the period in which the Working Group carries out the pilot program under subsection (b), the Working Group shall submit to the Secretary of Defense, the Secretary of Veterans Affairs, and the Department of Veterans Affairs-Department of Defense Joint Executive Committee a report on the status of the pilot program. The report shall include—
(A) the average number of days that an eligible member participates in the pilot program before the Secretary of Veterans Affairs determines the disability rating of the member;

(B) the extent to which forms have been eliminated pursuant to subsection (c)(3);

(C) the extent to which the information technology bridging solution established pursuant to subsection (c)(4) has improved information sharing between the Departments;

(D) the results of exit surveys described in subsection (c)(7);

(E) the extent to which employees of the Department of Defense and the Department of Veterans Affairs have been co-located in the same facility under the pilot program; and

(F) the determination of the Working Group, based on data collected during the course of the pilot program, with respect to the feasibility of increasing the efficiency of the program to decrease the number of days of the goal described in subsection (c)(1).

(2) Submission of quarterly reports.—
Not later than 30 days after the date on which the Working Group submits a report under paragraph
(1), the Secretary of Defense and the Secretary of Veterans Affairs shall jointly submit to the appropriate congressional committees such report.

(3) **Final report.**—Not later than 180 days after the date on which the pilot program under subsection (b) is completed, the Working Group shall submit to the Secretary of Defense, the Secretary of Veterans Affairs, and the Department of Veterans Affairs-Department of Defense Joint Executive Committee a report on the pilot program, including an analysis of the pilot program and any recommendations regarding whether the pilot program should be expanded.

(4) **Submission of final report.**—Not later than 30 days after the date on which the Working Group submits the report under paragraph (3), the Secretary of Defense and the Secretary of Veterans Affairs shall jointly submit to the appropriate congressional committees such report.

(j) **Membership.**—

(1) **Number and appointment.**—The Working Group shall be composed of 15 members appointed by the Department of Veterans Affairs-Department of Defense Joint Executive Committee from among individuals who have subject matter ex-
pertise or other relevant experience in government, the private sector, or academia regarding—

(A) health care;

(B) medical records;

(C) logistics;

(D) information technology; or

(E) other relevant subjects.

(2) DISQUALIFICATION.—An individual may not be appointed to the Working Group if the individual has served on the Department of Veterans Affairs-Department of Defense Joint Executive Committee or any working group thereof.

(3) EMPLOYEES OF DEPARTMENTS.—Not more than a total of four individuals who are employed by either the Department of Defense or the Department of Veterans Affairs may be appointed to the Working Group to ensure that the efficiencies and best practices of the pilot program do not violate the policies of the Departments. Such an individual who is appointed may not serve as chairman of the Working Group or serve in any other supervisory or leadership role.

(4) ADVISORS.—The Working Group shall seek advice from experts from nongovernmental organizations (including veterans service organizations, sur-
vivors of members of the Armed Forces or veterans, and military organizations), the Internet technology industry, private sector hospital administrators, and other entities the Working Group determines appropriate.

(5) CHAIRMAN.—Except as provided by paragraph (3), the Department of Veterans Affairs-Department of Defense Joint Executive Committee shall designate a member of the Working Group to serve as chairman of the Working Group.

(6) PERIOD OF APPOINTMENT.—Members of the Working Group shall be appointed for the life of the Working Group. A vacancy shall not affect its powers.

(7) VACANCY.—A vacancy on the Working Group shall be filled in the manner in which the original appointment was made.

(8) APPOINTMENT DEADLINE.—The appointment of members of the Working Group established in this section shall be made not later than 60 days after the date of the enactment of this Act.

(9) COMPENSATION OF MEMBERS.—Each member of the Working Group who is not an officer or employee of the United States shall be compensated at a rate equal to the daily equivalent of the annual
rate of basic pay prescribed for level IV of the Executive Schedule under section 5315 of title 5, United States Code, for each day (including travel time) during which the member is engaged in the performance of the duties of the Working Group. All members of the Working Group who are officers or employees of the United States shall serve without compensation in addition to that received for their services as officers or employees of the United States.

(k) MEETINGS.—

(1) INITIAL MEETING.—The Working Group shall hold its first meeting not later than 15 days after the date on which a majority of the members are appointed.

(2) MINIMUM NUMBER OF MEETINGS.—The Working Group shall meet not less than twice each year regarding the pilot program under subsection (b), including the progress, status, implementation, and execution of the pilot program.

(l) TERMINATION OF WORKING GROUP.—The Working Group shall terminate on the date on which the Working Group submits the report under subsection (i)(3).

(m) DEFINITIONS.—In this section:

(1) The term “appropriate congressional committees” means the following:
(A) The Committees on Veterans’ Affairs of the House of Representatives and the Senate.

(B) The Committees on Armed Services of the House of Representatives and the Senate.

(2) The term “Integrated Disability Evaluation System” means the disability evaluation system used jointly by the Secretary of Defense and the Secretary of Veterans Affairs.

SEC. 593. SENSE OF CONGRESS REGARDING FULFILLING PROMISE TO LEAVE NO MEMBER OF THE ARMED FORCES UNACCOUNTED IN AFGHANISTAN.

(a) FINDINGS.—Congress makes the following findings:

(1) The United States is a country of great honor and integrity.

(2) The United States has made a sacred promise to members of the Armed Forces deployed overseas in defense of the United States that their sacrifice and service will never be forgotten.

(3) The United States can never thank the proud members of the Armed Forces enough for their sacrifice and service on behalf of the United States.
(b) Sense of Congress.—It is the sense of Congress that—

(1) abandoning the search efforts for members of the Armed Forces who are missing or captured in the line of duty now or in the future is unacceptable;

(2) the United States has a responsibility to keep the promises made to members of the Armed Forces deployed overseas in defense of the United States, including the promise of the United States Soldier’s Creed and the Warrior Ethos, which state that “I will never leave a fallen comrade”; and

(3) while the United States continues to transition leadership roles in combat operations in Afghanistan to the people of Afghanistan, the United States must continue to fulfill these important promises to any member of the Armed Forces who is in a missing status or captured as a result of service in Afghanistan now or in the future.

SEC. 594. AUTHORITY FOR REMOVAL FROM NATIONAL CEMETERIES OF REMAINS OF DECEASED MEMBERS OF THE ARMED FORCES WHO HAVE NO KNOWN NEXT OF KIN.

(a) Removal Authority.—Section 1488 of title 10, United States Code, is amended by adding at the end the following new subsection:
“(c) Removal When No Known Next of Kin.—

(1) The Secretary of the Army may authorize the removal of the remains of a member of the armed forces who has no known next of kin and is buried in an Army National Military Cemetery from the Army National Military Cemetery for transfer to any other cemetery.

“(2) The Secretary of the Army, with the concurrence of the Secretary of Veterans Affairs, may authorize the removal of the remains of a member of the armed forces who has no known next of kin and is buried in a cemetery of the National Cemetery System from that cemetery for transfer to any Army National Military Cemetery.

“(3) In this section, the term ‘Army National Military Cemetery’ means a cemetery specified in section 4721(b) of this title.”.

(b) Conforming Amendments.—Such section is further amended—

(1) by inserting before “If a cemetery” the following:

“(a) Removal Upon Discontinuance of Installation Cemetery.—”;

(2) by striking “his jurisdiction” and inserting “the jurisdiction of the Secretary concerned”; and

(3) by inserting before “With respect to” the following:
“(b) Removal From Temporary Interment or Abandoned Grave or Cemetery.”

SEC. 595. ACCESS OF CONGRESSIONAL CASEWORKERS TO INFORMATION ABOUT DEPARTMENT OF VETERANS AFFAIRS CASEWORK BROKERED TO OTHER OFFICES OF THE DEPARTMENT.

If Department of Veterans Affairs casework is brokered out to another office of the Department from its original submission site, a caseworker in a congressional office may contact the brokered office to receive an update on the constituent’s case, and that office of the Department is required to update the congressional staffer regardless of their thoughts on jurisdiction.

SEC. 596. PILOT PROGRAM ON PROVISION OF CERTAIN INFORMATION TO STATE VETERANS AGENCIES TO FACILITATE THE TRANSITION OF MEMBERS OF THE ARMED FORCES FROM MILITARY SERVICE TO CIVILIAN LIFE.

(a) Pilot Program Required.—Commencing not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall carry out a pilot program to assess the feasibility and advisability of providing the information described in subsection (b) on members of the Armed Forces who are separating from the Armed Forces to State veterans agencies as a means of facili-
tating the transition of members of the Armed Forces
from military service to civilian life.

(b) COVERED INFORMATION.—The information de-
scribed in this subsection with respect to a member is as
follows:

(1) Department of Defense Form DD 214.

(2) A personal email address.

(3) A personal telephone number.

(4) A mailing address.

(c) VOLUNTARY PARTICIPATION.—The participation
of a member in the pilot program shall be at the election
of the member.

(d) FORM OF PROVISION OF INFORMATION.—Infor-
mation shall be provided to State veterans agencies under
the pilot program in digitized electronic form.

(e) USE OF INFORMATION.—Information provided to
State veterans agencies under the pilot program may be
shared by such agencies with appropriate county veterans
service offices in such manner and for such purposes as
the Secretary shall specify for purposes of the pilot pro-
gram.

(f) REPORT.—Not later than 15 months after the
date of the enactment of this Act, the Secretary shall sub-
mit to Congress a report on the pilot program. The report
shall include a description of the pilot program and such
recommendations, including recommendations for con-
tinuing or expanding the pilot program, as the Secretary
considers appropriate in light of the pilot program.

SEC. 597. SENSE OF CONGRESS REGARDING THE RECOV-
ERY OF THE REMAINS OF CERTAIN MEMBERS
OF THE ARMED FORCES KILLED IN THUR-
STON ISLAND, ANTARCTICA.

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

(1) Commencing August 26, 1946, though late
February 1947 the United States Navy Antarctic
Developments Program Task Force 68, codenamed
“Operation Highjump” initiated and undertook the
largest ever-to-this-date exploration of the Antarctic
continent.

(2) The primary mission of the Task Force 68
organized by Rear Admiral Richard E. Byrd Jr.
USN, (Ret) and led by Rear Admiral Richard H.
Cruzen, USN, was to do the following:

(A) Establish the Antarctic research base
Little America IV.

(B) In the defense of the United States of
America from possible hostile aggression from
abroad - to train personnel test equipment, de-
velop techniques for establishing, maintaining
and utilizing air bases on ice, with applicability comparable to interior Greenland, where conditions are similar to those of the Antarctic.

(C) Map and photograph a full two-thirds of the Antarctic Continent during the classified, hazardous duty/volunteer-only operation involving 4700 sailors, 23 aircraft and 13 ships including the first submarine the U.S.S. Sennet, and the aircraft carrier the U.S.S. Philippine Sea, brought to the edge of the ice pack to launch (6) Navy ski-equipped, rocket-assisted R4Ds.

(D) Consolidate and extend United States sovereignty over the largest practicable area of the Antarctic continent.

(E) Determine the feasibility of establishing, maintaining and utilizing bases in the Antarctic and investigating possible base sites.

(3) While on a hazardous duty/all volunteer mission vital to the interests of National Security and while over the eastern Antarctica coastline known as the Phantom Coast, the PBM–5 Martin Mariner “Flying Boat” “George 1” entered a whiteout over Thurston Island. As the pilot attempted to climb, the aircraft grazed the glacier’s
ridgeline and exploded within 5 seconds instantly killing Ensign Maxwell Lopez, Navigator and Wendell “Bud” Hendersin, Aviation Machinists Mate 1st Class while Frederick Williams, Aviation Radioman 1st Class died several hours later. Six other crewmen survived including the Captain of the “George 1’s” seaplane tender U.S.S. Pine Island.

(4) The bodies of the dead were protected from the desecration of Antarctic scavenging birds (Skuas) by the surviving crew wrapping the bodies and temporarily burying the men under the starboard wing engine nacelle.

(5) Rescue requirements of the “George 1” survivors forced the abandonment of their crewmates’ bodies.

(6) Conditions prior to the departure of Task Force 68 precluded a return to the area to recover the bodies.

(7) For nearly 60 years Navy promised the families that they would recover the men: “If the safety, logistical, and operational prerequisites allow a mission in the future, every effort will be made to bring our sailors home.”.
(8) The Joint POW/MIA Accounting Command twice offered to recover the bodies of this crew for Navy.

(9) A 2004 NASA ground penetrating radar overflight commissioned by Navy relocated the crash site three miles from its crash position.

(10) The Joint POW/MIA Accounting Command offered to underwrite the cost of an aerial ground penetrating radar (GPR) survey of the crash site area by NASA.

(11) The Joint POW/MIA Accounting Command studied the recovery with the recognized recovery authorities and national scientists and determined that the recovery is only “medium risk”.

(12) National Science Foundation and scientists from the University of Texas, Austin, regularly visit the island.

(13) The crash site is classified as a “perishable site”, meaning a glacier that will calve into the Bellingshausen Sea.

(14) The National Science Foundation maintains a presence in area of the Pine Island Glacier.

(15) The National Science Foundation Director of Polar Operations will assist and provide assets for the recovery upon the request of Congress.
(16) The United States Coast Guard is presently pursuing the recovery of 3 WWII air crewmen from similar circumstances in Greenland.

(17) On Memorial Day, May 25, 2009, President Barack Obama declared: "* * * the support of our veterans is a sacred trust * * * we need to serve them as they have served us * * * that means bringing home all our POWs and MIAs * * *".

(18) The policies and laws of the United States of America require that our armed service personnel be repatriated.

(19) The fullest possible accounting of United States fallen military personnel means repatriating living American POWs and MIAs, accounting for, identifying, and recovering the remains of military personnel who were killed in the line of duty, or providing convincing evidence as to why such a repatriation, accounting, identification, or recovery is not possible.

(20) It is the responsibility of the Federal Government to return to the United States for proper burial and respect all members of the Armed Forces killed in the line of duty who lie in lost graves.

(b) SENSE OF CONGRESS.—In light of the findings under subsection (a), Congress—
(1) reaffirms its support for the recovery and return to the United States, the remains and bodies of all members of the Armed Forces killed in the line of duty, and for the efforts by the Joint POW/MIA Accounting Command to recover the remains of members of the Armed Forces from all wars, conflicts and missions;

(2) recognizes the courage and sacrifice of all members of the Armed Forces who participated in Operation Highjump and all missions vital to the national security of the United States of America;

(3) acknowledges the dedicated research and efforts by the US Geological Survey, the National Science Foundation, the Joint POW/MIA Accounting Command, the Fallen American Veterans Foundation and all persons and organizations to identify, locate, and advocate for, from their temporary Antarctic grave, the recovery of the well-preserved frozen bodies of Ensign Maxwell Lopez, Naval Aviator, Frederick Williams, Aviation Machinist’s Mate 1ST Class, Wendell Hendersin, Aviation Radioman 1ST Class of the “George 1” explosion and crash; and

(4) encourages the Department of Defense to review the facts, research and to pursue new efforts to undertake all feasible efforts to recover, identify,
and return the well-preserved frozen bodies of the
“George 1” crew from Antarctica’s Thurston Island.

SEC. 598. NAME OF THE DEPARTMENT OF VETERANS AFFAIRS AND DEPARTMENT OF DEFENSE JOINT OUTPATIENT CLINIC, MARINA, CALIFORNIA.

(a) Designation.—The Department of Veterans Affairs and Department of Defense joint outpatient clinic to be constructed at the intersection of the proposed Ninth Street and the proposed First Avenue in Marina, California, shall be known and designated as the “Major General William H. Gourley VA–DOD Outpatient Clinic”.

(b) References.—Any reference in a law, regulation, map, document, record, or other paper of the United States to the Department of Veterans Affairs and Department of Defense joint outpatient clinic referred to in subsection (a) shall be deemed to be a reference to the “Major General William H. Gourley VA–DOD Outpatient Clinic”.

SEC. 599. SENSE OF CONGRESS REGARDING PRESERVATION OF SECOND AMENDMENT RIGHTS OF ACTIVE DUTY MILITARY PERSONNEL STATIONED OR RESIDING IN THE DISTRICT OF COLUMBIA.

(a) Findings.—Congress finds the following:
1 (1) The Second Amendment to the United
2 States Constitution provides that the right of the
3 people to keep and bear arms shall not be infringed.
4
5 (2) Approximately 40,000 servicemen and
6 women across all branches of the Armed Forces ei-
7 ther live in or are stationed on active duty within the
8 Washington, D.C., metropolitan area. Unless these
9 individuals are granted a waiver as serving in a law
10 enforcement role, they are subject to the District of
11 Columbia’s onerous and highly restrictive laws on
12 the possession of firearms.
13
14 (3) Military personnel, despite being extensively
15 trained in the proper and safe use of firearms, are
16 therefore deprived by the laws of the District of Co-
17 lumbia of handguns, rifles, and shotguns that are
18 commonly kept by law-abiding persons throughout
19 the United States for sporting use and for lawful de-
20 fense of their persons, homes, businesses, and fami-
21 lies.
22
23 (4) The District of Columbia has one of the
24 highest per capita murder rates in the Nation, which
25 may be attributed in part to previous local laws pro-
26 hibiting possession of firearms by law-abiding per-
27 sons who would have otherwise been able to defend
themselves and their loved ones in their own homes
and businesses.

(5) The Gun Control Act of 1968 (as amended
by the Firearms Owners’ Protection Act) and the
Brady Handgun Violence Prevention Act provide
comprehensive Federal regulations applicable in the
District of Columbia as elsewhere. In addition, exist-
ing District of Columbia criminal laws punish pos-
session and illegal use of firearms by violent crim-
nals and felons. Consequently, there is no need for
local laws that only affect and disarm law-abiding
citizens.

(6) On June 26, 2008, the Supreme Court of
the United States in the case of District of Columbia
v. Heller held that the Second Amendment protects
an individual’s right to possess a firearm for tradi-
tionally lawful purposes, and thus ruled that the
District of Columbia’s handgun ban and require-
ments that rifles and shotguns in the home be kept
unloaded and disassembled or outfitted with a trig-
ger lock to be unconstitutional.

(7) On July 16, 2008, the District of Columbia
enacted the Firearms Control Emergency Amend-
ment Act of 2008 (D.C. Act 17–422; 55 DCR
8237), which places onerous restrictions on the abil-
ity of law-abiding citizens from possessing firearms,
thus violating the spirit by which the Supreme Court
of the United States ruled in District of Columbia
v. Heller.


(b) SENSE OF CONGRESS.—It is the sense of Con-
gress that active duty military personnel who are stationed or residing in the District of Columbia should be permitted to exercise fully their rights under the Second Amendment to the Constitution of the United States and therefore should be exempt from the District of Columbia’s restric-
tions on the possession of firearms.
TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS
Subtitle A—Pay and Allowances

SEC. 601. EXTENSION OF AUTHORITY TO PROVIDE TEMPORARY INCREASE IN RATES OF BASIC ALLOWANCE FOR HOUSING UNDER CERTAIN CIRCUMSTANCES.

Section 403(b)(7)(E) of title 37, United States Code, is amended by striking “December 31, 2014” and inserting “December 31, 2015”.

SEC. 602. NO FISCAL YEAR 2015 INCREASE IN BASIC PAY FOR GENERAL AND FLAG OFFICERS.

Section 203(a)(2) of title 37, United States Code, shall be applied for rates of basic pay payable for commissioned officers in the uniformed services in pay grades O–7 through O–10 during calendar year 2015 by using the rate of pay for level II of the Executive Schedule in effect during 2014.
Subtitle B—Bonuses and Special and Incentive Pays

SEC. 611. ONE-YEAR EXTENSION OF CERTAIN BONUS AND SPECIAL PAY AUTHORITIES FOR RESERVE FORCES.

The following sections of title 37, United States Code, are amended by striking “December 31, 2014” and inserting “December 31, 2015”:

(1) Section 308b(g), relating to Selected Reserve reenlistment bonus.

(2) Section 308c(i), relating to Selected Reserve affiliation or enlistment bonus.

(3) Section 308d(c), relating to special pay for enlisted members assigned to certain high-priority units.

(4) Section 308g(f)(2), relating to Ready Reserve enlistment bonus for persons without prior service.

(5) Section 308h(e), relating to Ready Reserve enlistment and reenlistment bonus for persons with prior service.

(6) Section 308i(f), relating to Selected Reserve enlistment and reenlistment bonus for persons with prior service.
(7) Section 478a(e), relating to reimbursement of travel expenses for inactive-duty training outside of normal commuting distance.

(8) Section 910(g), relating to income replacement payments for reserve component members experiencing extended and frequent mobilization for active duty service.

SEC. 612. ONE-YEAR EXTENSION OF CERTAIN BONUS AND SPECIAL PAY AUTHORITIES FOR HEALTH CARE PROFESSIONALS.

(a) TITLE 10 AUTHORITIES.—The following sections of title 10, United States Code, are amended by striking “December 31, 2014” and inserting “December 31, 2015”:

(1) Section 2130a(a)(1), relating to nurse officer candidate accession program.

(2) Section 16302(d), relating to repayment of education loans for certain health professionals who serve in the Selected Reserve.

(b) TITLE 37 AUTHORITIES.—The following sections of title 37, United States Code, are amended by striking “December 31, 2014” and inserting “December 31, 2015”:

(1) Section 302e–1(f), relating to accession and retention bonuses for psychologists.
(2) Section 302d(a)(1), relating to accession bonus for registered nurses.

(3) Section 302e(a)(1), relating to incentive special pay for nurse anesthetists.

(4) Section 302g(e), relating to special pay for Selected Reserve health professionals in critically short wartime specialties.

(5) Section 302h(a)(1), relating to accession bonus for dental officers.

(6) Section 302j(a), relating to accession bonus for pharmacy officers.

(7) Section 302k(f), relating to accession bonus for medical officers in critically short wartime specialties.

(8) Section 302l(g), relating to accession bonus for dental specialist officers in critically short wartime specialties.

SEC. 613. ONE-YEAR EXTENSION OF SPECIAL PAY AND BONUS AUTHORITIES FOR NUCLEAR OFFICERS.

The following sections of title 37, United States Code, are amended by striking “December 31, 2014” and inserting “December 31, 2015”:
(1) Section 312(f), relating to special pay for nuclear-qualified officers extending period of active service.

(2) Section 312b(c), relating to nuclear career accession bonus.

(3) Section 312c(d), relating to nuclear career annual incentive bonus.

SEC. 614. ONE-YEAR EXTENSION OF AUTHORITIES RELATING TO TITLE 37 CONSOLIDATED SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES.

The following sections of title 37, United States Code, are amended by striking “December 31, 2014” and inserting “December 31, 2015”:

(1) Section 331(h), relating to general bonus authority for enlisted members.

(2) Section 332(g), relating to general bonus authority for officers.

(3) Section 333(i), relating to special bonus and incentive pay authorities for nuclear officers.

(4) Section 334(i), relating to special aviation incentive pay and bonus authorities for officers.

(5) Section 335(k), relating to special bonus and incentive pay authorities for officers in health professions.
(6) Section 336(g), relating to contracting bonus for cadets and midshipmen enrolled in the Senior Reserve Officers’ Training Corps.

(7) Section 351(h), relating to hazardous duty pay.

(8) Section 352(g), relating to assignment pay or special duty pay.

(9) Section 353(i), relating to skill incentive pay or proficiency bonus.

(10) Section 355(h), relating to retention incentives for members qualified in critical military skills or assigned to high priority units.

**SEC. 615. ONE-YEAR EXTENSION OF AUTHORITIES RELATING TO PAYMENT OF OTHER TITLE 37 Bonuses and Special Pays.**

The following sections of title 37, United States Code, are amended by striking “December 31, 2014” and inserting “December 31, 2015”:

(1) Section 301b(a), relating to aviation officer retention bonus.

(2) Section 307a(g), relating to assignment incentive pay.

(3) Section 308(g), relating to reenlistment bonus for active members.
(4) Section 309(e), relating to enlistment bonus.

(5) Section 316a(g), relating to incentive pay for members of precommissioning programs pursuing foreign language proficiency.

(6) Section 324(g), relating to accession bonus for new officers in critical skills.

(7) Section 326(g), relating to incentive bonus for conversion to military occupational specialty to ease personnel shortage.

(8) Section 327(h), relating to incentive bonus for transfer between branches of the Armed Forces.

(9) Section 330(f), relating to accession bonus for officer candidates.

Subtitle C—Travel and Transportation

SEC. 621. AUTHORITY TO ENTER INTO CONTRACTS FOR THE PROVISION OF RELOCATION SERVICES.

The Secretary of Defense may authorize the commander of a military base to enter into a contract with an appropriate entity for the provision of relocation services to members of the Armed Forces.
SEC. 622. TRANSPORTATION ON MILITARY AIRCRAFT ON A SPACE-AVAILABLE BASIS FOR DISABLED VETERANS WITH A SERVICE-CONNECTED, PERMANENT DISABILITY RATED AS TOTAL.

(a) AVAILABILITY OF TRANSPORTATION.—Section 2641b of title 10, United States Code, is amended—

(1) by redesignating subsection (f) as subsection (g); and

(2) by inserting after subsection (e) the following new subsection (f):

“(f) SPECIAL PRIORITY FOR CERTAIN DISABLED VETERANS.—(1) The Secretary of Defense shall provide, at no additional cost to the Department of Defense and with no aircraft modification, transportation on scheduled and unscheduled military flights within the continental United States and on scheduled overseas flights operated by the Air Mobility Command on a space-available basis for any veteran with a service-connected, permanent disability rated as total.

“(2) Notwithstanding subsection (d)(1), in establishing space-available transportation priorities under the travel program, the Secretary shall provide transportation under paragraph (1) on the same basis as such transportation is provided to members of the armed forces entitled to retired or retainer pay.
“(3) The requirement to provide transportation on Department of Defense aircraft on a space-available basis on the priority basis described in paragraph (2) to veterans covered by this subsection applies whether or not the travel program is established under this section.

“(4) In this subsection, the terms ‘veteran’ and ‘service-connected’ have the meanings given those terms in section 101 of title 38.”.

(b) EFFECTIVE DATE.—Subsection (f) of section 2641b of title 10, United States Code, as added by subsection (a), shall take effect at the end of the 90-day period beginning on the date of the enactment of this Act.

Subtitle D—Commissary and Non-appropriated Fund Instrumentality Benefits and Operations

SEC. 631. AUTHORITY OF NONAPPROPRIATED FUND INSTRUMENTALITIES TO ENTER INTO CONTRACTS WITH OTHER FEDERAL AGENCIES AND INSTRUMENTALITIES TO PROVIDE AND OBTAIN CERTAIN GOODS AND SERVICES.

Section 2492 of title 10, United States Code, is amended by striking “Federal department, agency, or instrumentality” and all that follows through the period at the end of the section and inserting the following: “Federal department, agency, or instrumentality—
“(1) to provide or obtain goods and services beneficial to the efficient management and operation of the exchange system or that morale, welfare, and recreation system; or

“(2) to provide or obtain food services beneficial to the efficient management and operation of the dining facilities on military installations offering food services to members of the armed forces.”.

SEC. 632. REVIEW OF MANAGEMENT, FOOD, AND PRICING OPTIONS FOR DEFENSE COMMISSARY SYSTEM.

(a) Review Required.—The Secretary of Defense shall conduct a review, utilizing the services of an independent organization experienced in grocery retail analysis, of the defense commissary system to determine the qualitative and quantitative effects of—

(1) using variable pricing in commissary stores to reduce the expenditure of appropriated funds to operate the defense commissary system;

(2) implementing a program to make available more private label products in commissary stores;

(3) converting the defense commissary system to a nonappropriated fund instrumentality; and

(4) eliminating or at least reducing second-destination funding.
(b) ADDITIONAL ELEMENTS OF REVIEW.—The re-
view required by this section also shall consider the fol-
lowing:

(1) The impact of changes to the operation of
the defense commissary system on commissary pa-
trons, in particular junior enlisted members and jun-
ior officers and their dependents, that would result
from displacing current value and name-brand prod-
ucts with private-label products.

(2) The sensitivity of commissary patrons to
pricing changes.

(3) The feasibility of generating net revenue
from pricing and stock assortment changes.

(4) The relationship of higher prices and re-
duced patron savings to patron usage and accom-
panying sales, both on a national and regional basis.

(5) The impact of changes to the operation of
the defense commissary system on industry support;
such as vendor stocking, promotions, discounts, and
merchandising activities and programs.

(6) The ability of the current commissary man-
agement and information technology systems to ac-
commodate changes to the existing pricing and man-
agement structure.

(8) The impact of changes to the operation of the defense commissary system on military exchanges and other morale, welfare, and recreation programs for members of the Armed Forces.

(9) The identification of management and legislative changes that would be required in connection with changes to the defense commissary system.

(10) An estimate of the time required to implement recommended changes to the current pricing and management model of the defense commissary system.

(e) Submission.—Not later than February 1, 2015, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report containing the results of the review required by this section.

SEC. 633. RESTRICTION ON IMPLEMENTING ANY NEW DEPARTMENT OF DEFENSE POLICY TO LIMIT, RESTRICT, OR BAN THE SALE OF CERTAIN ITEMS ON MILITARY INSTALLATIONS.

The Secretary of Defense and the Secretaries of the military departments may not take any action to implement any new policy that would limit, restrict, or ban the
sale of any legal consumer product category sold as of January 1, 2014, in the defense commissary system or exchange stores system on any military installation, domestically or overseas, or on any Department of Defense vessel at sea.

SEC. 634. PROHIBITION ON THE USE OF FUNDS TO CLOSE COMMISSARY STORES.

None of the funds authorized to be appropriated or otherwise made available by this Act may be used to close any commissary store.

Subtitle E—Other Matters

SEC. 641. ANONYMOUS SURVEY OF MEMBERS OF THE ARMED FORCES REGARDING THEIR PREFERENCES FOR MILITARY PAY AND BENEFITS.

(a) SURVEY REQUIRED.—The Secretary of Defense shall carry out a anonymous survey of random members of the Armed Forces regarding military pay and benefits for the purpose of soliciting information on the following:

(1) The value that members of the Armed Forces place on the following forms of compensation relative to one another:

(A) Basic pay.

(B) Allowances for housing and subsistence.

(C) Bonuses and special pays.
(D) Dependent healthcare benefits.

(E) Healthcare benefits for retirees under 65 years old.

(F) Healthcare benefits for Medicare-eligible retirees.

(G) Retirement pay.

(2) How the members value different levels of pay or benefits, including the impact of co-payments or deductibles on the value of benefits.

(3) Any other issues related to military pay and benefits as the Secretary of Defense considers appropriate.

(4) How information collected pursuant to a previous paragraph varies by age, rank, dependent status, and such other factors as the Secretary of Defense considers appropriate.

(b) Submission of Results.—Not later than March 1, 2015, the Secretary of Defense shall submit to Congress and make publicly available a report containing the results of the survey, including both the analyses and the raw data collected.
SEC. 642. AVAILABILITY FOR PURCHASE OF DEPARTMENT
OF VETERANS AFFAIRS MEMORIAL
HEADSTONES AND MARKERS FOR MEMBERS
OF RESERVE COMPONENTS WHO PER-
FORMED CERTAIN TRAINING.

Section 2306 of title 38, United States Code, is
amended by adding at the end the following new sub-
section:

“(i)(1) The Secretary shall make available for pur-
chase a memorial headstone or marker for the marked or
unmarked grave of an individual described in paragraph
(2) or for the purpose of commemorating such an indi-
vidual whose remains are unavailable.

“(2) An individual described in this paragraph is an
individual who—

“(A) as a member of a National Guard or Re-
serve component performed inactive duty training or
active duty for training for at least six years but did
not serve on active duty; and

“(B) is not otherwise ineligible for a memorial
headstone or marker on account of the nature of the
individual’s separation from the Armed Forces or
other cause.

“(3) A headstone or marker for the grave of an indi-
vidual may be purchased under this subsection by—

“(A) the individual;
“(B) the surviving spouse, child, sibling, or parent of the individual; or

“(C) an individual other than the next of kin, as determined by the Secretary of Veterans Affairs.

“(4) In establishing the prices of the headstones and markers made available for purchase under this section, the Secretary shall ensure the prices are sufficient to cover the costs associated with the production and delivery of such headstones and markers.

“(5) No person may receive any benefit under the laws administered by the Secretary of Veterans Affairs solely by reason of this subsection.

“(6) This subsection does not authorize any new burial benefit for any person or create any new authority for any individual to be buried in a national cemetery.

“(7) The Secretary shall coordinate with the Secretary of Defense in establishing procedures to determine whether an individual is an individual described in paragraph (2).”
TITLE VII—HEALTH CARE
PROVISIONS
Subtitle A—TRICARE and Other
Health Care Benefits

SEC. 701. MENTAL HEALTH ASSESSMENTS FOR MEMBERS
OF THE ARMED FORCES.

(a) In General.—Section 1074m of title 10, United
States Code, is amended—

(1) in subsection (a)(1)—

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

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

“(B) Once during each 180-day period during which a member is deployed.”; and

(2) in subsection (c)(1)(A)—

(A) in clause (i), by striking “; and” and inserting a semicolon;

(B) by redesignating clause (ii) as clause (iii); and

(C) by inserting after clause (i) the fol-
lowing:

“(ii) by personnel in deployed units
whose responsibilities include providing
unit health care services if such personnel are available and the use of such personnel for the assessments would not impair the capacity of such personnel to perform higher priority tasks; and”.

(b) **Conforming Amendment.**—Section 1074m(a)(2) of title 10, United States Code, is amended by striking “subparagraph (B) and (C)” and inserting “subparagraph (C) and (D)”.

**SEC. 702. CLARIFICATION OF PROVISION OF FOOD TO FORMER MEMBERS AND DEPENDENTS NOT RECEIVING INPATIENT CARE IN MILITARY MEDICAL TREATMENT FACILITIES.**

Section 1078b of title 10, United States Code, is amended—

(1) by striking “A member” each place it appears and inserting “A member or former member”; and

(2) in subsection (a)(2)(C), by striking “member or dependent” and inserting “member, former member, or dependent”.

HR 4435 PCS
SEC. 703. AVAILABILITY OF BREASTFEEDING SUPPORT, SUPPLIES, AND COUNSELING UNDER THE TRICARE PROGRAM.

Section 1079(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(18) Breastfeeding support, supplies (including breast pumps and associated equipment), and counseling shall be provided as appropriate during pregnancy and the postpartum period.”.

SEC. 704. BEHAVIORAL HEALTH TREATMENT OF DEVELOPMENTAL DISABILITIES UNDER THE TRICARE PROGRAM.

(a) Behavioral Health Treatment of Developmental Disabilities Under TRICARE.—Section 1077 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(g)(1) Subject to paragraph (4), in providing health care under subsection (a), the treatment of developmental disabilities (as defined by section 102(8) of the Developmental Disabilities Assistance and Bill of Rights Act of 2000 (42 U.S.C. 15002(8))), including autism spectrum disorder, shall include behavioral health treatment, including applied behavior analysis, when prescribed by a physician or psychologist.
“(2) In carrying out this subsection, the Secretary shall ensure that—

“(A) except as provided by subparagraph (B), behavioral health treatment is provided pursuant to this subsection—

“(i) in the case of such treatment provided in a State that requires licensing or certification of applied behavioral analysts by State law, by an individual who is licensed or certified to practice applied behavioral analysis in accordance with the laws of the State; or

“(ii) in the case of such treatment provided in a State other than a State described in clause (i), by an individual who is licensed or certified by a State or an accredited national certification board; and

“(B) applied behavior analysis or other behavioral health treatment may be provided by an employee, contractor, or trainee of a person described in subparagraph (A) if the employee, contractor, or trainee meets minimum qualifications, training, and supervision requirements as set forth in applicable State law, by an appropriate accredited national certification board, or by the Secretary.
“(3)(A) This subsection shall not apply to a medicare eligible beneficiary (as defined in section 1111(b) of this title).

“(B) Nothing in this subsection shall be construed as limiting or otherwise affecting the benefits provided to a covered beneficiary under—

“(i) this chapter;

“(ii) title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.); or

“(iii) any other law.

“(4) In addition to the requirement under section 1100(c)(1) of this title, with respect to retired members of the Coast Guard, the Commissioned Corps of the National Oceanic and Atmospheric Administration, or the Commissioned Corps of the Public Health Service, or dependents of any such retired members, treatment shall be provided under this subsection in a fiscal year only to the extent that amounts are specifically provided in advance in appropriations Acts for the Defense Health Program Account for the provision of such treatment for such fiscal year.”.

(b) FUNDING MATTERS.—

(1) IN GENERAL.—Section 1100 of title 10, United States Code, is amended—
(A) by redesignating subsection (c) as subsection (d); and

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

“(c) BEHAVIORAL HEALTH TREATMENT OF DEVELOPMENTAL DISABILITIES.—(1) Funds for treatment under section 1077(g) of this title may be derived only from the Defense Health Program Account. Notwithstanding any other provision of law, such funds may not be reimbursed from any account that would otherwise provide funds for the treatment of retired members of the Coast Guard, the Commissioned Corps of the National Oceanic and Atmospheric Administration, or the Commissioned Corps of the Public Health Service, or dependents of any such retired members.

“(2) As provided for in paragraph (4) of section 1077(g), with respect to retired members of the Coast Guard, the Commissioned Corps of the National Oceanic and Atmospheric Administration, or the Commissioned Corps of the Public Health Service, or dependents of any such retired members, treatment under such section shall be provided in a fiscal year only to the extent that amounts are specifically provided in advance in appropriations Acts for the Defense Health Program Account for the provision of such treatment for such fiscal year.”.
(2) **INCREASE AND OFFSET.**—

(A) **INCREASE.**—Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated in section 1405 for the Defense Health Program, as specified in the corresponding funding table in section 4501, for Private Sector Care is hereby increased by $20,000,000.

(B) **OFFSET.**—Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated in section 4301 for operation and maintenance, as specified in the corresponding funding table in section 4301, for the Office of the Secretary of Defense (Line 270) is hereby reduced by $20,000,000.

(c) **SENSE OF CONGRESS.**—It is the sense of Congress that amounts should be appropriated for behavioral health treatment of TRICARE beneficiaries, pursuant to the amendments made by this section, in a manner to ensure the appropriate and equitable access to such treatment by all such beneficiaries.
Subtitle B—Health Care Administration

SEC. 711. COOPERATIVE HEALTH CARE AGREEMENTS BETWEEN THE MILITARY DEPARTMENTS AND NON-MILITARY HEALTH CARE ENTITIES.

Section 713 of the National Defense Authorization Act of 2010 (Public Law 111–84; 10 U.S.C. 1073 note) is amended—

(1) in subsection (a), by striking “Secretary of Defense” and inserting “Secretary concerned”;

(2) in subsection (b)—

(A) by striking “Secretary shall” and inserting “Secretary concerned shall”;

(B) in paragraph (1)(A), by inserting “if the Secretary establishing such agreement is the Secretary of Defense” before the semicolon; and

(C) in paragraph (3), by inserting “or the military department concerned” after “the Department of Defense”; and

(3) by adding at the end the following new subsection:

“(e) Secretary Concerned Defined.—In this section, the term ‘Secretary concerned’ means—

“(1) the Secretary of a military department; or
“(2) the Secretary of Defense.”.

SEC. 712. SURVEYS ON CONTINUED VIABILITY OF TRICARE STANDARD AND TRICARE EXTRA.

Section 711(b)(2) of the National Defense Authorization Act for Fiscal Year 2008 (10 U.S.C. 1073 note) is amended in the matter preceding subparagraph (A)—

(1) by striking “on a biennial basis”; and

(2) by striking “paragraph (1)” and inserting the following: “paragraph (1) during 2017 and 2020, and at such others times as requested by such committees or as the Comptroller General determines appropriate”.

SEC. 713. LIMITATION ON TRANSFER OR ELIMINATION OF GRADUATE MEDICAL EDUCATION BILLETS.

The Secretary of Defense may not transfer or eliminate a graduate medical education billet from the military medical treatment facility to which the billet is assigned as of the date of the enactment of this Act unless the Secretary—

(1) conducts a Department-wide review of the implementation of the plan required by section 731 of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112–239; 10 U.S.C. 1071 note) that is based on not less than two years of carrying out such implementation;
(2) conducts an examination of the most successful incentives for recruiting and retaining medical professionals to participate in the graduate medical education programs of the military departments;

(3) determines the assignment of such billets based on the review and examination conducted under paragraphs (1) and (2), respectively; and

(4) after the Secretary makes the determination under paragraph (3), certifies to the congressional defense committees that any proposed transfer or elimination of such billets—

(A) meets the needs of the military departments and the patient population; and

(B) takes into account the assignment interests of the members of the Armed Forces who are participating (or who will participate) in the graduate medical education programs of the military departments.

**SEC. 714. REVIEW OF MILITARY HEALTH SYSTEM MODERNIZATION STUDY.**

(a) LIMITATION.—

(1) IN GENERAL.—The Secretary of Defense may not restructure or realign a military medical treatment facility until a 120-day period has elapsed following the date on which the Comptroller General
of the United States is required to submit to the congressional defense committees the report under subsection (b)(3).

(2) REPORT.—The Secretary shall submit to the congressional defense committees a report that includes the following:

(A) During the period from 2001 to 2012, for each military medical treatment facility considered under the modernization study directed by the Resource Management Decision of the Department of Defense numbered MP–D–01—

(i) the average daily inpatient census;

(ii) the average inpatient capacity;

(iii) the top five inpatient admission diagnoses;

(iv) each medical specialty available;

(v) the average daily percent of staffing available for each medical specialty;

(vi) the beneficiary population within the catchment area;

(vii) the budgeted funding level;

(viii) whether the facility has a helipad capable of receiving medical evacuation airlift patients arriving on the pri-
mary evacuation aircraft platform for the military installation served;

(ix) a determination of whether the civilian hospital system in which the facility resides is a Federally-designated underserved medical community and the effect on such community from any reduction in staff or functions or downgrade of the facility;

(x) if the facility serves a training center, a determination, made in consultation with the appropriate training directorate, training and doctrine command, and forces command of each military department, of the risk with respect to high tempo, live-fire military operations, and the potential for a mass casualty event if the facility is downgraded to a clinic or reduced in personnel or capabilities;

(xi) a site assessment by TRICARE to assess the network capabilities of TRICARE providers in the local area;

(xii) the inpatient mental health availability; and
(xiii) the average annual inpatient care directed to civilian medical facilities.

(B) For each military medical treatment facility considered under such modernization study—

(i) the civilian capacity by medical specialty in each catchment area;

(ii) the distance in miles to the nearest civilian emergency care department;

(iii) the distance in miles to the closest civilian inpatient hospital, listed by level of care and whether the facility is designated a sole community hospital;

(iv) the availability of ambulance service on the military installation and the distance in miles to the nearest civilian ambulance service, including the average response time to the military installation;

(v) an estimate of the cost to restructure or realign the military medical treatment facility, including with respect to bed closures and civilian personnel reductions;
(vi) if the military medical treatment facility is restructured or realigned, an estimate of—

(I) the number of civilian personnel reductions, listed by series;

(II) the number of local support contracts terminated; and

(III) the increased cost of purchased care.

(C) The results of the study with respect to the recommendations of the Secretary to restructure or realign military medical treatment facilities.

(b) COMPTROLLER GENERAL REVIEW.—

(1) REVIEW.—The Comptroller General of the United States shall review the report under subsection (a)(2).

(2) ELEMENTS.—The review under paragraph (1) shall include the following:

(A) An assessment of the methodology used by the Secretary of Defense in conducting the study.

(B) An assessment of the adequacy of the data used by the Secretary with respect to such study.
(3) REPORT.—Not later than 180 days after the date on which the Secretary submits the report under subsection (a)(2), the Comptroller General shall submit to the congressional defense committees a report on the review under paragraph (1).

SEC. 715. PROVISION OF WRITTEN NOTICE OF CHANGE TO TRICARE BENEFITS.

(a) IN GENERAL.—Chapter 55 of title 10, United States Code, is amended by inserting after section 1097c the following new section:

“§ 1097d. TRICARE program: notice of change to benefits

“(a) Provision of Notice.—(1) If the Secretary makes a significant change to any benefits provided by the TRICARE program to covered beneficiaries, the Secretary shall provide individuals described in paragraph (2) with written notice explaining such changes.

“(2) The individuals described by this paragraph are covered beneficiaries and providers participating in the TRICARE program who may be affected by a significant change covered by a notification under paragraph (1).

“(3) The Secretary shall provide notice under paragraph (1) through electronic means.
“(b) TIMING OF NOTICE.—The Secretary shall pro-
vide notice under paragraph (1) of subsection (a) by the
earlier of the following dates:

“(1) The date that the Secretary determines
would afford individuals described in paragraph (2)
of such subsection adequate time to understand the
change covered by the notification.

“(2) The date that is 90 days before the date
on which the change covered by the notification be-
comes effective.

“(3) The effective date of a significant change
that is required by law.

“(c) SIGNIFICANT CHANGE DEFINED.—In this sec-
section, the term ‘significant change’ means a system-wide
change—

“(1) in policy regarding services provided under
the TRICARE program (not including the addition
of new services or benefits); or

“(2) in payment rates of more than 20 per-
cent.”.

(b) CLERICAL AMENDMENT.—The table of sections
at the beginning of such chapter is amended by inserting
after the item relating to section 1097c the following new
item:

“1097d. TRICARE program: notice of change to benefits.”.
Subtitle C—Reports and Other Matters

SEC. 721. EXTENSION OF AUTHORITY FOR JOINT DEPARTMENT OF DEFENSE-DEPARTMENT OF VETERANS AFFAIRS MEDICAL FACILITY DEMONSTRATION FUND.

Section 1704(e) of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat. 2573) is amended by striking “September 30, 2015” and inserting “September 30, 2016”.

SEC. 722. DESIGNATION AND RESPONSIBILITIES OF SENIOR MEDICAL ADVISOR FOR ARMED FORCES RETIREMENT HOME.

(a) DESIGNATION OF SENIOR MEDICAL ADVISOR.—

Subsection (a) of section 1513A of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 413a) is amended—

(1) in paragraph (1), by striking “Deputy Director of the TRICARE Management Activity” and inserting “Deputy Director of the Defense Health Agency”; and

(2) in paragraph (2), by striking “Deputy Director of the TRICARE Management Activity” both places it appears and inserting “Deputy Director of the Defense Health Agency”.
(b) Clarification of Responsibilities and Duties of Senior Medical Advisor.—Subsection (c)(2) of such section is amended by striking “health care standards of the Department of Veterans Affairs” and inserting “nationally recognized health care standards and requirements”.

SEC. 723. RESEARCH REGARDING ALZHEIMER’S DISEASE.

The Secretary of Defense may carry out research, development, test, and evaluation activities with respect to Alzheimer’s disease.

SEC. 724. ACQUISITION STRATEGY FOR HEALTH CARE PROFESSIONAL STAFFING SERVICES.

(a) Acquisition Strategy.—

(1) In General.—The Secretary of Defense shall develop and carry out an acquisition strategy with respect to entering into contracts for the services of health care professional staff at military medical treatment facilities.

(2) Elements.—The acquisition strategy under paragraph (1) shall include the following:

(A) Identification of the responsibilities of the military departments and elements of the Department of Defense in carrying out such strategy.
(B) Methods to analyze, using reliable and
detailed data covering the entire Department,
the amount of funds expended on contracts for
the services of health care professional staff.

(C) Methods to identify opportunities to
consolidate requirements for such services and
reduce cost.

(D) Methods to measure cost savings that
are realized by using such contracts instead of
purchased care.

(E) Metrics to determine the effectiveness
of such strategy.

(b) REPORT.—Not later than April 1, 2015, the Sec-
retary shall submit to the congressional defense commit-
tees a report on the status of implementing the acquisition
strategy under paragraph (1) of subsection (a), including
how each element under subparagraphs (A) through (E)
of paragraph (2) of such subsection are being carried out.

SEC. 725. PILOT PROGRAM ON MEDICATION THERAPY MAN-
AGEMENT UNDER TRICARE PROGRAM.

(a) ESTABLISHMENT.—In accordance with section
1092 of title 10, United States Code, the Secretary of De-
fense shall carry out a pilot program to evaluate the feasi-
bility and desirability of including medication therapy
management as part of the TRICARE program.
(b) Elements of Pilot Program.—In carrying out the pilot program under subsection (a), the Secretary shall ensure the following:

(1) Patients who participate in the pilot program are patients who—

(A) have more than one chronic condition; and

(B) are prescribed more than one medication.

(2) Medication therapy management services provided under the pilot program are focused on improving patient use and outcomes of prescription medications.

(3) The design of the pilot considers best commercial practices in providing medication therapy management services, including practices under the prescription drug program under part D of title XVIII of the Social Security Act (42 U.S.C. 1395w–101 et seq.).

(4) The pilot program includes methods to measure the effect of medication therapy management services on—

(A) patient use and outcomes of prescription medications; and

(B) the costs of health care.
(c) Locations.—

(1) Selection.—The Secretary shall carry out the pilot program under subsection (a) in not less than three locations.

(2) First location criteria.—Not less than one location selected under paragraph (1) shall meet the following criteria:

(A) The location is a pharmacy at a military medical treatment facility.

(B) The patients participating in the pilot program at such location generally receive primary care services from health care providers at such facility.

(3) Second location criteria.—Not less than one location selected under paragraph (1) shall meet the following criteria:

(A) The location is a pharmacy at a military medical treatment facility.

(B) The patients participating in the pilot program at such location generally do not receive primary care services from health care providers at such facility.

(4) Third location criterion.—Not less than one location selected under paragraph (1) shall
be a pharmacy located at a location other than a military medical treatment facility.

(d) Duration.—The Secretary shall carry out the pilot program under subsection (a) for a period determined appropriate by the Secretary that is not less than two years.

(e) Report.—Not later than 30 months after the date on which the Secretary commences the pilot program under subsection (a), the Secretary shall submit to the congressional defense committees a report on the pilot program that includes—

(1) information on the effect of medication therapy management services on—

(A) patient use and outcomes of prescription medications; and

(B) the costs of health care;

(2) the recommendations of the Secretary with respect to incorporating medication therapy management into the TRICARE program; and

(3) such other information as the Secretary determines appropriate.

(f) Definitions.—In this section:

(1) The term “medication therapy management” means professional services provided by qualified pharmacists to patients to improve the effective
use and outcomes of prescription medications provided to the patients.

(2) The term “TRICARE program” has the meaning given that term in section 1072 of title 10, United States Code.

SEC. 726. REPORT ON REDUCTION OF PRIME SERVICE AREAS.

(a) In General.—Section 732 of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1816), as amended by section 701 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66), is further amended—

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

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

“(b) ADDITIONAL REPORT.—

“(1) Implementation.—Not later than 180 days after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2015, the Secretary shall submit to the congressional defense committees a report on the status of reducing the availability of TRICARE Prime in regions described in subsection (d)(1)(B).
“(2) MATTERS INCLUDED.—The report under paragraph (1) shall include the following:

“(A) Details regarding the impact to affected eligible beneficiaries with respect to the reduction of the availability of TRICARE Prime in regions described in subsection (d)(1)(B), including, with respect to each State—

“(i) the number of affected eligible beneficiaries who, as of the date of the report, are enrolled in TRICARE Standard;

“(ii) the number of affected eligible beneficiaries who, as of the date of the report; changed residences to remain eligible for TRICARE Prime in a new region; and

“(iii) the number of affected eligible beneficiaries who, as of the date of the report, have made an election described in subsection (c)(1).

“(B) The estimated increase in annual costs per each affected eligible beneficiary counted under subparagraph (A) as compared to the estimated annual costs if a contract described in subsection (a)(2)(A) did not affect
the eligibility of the beneficiary for TRICARE Prime.

“(C) A description of the efforts of the Secretary to assess—

“(i) the impact on access to health care for affected eligible beneficiaries; and

“(ii) the satisfaction of such beneficiaries with respect to access to health care under TRICARE Standard.

“(D) A description of the estimated cost savings realized by reducing the availability of TRICARE Prime in regions described in subsection (d)(1)(B).”.

(b) CONFORMING AMENDMENT.—Subsection (b)(3)(A) of such section is amended by striking “subsection (c)(1)(B)” and inserting “subsection (d)(1)(B)”.

SEC. 727. COMPTROLLER GENERAL REPORT ON TRANSITION OF CARE FOR POST-TRAUMATIC STRESS DISORDER OR TRAUMATIC BRAIN INJURY.

(a) REPORT.—Not later than April 1, 2015, the Comptroller General of the United States shall submit to the congressional defense committees and Committees on Veterans’ Affairs of the House of Representatives and the Senate a report that assesses the transition of care for post-traumatic stress disorder or traumatic brain injury.

HR 4435 PCS
(b) MATTERS INCLUDED.—The report under subsection (a) shall include the following:

(1) The programs, policies, and regulations that affect the transition of care, particularly with respect to individuals who are taking or have been prescribed antidepressants, stimulants, antipsychotics, mood stabilizers, anxiolytic, depressants, or hallucinogens.

(2) Upon transitioning to care furnished by the Secretary of Veterans Affairs, the extent to which the pharmaceutical treatment plan of an individual changes, and the factors determining such changes.

(3) The extent to which the Secretary of Defense and the Secretary of Veterans Affairs have worked together to identify and apply best pharmaceutical treatment practices.

(4) A description of the off-formulary waiver process of the Secretary of Veterans Affairs, and the extent to which the process is applied efficiently at the treatment level.

(5) The benefits and challenges of combining the formularies across the Department of Defense and the Department of Veterans Affairs.

(6) Any other issues that the Comptroller General determines appropriate.
(c) Transition of Care Defined.—In this section, the term “transition of care” means the transition of an individual from receiving treatment furnished by the Secretary of Defense to treatment furnished by the Secretary of Veterans Affairs.

SEC. 728. Briefing on Hospitals in Arrears in Payments to Department of Defense.

Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall provide to the Committees on Armed Services of the House of Representatives and the Senate a briefing on the process used by the Defense Health Agency to collect payments from non-Department of Defense hospitals. Such briefing shall include a list of each hospital that is more than 90 days in arrears in payments to the Secretary, including the amount of arrears (by 30-day increments) for each such hospital.


In carrying out research, development, test, and evaluation activities with respect to breast cancer, the Secretary of Defense shall implement the recommendations of the Interagency Breast Cancer and Environmental Research Coordinating Committee to prioritize prevention and increase the study of chemical and physical factors in breast cancer.
SEC. 730. SENSE OF CONGRESS REGARDING ACCESS TO MENTAL HEALTH SERVICES BY MEMBERS OF THE ARMED FORCES.

It is the sense of Congress that—

(1) mental health and substance use disorders, traumatic brain injury, and suicide are being experienced at alarming levels among members of the Armed Forces;

(2) members of the Armed Forces should have adequate access to the support and care they need;

(3) public-private mental health partnerships can provide the Department of Defense with an enhanced and unique capability to treat members of the Armed Forces;

(4) the Department of Defense should fully implement the pilot program authorized under section 706 of the National Defense Authorization Act for Fiscal Year 2013 (10 U.S.C. 10101 note; Public Law 112–239) for purposes of enhancing the efforts of the Department of Defense in research, treatment, education, and outreach on mental health and substance use disorders and traumatic brain injury in members of the National Guard and Reserves.
SEC. 731. EVALUATION OF WOUNDED WARRIOR CARE AND TRANSITION PROGRAM.

(a) Sense of Congress.—It is the sense of Congress that gaining new ideas and an objective perspective are critical to addressing issues regarding the treatment of wounded warriors.

(b) Evaluation.—The Secretary of Defense shall seek to enter into a contract with a private organization to evaluate the wounded warrior care and transition program of the Department of Defense. Such evaluation shall identify deficiencies in the treatment of wounded warriors and offer recommendations to the Secretary of Defense and Congress to improve such treatment. The Secretary may not award a contract to a private organization to carry out such evaluation unless the private organization received less than 20 percent of the annual revenue of the organization during the previous five years from contracts with the Department of Defense or the Department of Veterans Affairs.

(c) Funding.—

(1) Increase.—Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated in section 1405 for the Defense Health Program, as specified in the corresponding funding table in section 4501, is hereby increased by $20,000,000.
(2) OFFSET.—Notwithstanding the amounts set forth in the funding tables in division D—

(A) the amounts authorized to be appropriated in section 101 for shipbuilding and conversion, Navy, as specified in the corresponding funding table in section 4101, is hereby reduced by $10,000,000; and

(B) the amounts authorized to be appropriated in division C for weapons activities, as specified in the corresponding funding table in section 4701, for the B61 life extension program and the W76 life extension program are each hereby reduced by $5,000,000.

SEC. 732. IMPROVEMENT OF MENTAL HEALTH CARE.

(a) EVALUATIONS OF MENTAL HEALTH CARE AND SUICIDE PREVENTION PROGRAMS.—

(1) IN GENERAL.—Not less than once each year, the Secretary concerned (as defined in section 101(a)(9) of title 10, United States Code) shall contract with a third party unaffiliated with the Department of Veterans Affairs or the Department of Defense to conduct an evaluation of the mental health care and suicide prevention programs carried out under the laws administered by such Secretary.
(2) ELEMENTS.—Each evaluation conducted under paragraph (1) shall—

(A) use metrics that are common among and useful for practitioners in the field of mental health care and suicide prevention;

(B) identify the most effective mental health care and suicide prevention programs conducted by the Secretary concerned;

(C) propose best practices for caring for individuals who suffer from mental health disorders or are at risk of suicide; and

(D) make recommendations to improve the coordination and integration of mental health and suicide prevention services between the Department of Veterans Affairs and the Department of Defense to improve the delivery and effectiveness of such services.

SEC. 733. PRIMARY BLAST INJURY RESEARCH.

The peer-reviewed Psychological Health and Traumatic Brain Injury Research Program shall conduct a study on blast injury mechanics covering a wide range of primary blast injury conditions, including traumatic brain injury, in order to accelerate solution development in this critical area.
SEC. 734. REPORT ON EFFORTS TO TREAT INFERTILITY OF MILITARY FAMILIES.

(a) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on what steps the Secretary is taking to ensure that members of the Armed Forces and the dependents of such members have access to reproductive counseling and a full spectrum of treatments for infertility, including in vitro fertilization.

(b) MATTERS INCLUDED.—The report under subsection (a) shall include the following:

1. An assessment of treatment options available at military medical treatment facilities throughout the military health system.

2. An identification of factors that might disrupt treatment, including availability of options, lack of timely access to treatment, change in duty station, or overseas deployments.

3. The number of members of the Armed Forces who have used specific treatment options, including in vitro fertilization.

4. The number of dependents of members who have used specific treatment options, including in vitro fertilization.
(5) An identification of non-Department of Defense treatment options for infertility that could benefit members and the dependents of members.

(6) Any other matters the Secretary determines appropriate.

SEC. 735. SENSE OF CONGRESS ON USE OF HYPERBARIC OXYGEN THERAPY TO TREAT TRAUMATIC BRAIN INJURY AND POST-TRAUMATIC STRESS DISORDER.

(a) FINDINGS.—Congress finds the following:

(1) Traumatic brain injury and post-traumatic stress disorder are the signature injuries of the wars in Iraq and Afghanistan.

(2) Post-traumatic stress disorder is prevalent throughout the regular component of the Armed Forces.

(3) For example, with respect to Camp Lejeune, North Carolina, which has a base population of 41,753 active duty personnel, including 38,020 marines and 3,533 sailors—

(A) 6,616 patients with a principal diagnosis of post-traumatic stress disorder had at least one visit for post-traumatic stress disorder between February 2013 and April 2014; and
(B) the Naval Hospital Camp Lejeune, which had a total of approximately 600,000 outpatient visits during 2013, recorded 15,043 outpatient visits for which post-traumatic stress disorder was the primary reason for the visit between February 2013 and April 2014.

(b) Sense of Congress.—It is the sense of Congress that—

(1) hyperbaric oxygen therapy is a medical treatment that can be used to treat active duty members of the Armed Forces for traumatic brain injury and post-traumatic stress disorder if—

(A) such treatment is prescribed by a military medical doctor; and

(B) a hyperbaric chamber that is owned by the Department of Defense and cleared for clinical use is locally available; and

(2) the Secretary of Defense should increase awareness among members of the Armed Forces, including military medical doctors, of hyperbaric oxygen therapy to treat traumatic brain injury and post-traumatic stress disorder.
TITLE VIII—ACQUISITION POLICY, ACQUISITION MANAGEMENT, AND RELATED MATTERS

Subtitle A—Amendments to General Contracting Authorities, Procedures, and Limitations

SEC. 801. EXTENSION TO UNITED STATES TRANSPORTATION COMMAND OF AUTHORITIES RELATING TO PROHIBITION ON CONTRACTING WITH THE ENEMY.

Section 831(i)(1) of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 813) is amended by inserting “United States Transportation Command,” after “United States Southern Command,”.

SEC. 802. EXTENSION OF CONTRACT AUTHORITY FOR ADVANCED COMPONENT DEVELOPMENT OR PROTOTYPE UNITS.


271
(b) Extension of Report Requirement.—Subsection (c) of such section is amended by striking “March 1, 2013” and inserting “March 1, 2018”.

SEC. 803. Amendment relating to authority of the Defense Advanced Research Projects Agency to carry out certain prototype projects.

Section 845(a)(1) of Public Law 103–160 (10 U.S.C. 2371 note) is amended by striking “weapons or weapon systems proposed to be acquired or developed by the Department of Defense, or to improvement of weapons or weapon systems in use by the Armed Forces” and inserting the following: “enhancing the mission effectiveness of military personnel and the supporting platforms, systems, components, or materials proposed to be acquired or developed by the Department of Defense, or to improvement of platforms, systems, components, or materials in use by the Armed Forces”.

SEC. 804. Extension of limitation on aggregate annual amount available for contract services.

Section 808 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat. 1489), as amended by section 802 of the National Defense
Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 804) is further amended—

(1) in subsections (a) and (b), by striking “or 2014” and inserting “2014, or 2015”;

(2) in subsection (c)(3), by striking “and 2014” and inserting “2014, and 2015”;

(3) in subsection (d)(4), by striking “or 2014” and inserting “2014, or 2015”; and

(4) in subsection (e), by striking “2014” and inserting “2015”.

SEC. 805. MAXIMIZING COMPETITION IN DESIGN-BUILD CONTRACTS.

(a) Public Design-build Construction Process Improvement.—Section 3309 of title 41, United States Code, is amended—

(1) in subsection (a), by inserting “and the contract is in an amount of $1,000,000 or greater” after “appropriate for use”;

(2) by striking the second sentence of subsection (d) and inserting the following: “The maximum number specified in the solicitation shall not exceed 5 unless the head of the agency approves the contracting officer’s justification with respect to the solicitation that a number greater than 5 is in the Federal Government’s interest. The contracting offi-
cer shall provide written documentation of how a
maximum number exceeding 5 is consistent with the
purposes and objectives of the two-phase selection
procedures.”; and

(3) by adding at the end the following new sub-
section:

“(f) REPORT.—

“(1) IN GENERAL.—The Director of the Office
of Management and Budget shall require the head
of each agency to appoint an individual who shall
provide to the Director an annual compilation of
each instance the agency awarded a contract pursuant
to this section in which—

“(A) more than 5 offerors were selected to
submit competitive proposals pursuant to sub-
section (c)(4); or

“(B) the contract was awarded without
using the two-phase selection procedures de-
scribed in subsection (e).

“(2) PUBLICATION.—The Director shall pre-
pare an annual report containing the information
provided by each executive agency under subpara-
graph (A). The report shall be accessible to the pub-
lic through electronic means, and the Director shall
publish a notice of availability in the Federal Register.

“(3) Fiscal years covered; deadline.—The Director shall submit to Congress the report prepared under subparagraph (B) for the fiscal year during which this subsection is enacted, and each of the next 4 fiscal years, not later than 60 days after the end of each such fiscal year.”.

(b) Defense Design-Build Construction Process Improvement.—Section 2305a of title 10, United States Code, is amended—

(1) in subsection (a), by inserting “and the contract is in an amount of $1,000,000 or greater” after “appropriate for use”;

(2) by striking the second sentence of subsection (d) and inserting the following: “The maximum number specified in the solicitation shall not exceed 5 unless the head of the agency approves the contracting officer’s justification with respect to an individual solicitation that a number greater than 5 is in the Federal Government’s interest. The contracting officer shall provide written documentation of how a maximum number exceeding 5 is consistent with the purposes and objectives of the two-phase selection procedures.”; and
(3) by adding at the end the following new subsection:

“(g) REPORT.—(1) The Director of the Office of Management and Budget shall require the head of each agency to appoint an individual who shall provide to the Director an annual compilation of each instance the agency awarded a contract pursuant to this section in which—

“(A) more than 5 offerors were selected to submit competitive proposals pursuant to subsection (c)(4); or

“(B) the contract was awarded without using the two-phase selection procedures described in subsection (c).

“(2) The Director shall prepare an annual report containing the information provided by each executive agency under subparagraph (A). The report shall be accessible to the public through electronic means, and the Director shall publish a notice of availability in the Federal Register.

“(3) The Director shall submit to Congress the report prepared under subparagraph (B) for the fiscal year during which this subsection is enacted, and each of the next 4 fiscal years, not later than 60 days after the end of each such fiscal year”.

(c) GAO Report.—Not later than the end of fiscal year 2021, the Comptroller General of the United States shall issue a report analyzing the extent to which Federal agencies are in compliance with the reporting requirements in section 2305a(f) of title 10, United States Code, and section 3309(g) of title 41, United States Code.

SEC. 806. PERMANENT AUTHORITY FOR USE OF SIMPLIFIED ACQUISITION PROCEDURES FOR CERTAIN COMMERCIAL ITEMS.


Subtitle B—Industrial Base Matters

SEC. 811. THREE-YEAR EXTENSION OF AND AMENDMENTS TO TEST PROGRAM FOR NEGOTIATION OF COMPREHENSIVE SMALL BUSINESS SUBCONTRACTING PLANS.

(b) ADDITIONAL REQUIREMENTS FOR COMPREHENSIVE SUBCONTRACTING PLANS.—Subsection (b) of section 834 of such Act is amended—

(1) in paragraph (1), by striking “paragraph (3)” and inserting “paragraph (4)”;

(2) by redesignating paragraph (3) as paragraph (4), and in that paragraph by striking “$5,000,000” and inserting “$100,000,000”; and

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

“(3) Each comprehensive subcontracting plan of a contractor shall require that the contractor report to the Secretary of Defense on a semi-annual basis the following information:

“(A) The amount of first-tier subcontract dollars awarded during the six-month period covered by the report to covered small business concerns, with the information set forth separately—

“(i) by North American Industrial Classification System code;

“(ii) by major defense acquisition program, as defined in section 2430(a) of title 10, United States Code;

“(iii) by contract, if the contract is for the maintenance, overhaul, repair, servicing, reha-
bilitation, salvage, modernization, or modification of supplies, systems, or equipment and the total value of the contract, including options, exceeds $100,000,000; and

“(iv) by military department.

“(B) The total number of subcontracts active under the test program during the six-month period covered by the report that would have otherwise required a subcontracting plan under paragraph (4) or (5) of section 8(d) of the Small Business Act (15 U.S.C. 637(d)).

“(C) Costs incurred in negotiating, complying with, and reporting on comprehensive subcontracting plans.

“(D) Costs avoided by adoption of a comprehensive subcontracting plan.

“(E) Any other information required by the Department of Defense to complete the study required by subsection (f).”.

(e) ADDITIONAL CONSEQUENCE FOR FAILURE TO MAKE GOOD FAITH EFFORT TO COMPLY.—

(1) AMENDMENTS.—Subsection (d) of section 834 of such Act is amended—

(A) by striking “COMPANY-WIDE” and inserting “COMPREHENSIVE” in the heading;
(B) by striking “company-wide” and inserting “comprehensive subcontracting”; and

(C) by adding at the end the following: “In addition, any such failure shall be a factor considered as part of the evaluation of past performance of an offeror.”.

(2) REPEAL OF SUSPENSION OF SUBSECTION (D).—Section 402 of Public Law 101–574 (15 U.S.C. 637 note) is repealed.

(d) ADDITIONAL REPORT.—

(1) IN GENERAL.—Paragraph (1) of section 834(f) of such Act is amended by striking “March 1, 1994, and March 1, 2012” and inserting “September 30, 2015”.

(2) CORRECTION OF REFERENCE TO COMMITTEE.—Such paragraph is further amended by striking “Committees” and all that follows through the end of such paragraph and inserting the following: “Committees on Armed Services and on Small Business of the House of Representatives and the Committees on Armed Services and on Small Business and Entrepreneurship of the Senate”.

(e) ADDITIONAL DEFINITIONS.—

HR 4435 PCS
(1) COVERED SMALL BUSINESS CONCERN.—

Subsection (g) of section 834 of such Act is amended to read as follows:

“(g) DEFINITIONS.—In this section, the term ‘covered small business concern’ includes each of the following:

“(1) A small business concern, as that term is defined under section 3(a) of the Small Business Act (15 U.S.C. 632(a));

“(2) A small business concern owned and controlled by veterans, as that term is defined in section 3(q)(3) of such Act (15 U.S.C. 632(q)(3)).

“(3) A small business concern owned and controlled by service-disabled veterans, as that term is defined in section 3(q)(2) of such Act (15 U.S.C. 632(q)(2)).

“(4) A qualified HUBZone small business concern, as that term is defined under section 3(p)(5) of such Act (15 U.S.C. 632(p)(5)).

“(5) A small business concern owned and controlled by socially and economically disadvantaged individuals, as that term is defined in section 8(d)(3)(C) of such Act (15 U.S.C. 637(d)(3)(C)).

“(6) A small business concern owned and controlled by women, as that term is defined under section 3(n) of such Act (15 U.S.C. 632(n)).”.
CONFORMING AMENDMENT.—Subsection (a)(1) of section 834 of such Act is amended by striking “small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals” and inserting “covered small business concerns”.

SEC. 812. IMPROVING OPPORTUNITIES FOR SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESSES.

(a) SMALL BUSINESS DEFINITION OF SMALL BUSINESS CONCERN CONSOLIDATED.—Section 3(q) of the Small Business Act (15 U.S.C. 632(q)) is amended—

(1) by amending paragraph (2) to read as follows:

“(2) SMALL BUSINESS CONCERN OWNED AND CONTROLLED BY SERVICE-DISABLED VETERANS.— The term ‘small business concern owned and controlled by service-disabled veterans’ means a small business concern—

“(A)(i) not less than 51 percent of which is owned by one or more service-disabled veterans or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more service-disabled veterans; and
“(ii) the management and daily business operations of which are controlled by one or more service-disabled veterans or, in the case of a veteran with permanent and severe disability, the spouse or permanent caregiver of such veteran; or

“(B)(i) not less than 51 percent of which is owned by one or more veterans with service-connected disabilities that are permanent and total who are unable to manage the daily business operations of such concern or, in the case of a publicly owned business, not less than 51 percent of the stock of which is owned by one or more such veterans; and

“(ii) is included in the database described in section 8127(f) of title 38, United States Code.”; and

(2) by adding at the end the following:

“(6) TREATMENT OF BUSINESSES AFTER DEATH OF VETERAN-OWNER.—

“(A) IN GENERAL.—Subject to subparagraph (C), if the death of a service-disabled veteran causes a small business concern to be less than 51 percent owned by one or more such veterans, the surviving spouse of such veteran
who acquires ownership rights in such small business concern shall, for the period described in subparagraph (B), be treated as if the surviving spouse were that veteran for the purpose of maintaining the status of the small business concern as a small business concern owned and controlled by service-disabled veterans.

“(B) Period described.—The period referred to in subparagraph (A) is the period beginning on the date on which the service-disabled veteran dies and ending on the earliest of the following dates:

“(i) The date on which the surviving spouse remarries.

“(ii) The date on which the surviving spouse relinquishes an ownership interest in the small business concern.

“(iii) The date that is ten years after the date of the veteran’s death.

“(C) Application to surviving spouse.—Subparagraph (A) only applies to a surviving spouse of a veteran with a service-connected disability if—

“(i) the veteran had a service-connected disability rated as 100 percent dis-
able or died as a result of a service-connected disability; and

“(ii) prior to the death of the veteran and during the period in which the surviving spouse seeks to qualify under this paragraph, the small business concern is included in the database described in section 8127(f) of title 38, United States Code.”.

(b) VETERANS AFFAIRS DEFINITION OF SMALL BUSINESS CONCERN CONSOLIDATED.—Section 8127 of title 38, United States Code, is amended—

(1) by striking subsection (h); and

(2) in subsection (l)(2), by striking “means” and all that follows through the period at the end and inserting the following: “has the meaning given that term under section 3(q) of the Small Business Act (15 U.S.C. 632(q)).”.

(c) SBA TO ASSUME CONTROL OF VERIFICATION OF OWNERSHIP AND CONTROL STATUS OF APPLICANTS FOR INCLUSION IN THE DATABASE OF SMALL BUSINESSES OWNED AND CONTROLLED BY SERVICE DISABLED VETERANS AND VETERANS.—The Small Business Act (15 U.S.C. 631 et seq.), as amended by section 815, is further amended by adding at the end the following new section:
SEC. 49. VETS FIRST PROGRAM.

"In order to increase opportunities for small business concerns owned and controlled by service-disabled veterans and small business concerns owned and controlled by veterans in the Federal marketplace, not later than 180 days after the effective date of this section, the Administrator shall enter into a memorandum of understanding with the Secretary of Veterans Affairs that transfers control and administration of the program under subsections (e) through (g) of section 8127 of title 38, United States Code, to the Administrator, consistent with the following:

“(1) Not later than 270 days after completing the memorandum of understanding, the Administrator shall make rules to carry out the memorandum. If the Administrator does not make such rules by such date, the Administrator may not exercise the authority under section 7(a)(25)(A) until such time as those rules are made.

“(2) The Administrator shall assume authority and responsibility for maintenance and operation of the database and for verifications under the program. Any verifications undertaken by the Administrator shall employ fraud prevention measures at the time of the initial application, through detection and monitoring processes after initial acceptance, by investigating allegations of potential fraud, removing
firms that do not quality from the database, and referring cases for prosecution when appropriate.

“(3) Any appeal by a small business concern, at the time that verification is denied or a contract is awarded, of any determination under the program shall be heard by the Office of Hearings and Appeals of the Small Business Administration.

“(4)(A) The Secretary shall, for a period of 6 years commencing on a date agreed to in the completed memorandum, reimburse to the Administrator of the Small Business Administration any costs incurred by the Administrator for actions undertaken pursuant to the memorandum from fees collected by the Secretary of Veteran Affairs under multiple-award schedule contracts. The Administrator and the Secretary shall endeavor to ensure maximum efficiency in such actions. Any disputes between the Secretary and the Administrator shall be resolved by the Director of the Office of Management and Budget.

“(B) The Secretary and the Administrator may extend the term of the memorandum of understanding, except for the reimbursement requirement under subparagraph (A). The Secretary and the Administrator may in a separate memorandum of un-
derstanding provide for an extension of such reim-
bursement.

“(5) Not later than 180 days after the date of
enactment of this section, and every 180 days there-
after, the Secretary and the Administrator shall—

“(A) meet to discuss ways to improve col-
laboration under the memorandum to increase
opportunities for service-disabled veteran-owned
small businesses and veteran-owned small busi-
nesses; and

“(B) consult with congressionally chartered
Veterans Service Organizations to discuss ways
to increase opportunities for service-disabled
veteran-owned small businesses and veteran-
owned small businesses.

“(6) Not later than 180 days after the date of
enactment of this section, and every 180 days there-
after, the Secretary and the Administrator shall re-
port to the Committee on Small Business and the
Committee on Veterans’ Affairs of the House of
Representatives, and the Committee on Small Busi-
ness and Entrepreneurship and the Committee on
Veterans’ Affairs of the Senate on the progress
made by the Secretary and the Administrator imple-
menting this section.
“(7) In any meeting required under paragraph (5), the Secretary and the Administrator shall include in the discussion of ways to improve collaboration under the memorandum to increase opportunities for small businesses owned and controlled by service-disabled veterans who are women or minorities and small business concerns owned and controlled by veterans who are women or minorities.”.

(d) MEMORANDUM OF UNDERSTANDING.—Section 8127(f) of title 38, United States Code, is amended by adding at the end the following:

“(7) Not later than 180 days after the effective date of this paragraph, the Secretary shall enter into a memorandum of understanding with the Administrator of the Small Business Administration consistent with section 48 of the Small Business Act, which shall specify the manner in which the Secretary shall notify the Administrator as to whether an individual is a veteran and if that veteran has a service-connected disability.”.

SEC. 813. PLAN FOR IMPROVING DATA ON BUNDLED AND CONSOLIDATED CONTRACTS.

Section 15 of the Small Business Act (15 U.S.C. 644) is amended by adding at the end the following new subsection:

“(s) DATA QUALITY IMPROVEMENT PLAN.—
“(1) IN GENERAL.—Not later than the first day of fiscal year 2016, the Administrator of the Small Business Administration, in consultation with the Small Business Procurement Advisory Council, the Administrator for Federal Procurement Policy, and the Administrator of the General Services Administration shall develop a plan to improve the quality of data reported on bundled and consolidated contracts in the Federal procurement data system.

“(2) PLAN REQUIREMENTS.—The plan shall—

“(A) describe the roles and responsibilities of the Administrator of the Small Business Administration, the Directors of the Offices of Small and Disadvantaged Business Utilization, the Small Business Procurement Advisory Council, the Administrator for Federal Procurement Policy, the Administrator of the General Services Administration, the senior procurement executives, and Chief Acquisition Officers in implementing the plan described in paragraph (1) and contributing to the annual report required by subsection (p)(4);

“(B) make necessary changes to policies and procedures on proper identification and mitigation of contract bundling and consolida-
tion, and to training procedures of relevant per-
sonnel on proper identification and mitigation
of contract bundling and consolidation;

“(C) establish consequences for failure to
properly identify contracts as bundled or con-
solidated;

“(D) establish requirements for periodic
and statistically valid data verification and vali-
dation; and

“(E) assign clear data verification respon-
sibilities.

“(3) COMMITTEE BRIEFING.—Once finalized
and by not later than 90 days prior to implementa-
tion, the plan described in this subsection shall be
presented to the Committee on Small Business of
the House of Representatives and the Committee on
Small Business and Entrepreneurship of the Senate.

“(4) IMPLEMENTATION.—Not later than the
first day of fiscal year 2017, the Administrator of
the Small Business Administration shall implement
the plan described in this subsection.

“(5) CERTIFICATION.—The Administrator shall
annually provide to the Committee on Small Busi-
ness of the House of Representatives and the Com-
mittee on Small Business and Entrepreneurship of
the Senate certification of the accuracy and completeness of data reported on bundled and consolidated contracts.

“(6) GAO STUDY AND REPORT.—

“(A) STUDY.—Not later than the first day of fiscal year 2018, the Comptroller General of the United States shall initiate a study on the effectiveness of the plan described in this subsection that shall assess whether contracts were accurately labeled as bundled or consolidated.

“(B) CONTRACTS EVALUATED.—For the purposes of conducting the study described in subparagraph (A), the Comptroller General of the United States—

“(i) shall evaluate, for work in each of sectors 23, 33, 54, and 56 (as defined by the North American Industry Classification System), not fewer than 100 contracts in each sector;

“(ii) shall evaluate only those contracts—

“(I) awarded by an agency listed in section 901(b) of title 31, United States Code; and
“(II) that have a Base and Exercised Options Value, an Action Obligation, or a Base and All Options Value exceeding $10,000,000; and
“(iii) shall not evaluate contracts that have used any set aside authority.
“(C) REPORT.—Not later than 12 months after initiating the study required by subparagraph (A), the Comptroller General of the United States shall report to the Committee on Small Business of the House of Representatives and the Committee on Small Business and Entrepreneurship of the Senate on the results from such study and, if warranted, any recommendations on how to improve the quality of data reported on bundled and consolidated contracts.
“(7) DEFINITIONS.—In this subsection the following definitions shall apply:
“(A) CHIEF ACQUISITION OFFICER; SENIOR PROCUREMENT EXECUTIVE.—The terms ‘Chief Acquisition Officer’ and ‘senior procurement executive’ have the meanings given such terms in section 44 of this Act.
“(B) Federal procurement data system definitions.—The terms ‘Base and Exercised Options Value’, ‘Action Obligation’, ‘Base and All Options Value’, and ‘set aside authority’ have the meanings given such terms by the Administrator for Federal Procurement Policy in the Federal procurement data system on October 1, 2013, or subsequent equivalent terms.

“(C) Definition.—For purposes of this section, the term ‘a contract awarded as part of the Federal Strategic Sourcing Initiative’ shall mean a contract award pursuant to the process established by the Interagency Strategic Sourcing Leadership Council that was created by the Office of Management and Budget pursuant to Memorandum M–13–02 issued on December 5, 2012.

“(8) Study of strategic sourcing.—

“(A) Study.—Not later than the last day of fiscal year 2015, the Comptroller General of the United States shall initiate a study on the affect of contracts awarded as part of the Federal Strategic Sourcing Initiative on the small business industrial base.
“(B) Scope.—For each North American Classification System Code assigned to a contract awarded as part of the Federal Strategic Sourcing Initiative, the Comptroller General of the United States shall examine the following:

“(i) The number of small business concerns participating as prime contractors in that North American Industrial Classification System code in the federal procurement marketplace prior to the award of a contract awarded as part of the Federal Strategic Sourcing Initiative.

“(ii) The number of small business concerns participating as prime contractors in that North American Industrial Classification System code in the federal procurement marketplace after the award of a contract awarded as part of the Federal Strategic Sourcing Initiative.

“(iii) The number of small business concerns anticipated to be participating as prime contractors in that North American Industrial Classification System code in the federal procurement marketplace at the time that the a contract awarded as part
of the Federal Strategic Sourcing Initiative expires.

“(iv) The affect of any changes between subsection (a)(1), (a)(2), and (a)(3) on the health of the small business industrial base, and the sustainability of any savings achieved by contract awarded as part of the Federal Strategic Sourcing Initiative.

“(C) Report.—Not later than 12 months after initiating the study required by subparagraph (A), the Comptroller General of the United States shall report to the Committee on Small Business of the House of Representatives and the Committee on Small Business and Entrepreneurship of the Senate on the results from such study and, if warranted, any recommendations on how to mitigate any negative affects on the small business industrial base or the sustainability of savings.”.

SEC. 814. AUTHORITY TO PROVIDE EDUCATION TO SMALL BUSINESSES ON CERTAIN REQUIREMENTS OF ARMS EXPORT CONTROL ACT.

(a) Assistance at Small Business Development Centers.—Section 21(e)(1) of the Small Business
Act (15 U.S.C. 648(c)(1)) is amended by inserting at the end the following: “Applicants receiving grants under this section shall also assist small businesses by providing, where appropriate, education on the requirements applicable to small businesses under the regulations issued under section 38 of the Arms Export Control Act (22 U.S.C. 2778) and on compliance with those requirements.”.

(b) PROCUREMENT TECHNICAL ASSISTANCE.—Section 2418 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(c) An eligible entity assisted by the Department of Defense under this chapter also may furnish education on the requirements applicable to small businesses under the regulations issued under section 38 of the Arms Export Control Act (22 U.S.C. 2778) and on compliance with those requirements.”.

SEC. 815. PROHIBITION ON REVERSE AUCTIONS FOR COVERED CONTRACTS.

(a) SENSE OF CONGRESS.—It is the sense of Congress that, when used appropriately, reverse auctions may improve the Federal Government’s procurement of commercially available commodities by increasing competition, reducing prices, and improving opportunities for small businesses.
(b) USE OF REVERSE AUCTIONS.—The Small Business Act (15 U.S.C. 631 et seq.) is amended—

(1) by redesignating section 47 as section 48; and

(2) by inserting after section 46 the following:

“SEC. 47. REVERSE AUCTIONS PROHIBITED FOR COVERED CONTRACTS.

“(a) IN GENERAL.—In the case of a covered contract described in subsection (c), reverse auction methods may not be used—

“(1) if the covered contract is suitable for award to a small business concern; or

“(2) if the award is to be made under—

“(A) section 8(a);

“(B) section 8(m);

“(C) section 15(a);

“(D) section 15(j);

“(E) section 31;

“(F) section 36; or

“(G) section 8127 of title 38, United States Code.

“(b) LIMITATIONS ON USING REVERSE AUCTIONS.—

“(1) NUMBER OF OFFERS; REVISIONS TO BIDS.—A Federal agency may not award a covered contract using a reverse auction method if only one
offer is received or if offerors do not have the ability
to submit revised bids throughout the course of the
auction.

“(2) Other procurement authority.—A
Federal agency may not award a covered contract
under a procurement provision other than those pro-
visions described in subsection (a)(2) if the justifica-
tion for using such procurement provision is to use
reverse auction methods.

“(c) Definitions.—In this section the following
definitions apply:

“(1) Covered contract.—The term ‘covered
contract’ means a contract—

“(A) for services, including design and
construction services; and

“(B) for goods in which the technical
qualifications of the offeror constitute part of
the basis of award.

“(2) Design and construction services.—
The term ‘design and construction services’ means—

“(A) site planning and landscape design;

“(B) architectural and interior design;

“(C) engineering system design;
“(D) performance of construction work for facility, infrastructure, and environmental restoration projects;

“(E) delivery and supply of construction materials to construction sites;

“(F) construction, alteration, or repair, including painting and decorating, of public buildings and public works; and

“(G) architectural and engineering services as defined in section 1102 of title 40, United States Code.

“(3) REVERSE AUCTION.—The term ‘reverse auction’ means, with respect to procurement by an agency, a real-time auction conducted through an electronic medium between a group of offerors who compete against each other by submitting offers for a contract or task order with the ability to submit revised offers throughout the course of the auction.”.

(c) CONTRACTS AWARDED BY SECRETARY OF VETERANS AFFAIRS.—Section 8127(j) of title 38, United States Code, is amended by adding at the end the following new paragraph:

“(3) The provisions of section 47(a) of the Small Business Act (15 U.S.C. 631 et seq.) (relating to the prohibition on using reverse auction methods to award a con-
tract) shall apply to a contract awarded under this sec-
tion.”.

SEC. 816. IMPROVING FEDERAL SURETY BONDS.

(a) Surety Bond Requirements.—Chapter 93 of
subtitle VI of title 31, United States Code, is amended—
(1) by adding at the end the following:

“SEC. 9310. INDIVIDUAL SURETIES.

“If another applicable law or regulation permits the
acceptance of a bond from a surety that is not subject
to sections 9305 and 9306 and is based on a pledge of
assets by the surety, the assets pledged by such surety
shall—

“(1) consist of eligible obligations described
under section 9303(a); and

“(2) be submitted to the official of the Govern-
ment required to approve or accept the bond, who
shall deposit the assets with a depository described
under section 9303(b).”; and

(2) in the table of contents for such chapter, by
adding at the end the following:

“9310. Individual sureties”.

(b) SBA Surety Bond Guarantee.—Section
411(c)(1) of the Small Business Investment Act of 1958
(15 U.S.C. 694b(c)(1)) is amended by striking “70” and
inserting “90”.

c) GAO Study.—
(1) STUDY.—The Comptroller General of the United States shall carry out a study on the following:

(A) All instances during the 10-year period prior to the date of enactment of the Act in which a surety bond proposed or issued by a surety in connection with a Federal project was—

   (i) rejected by a Federal contracting officer; or

   (ii) accepted by a Federal contracting officer, but was later found to have been backed by insufficient collateral or to be otherwise deficient or with respect to which the surety did not perform.

(B) The consequences to the Federal Government, subcontractors, and suppliers of the instances described under paragraph (1).

(C) The percentages of all Federal contracts that were awarded to new startup businesses (including new startup businesses that are small disadvantaged businesses or disadvantaged business enterprises), small disadvantaged businesses, and disadvantaged business enterprises as prime contractors in the 2-year
period prior to and the 2-year period following
the date of enactment of this Act, and an as-
assessment of the impact of this Act and the
amendments made by this Act upon such per-
centages.

(2) REPORT.—Not later than the end of the 3-
year period beginning on the date of the enactment
of this Act, the Comptroller General shall issue a re-
port to the Committee on the Judiciary of the House
of Representatives and the Committee on Homeland
Security and Government Affairs of the Senate con-
taining all findings and determinations made in car-
rying out the study required under subsection (a).

(3) DEFINITIONS.—For purposes of this sec-
tion:

(A) DISADVANTAGED BUSINESS ENTER-
PRISE.—The term “disadvantaged business en-
terprise” has the meaning given that term
under section 26.5 of title 49, Code of Federal
Regulations.

(B) NEW STARTUP BUSINESS.—The term
“new startup business” means a business that
was formed in the 2-year period ending on the
date on which the business bids on a Federal
contract that requires giving a surety bond.
(C) **SMALL DISADVANTAGED BUSINESS.**—

The term “small disadvantaged business” has the meaning given that term under section 124.1002(b) of title 13, Code of Federal Regulations.

**SEC. 817. PUBLICATION OF REQUIRED JUSTIFICATION THAT CONSOLIDATION OF CONTRACT REQUIREMENTS.**

Section 44(c)(2)(A) of the Small Business Act (15 U.S.C. 657q(c)(2)(A)) is amended by adding at the end the following: “This justification shall be published prior to the issuance of a solicitation.”.

**SEC. 818. SMALL BUSINESS PRIME AND SUBCONTRACT PARTICIPATION GOALS RAISED; ACCOUNTING OF SUBCONTRACTORS.**

(a) **PRIME CONTRACTING GOALS.**—Section 15(g)(1)(A) of the Small Business Act (15 U.S.C. 644(g)(1)(A)) is amended—

(1) in clause (i), by striking “23 percent” and inserting “25 percent”; and

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

“(vi) The Governmentwide goal for participation by small business concerns in subcontract awards shall be established at
not less than 40 percent of the total value
of all subcontract dollars awarded pursu-
ant to section 8(d) of this Act for each fis-
cal year.”.

(b) Delayed Effective Date.—The amendment
made by subsection (a)(2) of this section shall take effect
only beginning on the date on which the Administrator
of the Small Business Administration has promulgated
any regulations necessary, and the Federal Acquisition
Regulation has been revised, to implement section 1614
of the National Defense Authorization Act for Fiscal Year
2014 and the amendments made by such section.

c) Repeal of Certain Provision Pertaining to
Accounting of Subcontractors.—Section 15(g) of
the Small Business Act (15 U.S.C. 644(g)) is amended
by striking paragraph (3).

SEC. 819. SMALL BUSINESS CYBER EDUCATION.

The Secretary of Defense, in consultation with the
Administrator of the Small Business Administration, may
make every reasonable effort to promote an outreach and
education program to assist small businesses (as defined
in section 3 of the Small Business Act (15 U.S.C. 632))
contracted by the Department of Defense to assist such
businesses to—
(1) understand the gravity and scope of cyber threats;
(2) develop a plan to protect intellectual prop-
erty; and
(3) develop a plan to protect the networks of such businesses.

Subtitle C—Other Matters

SEC. 821. CERTIFICATION OF EFFECTIVENESS FOR AIR
FORCE INFORMATION TECHNOLOGY CON-
TRACTING.

(a) REVIEW REQUIRED.—The Chairman of the Joint Chiefs of Staff shall conduct a review of the Air Force Network-Centric Solutions II (NETCENTS II) contract to ensure that it can effectively meet the requirements of the joint force when providing time- and task-critical in-
formation technology resources for hardware, applications, and services related to the warfighting mission area. The review shall examine—

(1) the effectiveness of contracting for warfighting mission areas, such as nuclear command and control, space situational awareness, or inte-
grated threat warning, with effectiveness determined by the ability to consistently access domain experts and respond to emerging requirements in a timely manner; and
(2) the efficiency of contracting for the warfighting mission area, with efficiency measured by the amount of time to get new task orders on contract.

(b) CERTIFICATION.—Based on the findings of the review required by subsection (a), the Chairman of the Joint Chiefs of Staff shall provide a certification to the Committees on Armed Services of the Senate and the House of Representatives that the Air Force’s NETCENTS II contract is effective in delivering information technology capabilities for the joint force. In providing this certification, the Chairman of the Joint Chiefs of Staff shall also provide the complete findings of the review required by subsection (a).

SEC. 822. AIRLIFT SERVICE.

(a) IN GENERAL.—Chapter 157 of title 10, United States Code, is amended by inserting after section 2631a the following new section:

“§ 2631b. Airlift service

“(a) REQUIREMENT.—Except as provided in subsections (b) and (c), the transportation of passengers or property by CRAF-eligible aircraft obtained by the Secretary of Defense or the Secretary of a military department through a contract for airlift service may only be provided by a covered air carrier.
“(b) APPLICABILITY.—The requirement under subsection (a) applies with respect to transportation that is—

“(1) interstate in the United States;

“(2) between a place in the United States and a place outside the United States; or

“(3) between two places outside the United States.

“(c) WAIVER AUTHORITY.—The Secretary of Defense may waive the requirement under subsection (a) if the Secretary determines that—

“(1) no covered air carrier is capable of providing, and willing to provide, the relevant transportation; or

“(2) use of a covered air carrier is otherwise unreasonable.

“(d) DEFINITIONS.—In this section, the following definitions apply:

“(1) COVERED AIR CARRIER.—The term ‘covered air carrier’ means an air carrier that—

“(A) has aircraft in the Civil Reserve Air Fleet or offers to place CRAF-eligible aircraft in that fleet; and

“(B) holds a certificate issued under section 41102 of title 49.
“(2) CRAF-ELIGIBLE AIRCRAFT.—The term ‘CRAF-eligible aircraft’ means an aircraft of a type that the Secretary of Defense has determined to be eligible to participate in the Civil Reserve Air Fleet.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2631a the following new item:

“2631b. Airlift service.”.

SEC. 823. COMPLIANCE WITH REQUIREMENTS FOR SENIOR DEPARTMENT OF DEFENSE OFFICIALS SEEKING EMPLOYMENT WITH DEFENSE CONTRACTORS.

Section 847 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110–181; 10 U.S.C. 1701 note) is amended—

(1) by redesignating subsection (d) as subsection (e); and

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

“(d) COMPLIANCE.—

“(1) OFFICIAL.—The Secretary of Defense shall designate an official of the Department of Defense to ensure the compliance of this section.
“(2) REPORT.—Not later than 180 days after the date of the enactment of this subsection, such designated official shall submit to the congressional defense committees a report on the compliance of this section.”.

SEC. 824. PROCUREMENT OF PERSONAL PROTECTIVE EQUIPMENT.

(a) REQUIREMENT.—The Secretary of Defense shall use best value tradeoff source selection methods to the maximum extent practicable when procuring an item of personal protective equipment or critical safety items.

(b) PERSONAL PROTECTIVE EQUIPMENT DEFINED.—In this section, the term “personal protective equipment” includes the following:

(1) Body armor components.
(2) Combat helmets.
(3) Combat protective eyewear.
(4) Environmental and fire resistant clothing.
(5) Footwear.
(6) Organizational clothing and individual equipment.
(7) Other items as determined appropriate by the Secretary.
SEC. 825. PROHIBITION ON FUNDS FOR CONTRACTS VIOLATING EXECUTIVE ORDER NO. 11246.

None of the funds authorized to be appropriated by this Act or otherwise made available to the Department of Defense may be used to enter into any contract with any entity if such contract would violate Executive Order No. 11246 (relating to nonretaliation for disclosure of compensation information), as amended by the announcement of the President on April 8, 2014.

SEC. 826. REQUIREMENT FOR POLICIES AND STANDARD CHECKLIST IN PROCUREMENT OF SERVICES.

(a) REQUIREMENT.—Section 2330a of title 10, United States Code, is amended—

(1) by redesignating subsections (g), (h), (i), and (j) as subsections (h), (i), (j), and (k), respectively; and

(2) by inserting after subsection (f) the following new subsection (g):

“(g) REQUEST FOR SERVICE CONTRACT APPROVAL.—The Under Secretary of Defense for Personnel and Readiness shall—

“(1) issue policies implementing a standard checklist to be completed before the issuance of a solicitation for any new contract for services or exercising an option under an existing contract for serv-
ices, including services provided under a contract for goods; and

“(2) ensure such policies and checklist are incorporated into the Department of Defense Supplement to the Federal Acquisition Regulation.”.

(b) ARMY MODEL.—In implementing section 2330a(g) of title 10, United States Code, as added by subsection (a), the Under Secretary of Defense for Personnel and Readiness shall model, to the maximum extent practicable, its policies and checklist on the policies and checklist relating to services contract approval established and in use by the Department of the Army (as set forth in the request for services contract approval form updated as of August 2012, or any successor form).

(c) DEADLINE.—The policies required under such section 2230a(g) shall be issued within 120 days after the date of the enactment of this Act.

(d) REPORT.—The Comptroller General of the United States shall submit to the congressional defense committees a report on the implementation of the standard checklist required under such section 2330a(g) for each of fiscal years 2015, 2016, and 2017 within 120 days after the end of each such fiscal year.
SEC. 827. SOLE SOURCE CONTRACTS FOR SMALL BUSINESS CONCERNS OWNED AND CONTROLLED BY WOMEN.

(a) IN GENERAL.—Subsection (m) of section 8 of the Small Business Act (15 U.S.C. 637(m)) is amended by adding at the end the following new paragraphs:

“(7) Authority for sole source contracts for economically disadvantaged small business concerns owned and controlled by women.—A contracting officer may award a sole source contract under this subsection to any small business concern owned and controlled by women meeting the requirements of paragraph (2)(A) if—

“(A) such concern is determined to be a responsible contractor with respect to performance of the contract opportunity;

“(B) the anticipated award price of the contract (including options) will not exceed—

“(i) $6,500,000, in the case of a contract opportunity assigned a standard industrial code for manufacturing; or

“(ii) $4,000,000, in the case of any other contract opportunity; and
“(C) in the estimation of the contracting officer, the contract award can be made at a fair and reasonable price.

“(8) AUTHORITY FOR SOLE SOURCE CONTRACTS FOR SMALL BUSINESS CONCERNS OWNED AND CONTROLLED BY WOMEN IN SUBSTANTIALLY UNDERREPRESENTED INDUSTRIES.—A contracting officer may award a sole source contract under this subsection to any small business concern owned and controlled by women that meets the requirements of paragraph (2)(E) and is in an industry in which small business concerns owned and controlled by women are substantially underrepresented (as determined by the Administrator) if—

“(A) such concern is determined to be a responsible contractor with respect to performance of the contract opportunity;

“(B) the anticipated award price of the contract (including options) will not exceed—

“(i) $6,500,000, in the case of a contract opportunity assigned a standard industrial code for manufacturing; or

“(ii) $4,000,000, in the case of any other contract opportunity; and
“(C) in the estimation of the contracting officer, the contract award can be made at a fair and reasonable price.”.

(b) Reporting on Goals for Sole Source Contracts for Small Business Concerns Owned and Controlled by Women.—Clause (viii) of subsection 15(h)(2)(E) of such Act is amended—

(1) in subclause (IV), by striking “and” after the semicolon;

(2) by redesignating subclause (V) as subclause (VIII); and

(3) by inserting after subclause (IV) the following new subclauses:

“(V) through sole source contracts awarded using the authority under subsection 8(m)(7); “(VI) through sole source contracts awarded using the authority under section 8(m)(8); “(VII) by industry for contracts described in subclause (III), (IV), (V), or (VI); and”.

(e) Deadline for Report on Substantially Underrepresented Industries Accelerated.— Paragraph (2) of section 29(o) of such Act is amended
by striking “5 years after the date of enactment” and inserting “2 years after the date of enactment”.

SEC. 828. DEBARMENT REQUIRED OF PERSONS CONVICTED OF FRAUDULENT USE OF “MADE IN AMERICA” LABELS.

(a) DEBARMENT REQUIRED.—Subsection (a) of section 2410f of title 10, United States Code, is amended by striking “the Secretary shall” and all that follows through the period and inserting “the person shall be debarred from contracting with the Department of Defense unless the Secretary waives the debarment under subsection (b).”.

(b) WAIVER AUTHORITY AND NOTIFICATION REQUIREMENT.—Section 2410f of such title is further amended—

(1) by redesignating subsection (b) as subsection (d); and

(2) by inserting after subsection (a) the following new subsections:

“(b) WAIVER FOR NATIONAL SECURITY.—The Secretary may waive a debarment required by subsection (a) if the Secretary determines that the exercise of such a waiver would be in the national security interests of the United States.
“(c) Notification.—The Secretary shall notify the congressional defense committees annually, not later than March 1 of each year, of any exercise of the waiver authority under subsection (b).”.

(c) Technical Amendments.—Section 2410f of such title is further amended—

(1) in subsection (a), by inserting “‘DEBARMENT REQUIRED.—’” after“(a)”; and

(2) in subsection (d), as redesignated by subsection (b), by inserting “DEFINITION.—” before “In this section”.

SEC. 829. INNOVATIVE APPROACHES TO TECHNOLOGY TRANSFER.

Section 9(jj) of the Small Business Act (15 U.S.C. 638(jj)) is amended to read as follows:

“(jj) Innovative Approaches to Technology Transfer.—

“(1) Grant program.—

“(A) In general.—Each Federal agency required by subsection (n) to establish an STTR program shall carry out a grant program to support innovative approaches to technology transfer at institutions of higher education (as defined in section 101(a) of the Higher Education Act of 1965 (20 U.S.C. 1001(a)), non-
profit research institutions and Federal laboratories in order to improve or accelerate the commercialization of federally funded research and technology by small business concerns, including new businesses.

“(B) AWARDING OF GRANTS AND AWARDS.—

“(i) IN GENERAL.—Each Federal agency required by subparagraph (A) to participate in this program, shall award, through a competitive, merit-based process, grants, in the amounts listed in subparagraph (C) to institutions of higher education, technology transfer organizations that facilitate the commercialization of technologies developed by one or more such institutions of higher education, Federal laboratories, other public and private non-profit entities, and consortia thereof, for initiatives that help identify high-quality, commercially viable federally funded research and technologies and to facilitate and accelerate their transfer into the marketplace.
“(ii) Use of Funds.—Activities supported by grants under this subsection may include—

“(I) providing early-stage proof of concept funding for translational research;

“(II) identifying research and technologies at institutions that have the potential for accelerated commercialization;

“(III) technology maturation funding to support activities such as prototype construction, experiment analysis, product comparison, and collecting performance data;

“(IV) technical validations, market research, clarifying intellectual property rights position and strategy, and investigating commercial and business opportunities;

“(V) programs to provide advice, mentoring, entrepreneurial education, project management, and technology and business development expertise to innovators and recipients of tech-
nology transfer licenses to maximize commercialization potential; and

“(VI) conducting outreach to small business concerns as potential licensees of federally funded research and technology, and providing technology transfer services to such small business concerns.

“(iii) SELECTION PROCESS AND APPLICATIONS.—Qualifying institutions seeking a grant under this subsection shall submit an application to a Federal agency required by subparagraph (A) to participate in this program at such time, in such manner, and containing such information as the agency may require. The application shall include, at a minimum—

“(I) a description of innovative approaches to technology transfer, technology development, and commercial readiness that have the potential to increase or accelerate technology transfer outcomes and can be adopted by other qualifying institutions, or a demonstration of proven technology
transfer and commercialization strategies, or a plan to implement proven technology transfer and commercialization strategies, that can achieve greater commercialization of federally funded research and technologies with program funding;

“(II) a description of how the qualifying institution will contribute to local and regional economic development efforts; and

“(III) a plan for sustainability beyond the duration of the funding award.

“(iv) Program Oversight Boards.—

“(I) In general.—Successful proposals shall include a plan to assemble a Program Oversight Board, the members of which shall have technical, scientific, or business expertise three-fifths of whom shall be drawn from industry, start-up companies, venture capital or other equity investment mechanism, technical enter-
prises, financial institutions, and busi-
ness development organizations with a
track record of success in commer-
cializing innovations. Proposals may
use oversight boards in existence on
the date of the enactment of the How-
ard P. ‘Buck’ McKeon National De-
fense Authorization Act for Fiscal
Year 2015 that meet the requirements
of this subclause.

“(II) Program Oversight
boards responsibilities.—Pro-
gram Oversight Boards shall—

“(aa) establish award pro-
gress for individual projects;

“(bb) provide rigorous eval-
uation of project applications;

“(cc) determine which
projects should receive awards, in
accordance with guidelines estab-
lished under subparagraph
(C)(ii);

“(dd) establish milestones
and associated award amounts
for projects that reach milestones;

“(ee) determine whether awarded projects are reaching milestones; and

“(ff) develop a process to re-allocate outstanding award amounts from projects that are not reaching milestones to other projects with more potential.

“(III) CONFLICT OF INTEREST.—Program Oversight Boards shall be composed of members who do not have a conflict of interest. Boards shall adopt conflict of interest policies to ensure relevant relationships are disclosed and proper recusal procedures are in place.

“(C) GRANT AND AWARD AMOUNTS.—

“(i) GRANT AMOUNTS.—Each Federal agency required by subparagraph (A) to carry out a grant program may make grants up to $3,000,000 to a qualifying institution.
“(ii) Award Amounts.—Each qualifying institution that receives a grant under subparagraph (B) shall provide awards for individual projects of not more than $100,000, to be provided in phased amounts, based on reaching the milestones established by the qualifying institution’s Program Oversight Board.

“(D) Authorized Expenditures for Innovative Approaches to Technology Transfer Grant Program.—

“(i) Percentage.—The percentage of the extramural budget for research, or research and development, each Federal agency required by subsection (n) to establish an STTR program shall expend on the Innovative Approaches to Technology Transfer Grant Program shall be—

“(I) 0.05 percent for each of fiscal years 2014 and 2015; and

“(II) 0.1 percent for each of fiscal years 2016 and 2017.

“(ii) Treatment of Expenditures.—Any portion of the extramural budget expended by a Federal agency on
the Innovative Approaches to Technology Transfer Grant Program shall apply to-
towards the agency’s expenditure require-
ments under subsection (n).

“(2) PROGRAM EVALUATION AND DATA COL-
LECTION AND DISSEMINATION.—

“(A) EVALUATION PLAN AND DATA COL-
LECTION.—Each Federal agency required by paragraph (1)(A) to establish an Innovative Ap-
proaches to Technology Transfer Grant Pro-
gram shall develop a program evaluation plan and collect annually such information from grantees as is necessary to assess the Program. Program evaluation plans shall require the col-
lection of data aimed at identifying outcomes resulting from the transfer of technology with assistance from the Innovative Approaches to Technology Transfer Grant Program. Such data may include—

“(i) specific follow-on funding identi-
fied or obtained, including follow-on fund-
ing sources, such as Federal sources or private sources, within 3 years of the com-
pletion of the award;
“(ii) number of projects which, within
5 years of receiving an award under para-
paragraph (1), result in a license to a start-up
company or an established company with
sufficient resources for effective commer-
cialization;

“(iii) the number of invention disclo-
sures received, United States patent appli-
cations filed, and United States patents
issued within 5 years of the award;

“(iv) number of projects receiving a
grant under paragraph (1) that secure
Phase I or Phase II SBIR or STTR
awards;

“(v) available information on revenue,
sales or other measures of products that
have been commercialized as a result of
projects awarded under paragraph (1),
within 5 years of the award;

“(vi) number and location of jobs cre-
ated resulting from projects awarded under
paragraph (1); and

“(vii) other data as deemed appro-
priate by a Federal agency required by this
subparagraph to develop a program evaluation plan.

“(B) Evaluative report to Congress.—The head of each Federal agency that participates in the Innovative Approaches to Technology Transfer Grant Program shall submit to the Committee on Science, Space, and Technology and the Committee on Small Business of the House of Representatives and the Committee on Small Business and Entrepreneurship of the Senate an evaluative report regarding the activities of the program. The report shall include—

“(i) a detailed description of the implementation of the program;

“(ii) a detailed description of the grantee selection process;

“(iii) an accounting of the funds used in the program; and

“(iv) a summary of the data collected under subparagraph (A).

“(C) Data dissemination.—For the purposes of program transparency and dissemination of best practices, the Administrator shall include on the public database under subsection
(k)(1) information on the Innovative Approaches to Technology Transfer Grant Program, including—

“(i) the program evaluation plan required under subparagraph (A);

“(ii) a list of recipients by State of awards under paragraph (1); and

“(iii) information on the use of grants under paragraph (1) by recipient institutions.”.

SEC. 830. REQUIREMENT TO BUY AMERICAN FLAGS FROM DOMESTIC SOURCES.

Section 2533a(b) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(3) A flag of the United States of America (within the meaning of chapter 1 of title 4).”.
TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT
Subtitle A—Department of Defense Management

SEC. 901. REDesignation of the Department of the Navy as the Department of the Navy and Marine Corps.

(a) Redesignation of the Department of the Navy as the Department of the Navy and Marine Corps.—

(1) Redesignation of military department.—The military department designated as the Department of the Navy is redesignated as the Department of the Navy and Marine Corps.

(2) Redesignation of Secretary and other statutory offices.—

(A) Secretary.—The position of the Secretary of the Navy is redesignated as the Secretary of the Navy and Marine Corps.

(B) Other statutory offices.—The positions of the Under Secretary of the Navy, the four Assistant Secretaries of the Navy, and the General Counsel of the Department of the Navy are redesignated as the Under Secretary
of the Navy and Marine Corps, the Assistant
Secretaries of the Navy and Marine Corps, and
the General Counsel of the Department of the
Navy and Marine Corps, respectively.

(b) CONFORMING AMENDMENTS TO TITLE 10,
UNITED STATES CODE.—

(1) Definition of “military department”.—Paragraph (8) of section 101(a) of title 10, United States Code, is amended to read as follows:

“(8) The term ‘military department’ means the Department of the Army, the Department of the Navy and Marine Corps, and the Department of the Air Force.”.

(2) Organization of department.—The text of section 5011 of such title is amended to read as follows: “The Department of the Navy and Marine Corps is separately organized under the Secretary of the Navy and Marine Corps.”.

(3) Position of secretary.—Section 5013(a)(1) of such title is amended by striking “There is a Secretary of the Navy” and inserting “There is a Secretary of the Navy and Marine Corps”.

(4) Chapter headings.—
(A) The heading of chapter 503 of such title is amended to read as follows:

“CHAPTER 503—DEPARTMENT OF THE NAVY AND MARINE CORPS”.

(B) The heading of chapter 507 of such title is amended to read as follows:


(5) OTHER AMENDMENTS.—

(A) Title 10, United States Code, is amended by striking “Department of the Navy” and “Secretary of the Navy” each place they appear other than as specified in paragraphs (1), (2), (3), and (4) (including in section headings, subsection captions, tables of chapters, and tables of sections) and inserting “Department of the Navy and Marine Corps” and “Secretary of the Navy and Marine Corps”, respectively, in each case with the matter inserted to be in the same typeface and typestyle as the matter stricken.

(B)(i) Sections 5013(f), 5014(b)(2), 5016(a), 5017(2), 5032(a), and 5042(a) of such title are amended by striking “Assistant
Secretaries of the Navy” and inserting “Assistant
Secretaries of the Navy and Marine Corps”.

(ii) The heading of section 5016 of such
title, and the item relating to such section in
the table of sections at the beginning of chapter
503 of such title, are each amended by insert-
ing “and Marine Corps” after “of the Navy”,
with the matter inserted in each case to be in
the same typeface and typestyle as the matter
amended.

(c) Other Provisions of Law and Other Ref-
erences.—

(1) Title 37, United States Code.—Title 37,
United States Code, is amended by striking “De-
partment of the Navy” and “Secretary of the Navy”
each place they appear and inserting “Department
of the Navy and Marine Corps” and “Secretary of
the Navy and Marine Corps”, respectively.

(2) Other References.—Any reference in
any law other than in title 10 or title 37, United
States Code, or in any regulation, document, record,
or other paper of the United States, to the Depart-
ment of the Navy shall be considered to be a ref-
ference to the Department of the Navy and Marine
Corps. Any such reference to an office specified in
subsection (a)(2) shall be considered to be a reference to that office as redesignated by that section.

(d) Effective Date.—This section and the amendments made by this section shall take effect on the first day of the first month beginning more than 60 days after the date of the enactment of this Act.

SEC. 902. ADDITIONAL RESPONSIBILITY FOR DIRECTOR OF OPERATIONAL TEST AND EVALUATION.

(a) Additional Responsibility.—Section 139 of title 10, United States Code, is amended—

(1) by redesignating subsections (c), (d), (e), (f), (g), (h), (i), (j), and (k) as subsections (d), (e), (f), (g), (h), (i), (j), (k), and (l), respectively; and

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

“(c) The Director shall consider the potential for increases in program cost estimates or delays in schedule estimates in the implementation of policies, procedures, and activities related to operational test and evaluation and shall take appropriate action to ensure that operational test and evaluation activities do not unnecessarily increase program costs or impede program schedules.”.

(b) Conforming Amendment.—Section 196(c)(1)(A)(ii) of such title is amended by striking “section 139(i)” and inserting “section 139(k)”. 
SEC. 903. ASSISTANT SECRETARY OF DEFENSE FOR INSTALLATIONS AND ENVIRONMENT.

(a) Establishment of Position.—Section 138(b) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(11) One of the Assistant Secretaries is the Assistant Secretary of Defense for Installations and Environment. In addition to any duties and powers prescribed under paragraph (1), the Assistant Secretary of Defense for Installations and Environment shall have the duties specified in section 138e of this title.”.

(b) Duties.—

(1) In General.—Chapter 4 of such title is amended by inserting after section 138d the following new section:

“§ 138e. Assistant Secretary of Defense for Installations and Environment

“(a) The Assistant Secretary of Defense for Installations and Environment shall—

“(1) provide leadership and facilitate communication regarding, and conduct oversight to manage and be accountable for, military construction and environmental programs within the Department of Defense and the Army, Navy, Air Force, and Marine Corps;
“(2) coordinate and oversee planning and pro-
gramming activities of the Department of Defense
and the Army, Navy, Air Force, and Marine Corps;
“(3) establish policies and guidance, in coordi-
nation with the Army, Navy, Air Force and Marine
Corps, regarding installation assets and services that
are required to support defense missions.
“(b) The Assistant Secretary may communicate views
on issues within the responsibility of the Assistant Sec-
retary directly to the Secretary of Defense and the Deputy
Secretary of Defense without obtaining the approval or
concurrence of any other official within the Department
of Defense.”.

(2) C LERICAL AMENDMENT.—The table of sec-
tions for chapter 4 of such title is amended by in-
serting after the item relating to section 138c the
following new item:

“138e. Assistant Secretary of Defense for Installations and Environment.”.

(c) C O NFORMING AMENDMENTS.—

(1) I N G ENERAL.—

(A) Section 2701(k)(3) of title 10, United
States Code, is amended by striking “Deputy
Under Secretary of Defense for Installations
and Environment” and inserting “Assistant
Secretary of Defense for Installations and Envi-
ronment”.

HR 4435 PCS
(B) Section 2885(a)(3) of such title is amended by striking “Deputy Under Secretary of Defense (Installations and Environment)” and inserting “Assistant Secretary of Defense for Installations and Environment”.

(2) REFERENCES IN OTHER LAWS.—Any reference in any law, regulation, document, or other record of the United States to the Deputy Under Secretary of Defense for Installations and Environment shall be treated as referring to the Assistant Secretary of Defense for Installations and Environment.

(d) NO ADDITIONAL FUNDS AUTHORIZED.—No additional funds are authorized by this Act to accomplish the mission of the Assistant Secretary of Defense for Installations and Environment. Such mission shall be carried out using amounts otherwise authorized or appropriated.

(e) RESTRICTION ON PERSONNEL.—The number of positions for military and civilian personnel and the number of full-time equivalent positions for contractor personnel associated with the office of the Assistant Secretary of Defense for Installations and Environment shall not exceed the number of such positions that were associated with the Deputy Under Secretary of Defense for Installa-
tions and Environment as of the date of the enactment
of this Act.

(f) CONSTRUCTION.—Nothing in this section or the
amendments made by this section shall be construed as
exempting the office of the Assistant Secretary of Defense
for Installations and Environment from further reductions
as part of headquarters efficiencies initiatives of the De-
partment of Defense.

SEC. 904. REQUIREMENT FOR CONGRESSIONAL BRIEFING
BEFORE DIVESTING OF DEFENSE FINANCE
AND ACCOUNTING SERVICE FUNCTIONS.

No plan may be implemented by the Secretary of De-
fense, the Secretary of a military department, the Director
of the Defense Finance and Accounting Service, or any
other person to transfer financial management, bill pay-
ing, or accounting services functions from the Defense Fi-
nance and Accounting Service to another entity until the
Secretary of Defense provides the congressional defense
committees a briefing on the plan and the Secretary cer-
tifies to such committees that the plan would reduce costs,
increase efficiencies, maintain the timeline for auditability
of financial statements, and maintain the roles and mis-
sions of the Defense Finance and Accounting Service.
SEC. 905. COMBATANT COMMAND EFFICIENCY PLAN.

(a) PLAN REQUIRED.—The Secretary of Defense shall develop a plan to combine the back office functions of the headquarters of two or more combatant commands, including the subordinate component commands.

(b) MATTERS TO BE CONSIDERED.—The plan required by subsection (a) shall include the following:

(1) A detailed discussion of combining or otherwise sharing in whole or in part similar back office functions between two or more combatant command headquarters located in the same country.

(2) A detailed discussion of combining or otherwise sharing in whole or in part similar back office functions of the Joint Staff and some or all combatant command headquarters.

(3) A detailed discussion of establishing a new organization to manage similar back office functions of two or more combatant command headquarters located in the same country.

(4) A detailed discussion of the risks and capabilities lost by implementing such consolidations and efficiencies.

(5) A detailed discussion of how the efficiencies and consolidations in assigned personnel and resources are in support of the quadrennial defense re-
view and the strategic choices and management re-
view of the Department of Defense.

(6) Any other arrangements that the Secretary
considers appropriate.

(c) REPORT REQUIRED.—Not later than 120 days
after the date of the enactment of this Act, the Secretary
shall submit to the congressional defense committees a re-
port containing—

(1) a summary of the plan required by sub-
section (a); and

(2) the potential cost savings of any arrange-
ments the Secretary considers in conducting the
study.

(d) DEFINITIONS.—In this section:

(1) BACK OFFICE FUNCTIONS.—The term
“back office functions” means the administration
and support functions of a headquarters of a com-
batant command, including human resources or
other personnel functions, budgeting, and informa-
tion technology support.

(2) COMBATANT COMMAND.—The term “com-
batant command” means a combatant command es-
tablished pursuant to section 161 or 167 of title 10,
United States Code.
(e) LIMITATION.—Of the amounts authorized to be appropriated for fiscal year 2015 for the Department of Defense for operations and maintenance, defense-wide, Joint Chiefs of Staff, as specified in the funding table for section 4301, not more than 85 percent may be obligated or expended until the Secretary of Defense, in coordination with the Chairman of the Joint Chiefs of Staff, provides the Committee on Armed Services of the House of Representatives the briefing on combatant command headquarters personnel and resources requirements as directed in the Report of the Committee on Armed Services on H.R. 1960 of the 113th Congress (House Report 113–102) under title X.

SEC. 906. REQUIREMENT FOR PLAN TO REDUCE GEOGRAPHIC COMBATANT COMMANDS TO FOUR BY FISCAL YEAR 2020.

(a) Plan Required.—The Secretary of Defense shall develop a plan for reducing the number of geographic combatant commands to no more than four by the end of fiscal year 2020.

(b) Matters Covered.—The plan required by subsection (a) shall include the following:

(1) A detailed discussion of the required reductions and consolidations in assigned personnel, resources, and infrastructure of the various geographic...
combatant commands, set forth separately by fiscal
day, to achieve the goal of no more than four such
commands by the end of fiscal year 2020.

(2) A detailed discussion of the changes to the
Unified Command Plan if such reductions and con-
solidations are implemented.

(3) A detailed discussion and recommendations
on the feasibility, risks, and capabilities lost by im-
plementing such reductions and consolidations.

(c) FUNCTIONAL COMMANDS NOT INCLUDED.—
Nothing in this section shall be construed as requiring the
Department of Defense to include changes to the func-
tional combatant commands or reductions in the func-
tional combatant commands in the plan required by sub-
section (a).

(d) USE OF PREVIOUS STUDIES AND OUTSIDE EX-
PERTS.—In developing the plan required by subsection
(a), the Secretary may—

(1) use and incorporate previous plans or stud-
ies of the Department of Defense; and

(2) consult with and incorporate views of de-
fense experts from outside the Department.

(e) REPORT.—Not later than 180 days after the date
of the enactment of this Act, the Secretary shall submit
to Congress a report containing the plan required by sub-
section (a), including the feasibility and risks of such plan, and any recommendations to implement the plan as the Secretary considers appropriate.

(f) CONSTRUCTION.—Nothing in this section shall be construed as requiring the Secretary to develop a binding plan.

SEC. 907. OFFICE OF NET ASSESSMENT.

(a) POLICY.—It is the policy of the United States to maintain an independent organization within the Department of Defense to develop and coordinate net assessments of the standing, trends, and future prospects of the military capabilities and potential of the United States in comparison with the military capabilities and potential of other countries or groups of countries so as to identify emerging or future threats or opportunities for the United States.

(b) ESTABLISHMENT.—

(1) IN GENERAL.—Chapter 4 of title 10, United States Code, is amended by adding at the end the following new section:

“SEC. 145. OFFICE OF NET ASSESSMENT.

“(a) IN GENERAL.—There is in the Office of the Secretary of Defense an office known as the Office of Net Assessment.”
“(b) HEAD.—(1) The head of the Office of Net Assessment shall be appointed by the Secretary of Defense. The head shall be a member of the Senior Executive Service.

“(2) The head of the Office of Net Assessment may communicate views on matters within the responsibility of the head directly to the Secretary without obtaining the approval or concurrence of any other official within the Department of Defense.

“(3) The head of the Office of Net Assessment shall report directly to the Secretary.

“(4) The Office is subject to the authority, direction, and control of the Secretary. The Secretary may not delegate the responsibility to exercise such authority, direction, and control over the Office.

“(c) RESPONSIBILITIES.—The Office of Net Assessment shall develop and coordinate net assessments with respect to the standing, trends, and future prospects of the military capabilities and potential of the United States in comparison with the military capabilities and potential of other countries or groups of countries to identify emerging or future threats or opportunities for the United States.

“(d) BUDGET.—In the budget materials submitted to the President by the Secretary of Defense in connection
with the submittal to Congress, pursuant to section 1105 of title 31, of the budget for any fiscal year after fiscal year 2014, the Secretary shall ensure that a separate, dedicated program element is assigned for the Office of Net Assessment.

“(e) NET ASSESSMENT DEFINED.—In this section, the term ‘net assessment’ means the comparative analysis of military, technological, political, economic, and other factors governing the relative military capability of nations.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 4 of such title is amended by adding at the end the following new item:

“145. Office of Net Assessment.”.

SEC. 908. AMENDMENTS RELATING TO ORGANIZATION AND MANAGEMENT OF THE OFFICE OF THE SECRETARY OF DEFENSE.

(a) DEPUTY CHIEF MANAGEMENT OFFICER.—Subsection (b) of section 132a of title 10, United States Code, is amended to read as follows:

“(b) RESPONSIBILITIES.—Subject to the authority, direction, and control of the Secretary of Defense, the Deputy Chief Management Officer shall perform such duties and exercise such powers as the Secretary may prescribe. The Deputy Chief Management Officer shall—
“(1) assist the Deputy Secretary of Defense in the Deputy Secretary’s capacity as Chief Management Officer of the Department of Defense under section 132(c) of this title and perform those duties assigned by the Secretary of Defense or delegated by the Deputy Secretary pursuant to section 904(a)(2) of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110–181; 10 U.S.C. 132 note);

“(2) assist the Deputy Secretary of Defense in the Deputy Secretary’s capacity as the Chief Operating Officer of the Department of Defense under section 1123 of title 31;

“(3) establish policies for the strategic management and integration of the Department of Defense business operations and activities;

“(4) have the responsibilities specified for the Deputy Chief Management Officer for the purposes of section 2222 of this title; and

“(5) be the Performance Improvement Officer of the Department of Defense for the purposes of section 1124(a)(1) of title 31.”.

(b) CHIEF INFORMATION OFFICER OF THE DEPARTMENT OF DEFENSE.—
(1) **Statutory establishment of position.**—Chapter 4 of title 10, United States Code, is amended by inserting after section 141 the following new section:

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§ 142. Chief information officer

(a) There is a Chief Information Officer of the Department of Defense.

(b)(1) The Chief Information Officer of the Department of Defense—

   (A) is the Chief Information Officer of the Department of Defense for the purposes of sections 3506(a)(2) and 3544(a)(3) of title 44;

   (B) has the responsibilities and duties specified in section 11315 of title 40; and

   (C) has the responsibilities specified for the Chief Information Officer in sections 2222, 2223(a), and 2224 of this title.

(2) The Chief Information Officer shall perform such additional duties and exercise such powers as the Secretary of Defense may prescribe.

(c) The Chief Information Officer takes precedence in the Department of Defense with the officials serving in positions specified in section 131(b)(4) of this title. The officials serving in positions specified in section 131(b)(4) and the Chief Information Officer of the Department of
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Defense take precedence among themselves in the order prescribed by the Secretary of Defense.”.

(2) Placement in the office of the Secretary of Defense.—Section 131(b) of such title is amended—

(A) by redesignating paragraphs (5) through (8) as paragraphs (6) through (9), respectively; and

(B) by inserting after paragraph (4) the following new paragraph (5):

“(5) The Chief Information Officer of the Department of Defense.”.

(e) Repeal of Requirement for Defense Business System Management Committee.—Section 186 of title 10, United States Code, is repealed.

(d) Assignment of Responsibility for Defense Business Systems.—Section 2222 of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) by inserting “and” at the end of paragraph (1);

(B) by striking “; and” at the end of paragraph (2) and inserting a period; and

(C) by striking paragraph (3);
(2) in subsection (c)(1), by striking “Defense Business Systems Management Committee” and inserting “investment review board established under subsection (g)”; and

(3) in subsection (g)—

(A) in paragraph (1), by striking “, not later than March 15, 2012,”;

(B) in paragraph (2)(C), by striking “each” the first place it appears and inserting “the”; and

(C) in paragraph (2)(F), by striking “and the Defense Business Systems Management Committee, as required by section 186(c) of this title,”.

(e) DEADLINE FOR ESTABLISHMENT OF INVESTMENT REVIEW BOARD AND INVESTMENT MANAGEMENT PROCESS.—The investment review board and investment management process required by section 2222(g) of title 10, United States Code, as amended by subsection (d)(3), shall be established not later than March 15, 2015.

(f) AMENDMENTS RELATING TO CERTAIN PRESCRIBED ASSISTANT SECRETARY OF DEFENSE POSITIONS.—Chapter 4 of title 10, United States Code, is further amended as follows:
(1) ASSISTANT SECRETARY OF DEFENSE FOR LOGISTICS AND MATERIEL READINESS.—Paragraph (7) of section 138(b) is amended—

(A) by inserting after “Readiness” in the first sentence the following: “, who shall be appointed from among persons with an extensive background in the sustainment of major weapons systems and combat support equipment”;

(B) by striking the second sentence;

(C) by transferring to the end of that paragraph (as amended by subparagraph (B)) the text of subsection (b) of section 138a of such title;

(D) by transferring to the end of that paragraph (as amended by subparagraph (C)) the text of subsection (c) of section 138a of such title; and

(E) by redesignating paragraphs (1) through (3) in the text transferred by subparagraph (D) of this paragraph as subparagraphs (A) through (C), respectively.

(2) ASSISTANT SECRETARY OF DEFENSE FOR RESEARCH AND ENGINEERING.—Paragraph (8) of such section is amended—
(A) by striking the second sentence and inserting the text of subsection (a) of section 138b;

(B) by inserting after the text added by subparagraph (A) of this paragraph the following: “The Assistant Secretary, in consultation with the Deputy Assistant Secretary of Defense for Developmental Test and Evaluation, shall—”;

(C) by transferring paragraphs (1) and (2) of subsection (b) of section 138b to the end of that paragraph (as amended by subparagraphs (A) and (B) of this paragraph), indenting those paragraphs 2 ems from the left margin, and redesignating those paragraphs as subparagraphs (A) and (B), respectively;

(D) in subparagraph (A) (as so transferred and redesignated)—

(i) by striking “The Assistant Secretary” and all that follows through “Test and Evaluation, shall”; and

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

(E) in subparagraph (B) (as so transferred and redesignated), by striking “The Assistant
Secretary” and all that follows through “Test and Evaluation, shall”.

(3) ASSISTANT SECRETARY OF DEFENSE FOR NUCLEAR, CHEMICAL, AND BIOLOGICAL DEFENSE PROGRAMS.—Paragraph (10) of such section is amended—

(A) by striking the second sentence and inserting the text of subsection (b) of section 138d; and

(B) by inserting after the text added by subparagraph (A) of this paragraph the text of subsection (a) of such section and in that text as so inserted—

(i) by striking “of Defense for Nuclear, Chemical, and Biological Defense Programs” and

(ii) by redesignating paragraphs (1) through (3) as subparagraphs (A) through (C), respectively.

(4) REPEAL OF SEPARATE SECTIONS.—Sections 138a, 138b, and 138d are repealed.

(g) CODIFICATION OF RESTRICTIONS ON USE OF THE DEPUTY UNDER SECRETARY OF DEFENSE TITLE.—
(1) CODIFICATION.—Section 137a(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(3) The officials authorized under this section shall be the only Deputy Under Secretaries of Defense.”.

(2) CONFORMING REPEAL.—Section 906(a)(2) of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat. 2426; 10 U.S.C. 137a note) is repealed.

(3) CONFORMING AMENDMENT FOR THE VACANCY REFORM ACT OF 1998.—Section 137a(b) of such title is amended by striking “is absent or disabled” and inserting “dies, resigns, or is otherwise unable to perform the functions and duties of the office”.

(h) CLARIFICATION OF ORDER OF PRECEDENCE FOR THE PRINCIPAL DEPUTY UNDER SECRETARIES OF DEFENSE AND THE ASSISTANT SECRETARIES OF DEFENSE.—

(1) Subsection (d) of section 137a of title 10, United States Code, is amended by striking “and the Deputy Chief Management Officer of the Department of Defense” and inserting “the Deputy Chief Management Officer of the Department of Defense, and the officials serving in the positions speci-
fied in section 131(b)(4) of this title and the Chief
Information Officer of the Department of Defense”.

(2) Subsection (d) of section 138 of such title
is amended by inserting “and the Chief Information
Officer of the Department of Defense” after “section
131(b)(4) of this title”.

(i) CONFORMING AMENDMENT TO PRIOR REDUCTION
in the Number of Assistant Secretaries of De-
fense.—Section 5315 of title 5, United States Code, is
amended by striking “Assistant Secretaries of Defense
(16)” and inserting “Assistant Secretaries of Defense
(14)”.

(j) C LERICAL AND CONFORMING AMENDMENTS.—
Title 10, United States Code, is amended as follows:

(1) The table of sections at the beginning of
chapter 4 is amended—

(A) by striking the items relating to sec-
tions 138a, 138b, and 138d; and

(B) by inserting after the item relating to
section 141 the following new item:

“142. Chief Information Officer.”.

(2) Section 131(b)(8), as redesignated by sub-
section (b)(2)(A), is amended—

(A) by redesignating subparagraphs (A)
through (H) as subparagraphs (B) through (I),
respectively; and
(B) by inserting before subparagraph (B),
as redesignated by subparagraph (A) of this
paragraph, the following new subparagraph (A):
“(A) The two Deputy Directors within the
Office of the Director of Cost Assessment and
Program Evaluation under section 139a(e) of
this title.”.

(3) Section 132(b) is amended by striking “is
disabled or there is no Secretary of Defense” and in-
serting “dies, resigns, or is otherwise unable to per-
form the functions and duties of the office”.

(4) The table of sections at the beginning of
chapter 7 is amended by striking the item relating
to section 186.

SEC. 909. PERIODIC REVIEW OF DEPARTMENT OF DEFENSE
MANAGEMENT HEADQUARTERS.

(a) PLAN REQUIRED.—Not later than 120 days after
the date of the enactment of this Act, the Secretary of
Defense shall develop a plan for implementing a periodic
review and analysis of the Department of Defense per-
sonnel requirements for management headquarters.

(b) ELEMENTS OF PLAN.—The plan required by sub-
section (a) shall include the following for each covered or-
organization:
(1) A list of the key Department of Defense strategic guidance, policy, and mission requirements, including the quadrennial defense review, the Unified Command Plan, and the strategic choices and management review.

(2) A description of how current management headquarters are structured to execute the Department of Defense strategic guidance, policy, and mission requirements listed under paragraph (1).

(3) A description of the critical capabilities and skillsets required by management headquarters to execute Department of Defense strategic guidance in order to fulfill mission objectives.

(4) An identification and analysis of the factors that directly or indirectly influence or contribute to the expense of Department of Defense management headquarters.

(5) A description of the proposed timeline and required resources necessary to implement a permanent periodic review and analysis of Department of Defense personnel requirements for management headquarters.

(e) COVERED ORGANIZATION.—In this section, the term “covered organization” includes each of the following:
(1) The Office of the Secretary of Defense.

(2) The Joint Staff.

(3) The Defense Agencies.

(4) The Department of Defense field activities.

(5) The headquarters of the combatant commands.

(6) Headquarters, Department of the Army, including the Office of the Secretary of the Army, the Office of the Chief of Staff of the Army, and the Army Staff.

(7) The major command headquarters of the Army.

(8) The Office of the Secretary of the Navy, the Office of the Chief of Naval Operations, and Headquarters, United States Marine Corps.

(9) The major command headquarters of the Navy and the Marine Corps.

(10) Headquarters, Department of the Air Force, including the Office of the Secretary of the Air Force, the Office of the Air Force Chief of Staff, and the Air Staff.

(11) The major command headquarters of the Air Force.

(12) The National Guard Bureau.
(d) REPORT.—Not later than 120 days after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees the plan required by subsection (a).

(e) AMENDMENTS.—Section 904(d)(2) of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 816; 10 U.S.C. 111 note) is amended—

(1) by striking “2016” and inserting “2017”;

(2) in subparagraph (B), by inserting “, consolidations,” after “through changes”;

(3) in subparagraph (C)—

(A) by inserting “, consolidations,” after “through changes”; and

(B) by inserting “, or other associated cost drivers, including a discussion of how the changes, consolidations, or reductions were prioritized,” after “programs and offices”;

(4) in subparagraph (E), by inserting “, including the risks of, and capabilities gained or lost by implementing, such modifications” before the period; and

(5) by adding at the end the following new sub-

paragraphs:
“(F) A description of how the plan supports or affects current Department of Defense strategic guidance, policy, and mission requirements, including the quadrennial defense review, the Unified Command Plan, and the strategic choices and management review.

“(G) A description of the associated costs specifically addressed by the savings.”.

SEC. 910. REPORT RELATED TO NUCLEAR FORCES, DETERRENCE, NONPROLIFERATION, AND TERRORISM.

Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report discussing how the Department of Defense will manage its mission with respect to issues related to nuclear forces, deterrence, nonproliferation, and terrorism.
Subtitle B—Total Force

Management

SEC. 911. MODIFICATIONS TO BIENNIAL STRATEGIC WORKFORCE PLAN RELATING TO SENIOR MANAGEMENT, FUNCTIONAL, AND TECHNICAL WORKFORCE OF THE DEPARTMENT OF DEFENSE.

(a) Senior Management Workforce.—Subsection (e) of section 115b of title 10, United States Code, is amended—

(1) by striking paragraph (1) and inserting the following:

“(1) Each strategic workforce plan under subsection (a) shall—

(A) include a separate chapter to specifically address the shaping and improvement of the senior management workforce of the Department of Defense; and

(B) include an assessment of the senior functional and technical workforce of the Department of Defense within the appropriate functional community.”; and

(2) in paragraph (2), by striking “such senior management, functional, and technical workforce” and inserting “such senior management workforce and such senior functional and technical workforce”.

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(b) HIGHLY QUALIFIED EXPERTS.—Such section is further amended—

(1) in subsection (b)(2), by striking “subsection (f)(1)” in subparagraphs (D) and (E) and inserting “subsection (h)(1) or (h)(2)”; 

(2) by redesignating subsections (f) and (g) as subsections (g) and (h), respectively; and 

(3) by inserting after subsection (e) the following new subsection (f):

“(f) HIGHLY QUALIFIED EXPERTS.—

“(1) Each strategic workforce plan under subsection (a) shall include an assessment of the workforce of the Department of Defense comprised of highly qualified experts appointed pursuant to section 9903 of title 5 (in this subsection referred to as the ‘HQE workforce’).

“(2) For purposes of paragraph (1), each plan shall include, with respect to the HQE workforce—

“(A) an assessment of the critical skills and competencies of the existing HQE workforce and projected trends in that workforce based on expected losses due to retirement and other attrition;

“(B) specific strategies for attracting, compensating, and motivating the HQE workforce
of the Department, including the program ob-
jectives of the Department to be achieved
through such strategies and the funding needed
to implement such strategies;

“(C) any incentives necessary to attract or
retain HQE personnel;

“(D) any changes that may be necessary in
resources or in the rates or methods of pay
needed to ensure the Department has full ac-
access to appropriately qualified personnel; and

“(E) any legislative changes that may be
necessary to achieve HQE workforce goals.”.

(e) DEFINITIONS.—Subsection (h) of such section (as
redesignated by subsection (b)(2)) is amended to read as
follows:

“(h) DEFINITIONS.—In this section:

“(1) The term ‘senior management workforce of
the Department of Defense’ includes the following
categories of Department of Defense civilian per-
sonnel:

“(A) Appointees in the Senior Executive
Service under section 3131 of title 5.

“(B) Persons serving in the Defense Intel-
ligence Senior Executive Service under section
1606 of this title.
“(2) The term ‘senior functional and technical workforce of the Department of Defense’ includes the following categories of Department of Defense civilian personnel:

“(A) Persons serving in positions described in section 5376(a) of title 5.


“(D) Persons serving in Intelligence Senior Level positions under section 1607 of this title.

“(3) The term ‘acquisition workforce’ includes individuals designated under section 1721 of this title as filling acquisition positions.’’.

(d) CONFORMING AMENDMENT.—The heading of subsection (c) of such section is amended to read as fol-
eniors: “Senior Management Workforce; Senior Functional and Technical Workforce.—”.

SEC. 912. REPEAL OF EXTENSION OF COMPTROLLER GENERAL REPORT ON INVENTORY.


SEC. 913. ASSIGNMENT OF CERTAIN NEW REQUIREMENTS BASED ON DETERMINATIONS OF COST-EFFICIENCY.

(a) Amendment.—Chapter 146 of title 10, United States Code, is amended by inserting after section 2463 the following new section:

“§ 2463a. Assignment of certain new requirements based on determinations of cost-efficiency

“(a) Assignments Based on Determinations of Cost-efficiency.—(1) Except as provided in paragraph (2) and subject to subsection (b), the assignment of performance of a new requirement by the Department of Defense to military personnel, civilian personnel, or contractor personnel shall be based on a determination of
which sector of the Department's workforce can perform
the services in the most cost-efficient manner, based on
an analysis of the costs to the Federal Government in ac-
cordance with Department of Defense Instruction 7041.04
(‘Estimating and Comparing the Full Costs of Civilian
and Active Duty Military Manpower and Contract Sup-
port’) or successor guidance.

“(2) Paragraph (1) shall not apply in the case of a
new requirement that is inherently governmental, closely
associated with inherently governmental functions, crit-
ical, or required by law to be performed by military per-
sonnel or civilian personnel.

“(3) Nothing in this section may be construed as af-
fecting the requirements of the Department of Defense
under policies and procedures established by the Secretary
of Defense under section 129a of this title for determining
the most appropriate and cost-efficient mix of military, ci-
vilian, and contractor personnel to perform the mission of
the Department of Defense.

“(b) WAIVER AUTHORITY.—(1) Notwithstanding
subsection (a), the Secretary of a military department, the
commander of a combatant command, or the head of a
Defense Agency or activity may waive such subsection and
assign performance of a new requirement without a deter-
mination of cost-efficiency as required by such subsection if—

“(A) the Secretary, commander, or head certifies in writing to the congressional defense committees that the time required to conduct the determination of cost-efficiency would result in a gap in service that would significantly undermine performance of the mission of the Department of Defense or pose an unacceptable risk; and

“(B) a period of 30 days has expired after such certification is so submitted to the committees.

“(2) A waiver of subsection (a) may be in effect for a period of not greater than 180 days.

“(3) The waiver authority under this subsection may not be exercised after September 30, 2015.

“(c) PROVISIONS RELATING TO ASSIGNMENT OF CIVILIAN PERSONNEL.—If a new requirement is assigned to civilian personnel consistent with the requirements of this section—

“(1) the Secretary of Defense may not—

“(A) impose any constraint or limitation on the size of the civilian workforce in terms of man years, end strength, full-time equivalent positions, or maximum number of employees; or
“(B) require offsetting funding for civilian pay or benefits or require a reduction in civilian full-time equivalents or civilian end-strengths; and

“(2) the Secretary may assign performance of such requirement without regard to whether the employee is a temporary, term, or permanent employee.

“(d) New Requirement Described.—For purposes of this section, a new requirement is an activity or function that is not being performed, as of the date of consideration for assignment of performance under this section, by military personnel, civilian personnel, or contractor personnel at a Department of Defense component, organization, installation, or other entity. For purposes of the preceding sentence, an activity or function that is performed at such an entity and that is re-engineered, reorganized, modernized, upgraded, expanded, or changed to become more efficient but is still essentially providing the same service shall not be considered a new requirement.”.

(b) Clerical Amendment.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2463 the following new item:

“2463a. Assignment of certain new requirements based on determinations of cost-efficiency.”.
SEC. 914. PROHIBITION ON CONVERSION OF FUNCTIONS PERFORMED BY CIVILIAN OR CONTRACTOR PERSONNEL TO PERFORMANCE BY MILITARY PERSONNEL.

Section 129a of title 10, United States Code, is amended by adding at the end the following new subsection:

"(g) Prohibition on Performance of Certain Functions by Military Personnel.—(1) Except as provided in paragraph (2), no functions performed by civilian personnel or contractors may be converted to performance by military personnel unless—

"(A) there is a direct link between the functions to be performed and a military occupational specialty; and

"(B) the conversion to performance by military personnel is cost effective, based on Department of Defense instruction 7041.04 (or any successor administrative regulation, directive, or policy).

"(2) Paragraph (1) shall not apply to the following functions:

"(A) Functions required by law or regulation to be performed by military personnel.

"(B) Functions related to—

"(i) missions involving operation risks and combatant status under the Law of War;
“(ii) specialized collective and individual training requiring military-unique knowledge and skills based on recent operational experience;

“(iii) independent advice to senior civilian leadership in the Department of Defense requiring military-unique knowledge and skills based on recent operational experience; and

“(iv) command and control arrangements under chapter 47 of this title (the Uniform Code of Military Justice).”.

SEC. 915. NOTIFICATION OF COMPLIANCE WITH SECTION RELATING TO PROCUREMENT OF SERVICES.

(a) Notification.—The Secretary of Defense shall ensure compliance with section 2330a of title 10, United States Code, and shall provide, in writing, notification of such compliance to the congressional defense committees not later than March 1, 2015.

(b) Review by Comptroller General.—The Comptroller General of the United States shall review the notification of compliance required by subsection (a) and report any findings or recommendations to the congressional defense committees not later than 120 days after the date on which the notification is provided.
Subtitle C—Other Matters

SEC. 921. EXTENSION OF AUTHORITY TO WAIVE REIMBURSEMENT OF COSTS OF ACTIVITIES FOR NONGOVERNMENTAL PERSONNEL AT DEPARTMENT OF DEFENSE REGIONAL CENTERS FOR SECURITY STUDIES.


SEC. 922. AUTHORITY TO REQUIRE EMPLOYEES OF THE DEPARTMENT OF DEFENSE AND MEMBERS OF THE ARMY, NAVY, AIR FORCE, AND MARINE CORPS TO OCCUPY QUARTERS ON A RENTAL BASIS WHILE PERFORMING OFFICIAL TRAVEL.

(a) DEFINITION.—Section 5911(a)(5) of title 5, United States Code, is amended by striking “Government; and” and inserting “Government or commercial lodging arranged through a Government lodging program; and”.

(b) AUTHORITY.—Section 5911(e) of title 5, United States Code, is amended—

(1) by striking “(e) The” and inserting “(e)(1) Except as provided in paragraph (2), the”; and

(2) by adding at the end the following:
“(2)(A) The Secretary of Defense may require an employee of the Department of Defense or a member of the uniformed services under the Secretary’s jurisdiction performing duty on official travel to occupy adequate quarters on a rental basis when available.

“(B) A requirement under subparagraph (A) with respect to an employee of the Department of Defense may not be construed to be subject to negotiation under chapter 71 or any other provision of this title.”.

SEC. 923. SINGLE STANDARD MILEAGE REIMBURSEMENT RATE FOR PRIVATELY OWNED AUTOMOBILES OF GOVERNMENT EMPLOYEES AND MEMBERS OF THE UNIFORMED SERVICES.

(a) In General.—Section 5704(a)(1) of title 5, United States Code, is amended in the last sentence by striking all that follows: “the rate per mile” and inserting “shall be the single standard mileage rate established by the Internal Revenue Service.”.

(b) Regulations and Reports.—

(1) Provisions relating to privately owned airplanes and motorcycles.—Paragraph (1)(A) of section 5707(b) of title 5, United States Code, is amended to read as follows:

“(1)(A) The Administrator of General Services shall conduct periodic investigations of the cost of
travel and the operation of privately owned airplanes
and privately owned motorcycles by employees while
engaged on official business, and shall report the re-
results of such investigations to Congress at least once
a year.”.

(2) Provisions relating to privately
owned automobiles.—Clause (i) of section
5707(b)(2)(A) of title 5, United States Code, is
amended to read as follows:

“(i) shall provide that the mileage reim-
bursement rate for privately owned automobiles,
as provided in section 5704(a)(1), is the single
standard mileage rate established by the Inter-
nal Revenue Service referred to in that section,
and”.

SEC. 924. PUBLIC RELEASE BY INSPECTORS GENERAL OF
REPORTS OF MISCONDUCT.

(a) Release of Inspector General of the De-
partment of Defense Administrative Misconduct
Reports.—Section 141 of title 10, United States Code,
is amended by adding at the end the following new sub-
section:

“(c)(1) Within 60 days after issuing a final report,
the Inspector General of the Department of Defense shall
publicly release any reports of administrative investiga-
tions that confirm misconduct, including violations of Federal law and violations of policies of the Department of Defense, of any member of the Senior Executive Service, political appointee, or commissioned officer in the Armed Forces in pay grades O–6 or above. In releasing the reports, the Inspector General shall ensure that information that would be protected under section 552 of title 5 (commonly known as the ‘Freedom of Information Act’), section 552a of title 5 (commonly known as the ‘Privacy Act of 1974’), or section 6103 of the Internal Revenue Code of 1986 is not disclosed.

“(2) In this subsection, the term ‘political appointee’ means any individual who is—

“(A) employed in a position described under sections 5312 through 5316 of title 5, United States Code, (relating to the Executive Schedule);

“(B) a limited term appointee, limited emergency appointee, or noncareer appointee in the Senior Executive Service, as defined under paragraphs (5), (6), and (7), respectively, of section 3132(a) of title 5, United States Code; or

“(C) employed in a position of a confidential or policy-determining character under schedule C of subpart C of part 213 of title 5 of the Code of Federal Regulations.”.
(b) Release of Inspector General of the Army

Administrative Misconduct Reports.—Section 3020 of such title is amended by adding at the end the following new subsection:

“(f)(1) Within 60 days after issuing a final report, the Inspector General of the Army shall publicly release any reports of administrative investigations that confirm misconduct, including violations of Federal law and violations of policies of the Department of Defense, of any member of the Senior Executive Service, political appointee, or commissioned officer in the Armed Forces in pay grades O–6 or above. In releasing the reports, the Inspector General shall ensure that information that would be protected under section 552 of title 5 (commonly known as the ‘Freedom of Information Act’), section 552a of title 5 (commonly known as the ‘Privacy Act of 1974’), or section 6103 of the Internal Revenue Code of 1986 is not disclosed.

“(2) In this subsection, the term ‘political appointee’ means any individual who is—

“(A) employed in a position described under sections 5312 through 5316 of title 5, United States Code, (relating to the Executive Schedule);

“(B) a limited term appointee, limited emergency appointee, or noncareer appointee in the Sen-
ior Executive Service, as defined under paragraphs (5), (6), and (7), respectively, of section 3132(a) of title 5, United States Code; or

“(C) employed in a position of a confidential or policy-determining character under schedule C of subpart C of part 213 of title 5 of the Code of Federal Regulations.”.

(c) Release of Naval Inspector General Administrative Misconduct Reports.—Section 5020 of such title is amended by adding at the end the following new subsection:

“(e)(1) Within 60 days after issuing a final report, the Naval Inspector General shall publicly release any reports of administrative investigations that confirm misconduct, including violations of Federal law and violations of policies of the Department of Defense, of any member of the Senior Executive Service, political appointee, or commissioned officer in the Armed Forces in pay grades O–6 or above. In releasing the reports, the Naval Inspector General shall ensure that information that would be protected under section 552 of title 5 (commonly known as the ‘Freedom of Information Act’), section 552a of title 5 (commonly known as the ‘Privacy Act of 1974’), or section 6103 of the Internal Revenue Code of 1986 is not disclosed.
“(2) In this subsection, the term ‘political appointee’ means any individual who is—

“(A) employed in a position described under sections 5312 through 5316 of title 5, United States Code, (relating to the Executive Schedule);

“(B) a limited term appointee, limited emergency appointee, or noncareer appointee in the Senior Executive Service, as defined under paragraphs (5), (6), and (7), respectively, of section 3132(a) of title 5, United States Code; or

“(C) employed in a position of a confidential or policy-determining character under schedule C of subpart C of part 213 of title 5 of the Code of Federal Regulations.”.

(d) Release of Inspector General of the Air Force Administrative Misconduct Reports.—Section 8020 of such title is amended by adding at the end the following new subsection:

“(f)(1) Within 60 days after issuing a final report, the Inspector General of the Air Force shall publicly release any reports of administrative investigations that confirm misconduct, including violations of Federal law and violations of policies of the Department of Defense, of any member of the Senior Executive Service, political appointee, or commissioned officer in the Armed Forces in
pay grades O–6 or above. In releasing the reports, the In-
spector General shall ensure that information that would
be protected under section 552 of title 5 (commonly known
as the ‘Freedom of Information Act’), section 552a of title
5 (commonly known as the ‘Privacy Act of 1974’), or sec-
tion 6103 of the Internal Revenue Code of 1986 is not
disclosed.

“(2) In this subsection, the term ‘political appointee’
means any individual who is—

“(A) employed in a position described under
sections 5312 through 5316 of title 5, United States
Code, (relating to the Executive Schedule);

“(B) a limited term appointee, limited emer-
gency appointee, or noncareer appointee in the Sen-
ior Executive Service, as defined under paragraphs
(5), (6), and (7), respectively, of section 3132(a) of
title 5, United States Code; or

“(C) employed in a position of a confidential or
policy-determining character under schedule C of
subpart C of part 213 of title 5 of the Code of Fed-
eral Regulations.”.
SEC. 925. MODIFICATIONS TO REQUIREMENTS FOR ACCOUNTING FOR MEMBERS OF THE ARMED FORCES AND DEPARTMENT OF DEFENSE CIVILIAN EMPLOYEES LISTED AS MISSING.

(a) Designation of Officer.—Section 1501(a) of title 10, United States Code, is amended—

(1) in the subsection heading, by striking “PERSONNEL” and inserting “PERSONS”;

(2) by striking paragraph (2);

(3) by designating the second sentence of paragraph (1) as paragraph (2); and

(4) by striking the first sentence of paragraph (1) and inserting the following:

“(A) The Secretary of Defense shall designate a single organization within the Department of Defense to have responsibility for Department of Defense matters relating to missing persons, including accounting for missing persons and persons whose remains have not been recovered from the conflict in which they were lost.

“(B) The organization designated under this paragraph shall be a Defense Agency or other entity of the Department of Defense outside the military departments and is referred to in this chapter as the ‘designated Defense Agency’.
“(C) The head of the organization designated under this paragraph is referred to in this chapter as the ‘designated Agency Director’.”.

(b) RESPONSIBILITIES.—Paragraph (2) of such section, as designated by subsection (a)(3), is amended—

(1) in the matter preceding subparagraph (A), by striking “the official designated under this paragraph shall include—” and inserting “the designated Agency Director shall include the following:”; 

(2) by capitalizing the first letter of the first word of each of subparagraphs (A), (B), (C), and (D); 

(3) by striking the semicolon at the end of subparagraph (A) and inserting a period; 

(4) in subparagraph (B)—

(A) by inserting “responsibility for” after “as well as the”; and 

(B) by striking “; and” at the end and inserting a period; and 

(5) by adding at the end the following new subparagraph: 

“(E) The establishment of a means for communication between officials of the designated Defense Agency and family members of missing persons, veterans service organizations, concerned citizens, and
the public on the Department’s efforts to account for missing persons, including a readily available means for communication of their views and recommendations to the designated Agency Director.”.

(c) CONFORMING AMENDMENTS.—Such section is further amended—

(1) in paragraph (3), by striking “the official designated under paragraphs (1) and (2)” and inserting “the designated Agency Director”; and

(2) in paragraphs (4) and (5), by striking “The designated official” and inserting “The designated Agency Director”.

(d) RESOURCES.—Such section is further amended by striking paragraph (6).

(e) PUBLIC-PRIVATE PARTNERSHIPS AND OTHER FORMS OF SUPPORT.—Chapter 76 of such title is amended by inserting after section 1501 the following new section:

“§1501a. Public-private partnerships; other forms of support

“(a) PUBLIC-PRIVATE PARTNERSHIPS.—The Secretary of Defense may enter into arrangements known as public-private partnerships with appropriate entities outside the Government for the purposes of facilitating the activities of the designated Defense Agency. The Secretary
may only partner with foreign governments or foreign en-
tities with the concurrence of the Secretary of State. Any
such arrangement shall be entered into in accordance with
authorities provided under this section or any other au-
rority otherwise available to the Secretary. Regulations
prescribed under subsection (e)(1) shall include provisions
for the establishment and implementation of such partner-
ships.

“(b) ACCEPTANCE OF VOLUNTARY PERSONAL SERV-
ces.—The Secretary of Defense may accept voluntary
services to facilitate accounting for missing persons in the
same manner as the Secretary of a military department
may accept such services under section 1588(a)(9) of this
title.

“(c) SOLICITATION OF GIFTS.—Under regulations
prescribed under this chapter, the Secretary may solicit
from any person or public or private entity, for the use
and benefit of the activities of the designated Defense
Agency, a gift of information and data, books, manu-
scripts, other documents, and artifacts.

“(d) USE OF DEPARTMENT OF DEFENSE PERSONAL
PROPERTY.—The Secretary may allow a private entity to
use, at no cost, personal property of the Department of
Defense to assist the entity in supporting the activities
of the designated Defense Agency.
“(e) Regulations.—
“(1) In General.—The Secretary of Defense shall prescribe regulations to implement this section.
“(2) Limitation.—Such regulations shall provide that solicitation of a gift, acceptance of a gift (including a gift of services), or use of a gift under this section may not occur if the nature or circumstances of the solicitation, acceptance, or use would compromise the integrity, or the appearance of integrity, of any program of the Department of Defense or any individual involved in such program.”.

(f) Section 1505 Conforming Amendments.—Section 1505(c) of such title is amended—

(1) in paragraph (1), by striking “the office established under section 1501 of this title” and inserting “the designated Agency Director”; and

(2) in paragraphs (2) and (3), by striking “head of the office established under section 1501 of this title” and inserting “designated Agency Director”.

(g) Section 1509 Amendments.—Section 1509 of such title is amended—

(1) by striking “PREENACTMENT” in the section heading;
(2) in subsection (b)—

(A) in the subsection heading, by striking “Process”;

(B) in paragraph (1), by striking “POW/MIA accounting community” and inserting “through the designated Agency Director”;

(C) by striking paragraph (2); and

(D) by adding at the end the following new paragraph (2):

“(2)(A) The Secretary shall assign or detail to the designated Defense Agency on a full-time basis a senior medical examiner from the personnel of the Armed Forces Medical Examiner System. The primary duties of the medical examiner so assigned or detailed shall include the identification of remains in support of the function of the designated Agency Director to account for unaccounted for persons covered by subsection (a).

“(B) In carrying out functions under this chapter, the medical examiner so assigned or detailed shall report to the designated Agency Director.

“(C) The medical examiner so assigned or detailed shall—

“(i) exercise scientific identification authority;
“(ii) establish identification and laboratory policy consistent with the Armed Forces Medical Examiner System; and

“(iii) advise the designated Agency Director on forensic science disciplines.

“(D) Nothing in this chapter shall be interpreted as affecting the authority of the Armed Forces Medical Examiner under section 1471 of this title.”.

(3) in subsection (d)—

(A) by inserting “; CENTRALIZED DATABASE” in the subsection heading after “FILES”;

and

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

“(4) The Secretary of Defense shall establish and maintain a single centralized database and case management system containing information on all missing persons for whom a file has been established under this subsection. The database and case management system shall be accessible to all elements of the Department of Defense involved in the search, recovery, identification, and communications phases of the program established by this section.”; and

(4) in subsection (f)—

(A) in paragraph (1)—
(i) by striking “establishing and”; and

(ii) by striking “Secretary of Defense shall coordinate” and inserting “designated Agency Director shall ensure coordination”; 

(B) in paragraph (2)—

(i) by inserting “staff” after “National Security Council”; and

(ii) by striking “POW/MIA accounting community”; and

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

“(3) In carrying out the program, the designated Agency Director shall coordinate all external communications and events associated with the program.”.

(h) TECHNICAL AND CONFORMING AMENDMENTS.—

(1) CROSS-REFERENCE CORRECTION.—Section 1513(1) of such title is amended by striking “subsection (b)” in the last sentence and inserting “subsection (c)”.

(2) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 76 of such title is amended—
(A) by inserting after the item relating to section 1501 the following new item:

“1501a. Public-private partnerships; other forms of support.”; and

(B) in the item relating to section 1509, by striking “preenactment”.

TITLE X—GENERAL PROVISIONS
Subtitle A—Financial Matters

SEC. 1001. GENERAL TRANSFER AUTHORITY.

(a) Authority to Transfer Authorizations.—

(1) Authority.—Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer amounts of authorizations made available to the Department of Defense in this division for fiscal year 2015 between any such authorizations for that fiscal year (or any subdivisions thereof). Amounts of authorizations so transferred shall be merged with and be available for the same purposes as the authorization to which transferred.

(2) Limitation.—Except as provided in paragraph (3), the total amount of authorizations that the Secretary may transfer under the authority of this section may not exceed $4,000,000,000.

(3) Exception for Transfers between Military Personnel Authorizations.—A transfer of funds between military personnel authoriza-
tions under title IV shall not be counted toward the

dollar limitation in paragraph (2).

(b) LIMITATIONS.—The authority provided by sub-
section (a) to transfer authorizations—

(1) may only be used to provide authority for
items that have a higher priority than the items
from which authority is transferred; and
(2) may not be used to provide authority for an
item that has been denied authorization by Con-
gress.

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

(d) NOTICE TO CONGRESS.—The Secretary shall
promptly notify Congress of each transfer made under
subsection (a).

SEC. 1002. REPEAL OF LIMITATION ON INSPECTOR GEN-
ERAL AUDITS OF CERTAIN FINANCIAL STATE-
MENTS.

Section 1008 of the National Defense Authorization
SEC. 1003. AUTHORITY TO TRANSFER FUNDS TO THE NATIONAL NUCLEAR SECURITY ADMINISTRATION TO SUSTAIN NUCLEAR WEAPONS MODERNIZATION AND NAVAL REACTORS.

(a) Transfer Authorized.—If the amount authorized to be appropriated for the weapons activities of the National Nuclear Security Administration under section 3101 or otherwise made available for fiscal year 2015 is less than $8,700,000,000 (the amount projected to be required for such activities in fiscal year 2015 as specified in the report under section 1251 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat. 2549)), the Secretary of Defense may transfer, from amounts authorized to be appropriated for the Department of Defense for fiscal year 2015 pursuant to this Act, to the Secretary of Energy an amount, not to exceed $150,000,000, to be available only for naval reactors or weapons activities of the National Nuclear Security Administration.

(b) Notice to Congress.—In the event of a transfer under subsection (a), the Secretary of Defense shall promptly notify Congress of the transfer, and shall include
in such notice the Department of Defense account or accounts from which funds are transferred.

(c) Transfer Mechanism.—Any funds transferred under this section shall be transferred in accordance with established procedures for reprogramming under section 1001 or successor provisions of law.

(d) Construction of Authority.—The transfer authority provided under subsection (a) is in addition to any other transfer authority provided under this Act.

SEC. 1004. MANAGEMENT OF DEFENSE INFORMATION TECHNOLOGY SYSTEMS.

(a) In General.—Section 2222 of title 10, United States Code, is amended to read as follows:

“§ 2222. Management of Defense information technology systems

“(a) Conditions for Obligation of Funds for Covered Defense Information Technology System Programs.—Funds available to the Department of Defense, whether appropriated or non-appropriated, may not be obligated for a defense information technology system program that will have a total cost in excess of $1,000,000 over the period of the current future-years defense program submitted to Congress under section 221 of this title unless—
“(1) the appropriate pre-certification authority for the covered defense information technology system program has determined that—

“(A) the defense information technology system program is in compliance with the enterprise architecture developed under subsection (b) and appropriate business process re-engineering efforts have been undertaken to ensure that—

“(i) the business process supported by the defense information technology system program is or will be as streamlined and efficient as practicable; and

“(ii) the need to tailor commercial-off-the-shelf systems to meet unique requirements or incorporate unique requirements or incorporate unique interfaces has been eliminated or reduced to the maximum extent practicable;

“(B) the defense information technology system program is necessary to achieve a critical national security capability or address a critical requirement in an area such as safety or security; or
“(C) the defense information technology system program is necessary to prevent a significant adverse effect on a project that is needed to achieve an essential capability, taking into consideration the alternative solutions for preventing such adverse effect; and

“(2) the covered defense information technology system program has been reviewed and certified by the investment review board established under subsection (e).

“(b) ENTERPRISE ARCHITECTURE FOR DEFENSE INFORMATION TECHNOLOGY SYSTEMS.—(1) The Secretary of Defense shall develop an enterprise architecture, known as the joint information technology enterprise architecture, to cover all defense information technology systems, and the functions and activities supported by defense information technology systems, which shall be sufficiently defined to effectively guide, constrain, and permit implementation of interoperable defense information technology system solutions and consistent with the policies and procedures established by the Director of the Office of Management and Budget.

“(2) The Secretary of Defense shall delegate responsibility and accountability for the defense information technology enterprise architecture content, including un-
ambiguous definitions of functional processes, business
rules, and standards, as follows:

“(A) For the warfighting mission area, the
Joint Staff shall be responsible and accountable for
the content of those portions of the defense informa-
tion systems enterprise architecture.

“(B) For the business systems mission area,
the Deputy Chief Management Officer of the De-
partment of Defense shall be responsible and ac-
countable for the content of those portions of the de-
fense information technology enterprise architecture.

“(C) For the Enterprise Information environ-
ment mission area, the Chief Information Officer of
the Department of Defense shall be responsible and
accountable for the content of those portions of the
defense information technology enterprise architec-
ture.

“(c) Composition of Enterprise Architecture.—The defense information technology enterprise ar-
chitecture developed under subsection (b)(1)(A) shall in-
clude the following:

“(1) An information infrastructure that, at a
minimum, would enable the Department of Defense
to comply with all applicable law.
“(2) Policies, procedures, data standards, performance measures, and system interface requirements that are to apply uniformly throughout the Department of Defense.

“(3) A target defense information technology systems computing environment, compliant with the defense information technology enterprise architecture, as determined by the Chief Information Officer of the Department of Defense.

“(d) DESIGNATION OF APPROPRIATE PRE-CERTIFICATION AUTHORITIES AND SENIOR OFFICIALS.—For purposes of subsections (a) and (e), the appropriate pre-certification authority for a defense information technology system program is as follows:

“(1) In the case of an Army program, the Secretary of the Army.

“(2) In the case of a Navy program, the Secretary of the Navy.

“(3) In the case of an Air Force program, the Secretary of the Air Force.

“(4) In the case of a program of a Defense Agency, the Director, or equivalent, of such Defense Agency, unless otherwise approved by the Secretary of Defense.
“(5) In the case of a program that will support the business processes of more than one military department or Defense Agency, an appropriate pre-certification authority designated by the Secretary of Defense.

“(e) DEFENSE INFORMATION TECHNOLOGY SYSTEM INVESTMENT REVIEW.—(1) The Secretary of Defense shall establish an investment review board and investment management process to review and certify the planning, design, acquisition, development, deployment, operation, maintenance, modernization, and project cost benefits and risks of covered defense information technology systems programs. The investment review board and investment management process so established shall specifically address the requirements of subsection (a).

“(2) The review of defense information technology systems programs under the investment management process shall include the following:

“(A) Review and approval by an investment review board of each covered defense information technology system program before the obligation of funds on the system in accordance with the requirements of subsection (a).
“(B) Periodic review of all covered defense information technology system programs, grouped in mission areas.

“(C) Representation on each investment review board by appropriate officials from among the Office of the Secretary of Defense, the armed forces, the combatant commands, the Joint Chiefs of Staff, and the Defense Agencies, including representation from each of the following:

“(i) The appropriate pre-certification authority for the defense information technology system under review.

“(ii) The appropriate senior official of the Department of Defense for the functions and activities supported by the defense information technology system under review.

“(iii) The Chief Information Officer of the Department of Defense.

“(D) Use of threshold criteria to ensure an appropriate level of review within the Department of Defense of, and accountability for, defense information technology system programs depending on scope, complexity, and cost.
“(E) Use of procedures for making certifications in accordance with the requirements of subsection (a).

“(f) BUDGET INFORMATION.—In the materials that the Secretary submits to Congress in support of the budget submitted to Congress under section 1105 of title 31 for fiscal year 2015 and fiscal years thereafter, the Secretary of Defense shall include the following information:

“(1) Identification of each defense information technology system program for which funding is proposed in that budget.

“(2) Identification of all funds, by appropriation, proposed in that budget for each such program, including—

“(A) funds for current services (to operate and maintain the system covered by such program); and

“(B) funds for information technology systems modernization, identified for each specific appropriation.

“(3) For each such program, identification of the appropriate pre-certification authority and senior official of the Department of Defense designated under subsection (d).
“(4) For each such program, a description of each approval made under subsection (a)(3) with regard to such program, including—

“(A) specific milestones and actual performance against specified performance measures, and any revision of such milestones and performance measures; and

“(B) specific actions on the defense information technology system programs submitted for certification under such subsection.

“(5) Identification of any covered defense information technology system program during the preceding fiscal year that was not approved under subsection (a), and the reasons for the lack of approval.

“(g) DEFINITIONS.—In this section:

“(1) The term ‘enterprise architecture’ has the meaning given that term in section 3601(4) of title 44.

“(4) The terms ‘information system’ and ‘information technology’ have the meanings given those terms in section 11101 of title 40.

“(5) The term ‘national security system’ has the meaning given that term in section 3542(b)(2) of title 44.”.
(b) CLERICAL AMENDMENT.—The item relating to section 2222 in the table of chapters at the beginning of chapter 131 of such title is amended to read as follows:

“2222. Management of Defense information technology systems.”.

SEC. 1005. REPORT ON AUDITABLE FINANCIAL STATEMENTS.

Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report ranking all military departments and Defense Agencies in order of how advanced they are in achieving auditable financial statements as required by law. The report should not include information otherwise available in other reports to Congress.

SEC. 1006. REPORT ON IMPLEMENTING AUDIT REPORTING REQUIREMENTS.

Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on the barriers to implementing audit reporting requirements contained in section 1003 of Public Law 111–84 and recommendations to ensure reporting deadlines are met.
Subtitle B—Counter-Drug Activities

SEC. 1011. EXTENSION OF AUTHORITY TO SUPPORT UNIFIED COUNTERDRUG AND COUNTERTERORISM CAMPAIGN IN COLOMBIA.


(1) in subsection (a), by striking “2014” and inserting “2015”; and

(2) in subsection (c), by striking “2014” and inserting “2015”.

(b) NOTICE TO CONGRESS ON ASSISTANCE.—Not later than 15 days before providing assistance under section 1021 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (as amended by subsection (a)) using funds available for fiscal year 2015, the Secretary of Defense shall submit to the congressional defense committees a notice setting forth the assistance to be provided, including the types of such assistance, the budget for such assistance, and the anticipated completion date and duration of the provision of such assistance.
SEC. 1012. THREE-YEAR EXTENSION OF AUTHORITY OF DEPARTMENT OF DEFENSE TO PROVIDE ADDITIONAL SUPPORT FOR COUNTERDRUG ACTIVITIES OF OTHER GOVERNMENTAL AGENCIES.


SEC. 1013. SUBMITTAL OF BIANNUAL REPORTS ON USE OF FUNDS IN THE DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE ACCOUNT ON THE COMMITTEE ON FOREIGN AFFAIRS OF THE HOUSE OF REPRESENTATIVES AND THE COMMITTEE ON FOREIGN RELATIONS OF THE SENATE.

Consistent with section 481(b) of the Foreign Assistance Act (22 U.S.C. 2291b), section 1009(a) of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1906) is amended by inserting “, the Committee on Foreign Affairs of the House of Representatives, and the Committee on Foreign Rela-
tions of the Senate” after “congressional defense commit-
tees”.

SEC. 1014. NATIONAL GUARD DRUG INTERDICTION AND
COUNTER-DRUG ACTIVITIES.

Section 112 of title 32, United States Code, is
amended—

(1) in subsection (a), by adding at the end the
following new paragraph:

“(4) The operation of regionally located Na-
tional Guard Counter-drug Training Centers within
the United States for the purposes of providing
counter-drug related training to Federal, State, and
local law enforcement personnel, as well as for for-
eign law enforcement personnel participating in the
National Guard State Partnership Program.”; and

(2) in subsection (h)(1), by inserting “and ac-
tivities that counter threats posed by local, State,
and transnational criminal organizations drug smug-
gling and associated illicit activities within and on
their borders, as” after “drug demand reduction ac-
tivities”.

SEC. 1015. SENSE OF CONGRESS ON MEXICO AND CENTRAL
AMERICA.

(a) FINDINGS.—Congress makes the following find-
ings:
(1) The stability and security of Mexico and the
nations of Central America have a direct impact on
the stability and security of the United States.

(2) Over the past decade, a “balloon effect” has
pushed increased violence and instability into Cen-
tral America and Mexico from South America.

(3) Drug cartels and transnational criminal or-
ganizations have spread throughout the region, caus-
ing instability and lack of rule of law in many na-
tions.

(4) Illicit networks are used in a variety of ille-
gal activities including the movement of narcotics,
humans, weapons, and money.

(5) According to the United Nations Office on
Drugs and Crime, Honduras has the highest murder
rate in the world with 92 murders per 100,000 peo-
ple.

(6) Currently, Mexico is working to reduce vio-
ence created by transnational criminal organizations
and address issues spurred by the emergence of in-
ternal self defense groups.

(7) United States Northern Command and
United States Southern Command lead the efforts of
the Department of Defense in combating illicit net-
working in Mexico and Central America.
(8) To combat these destabilizing threats, through a variety of authorities, the Department of Defense advises, trains, educates, and equips vetted troops in Mexico and many of the nations of Central America to build their militaries and police forces, with an emphasis on human rights and building partnership capacity.

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

(1) the Department of Defense should continue to focus on combating illicit networking routes in Mexico and Central America;

(2) United States Northern Command and United States Southern Command should continue to work together to combat the transnational nature of these threats; and

(3) the Department of Defense should increase its maritime, aerial and intelligence, surveillance, and reconnaissance assets in the region in order to reduce the amount of illicit networking flowing into the United States.
Subtitle C—Naval Vessels and Shipyards

SEC. 1021. DEFINITION OF COMBATANT AND SUPPORT VESSEL FOR PURPOSES OF THE ANNUAL PLAN AND CERTIFICATION RELATING TO BUDGETING FOR CONSTRUCTION OF NAVAL VESSELS.

Section 231(f) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(4) The term ‘combatant and support vessel’ means any commissioned ship built or armed for naval combat or any naval ship designed to provide support to combatant ships and other naval operations. Such term does not include patrol coastal ships, non-commissioned combatant craft specifically designed for combat roles, or ships that are designated for potential mobilization.”.

SEC. 1022. NATIONAL SEA-BASED DETERRENCE FUND.

(a) IN GENERAL.—

(1) Establishment of fund.—Chapter 131 of title 10, United States Code, is amended by inserting after section 2218 the following new section:
§ 2218a. National Sea-Based Deterrence Fund

(a) Establishment.—There is established in the Treasury a fund to be known as the ‘National Sea-Based Deterrence Fund’.

(b) Administration of Fund.—The Secretary of Defense shall administer the Fund consistent with the provisions of this section.

(c) Fund Purposes.—(1) Funds in the Fund shall be available for obligation and expenditure only for the advanced procurement or construction of nuclear-powered strategic ballistic missile submarines.

(2) Funds in the Fund may not be used for a purpose or program unless the purpose or program is authorized by law.

(d) Deposits.—There shall be deposited in the Fund all funds appropriated to the Department of Defense for fiscal years after fiscal year 2016 for the advanced procurement or construction of nuclear-powered strategic ballistic missile submarines.

(e) Expiration of Funds After 10 Years.—No part of an appropriation that is deposited in the Fund pursuant to subsection (d) shall remain available for obligation more than 10 years after the end of the fiscal year for which appropriated except to the extent specifically provided by law.
“(f) BUDGET REQUESTS.—Budget requests submitted to Congress for the Fund shall separately identify the amount requested for programs, projects, and activities for the construction (including the design of vessels) of nuclear-powered strategic ballistic missile submarines.

“(g) DEFINITIONS.—In this section:

“(1) The term ‘Fund’ means the National Sea-Based Deterrence Fund established by subsection (a).

“(2) The term ‘nuclear-powered strategic ballistic missile submarine’ means any nuclear-powered submarine owned, operated, or controlled by the Department of Defense with the primary mission of launching nuclear-armed ballistic missiles.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2218 the following new item:

“2218a. National sea-based deterrence fund.”.

(b) TRANSFER AUTHORITY.—

(1) IN GENERAL.—Subject to paragraph (2), and to the extent provided in appropriations Acts, the Secretary of Defense may transfer to the National Sea-Based Deterrence Fund established by section 2218a of title 10, United States Code, as added by subsection (a)(1), amounts not to exceed
$3,500,000,000 from unobligated funds authorized to be appropriated for fiscal years 2014, 2015, or 2016 for the Navy for shipbuilding and conversion, Navy, for the advanced procurement or construction, purchase, or alteration of nuclear-powered strategic ballistic missile submarines. The transfer authority provided under this paragraph is in addition to any other transfer authority provided to the Secretary of Defense by law.

(2) **Availability.**—Funds transferred to the National Sea-Based Deterrence Fund pursuant to paragraph (1) shall remain available for the same period for which the transferred funds were originally appropriated.

**SEC. 1023. ELIMINATION OF REQUIREMENT THAT A QUALIFIED AVIATOR OR NAVAL FLIGHT OFFICER BE IN COMMAND OF AN INACTIVATED NUCLEAR-POWERED AIRCRAFT CARRIER BEFORE DECOMMISSIONING.**

Section 5942(a) of title 10, United States Code, is amended—

(1) by inserting “(1)” after “(a)”; and

(2) by adding at the end the following new paragraph:
“(2) Paragraph (1) does not apply to command of a nuclear-powered aircraft carrier that has been inac-
tivated for the purpose of permanent decommissioning and disposal.”.

SEC. 1024. LIMITATION ON EXPENDITURE OF FUNDS UNTIL
COMMENCEMENT OF PLANNING OF REFUEL-
ING AND COMPLEX OVERHAUL OF THE U.S.S.
GEORGE WASHINGTON.

Not more than 50 percent of the funds authorized to be appropriated or otherwise made available under sec-
tion 301 of this Act for the Office of the Secretary of De-
fense for fiscal year 2015 may be obligated or expended until the Secretary of Defense obligates funds to com-
mence the planning and long lead time material procure-
ment associated with the refueling and complex overhaul of the U.S.S. George Washington (CVN–73).

SEC. 1025. SENSE OF CONGRESS RECOGNIZING THE ANNI-
VERSARY OF THE SINKING OF U.S.S. THRESH-
ER.

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

(1) U.S.S. Thresher was first launched at
Portsmouth Naval Shipyard on July 9, 1960.

(2) U.S.S. Thresher departed Portsmouth
Naval Shipyard for her final voyage on April 9,
1963, with a crew of 16 officers, 96 sailors, and 17 civilians.

(3) The mix of that crew reflects the unity of the naval submarine service, military and civilian, in the protection of the United States.

(4) At approximately 7:47 a.m. on April 10, 1963, while in communication with the surface ship U.S.S. Skylark, and approximately 220 miles off the coast of New England, U.S.S. Thresher began her final descent.

(5) U.S.S. Thresher was declared lost with all hands on April 10, 1963.

(6) In response to the loss of U.S.S. Thresher, the United States Navy instituted new regulations to ensure the health of the submariners and the safety of the submarines of the United States.

(7) Those regulations led to the establishment of the Submarine Safety and Quality Assurance program (SUBSAFE), now one of the most comprehensive military safety programs in the world.

(8) SUBSAFE has kept the submariners of the United States safe at sea ever since as the strongest, safest submarine force in history.

(9) Since the establishment of SUBSAFE, no SUBSAFE-certified submarine has been lost at sea,
which is a legacy owed to the brave individuals who
perished aboard U.S.S. Thresher.

(10) From the loss of U.S.S. Thresher, there
arose in the institutions of higher education in the
United States the ocean engineering curricula that
enables the preeminence of the United States in sub-
marine warfare.

(11) The crew of U.S.S. Thresher demonstrated
the “last full measure of devotion” in service to the
United States, and this devotion characterizes the
sacrifices of all submariners, past and present.

(b) SENSE OF CONGRESS.—Congress—

(1) recognizes the 51st anniversary of the sink-
ing of U.S.S. Thresher;

(2) remembers with profound sorrow the loss of
U.S.S. Thresher and her gallant crew of sailors and
civilians on April 10, 1963; and

(3) expresses its deepest gratitude to all subma-
riners on “eternal patrol”, who are forever bound to-
gether by dedicated and honorable service to the
United States of America.
SEC. 1026. AVAILABILITY OF FUNDS FOR RETIREMENT OR INACTIVATION OF TICONDEROGA CLASS CRUISERS OR DOCK LANDING SHIPS.

(a) LIMITATION ON THE AVAILABILITY OF FUNDS.—Except as otherwise provided in this section, none of the funds authorized to be appropriated by this Act or otherwise made available for the Department of Defense for fiscal year 2015 may be obligated or expended to retire, prepare to retire, inactivate, or place in storage a cruiser or dock landing ship.

(b) CRUISER UPGRADES.—As provided by section 8107 of the Consolidated Appropriations Act, 2014 (Public Law 113–76), the Secretary of the Navy shall begin the upgrade of two cruisers during fiscal year 2015, including—

(1) hull, mechanical, and electrical upgrades;

and

(2) combat systems modernizations.

SEC. 1027. PROHIBITION ON USE OF FUNDS FOR CERTAIN PERMITTING ACTIVITIES UNDER THE SUNKEN MILITARY CRAFT ACT.

None of the funds authorized to be appropriated by this Act may be used to issue a regulation for permitting activities set forth in section 1403 of the Ronald W. Reagan National Defense Authorization Act for Fiscal
Subtitle D—Counterterrorism

SEC. 1031. EXTENSION OF AUTHORITY TO MAKE REWARDS FOR COMBATING TERRORISM.

Section 127b(c)(3)(C) of title 10, United States Code, is amended by striking “September 30, 2014” and inserting “September 30, 2015”.

SEC. 1032. PROHIBITION ON USE OF FUNDS TO CONSTRUCT OR MODIFY FACILITIES IN THE UNITED STATES TO HOUSE DETAINEEs TRANSFERRED FROM UNITED STATES NAVAL STATION, GUANTANAMO BAY, CUBA.

(a) In General.—No amounts authorized to be appropriated or otherwise made available to the Department of Defense may be used during the period beginning on the date of the enactment of this Act and ending on December 31, 2015, to construct or modify any facility in the United States, its territories, or possessions to house any individual detained at Guantanamo for the purposes of detention or imprisonment in the custody or under the control of the Department of Defense unless authorized by Congress.
(b) EXCEPTION.—The prohibition in subsection (a) shall not apply to any modification of facilities at United States Naval Station, Guantanamo Bay, Cuba.

(c) INDIVIDUAL DETAINED AT GUANTANAMO DEFINED.—In this section, the term “individual detained at Guantanamo” means any individual located at United States Naval Station, Guantanamo Bay, Cuba, as of October 1, 2009, who—

(1) is not a citizen of the United States or a member of the Armed Forces of the United States; and

(2) is—

(A) in the custody or under the control of the Department of Defense; or

(B) otherwise under detention at United States Naval Station, Guantanamo Bay, Cuba.

SEC. 1033. PROHIBITION ON THE USE OF FUNDS FOR THE TRANSFER OR RELEASE OF INDIVIDUALS DETAINED AT UNITED STATES NAVAL STATION, GUANTANAMO BAY, CUBA.

No amounts authorized to be appropriated or otherwise made available to the Department of Defense may be used during the period beginning on the date of the enactment of this Act and ending on December 31, 2015, to transfer, release, or assist in the transfer or release to
or within the United States, its territories, or possessions

of Khalid Sheikh Mohammed or any other detainee who—

(1) is not a United States citizen or a member

of the Armed Forces of the United States; and

(2) is or was held on or after January 20, 2009, at United States Naval Station, Guantanamo Bay, Cuba, by the Department of Defense.

SEC. 1034. PROHIBITION ON THE USE OF FUNDS FOR RECREATIONAL FACILITIES FOR INDIVIDUALS DETAINED AT GUANTANAMO.

None of the funds authorized to be appropriated or otherwise available to the Department of Defense may be used to provide additional or upgraded recreational facilities for individuals detained at United States Naval Station, Guantanamo Bay, Cuba.

Subtitle E—Miscellaneous Authorities and Limitations

SEC. 1041. MODIFICATION OF DEPARTMENT OF DEFENSE AUTHORITY FOR HUMANITARIAN DEMINING ASSISTANCE AND STOCKPILED CONVENTIONAL MUNITIONS ASSISTANCE PROGRAMS.

(a) Inclusion of Information About Insufficient Funding in Annual Report.—Subsection (d)(3) of section 407 of title 10, United States Code, is amended
by inserting “or insufficient funding” after “such activi-
ties”;

(b) Definition of Stockpiled Conventional
Munitions Assistance.—Subsection (e)(2) of such sec-
tion is amended—

(1) by striking “and includes” and inserting the
following: “small arms, and light weapons, including
man-portable air-defense systems. Such term in-
cludes”; and

(2) by inserting before the period at the end the
following: “, small arms, and light weapons, includ-
ing man-portable air-defense systems”.

SEC. 1042. AUTHORITY TO ACCEPT VOLUNTARY SERVICES
OF LAW STUDENTS AND PERSONS STUDYING
TO BE PARALEGALS.

Section 1588(a) of title 10, United States Code, is
amended by adding at the end the following new para-
graph:

“(10) Internship or externship services provided
by law students or persons studying to be a para-
legal, when such services are provided under the di-
rect supervision of an attorney.”.
SEC. 1043. EXPANSION OF AUTHORITY FOR SECRETARY OF
DEFENSE TO USE THE DEPARTMENT OF DEFENSE REIMBURSEMENT RATE FOR TRANS-
PORTATION SERVICES PROVIDED TO CERTAIN NON-DEPARTMENT OF DEFENSE ENTITIES.

(a) ELIGIBLE CATEGORIES OF TRANSPORTATION.—

Subsection (a) of section 2642 of title 10, United States Code, is amended—

(1) in the matter preceding paragraph (1), by striking “The Secretary” and inserting “Subject to subsection (b), the Secretary”;

(2) in paragraph (3)—

(A) by striking “During the period beginning on October 28, 2009, and ending on September 30, 2019, for” and inserting “For”;

(B) by striking “of Defense” the first place it appears and all that follows through “military sales” and inserting “of Defense”; and

(C) by striking “, but only if” and all that follows through “commercial transportation industry”; and

(3) by adding at the end the following new paragraphs:

“(4) For military transportation services pro-
vided in support of foreign military sales.
“(5) For military transportation services provided to a State, local, or tribal agency (including any organization composed of State, local, or tribal agencies).

“(6) For military transportation services provided to a Department of Defense contractor when transporting supplies that are for, or destined for, a Department of Defense entity.”.

(b) Termination of Authority for Certain Categories of Transportation.—Such section is further amended—

(1) by redesignating subsection (b) as subsection (c); and

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

“(b) Termination of Authority for Certain Categories of Transportation.—The provisions of paragraphs (3), (4), (5), and (6) of subsection (a) shall apply only to military transportation services provided before October 1, 2024.”.

(c) Clerical Amendments.—

(1) Section heading.—The heading of such section is amended to read as follows:
“§ 2642. Transportation services provided to certain non-Department of Defense agencies and entities: Use of Department of Defense reimbursement rate”.

(2) Table of sections.—The item relating to such section in the table of sections at the beginning of chapter 157 of such title is amended to read as follows:

“2642. Transportation services provided to certain non-Department of Defense agencies and entities: Use of Department of Defense reimbursement rate.”.

SEC. 1044. REPEAL OF AUTHORITY RELATING TO USE OF MILITARY INSTALLATIONS BY CIVIL RESERVE AIR FLEET CONTRACTORS.

(a) Repeal.—Section 9513 of title 10, United States Code, is repealed.

(b) Clerical Amendment.—The table of sections at the beginning of chapter 931 of such title is amended by striking the item relating to section 9513.

SEC. 1045. CERTIFICATION AND LIMITATION ON AVAILABILITY OF FUNDS FOR AVIATION FOREIGN INTERNAL DEFENSE PROGRAM.

(a) Certification.—

(1) In general.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a certification regarding the
aviation foreign internal defense program that includes each of the following:

(A) An overall description of the program, included validated requirements from each of the geographic combatant commands and the Joint Staff, and statutory authorities used to support fixed and rotary wing aviation foreign internal defense programs within the Department of Defense.

(B) Program goals, proposed metrics of performance success, and anticipated procurement and operation and maintenance costs across the Future Years Defense Program.

(C) A comprehensive strategy outlining and justifying contributing commands and units for program execution, including the use of Air Force, Special Operations Command, Reserve, and National Guard forces and components.

(D) The results of any analysis of alternatives and efficiencies reviews for any contracts awarded to support the aviation foreign internal defense program.

(E) Any other items the Secretary of Defense determines appropriate.
(2) FORM.—The certification required under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(b) LIMITATIONS.—

(1) LIMITATIONS ON THE USE OF FUNDS.—Not more than 50 percent of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 may be obligated or expended to support the aviation foreign internal defense program, or to retire, transfer, or divest any asset of such program, until the date that is 45 days after the date on which the Secretary of Defense provides to the congressional defense committees the certification required under subsection (a).

(2) LIMITATION ON DISPOSITION OF AIRCRAFT.—No aircraft that, as of the date of the enactment of this Act, is part of the aviation foreign internal defense program may be transferred into or maintained in a status that is considered excess to the requirements of the possessing command and awaiting disposition instructions until the date that is 30 days after the date on which the Secretary delivers the certification required by subsection (a) to the congressional defense committees.
SEC. 1046. SUBMITTAL OF PROCEDURES AND REPORT RELATING TO SENSITIVE MILITARY OPERATIONS.

Of the amounts authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for the Office of the Assistant Secretary of Defense for Special Operations and Low Intensity Conflict, not more than 75 percent may be obligated or expended until the Secretary of Defense submits to the congressional defense committees—

(1) the procedures required to be submitted by section 130f(b)(1) of title 10, United States Code; and


SEC. 1047. LIMITATION ON USE OF RUSSIAN-FLAGGED AIRLIFT AIRCRAFT TO SUPPORT THE Airlift MOVEMENT REQUIREMENTS OF THE UNITED STATES TRANSPORTATION COMMAND.

None of the funds authorized to be appropriated by this Act or otherwise made available to the Secretary of Defense for fiscal year 2015 may be used to fly any Russian-flagged airlift aircraft to support any airlift movement requirement of the United States Transportation
Command until the commander of the United States Transportation Command certifies to the Committees on Armed Services of the Senate and House of Representatives that with respect to the airlift movement requirement, using the Russian-flagged airlift aircraft is the only means available to the commander to execute the requirement.

SEC. 1048. PROHIBITION ON REDUCTION OF FORCE STRUCTURE AT LAJES AIR FORCE BASE UNTIL COMPLETION OF ASSESSMENTS BY SECRETARY OF DEFENSE AND GOVERNMENT ACCOUNTABILITY OFFICE.

The Secretary of the Air Force may not reduce the force structure at Lajes Air Force Base, Azores, Portugal, below the force structure at such Air Force Base as of October 1, 2013, until 30 days after the following occur:

(1) The Secretary of Defense concludes the European Infrastructure Consolidation Assessment initiated by the Secretary on January 25, 2013. Such assessment shall address the efficacy of Lajes Air Force Base modifying its United States Air Force mission to support a permanent force structure for the United States Special Operations Command, the United States Africa Command, and other overseas United States forces in both the European and Afri-
can regions, at a force structure at or above the force structure at such Air Force Base as of October 1, 2013.

(2) The Secretary of Defense includes in the Assessment under paragraph (1) an analysis of how, with respect to the use and force structure of the Lajes Air Force Base, the United States is honoring the goals of the U.S.-Portugal Permanent Bilateral Commission, particularly how the systematic reduction in force structure at such Air Force Base is within the goals of the commission and the bilateral cooperation between the 2 countries in the fight against terrorism.

(3) The Secretary briefs the congressional defense committees regarding the results of the Assessment under paragraph (1).

SEC. 1049. LIMITATION ON REMOVAL OF C–130 AIRCRAFT.

The Secretary of the Air Force may not remove C–130 aircraft from a unit of the regular or reserve components of the Air Force that is tasked with the modular airborne fire fighting system mission, or from a unit that is formally associated with a unit that is tasked with such mission, until the date on which the Secretary of the Air Force certifies to the congressional defense committees
that such mission will not be negatively affected by the
removal of such aircraft.

SEC. 1050. CONDITIONS ON ARMY NATIONAL GUARD AND
ACTIVE ARMY FORCE STRUCTURE CHANGES
PENDING COMPTROLLER GENERAL REPORT.

(a) CERTAIN REDUCTIONS PROHIBITED.—During
fiscal year 2015, the Secretary of Defense and the Secre-
tary of the Army may not carry out any of the following
actions:

(1) Reduce the end strength for active duty per-
sonnel of the Army for a fiscal year below 490,000.

(2) Reduce the end strength for Selected Re-
serve personnel of the Army National Guard of the
United States for a fiscal year below 350,000.

(3) Transfer AH–64 Attack helicopters from
the Army National Guard to the regular Army.

(b) REPORT REQUIRED.—Not later than March 1,
2015, the Comptroller General of the United States shall
submit to the congressional defense committees a report
containing a review of the analyses of any counter-pro-
posals submitted to the Army by the Chief of the National
Guard and conducted by the Army and the Department
of Defense Cost Assessment Program Evaluation Office
as the basis for the decision to determine the future force
structure of the Army, including the appropriate mix be-
between regular Army, the National Guard, and the Army Reserve.

(c) ELEMENTS OF REPORT.—The report required by subsection (b) shall include, at a minimum, the following:

(1) An assessment of the force structure model used to conduct the analysis and determination of whether proper assumptions were made based on the current budget program, the National Military Strategy, and Combatant Commanders’ operational requirements for the Army.

(2) An assessment of the cost analysis models used to make the determinations regarding which Army aviation platforms should be retained and in which component, including the projected costs and savings associated with the determinations.

(3) A comparison of the operational readiness rates for the past five years for the equipment platforms that comprise aviation brigades of the regular Army and the Army National Guard.

(4) An assessment of the manning levels required for combat aviation brigades in the regular Army and the Army National Guard, including whether the resources to fund full-time support of military technicians was properly applied to fill the authorized positions in States with aviation brigades.
(d) **No Limitation on Aviation Training.**—Nothing in subsection (a) shall be construed—

1. to limit the provision of qualification training for military occupational specialties related to Army Aviation; or
2. to prevent the Secretary of the Army from continuing flight training and advanced qualification courses for selected National Guard AH-64 personnel in accordance with current force structure and Army readiness requirements.

(e) **Sense of Congress Regarding Additional Funding for the Army National Guard.**—Congress is concerned with the planned reductions and realignments the Army has proposed with respect to aviation realignment of combat aviation aircraft in the Army National Guard as well as greater reductions in active component end strength and brigade combat teams.

**SEC. 1051. MODIFICATIONS TO OH–58D KIOWA WARRIOR HELICOPTERS.**

(a) **In General.**—Notwithstanding section 2244A of title 10, United States Code, the Secretary of the Army may implement engineering change proposals on OH–58D Kiowa Warrior helicopters.

(b) **Manner of Modifications.**—The Secretary shall carry out subsection (a) in a manner that ensures—
(1) the safety and survivability of the crews of
the OH–58D Kiowa Warrior helicopters by expedi-
tiously replacing or integrating, or both, the mast-
mounted sight engineering change proposals to the
current OH–58D fleet;
(2) the safety of flight; and
(3) that the minimum requirements of the com-
manders of the combatant commands are met.
(e) ENGINEERING CHANGE PROPOSALS DEFINED.—
In this section, the term “engineering change proposals”
means, with respect to OH–58D helicopters, engineering
changes relating to the following:
(1) Mast mounted sight laser pointer.
(2) Two-card system processor.
(3) Diode pump laser.

SEC. 1052. PROHIBITION ON USE OF DRONES TO KILL
UNITED STATES CITIZENS.
(a) PROHIBITION.—No officer or employee of, or
detailee or contractor to, the Department of Defense may
use a drone to kill a citizen of the United States.
(b) EXCEPTION.—The prohibition under subsection
(a) shall not apply to the use of a drone to kill an indi-
vidual who is actively engaged in combat against the
United States.
(c) **Rule of Construction.**—Nothing in this section shall be construed to create any authority, or expand any existing authority, for the Federal Government to kill any person.

(d) **Drone Defined.**—In this section, the term “drone” means an unmanned aircraft (as defined in section 331 of the FAA Modernization and Reform Act of 2012 (49 U.S.C. 40101 note)).

### Subtitle F—Studies and Reports

#### SEC. 1061. PROTECTION OF DEFENSE MISSION-CRITICAL INFRASTRUCTURE FROM ELECTROMAGNETIC PULSE AND HIGH-POWERED MICROWAVE SYSTEMS.

(a) **Certification Required.**—Not later than June 1, 2015, the Secretary of Defense shall submit to the congressional defense committees certification that defense mission-critical infrastructure requiring electromagnetic pulse protection that receives power supply from commercial or other non-military sources is protected from the adverse effects of man-made or naturally occurring electromagnetic pulse and high-powered microwave weapons.

(b) **Form of Submission.**—The certification required by subsection (a) shall be submitted in classified form.
(c) DEFINITIONS.—In this section:

(1) The term “defense mission-critical infrastructure” means Department of Defense infrastructure of defense critical systems essential to project, support, and sustain the Armed Forces and military operations worldwide.

(2) The term “defense critical system” means a primary mission system or an auxiliary or supporting system—

(A) the operational effectiveness and operational suitability of which are essential to the successful mission completion or to aggregate residual combat capability; and

(B) the failure of which would likely result in the failure to complete a mission.

SEC. 1062. RESPONSE OF THE DEPARTMENT OF DEFENSE TO COMPROMISES OF CLASSIFIED INFORMATION.

(a) FINDINGS.—Congress makes the following findings:

(1) Compromises of classified information cause indiscriminate and long-lasting damage to United States national security and often have a direct impact on the safety of warfighters.
(2) In 2010, hundreds of thousands of classified documents were illegally copied and disclosed across the Internet.

(3) Classified information has been disclosed in numerous public writings and manuscripts endangering current operations.

(4) In 2013, nearly 1,700,000 files were downloaded from United States Government information systems, threatening the national security of the United States and placing the lives of United States personnel at extreme risk. The majority of the information compromised relates to the capabilities, operations, tactics, techniques, and procedures of the Armed Forces of the United States, and is the single greatest quantitative compromise in the history of the United States.

(5) The Department of Defense is taking steps to mitigate the harm caused by these leaks.

(6) Congress must be kept apprised of the progress of the mitigation efforts to ensure the protection of the national security of the United States.

(b) Reports Required.—

(1) Initial report.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional
defense committees a report on actions taken by the Secretary in response to significant compromises of classified information. Such report shall include each of the following:

(A) A description of any changes made to Department of Defense policies or guidance relating to significant compromises of classified information, including regarding security clearances for employees of the Department, information technology, and personnel actions.

(B) An overview of the efforts made by any task force responsible for the mitigation of such compromises of classified information.

(C) A description of the resources of the Department that have been dedicated to efforts relating to such compromises.

(D) A description of the plan of the Secretary to continue evaluating the damage caused by, and to mitigate the damage from, such compromises.

(E) A general description and estimate of the anticipated costs associated with mitigating such compromises.

(2) UPDATES TO REPORT.—During calendar years 2015 through 2018, the Secretary shall submit
to the congressional defense committees semiannual
updates to the report required by paragraph (1).
Each such update shall include information regard-
ing any changes or progress with respect to the mat-
ters covered by such report.

SEC. 1063. REPORT AND BRIEFING TO CONGRESS ON PRO-
CUREMENT AND INSPECTION OF ARMORED
COMMERCIAL PASSENGER-CARRYING VEHIC-
LES TO TRANSPORT CIVILIAN EMPLOYEES
OF THE DEPARTMENT OF DEFENSE.

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

(1) civilian employees of the Department of De-
fense should be provided all reasonable protection
while such employees are in hostile foreign areas,
and such protection should include adequate ar-
mored commercial passenger-carrying vehicle trans-
portation; and

(2) to ensure adequate protection of civilian em-
ployees, the Department of Defense should employ
stringent, uniform standards for the procurement
and inspection upon delivery of armored commercial
passenger-carrying vehicles for use by civilian em-
ployees overseas.
(b) **REPORT REQUIRED.**—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense, in consultation with the Under Secretary of Defense for Acquisition, Technology, and Logistics, shall submit to the congressional defense committees a report on the policies and procedures of the Department of Defense for procuring and inspecting upon delivery armored commercial passenger-carrying vehicles for transporting civilian employees. Such report shall include—

(1) a description of the policies and procedures of the Department of Defense at the time of the report for procuring and inspecting upon delivery armored commercial passenger-carrying vehicles for transporting civilian employees in hostile or potentially hostile locations overseas;

(2) recommendations for any changes to such policies and procedures of the Department of Defense that the Secretary determines would increase the safety of civilian employees in hostile or potentially hostile locations overseas; and

(3) any other relevant matter the Secretary determines appropriate.

(e) **BRIEFING REQUIRED.**—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense, in consultation with the Under Secretary of
Defense for Acquisition, Technology, and Logistics, shall provide to the congressional defense committees a detailed briefing on the report required by subsection (b).

**SEC. 1064. STUDY ON JOINT ANALYTIC CAPABILITY OF THE DEPARTMENT OF DEFENSE.**

(a) **INDEPENDENT ASSESSMENT.**—The Secretary of Defense shall commission an independent assessment of the joint analytic capabilities of the Department of Defense to support strategy, plans, and force development and their link to resource decisions.

(b) **CONDUCT OF ASSESSMENT.**—The assessment required by subsection (a) may, at the election of the Secretary, be conducted by an independent, non-governmental institute which is described in section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code, and has recognized credentials and expertise in national security and military affairs appropriate for the assessment.

(c) **ELEMENTS.**—The assessment required by subsection (a) should include, but not be limited to, the following:

(1) An assessment of the analytical capability of the Office of the Secretary of Defense and the Joint Staff to support force planning, defense strat-
egy development, program and budget decisions, and
the review of war plans.

(2) Recommendations on improvements to such
capability as required, including changes to proc-
esses or organizations that may be necessary.

(d) REPORT.—Not later than one year after the date
of the enactment of this Act, the entity selected for the
conduct of the assessment required by subsection (a) shall
provide to the Secretary an unclassified report, with a
classified annex (if appropriate), containing its findings as
a result of the assessment. Not later than 90 days after
the date of receipt of the report, the Secretary shall trans-
mit the report to the congressional defense committees,
together with such comments on the report as the Sec-
retary considers appropriate.

SEC. 1065. BUSINESS CASE ANALYSIS OF THE CREATION OF
AN ACTIVE DUTY ASSOCIATION FOR THE
68TH AIR REFUELING WING.

(a) BUSINESS CASE ANALYSIS.—The Secretary of
the Air Force shall conduct a business case analysis of
the creation of a 4–PAA (Personnel-Only) KC–135R ac-
tive association with the 168th Air Refueling Wing. Such
analysis shall include consideration of—

(1) any efficiencies or cost savings achieved as-
suming the 168th Air Refueling Wing meets 100
percent of current air refueling requirements after
the active association is in place;

(2) improvements to the mission requirements
of the 168th Air Refueling Wing and Air Mobility
Command; and

(3) effects on the operations of Air Mobility
Command.

(b) REPORT.—Not later than 60 days after the date
of the enactment of this Act, the Secretary shall submit
to Congress a report on the business case analysis con-
ducted under subsection (a).

SEC. 1066. REPORT ON LONG-TERM COSTS OF OPERATION
IRAQI FREEDOM AND OPERATION ENDURING
FREEDOM.

(a) REPORT REQUIREMENT.—Not later than 90 days
after the date of the enactment of this Act, the President,
with contributions from the Secretary of Defense, the Sec-
retary of State, and the Secretary of Veterans Affairs,
shall submit to Congress a report containing an estimate
of previous costs of Operation New Dawn (the successor
contingency operation to Operation Iraqi Freedom) and
the long-term costs of Operation Enduring Freedom for
a scenario, determined by the President and based on cur-
rent contingency operation and withdrawal plans, that
takes into account expected force levels and the expected
length of time that members of the Armed Forces will be deployed in support of Operation Enduring Freedom.

(b) ESTIMATES TO BE USED IN PREPARATION OF REPORT.—In preparing the report required by subsection (a), the President shall make estimates and projections through at least fiscal year 2024, adjust any dollar amounts appropriately for inflation, and take into account and specify each of the following:

(1) The total number of members of the Armed Forces expected to be deployed in support of Operation Enduring Freedom, including—

(A) the number of members of the Armed Forces actually deployed in Southwest Asia in support of Operation Enduring Freedom;

(B) the number of members of reserve components of the Armed Forces called or ordered to active duty in the United States for the purpose of training for eventual deployment in Southwest Asia, backfilling for deployed troops, or supporting other Department of Defense missions directly or indirectly related to Operation Enduring Freedom; and

(C) the break-down of deployments of members of the regular and reserve components
and activation of members of the reserve components.

(2) The number of members of the Armed Forces, including members of the reserve components, who have previously served in support of Operation Iraqi Freedom, Operation New Dawn, or Operation Enduring Freedom and who are expected to serve multiple deployments.

(3) The number of contractors and private military security firms that have been used and are expected to be used during the course of Operation Iraqi Freedom, Operation New Dawn, and Operation Enduring Freedom.

(4) The number of veterans currently suffering and expected to suffer from post-traumatic stress disorder, traumatic brain injury, or other mental injuries.

(5) The number of veterans currently in need of and expected to be in need of prosthetic care and treatment because of amputations incurred during service in support of Operation Iraqi Freedom, Operation New Dawn, or Operation Enduring Freedom.

(6) The current number of pending Department of Veterans Affairs claims from veterans of military
service in Iraq and Afghanistan, and the total num-
ber of such veterans expected to seek disability com-
pensation from the Department of Veterans Affairs.

(7) The total number of members of the Armed
Forces who have been killed or wounded in Iraq or
Afghanistan, including noncombat casualties, the
total number of members expected to suffer injuries
in Afghanistan, and the total number of members
expected to be killed in Afghanistan, including non-
combat casualties.

(8) The amount of funds previously appro-
priated for the Department of Defense, the Depart-
ment of State, and the Department of Veterans Af-
fairs for costs related to Operation Iraqi Freedom,
Operation New Dawn, and Operation Enduring
Freedom, including an account of the amount of
funding from regular Department of Defense, De-
partment of State, and Department of Veterans Af-
fairs budgets that has gone and will go to costs asso-
ciated with such operations.

(9) Previous, current, and future operational
expenditures associated with Operation Enduring
Freedom and, when applicable, Operation Iraqi
Freedom and Operation New Dawn, including—

(A) funding for combat operations;
(B) deploying, transporting, feeding, and housing members of the Armed Forces (including fuel costs);

(C) activation and deployment of members of the reserve components of the Armed Forces;

(D) equipping and training of Iraqi and Afghani forces;

(E) purchasing, upgrading, and repairing weapons, munitions, and other equipment consumed or used in Operation Iraqi Freedom, Operation New Dawn, or Operation Enduring Freedom; and

(F) payments to other countries for logistical assistance in support of such operations.

(10) Past, current, and future costs of entering into contracts with private military security firms and other contractors for the provision of goods and services associated with Operation Iraqi Freedom, Operation New Dawn, and Operation Enduring Freedom.

(11) Average annual cost for each member of the Armed Forces deployed in support of Operation Enduring Freedom, including room and board, equipment and body armor, transportation of troops
and equipment (including fuel costs), and operational costs.

(12) Current and future cost of combat-related special pays and benefits, including reenlistment bonuses.

(13) Current and future cost of calling or ordering members of the reserve components to active duty in support of Operation Enduring Freedom.

(14) Current and future cost for reconstruction, embassy operations and construction, and foreign aid programs for Iraq and Afghanistan.

(15) Current and future cost of bases and other infrastructure to support members of the Armed Forces serving in Afghanistan.

(16) Current and future cost of providing health care for veterans who served in support of Operation Iraqi Freedom, Operation New Dawn, or Operation Enduring Freedom, including—

(A) the cost of mental health treatment for veterans suffering from post-traumatic stress disorder and traumatic brain injury, and other mental problems as a result of such service; and

(B) the cost of lifetime prosthetics care and treatment for veterans suffering from amputations as a result of such service.
(17) Current and future cost of providing Department of Veterans Affairs disability benefits for the lifetime of veterans who incur disabilities while serving in support of Operation Iraqi Freedom, Operation New Dawn, or Operation Enduring Freedom.

(18) Current and future cost of providing survivors’ benefits to survivors of members of the Armed Forces killed while serving in support of Operation Iraqi Freedom, Operation New Dawn, or Operation Enduring Freedom.

(19) Cost of bringing members of the Armed Forces and equipment back to the United States upon the conclusion of Operation Enduring Freedom, including the cost of demobilization, transportation costs (including fuel costs), providing transition services for members of the Armed Forces transitioning from active duty to veteran status, transporting equipment, weapons, and munitions (including fuel costs), and an estimate of the value of equipment that will be left behind.

(20) Cost to restore the military and military equipment, including the equipment of the reserve components, to full strength after the conclusion of Operation Enduring Freedom.
(21) Amount of money borrowed to pay for Operation Iraqi Freedom, Operation New Dawn, and Operation Enduring Freedom, and the sources of that money.

(22) Interest on money borrowed, including interest for money already borrowed and anticipated interest payments on future borrowing, for Operation Iraqi Freedom, Operation New Dawn, and Operation Enduring Freedom.

SEC. 1067. REPORT ON FORCE STRUCTURE LAYDOWN OF TACTICAL AIRLIFT ASSETS.

(a) Sense of Congress.—It is the sense of Congress that the strategic laydown of tactical airlift forces following the withdrawal of combat forces from Afghanistan is cause for concern.

(b) Report.—Not later than 60 days after the date of the enactment of this Act, the Secretary of the Air Force shall submit to the congressional defense committees a report on the five-year plan of the Secretary for the force structure laydown of the tactical airlift.

(c) Limitation; Report.—The Secretary of the Air Force shall brief the congressional defense committees prior to implementing any movements.
SEC. 1068. REPORT ON THERMAL INJURY PREVENTION.

The Director of the United States Army Tank Automotive Research, Development, and Engineering Center shall submit to the congressional defense committees a report addressing thermal injury prevention needs to improve occupant centric survivability systems for combat and tactical vehicles against over matching ballistic threat.

Subtitle G—Other Matters

SEC. 1071. TECHNICAL AND CLERICAL AMENDMENTS.

(a) Amendments To Title 10, United States Code, To Reflect Enactment of Title 41, United States Code.—Title 10, United States Code, is amended as follows:

(1) Section 2013(a)(1) is amended by striking “section 6101(b)–(d) of title 41” and inserting “section 6101 of title 41”.

(2) Section 2302 is amended—

(A) in paragraph (7), by striking “section 4 of such Act” and inserting “such section”; and

(B) in paragraph (9)(A)—

(i) by striking “section 26 of the Office of Federal Procurement Policy Act (41 U.S.C. 422)” and inserting “chapter 15 of title 41”; and
(ii) by striking “such section” and inserting “such chapter”.


(4) Section 2314 is amended by striking “Sections 6101(b)–(d)” and inserting “Sections 6101”.

(5) Section 2321(f)(2) is amended by striking “section 35(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 431(c))” and inserting “section 104 of title 41”.

(6) Section 2359b(k)(4)(A) is amended by striking “section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403)” and inserting “section 110 of title 41”.

(7) Section 2379 is amended—

(A) in subsections (a)(1)(A), (b)(2)(A), and (c)(1)(B)(i), by striking “section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12))” and inserting “section 103 of title 41”; and

(B) in subsections (b) and (c)(1), by striking “section 35(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 431(c))” and inserting “section 104 of title 41”.

(8) Section 2392b is amended—

(A) in subsections (a)(1)(A), (b)(2)(A), and (c)(1)(B)(i), by striking “section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12))” and inserting “section 103 of title 41”; and

(B) in subsections (b) and (c)(1), by striking “section 35(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 431(c))” and inserting “section 104 of title 41.”
curement Policy Act (41 U.S.C. 431(c))” and inserting “section 104 of title 41”.

(8) Section 2410m(b)(1) is amended—

(A) in subparagraph (A)(i), by striking “section 7 of such Act” and inserting “section 7104(a) of such title”; and

(B) in subparagraph (B)(ii), by striking “section 7 of the Contract Disputes Act of 1978” and inserting “section 7104(a) of title 41”.

(9) Section 2533(a) is amended by striking “such Act” in the matter preceding paragraph (1) and inserting “chapter 83 of such title”.

(10) Section 2533b is amended—

(A) in subsection (h)—

(i) in paragraph (1), by striking “sections 34 and 35 of the Office of Federal Procurement Policy Act (41 U.S.C. 430 and 431)” and inserting “sections 1906 and 1907 of title 41”; and

(ii) in paragraph (2), by striking “section 35(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 431(c))” and inserting “section 104 of title 41”; and
(B) in subsection (m)—

(i) in paragraph (2), by striking “section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403)” and inserting “section 105 of title 41”;

(ii) in paragraph (3), by striking “section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403)” and inserting “section 131 of title 41”; and

(iii) in paragraph (5), by striking “section 35(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 431(c))” and inserting “section 104 of title 41”.

(11) Section 2545(1) is amended by striking “section 4(16) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(16))” and inserting “section 131 of title 41”.

(12) Section 7312(f) is amended by striking “Section 3709 of the Revised Statutes (41 U.S.C. 5)” and inserting “Section 6101 of title 41”.

(b) Amendments to other defense-related statutes to reflect enactment of Title 41, United States Code.—
(1) The Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111–383) is amended as follows:

(A) Section 846(a) (10 U.S.C. 2534 note) is amended—

(i) by striking “the Buy American Act (41 U.S.C. 10a et seq.)” and inserting “chapter 83 of title 41, United States Code”; and

(ii) by striking “that Act” and inserting “that chapter”.

(B) Section 866 (10 U.S.C. 2302 note) is amended—

(i) in subsection (b)(4)(A), by striking “section 26 of the Office of Federal Procurement Policy Act (41 U.S.C. 422)” and inserting “chapter 15 of title 41, United States Code”; and


(C) Section 893(f)(2) (10 U.S.C. 2302 note) is amended by striking “section 26 of the

(2) The National Defense Authorization Act for Fiscal Year 2008 (Public Law 110–181) is amended as follows:

(A) Section 805(c)(1) (10 U.S.C. 2330 note) is amended—


and


(B) Section 821(b)(2) (10 U.S.C. 2304 note) is amended by striking ‘‘section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12))’’ and inserting ‘‘section 103 of title 41, United States Code’’.
(C) Section 847 (10 U.S.C. 1701 note) is amended—

(i) in subsection (a)(5), by striking “section 27(e) of the Office of Federal Procurement Policy Act (41 U.S.C. 423(e))” and inserting “section 2105 of title 41, United States Code”;

(ii) in subsection (c)(1), by striking “section 4(16) of the Office of Federal Procurement Policy Act” and inserting “section 131 of title 41, United States Code”; and


(D) Section 862 (10 U.S.C. 2302 note) is amended—

(i) in subsection (b)(1), by striking “section 25 of the Office of Federal Procurement Policy Act (41 U.S.C. 421)” and inserting “section 1303 of title 41, United States Code”; and

(3) The John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364) is amended as follows:

(A) Section 832(d)(3) (10 U.S.C. 2302 note) is amended by striking “section 8(b) of the Service Contract Act of 1965 (41 U.S.C. 357(b))” and inserting “section 6701(3) of title 41, United States Code”.


(5) The National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136) is amended as follows:


(B) Subsection (c) of section 1601 (10 U.S.C. 2358 note) is amended—

(i) in paragraph (1)(A), by striking “section 32A of the Office of Federal Procurement Policy Act, as added by section 1443 of this Act” and inserting “section 1903 of title 41, United States Code”; and

(ii) in paragraph (2)(B), by striking “Subsections (a) and (b) of section 7 of the Anti-Kickback Act of 1986 (41 U.S.C. 57(a) and (b))” and inserting “Section 8703(a) of title 41, United States Code”.

and inserting “chapter 85 of title 41, United States Code”.


(10) Section 848(e)(1) of the National Defense Authorization Act for Fiscal Year 1998 (Public Law
105–85; 10 U.S.C. 2304 note) is amended by strik-
ing “section 32 of the Office of Federal Procure-
ment Policy Act (41 U.S.C. 428)” and inserting
“section 1902 of title 41, United States Code”.

(11) Section 722(b)(2) of the National Defense
Authorization Act for Fiscal Year 1997 (Public Law
104–201; 10 U.S.C. 1073 note) is amended by strik-
ing “section 25(c) of the Office of Federal Procure-
ment Policy Act (41 U.S.C. 421(c))” and inserting
“section 1303(a) of title 41, United States Code”.

(12) Section 3412(k) of the National Defense
Authorization Act for Fiscal Year 1996 (Public Law
104–106, 10 U.S.C. 7420 note) is amended by strik-
ing “section 303(e) of the Federal Property and Ad-
ministrative Services Act of 1949 (41 U.S.C.
253(e))” and inserting “section 3304(a) of title 41,
United States Code”.

(13) Section 845 of the National Defense Au-
thorization Act for Fiscal Year 1994 (Public Law
103–160; 10 U.S.C. 2371 note) is amended—

(A) in subsection (a)(2)(A), by striking
“section 16(e) of the Office of Federal Procure-
ment Policy Act (41 U.S.C. 414(e))” and in-
serting “section 1702(e) of title 41, United
States Code,”;
(B) in subsection (d)(1)(B)(ii), by striking “section 16(3) of the Office of Federal Procurement Policy Act (41 U.S.C. 414(3))” and inserting “section 1702(c) of title 41, United States Code”; 

(C) in subsection (e)(2)(A), by striking “section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12))” and inserting “section 103 of title 41, United States Code”; and 


(14) Section 326(c)(2) of the National Defense Authorization Act for Fiscal Year 1993 (Public Law 102–484; 10 U.S.C. 2302 note) is amended by striking “section 25(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 421(c))” and inserting “section 1303(a) of title 41, United States Code”.

(A) in subsection (b), by striking “section 4(12) of the Office of Federal Procurement Policy Act” and inserting “section 103 of title 41, United States Code”; and

(B) in subsection (c)—

(i) by striking “section 25(a) of the Office of Federal Procurement Policy Act” and inserting “section 1302(a) of title 41, United States Code”; and

(ii) by striking “section 25(c)(1) of the Office of Federal Procurement Policy Act (41 U.S.C. 421(c)(1))” and inserting “section 1303(a)(1) of such title 41”.


(A) by designating the subsection after subsection (k), relating to definitions, as subsection (l); and

(B) in paragraph (8) of that subsection, by striking “the first section of the Act of June 25, 1938 (41 U.S.C. 46; popularly known as the ‘Wagner-O’Day Act’)” and inserting “section 8502 of title 41, United States Code”.

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(c) Amendments to Title 10, United States Code, To Reflect Reclassification of Provisions of Law Codified in Title 50, United States Code.—Title 10, United States Code, is amended as follows:

(1) Sections 113(b), 125(a), and 155(d) are amended by striking “(50 U.S.C. 401)” and inserting “(50 U.S.C. 3002)”.

(2) Sections 113(e)(2), 117(a)(1), 118(b)(1), 118a(b)(1), 153(b)(1)(C)(i), 231(b)(1), 231a(e)(1), and 2501(a)(1)(A) are amended by striking “(50 U.S.C. 404a)” and inserting “(50 U.S.C. 3043)”.

(3) Sections 167(g), 421(e), and 2557(e) are amended by striking “(50 U.S.C. 413 et seq.)” and inserting “(50 U.S.C. 3091 et seq.)”.

(4) Section 201(b)(1) is amended by striking “(50 U.S.C. 403–6(b))” and inserting “(50 U.S.C. 3041(b))”.

(5) Section 429 is amended—

(A) in subsection (a), by striking “Section 102A of the National Security Act of 1947 (50 U.S.C. 403–1)” and inserting “section 102A of the National Security Act of 1947 (50 U.S.C. 3024)”; and
(B) in subsection (c), by striking “(50 U.S.C. 401a(4))” and inserting “(50 U.S.C. 3003(4))”.

(6) Section 442(d) is amended by striking “(50 U.S.C. 404e(a))” and inserting “(50 U.S.C. 3045(a))”.

(7) Section 444 is amended—

(A) in subsection (b)(2), by striking “(50 U.S.C. 403o)” and inserting “(50 U.S.C. 3515)”; and

(B) in subsection (e)(2)(B), by striking “(50 U.S.C. 403a et seq.)” and inserting “(50 U.S.C. 3501 et seq.)”.

(8) Section 457 is amended—

(A) in subsection (a), by striking “(50 U.S.C. 431)” and inserting “(50 U.S.C. 3141)”;

(B) in subsection (c), by striking “(50 U.S.C. 431(b))” and inserting “(50 U.S.C. 3141(b))”.

(9) Sections 462, 1599a(a), and 1623(a) are amended by striking “(50 U.S.C. 402 note)” and inserting “(50 U.S.C. 3614)”.
(10) Sections 491(c)(3), 494(d)(1), 496(a)(1), 2409(e)(1) are amended by striking “(50 U.S.C. 401a(4))” and inserting “(50 U.S.C. 3003(4))”.

(11) Section 1605(a)(2) is amended by striking “(50 U.S.C. 403r)” and inserting “(50 U.S.C. 3518)”.

(12) Section 2723(d)(2) is amended by striking “(50 U.S.C. 413)” and inserting “(50 U.S.C. 3091)”.

(d) Amendments to Other Defense-Related Statutes To Reflect Reclassification of Provisions of Law Codified in Title 50, United States Code.—

(1) The following provisions of law are amended by striking “(50 U.S.C. 401a(4))” and inserting “(50 U.S.C. 3003(4))”:


(B) Sections 801(b)(3) and 911(e)(2) of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110–181; 10 U.S.C. 2304 note; 2271 note).


(e) Date of enactment references.—Title 10, United States Code, is amended as follows:

(1) Section 1218(d)(3) is amended by striking “on the date that is five years after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2010” and inserting “on October 28, 2014”.

(2) Section 1566a(a) is amended by striking “Not later than 180 days after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2010 and under” and inserting “Under”.

(3) Section 2275(d) is amended—

(A) in paragraph (1), by striking “before the date of the enactment of the National Defense Authorization Act for Fiscal Year 2013” and inserting “before January 2, 2013”; and
(B) in paragraph (2), by striking “on or after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2013” and inserting “on or after January 2, 2013”.

(4) Section 2601a(e) is amended by striking “after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2012” and inserting “after December 31, 2011,”.

(5) Section 6328(c) is amended by striking “on or after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2010” and inserting “on or after October 28, 2009,”.

(f) OTHER AMENDMENTS TO TITLE 10, UNITED STATES CODE.—Title 10, United States Code, is amended as follows:

(1) The table of sections at the beginning of chapter 3 is amended by striking the item relating to section 130f and inserting the following new item:

“130f. Congressional notification of sensitive military operations.”.

(2) The table of sections at the beginning of chapter 7 is amended by inserting a period at the end of the item relating to section 189.

(3) Section 189(c)(1) is amended by striking “139c” and inserting “2430(a)”.
(4) Section 407(a)(3)(A) is amended by striking the comma after “as applicable”.

(5) Section 429 is amended—

(A) in subsection (a), by striking “Section” in the second sentence and inserting “section”;

and

(B) in subsection (e), by striking “act” and inserting “law”.

(6) Section 674(b) is amended by striking “after” and inserting “after”.

(7) Section 949i(b) is amended by striking “,” and inserting a comma.

(8) Section 950b(B)(2)(A) is amended by striking “give” and inserting “given”.

(9) Section 1040(a)(1) is amended by striking “.” and inserting a period.

(10) Section 1044(d)(2) is amended by striking “.” and inserting a period.

(11) Section 1074m(a)(2) is amended by striking “subparagraph” in the matter preceding subparagraph (A) and inserting “subparagraphs”.


(13) Section 2222(g)(3) is amended by striking “(A)” after “(3)”.
(14) Section 2335(d) is amended—

(A) by designating the last sentence of paragraph (2) as paragraph (3); and

(B) in paragraph (3), as so designated—

(i) by inserting before “each of” the following paragraph heading: “OTHER TERMS.—”.

(ii) by striking “the term” and inserting “that term”; and

(iii) by striking “Federal Campaign” and inserting “Federal Election Campaign”.

(15) Section 2430(c)(2) is amended by striking “section 2366a(a)(4)” and inserting “section 2366a(a)(6)”.

(16) Section 2601a is amended—

(A) in subsection (a)(1), by striking “issue” and inserting “prescribe”; and

(B) in subsection (d), by striking “issued” and inserting “prescribed”.

(17) Section 2853(c)(1)(A) is amended by striking “can be still be” and inserting “can still be”.

(18) Section 2866(a)(4)(A) is amended by striking “repayed” and inserting “repaid”.

(19) Section 2884(c) is amended by striking “on evaluation” in the matter preceding paragraph (1) and inserting “an evaluation”.

(20) Section 7292(d)(2) is amended by striking “section 1024(a)” and inserting “section 1018(a)”.

(g) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2014.—Effective as of December 23, 2013, and as if included therein as enacted, the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66) is amended as follows:

(1) Section 2712 (127 Stat. 1004) is repealed.

(2) Section 2809(a) (127 Stat. 1013) is amended by striking “subjection” and inserting “subsection”.

(3) Section 2966 (127 Stat. 1042) is amended in the section heading by striking “TITLE” and inserting “ADMINISTRATIVE JURISDICTION”.

(4) Section 2971(a) (127 Stat. 1044) is amended—

   (A) by striking “the map” and inserting “the maps”; and

   (B) by striking “the mineral leasing laws, and the geothermal leasing laws” and inserting “and the mineral leasing laws”.

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(5) Section 2972(d)(1) (127 Stat. 1045) is amended—

(A) in subparagraph (A), by inserting “public” before “land”; and

(B) in subparagraph (B), by striking “public”.

(6) Section 2977(c)(3) (127 Stat. 1047) is amended by striking “; and” and inserting a period.

(h) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2013.—Effective as of January 2, 2013, and as if included therein as enacted, section 604(b)(1) of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1774) is amended by striking “on the date of the enactment of the National Defense Authorization Act for Fiscal Year 2013” and inserting “on January 2, 2013,”.

(i) COORDINATION WITH OTHER AMENDMENTS MADE BY THIS ACT.—For purposes of applying amendments made by provisions of this Act other than this section, the amendments made by this section shall be treated as having been enacted immediately before any such amendments by other provisions of this Act.
SEC. 1072. SALE OR DONATION OF EXCESS PERSONAL PROPERTY FOR BORDER SECURITY ACTIVITIES.

Section 2576a of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) in paragraph (1)(A), by striking “counter-drug and counter-terrorism activities” and inserting “counterdrug, counterterrorism, and border security activities”; and

(B) in paragraph (2), by striking “the Attorney General and the Director of National Drug Control Policy” and inserting “the Attorney General, the Director of National Drug Control Policy, and the Secretary of Homeland Security, as appropriate.”; and

(2) in subsection (d), by striking “counter-drug and counter-terrorism activities” and inserting “counterdrug, counterterrorism, or border security activities”.

SEC. 1073. REVISION TO STATUTE OF LIMITATIONS FOR AVIATION INSURANCE CLAIMS.

(a) IN GENERAL.—Section 44309 of title 49, United States Code, is amended—

(1) in subsection (a)(2), by adding at the end the following new sentence: “A civil action shall not
be instituted against the United States under this chapter unless the claimant first presents the claim to the Secretary of Transportation and such claim is finally denied by the Secretary in writing and notice of the denial of such claim is sent by certified or registered mail.”; and

(2) by striking subsection (c) and inserting the following new subsection (c):

“(c) TIME REQUIREMENTS.—(1) Except as provided under paragraph (2), an insurance claim made under this chapter against the United States shall be forever barred unless it is presented in writing to the Secretary of Transportation within two years after the date on which the loss event occurred. Any civil action arising out of the denial of such a claim shall be filed by not later than six months after the date of the mailing, by certified or registered mail, of notice of final denial of the claim by the Secretary.

“(2)(A) For claims based on liability to persons with whom the insured has no privity of contract, an insurance claim made under the authority of this chapter against the United States shall be forever barred unless it is presented in writing to the Secretary of Transportation by not later than the earlier of—
'“(i) the date that is 60 days after the date on which final judgment is entered by a tribunal of competent jurisdiction; or

“(ii) the date that is six years after the date on which the loss event occurred.

“(B) Any civil action arising out of the denial of such claim shall be filed by not later than six months after the date of mailing, by certified or registered mail, of notice of final denial of the claim by the Secretary.

“(3) A claim made under this chapter shall be deemed to be administratively denied if the Secretary fails to make a final disposition of the claim before the date that is 6 months after the date on which the claim is presented to the Secretary, unless the Secretary makes a different agreement with the claimant when there is good cause for an agreement.”.

(b) APPLICABILITY.—The amendments made by subsection (a) shall apply with respect to a claim arising after the date of the enactment of this Act.

SEC. 1074. PILOT PROGRAM FOR THE HUMAN TERRAIN SYSTEM.

(a) PILOT PROGRAM REQUIRED.—The Secretary of the Army shall carry out a pilot program under which the Secretary uses the Human Terrain System assets in the Pacific Command area of responsibility to support phase
0 shaping operations and the theater security cooperation plans of the Commander of the Pacific Command.

(b) LIMITATION.—Not more than 12 full-time equivalent personnel, or 12 full-time equivalent personnel for reach back support, may be deployed into the Pacific command area of responsibility to support the pilot program required by subsection (a). The limitation under the preceding sentence shall not apply to training or support functions required to prepare personnel for participation in the pilot program.

(c) REPORTS.—

(1) BRIEFING.—Not later than 60 days after the date of the enactment of this Act, the Secretary of the Army shall provide to the congressional defense committees a briefing on the plan of the Secretary to carry out the program required by subsection (a), including the milestones, metrics, deliverables, and resources needed to execute such a pilot program. In establishing the metrics for the pilot program, the Secretary shall include the ability to measure the value of the program in comparison to other analytic tools and techniques.

(2) INITIAL REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary of the Army shall submit to the congressional
defense committees a report on the status of the pilot program. Such report shall include the independent analysis and recommendations of the Commander of the Pacific Command regarding the effectiveness of the program and how it could be improved.

(3) Final Report.—Not later than December 1, 2016, the Secretary of the Army shall submit to the congressional defense committees a final report on the pilot program. Such report shall include an analysis of the comparative value of human terrain information relative to other analytic tools and techniques, recommendations regarding expanding the program to include other combatant commands, and any improvements to the program and necessary resources that would enable such an expansion.

(d) Termination.—The authority to carry out a pilot program under this section shall terminate on September 30, 2016.

SEC. 1075. UNMANNED AIRCRAFT SYSTEMS AND NATIONAL AIRSPACE.

(a) Memoranda of Understanding.—Notwithstanding any other provision of law, the Secretary of Defense may enter into a memorandum of understanding with a non-Department of Defense entity that is either
engaged in the test range program authorized under sec-
section 332(c) of the FAA Modernization and Reform Act
of 2012 (49 U.S.C. 40101 note), or participating in the
Robotic Aircraft for Public Safety program or other activi-
ties of similar nature conducted by the Department of
Homeland Security, to allow such entity to access non-
regulatory special use airspace if such access—

(1) is used by the entity as part of such a pro-
gram; and

(2) does not interfere with the activities of the
Secretary or otherwise interrupt or delay missions or
training of the Department of Defense.

(b) ESTABLISHED PROCEDURES.—The Secretary
shall carry out subsection (a) using the established proce-
dures of the Department of Defense with respect to enter-
ing into a memorandum of understanding.

(c) CONSTRUCTION.—A memorandum of under-
standing entered into under subsection (a) between the
Secretary and a non-Department of Defense entity shall
not be construed as establishing the Secretary as a part-
ner, proponent, or team member of such entity in the pro-
gram specified in such subsection.

(d) UAS TEST RANGE CLARIFICATION.—For pur-
poses of this section, the test range program authorized
under section 332(c) of the FAA Modernization and Re-
form Act of 2012 (49 U.S.C. 40101 note) shall include test ranges selected by the Administrator of the Federal Aviation Administration and any additional test range not initially selected by the Administration if such range enters into a partnership or agreement with a selected test range.

SEC. 1076. SENSE OF CONGRESS ON THE LIFE AND ACHIEVEMENTS OF DR. JAMES R. SCHLESINGER.

(a) FINDINGS.—Congress makes the following findings:

(1) The Honorable Dr. James R. Schlesinger was born in New York, New York, on February 15, 1929, graduated summa cum laude from Harvard College in 1950 where he was elected Phi Beta Kappa and awarded the Frederick Sheldon Travel Fellowship, and subsequently received from Harvard University his master’s degree in 1952 and doctoral degree in 1956.

(2) Dr. Schlesinger married Rachel Line Mellinger in 1954 and had eight children with her before she passed away in 1995.

(3) Dr. Schlesinger is survived by his children Cora Schlesinger, Charles Schlesinger, Ann Schlesinger, William Schlesinger, Emily Schlesinger,
Thomas Schlesinger, Clara Schlesinger, and James
Schlesinger, Jr., and eleven grandchildren.

(4) Dr. Schlesinger was a generous patron of
the arts, including helping significantly to establish
the Rachel M. Schlesinger Concert Hall and Arts
Center in Arlington, Virginia.

(5) Dr. Schlesinger was a generous sponsor of
higher education, serving on the International Coun-
cil at Harvard University’s Belfer Center, endowing
the Julius Schlesinger Professorship of Operations
Management at New York University’s Stern School
of Business and the James R. Schlesinger Distin-
guished Professorship at the Miller Center of Public
Affairs at the University of Virginia, and sponsoring
an ongoing music scholarship at Harvard College in
honor of his beloved wife.

(6) Dr. Schlesinger was a distinguished states-
man-scholar of great integrity, intellect, and insight
who dedicated his life to protecting the security of
the United States and Western civilization and the
liberty of all the people of the United States
throughout his highly-decorated and distinguished
career spanning seven decades—
(A) serving as a professor of economics at
the University of Virginia from 1955 until
1963;

(B) authoring numerous important schol-
larly and policy-related publications, including
The Political Economy of National Security: A
Study of the Economic Aspect of the Contem-
porary Power Struggle (1960), Defense Plan-
ning and Budgeting: The Issue of Centralized
Control (1968), American Security and Energy
Policy (1980), America at Century’s End
(1989), and most recently, Minimum Deter-
rence: Examining the Evidence (2013);

(C) serving at the RAND Corporation
from 1963 until 1969, including as the director
of strategic studies;

(D) beginning service in the Federal Gov-
ernment in 1969, leading on defense matters as
the assistant director and acting deputy direc-
tor of the United States Bureau of the Budget;

(E) serving as a member and chairman of
the Atomic Energy Commission from 1971
until 1973, working tirelessly to introduce ex-
tensive organization and management changes
to strengthen the regulatory performance of the
Commission;

(F) serving as Director of Central Intelli-
gence in 1973, focusing on the agency’s adher-
ence to its legislative charter; and

(G) becoming the Secretary of Defense in
1973 at age 44, a position Dr. Schlesinger held
until 1975, during which time he—

(i) authored the “Schlesinger Doc-
trine” that instituted important reforms to
strengthen the flexibility and credibility of
the United States nuclear deterrent to pre-
vent war, assure United States allies, and
protect the liberties all Americans enjoy;
ensuring that the United States main-
tained “essential equivalence” with the So-
viet Union’s conventional military forces
and surging nuclear capabilities;

(ii) lead the successful development of
the A–10 close-air support aircraft and the
F–16 fighter; leading the Department of
Defense with great skill and prescience
during the 1973 Yom Kippur War in
which he was key to the United States air-
lift that, according to Israeli Prime Min-
ister Golda Meir, “meant life for our peo-
ple”;

(iii) led the Department of Defense
during the 1974 Cyprus Crisis, the closing
phase of the Indochina conflict, and the
1975 Mayaguez incident in which his ac-
tions helped save the lives of captured
Americans; and

(iv) consulted regularly with and was
highly-regarded by the uniformed military;
and working tenaciously to strengthen the
morale of the military following the United
States withdrawal from Vietnam and to
stem the defense budget cuts in that chal-
lenging period.

(7) In light of his realistic views of the Soviet
Union’s power and intentions, Dr. Schlesinger was
invited to China as a private citizen in 1975 at the
personal request of Mao Zedong, Chairman of the
Chinese Communist Party, and upon Mao’s death,
was the only foreigner invited by the Chinese leader-
ship to lay a wreath at Mao’s bier.

(8) In 1976, President-elect Jimmy Carter in-
vited Dr. Schlesinger to serve as his special advisor
on energy during the difficult period of oil embar-
goes and fuel shortages to establish a national en-
ergy policy and create the charter for the Depart-
ment of Energy and subsequently to serve President
Carter as the first Secretary of Energy, successfully
initiating new conservation standards, gradual oil
and natural gas deregulation, and unifying the na-
tion’s approach to energy policy with national secu-
ritv considerations.

(9) Following his return to private life in 1979,
Dr. Schlesinger continued serving tirelessly to the
end of his life in a wide array of public service and
civic positions, including as a member of President
Ronald Reagan’s Commission on Strategic Forces, a
member of Virginia Governor Charles Robb’s Com-
mission on Virginia’s Future, Chairman of the
Board of Trustees for the Mitre Corporation, a
member of the Defense Policy Board and co-chair of
studies for the Defense Science Board, Chairman of
the National Space-Based Positioning, Navigation,
and Timing Board, a Director of Sandia Corpora-
tion, a Trustee of the Atlantic Council, Nixon Cen-
ter, and Henry M. Jackson Foundation, and an
original member of the Secretary of State’s Inter-
national Security Advisory Board.
(10) In the recent past, Dr. Schlesinger was appointed by President George W. Bush to the Homeland Security Advisory Board, invited by Secretary Robert Gates to lead the “Schlesinger Task Force” to recommend measures to ensure the highest levels of competence and control of the Nation’s nuclear forces, and invited by Congress to serve as the Vice Chairman of the Congressional Commission on the Strategic Posture of the United States to produce the 2009 study, entitled “America’s Strategic Posture”, which served as the blueprint for the 2010 Nuclear Posture Review of the Department of Defense.

(11) In addition to Dr. Schlesinger’s earned doctorate from Harvard University, he was awarded 13 honorary doctorates, and was the recipient of numerous prestigious medals and awards, including inter alia, the National Security Medal presented by President Carter, the Defense Science Board’s Eugene G. Fubini Award, the United States Army Association’s George Catlett Marshall Medal, the Air Force Association’s H. H. Arnold Award, the Navy League’s National Meritorious Citation, the Society of Experimental Test Pilots’ James H. Doolittle Award, the Military Order of World Wars’ Distin-
guished Service Medal, the Air Force Association’s
Lifetime Achievement Award, and the Henry M.
Jackson Foundation’s Henry M. Jackson Award for
Distinguished Public Service.

(12) Dr. Schlesinger’s monumental contributions to the security and liberty of the nation and
Western civilization, and to the betterment of his
local community should serve as an example to all
people of the United States.

(b) SENSE OF CONGRESS.—Congress—

(1) has learned with profound sorrow and deep
regret the announcement of the death of the Honorable Dr. James R. Schlesinger, former Secretary of
Defense, Secretary of Energy, and Director of Central Intelligence;

(2) honors the legacy of Dr. Schlesinger’s commitment to the liberty and security of this Nation
and the Western community of nations, the betterment of his local community, and his loving family;

(3) extends its deepest condolences and sympathy to the family, friends, and colleagues of Dr.
Schlesinger who have lost a beloved father, grandfather, and thoughtful leader;

(4) honors Dr. Schlesinger’s wisdom, discernment, scholarship, and dedication to a life of public
service that greatly benefitted his community, country, and Western civilization;

(5) recognizes with great appreciation that while serving as public servant under Presidents Nixon, Ford, and Carter, Dr. Schlesinger contributed significantly, thoughtfully, and directly to the betterment of United States policies and practices in the areas of national defense, energy, and intelligence;

(6) recognizes with great appreciation that after returning to private life, Dr. Schlesinger continued to serve the Nation selflessly until his passing through his numerous bipartisan contributions to the reasoned public discourse of issues and his leadership on numerous high-level studies sponsored by the White House, the Department of Defense, the Department of State, and the United States Congress;

(7) recognizes with great appreciation Dr. Schlesinger’s exemplary life guided by his commitment to the continuing security and liberty of the United States, and by his honor, duty, and devotion to country and family, scholarship, and personal moral integrity; and
(8) expresses profound respect and admiration for Dr. Schlesinger and his exemplary legacy of commitment to the people of the United States, members of the Armed Forces, and all those who help safeguard the Nation.

SEC. 1077. REFORM OF QUADRENNIAL DEFENSE REVIEW.

(a) In General.—

(1) Reform.—Section 118 of title 10, United States Code, is amended to read as follows:

“§ 118. Defense Strategy Review

“(a) Quadrennial National Security Threats and Trends Report.—

“(1) Report required.—Each year following a year evenly divisible by four, on the date on which the President submits the budget for the next fiscal year to Congress under section 1105(a) of title 31, the Secretary of Defense shall submit to the congressional defense committees a report (to be known as the ‘Quadrennial National Security Threats and Trends Report’) on United States national security interests and threats and trends that could affect those interests. The report shall be developed in full consultation with the Chairman of the Joint Chiefs of Staff.
“(2) Timeframes.—The report shall consider the following three general timeframes:

“(A) Near-term (5 years).
“(B) Mid-term (10 to 15 years).
“(C) Far-term (20 years).

“(3) Contents of the report.—

“(A) The report required under this subsection shall include a discussion of United States national security interests consistent with the President’s most recently submitted National Security Strategy prescribed by the President pursuant to section 108 of the National Security Act of 1947 (50 U.S.C. 3043).

“(B) The report required under this subsection shall include a discussion of the current and future security environment, including assessed threats, trends, and possible developments that could affect the national security interests of the United States. Such areas of discussion shall include, at a minimum—

“(i) geopolitical changes;
“(ii) military capabilities;
“(iii) technology developments;
“(iv) demographic changes; and
“(v) other trends the Secretary con-
siders to be significant.

“(C) The report required under this sub-
section shall include a list of current and pos-
sible future threats to United States national
security interests. The threats included in the
list shall be categorized by their likelihood, im-
imence, and potential severity, and shall in-
clude only those threats the Department of De-
fense would likely have a role in preventing,
combating, or otherwise addressing.

“(4) FORM.—The report required under this
subsection shall be submitted in unclassified form,
but may include a classified annex.

“(b) NATIONAL DEFENSE PANEL.—

“(1) ESTABLISHMENT.—Not later than Feb-
uary 1 of a year following a year evenly divisible by
four, there shall be established an independent panel
to be known as the National Defense Panel (in this
subsection referred to as the ‘Panel’). The Panel
shall have the duties set forth in this subsection.

“(2) MEMBERSHIP.—The Panel shall be com-
posed of ten members from private civilian life who
are recognized experts in matters relating to the na-
tional security of the United States. Eight of the
members shall be appointed as follows:

“(A) Two by the chairman of the Com-
mittee on Armed Services of the House of Rep-
resentatives.

“(B) Two by the chairman of the Com-
mittee on Armed Services of the Senate.

“(C) Two by the ranking member of the
Committee on Armed Services of the House of
Representatives.

“(D) Two by the ranking member of the
Committee on Armed Services of the Senate.

“(3) Co-Chairs of the Panel.—In addition
to the members appointed under paragraph (2), the
Secretary of Defense shall appoint two members
from private civilian life to serve as co-chairs of the
panel.

“(4) Period of Appointment; Vacancies.—
Members shall be appointed for the life of the Panel.
Any vacancy in the Panel shall be filled in the same
manner as the original appointment.

“(5) Duties.—

“(A) Quadrennial National Security
Threats and Trends Report.—The Panel
shall have the following duties with respect to
a quadrennial national security threats and
trends report submitted under subsection (a):

“(i) Review the report and suggest
additional threats, trends, developments,
opportunities, and challenges that should
be addressed in the Defense Strategy Re-
view required under subsection (e).

“(ii) Discuss the role of the United
States in the world, with particular atten-
tion to the role of the United States mili-
tary and the Department of Defense, in-
cluding a prioritized list of United States
national security interests.

“(iii) Outline a defense strategy to ad-
dress the threats, trends, developments,
opportunities, and challenges suggested
under clause (i), in particular discussing
prioritized ends and ways and means to
address the threats so outlined.

“(iv) Determine the kind and degree
of risk that is acceptable to the United
States in undertaking the various military
missions under the strategy outlined in
clause (iii) and discuss ways of mitigating
such risk.
“(v) Provide to Congress and the Secretary of Defense, in the report required by paragraph (7), any recommendations it considers appropriate for their consideration.

“(B) DEFENSE STRATEGY REVIEW.—The Panel shall have the following duties with respect to a Defense Strategy Review conducted under subsection (c):


“(iii) Consider alternative defense strategies.

“(iv) Consider alternatives in force structure and capabilities, presence, infrastructure, readiness, personnel composition and skillsets, organizational structures, budget plans, and other elements of the defense program of the United States to execute successfully the full range of missions
called for in the Defense Strategy Review
and in the alternative strategies considered
under clause (iii).

“(v) Provide to Congress and the Sec-
retary of Defense, in the report required
by paragraph (7), any recommendations it
considers appropriate for their consider-
ation.

“(6) FIRST MEETING.—If the Secretary of De-
fense has not made the Secretary’s appointments to
the Panel under paragraph (3) by March 1 of a year
in which a quadrennial national security threats and
trends report is submitted under this section, the
Panel shall convene for its first meeting with the re-
maining members.

“(7) REPORTS.—

“(A) Not later than July 1 of a year in
which a Panel is established under paragraph
(1), the Panel shall submit to the congressional
defense committees a report on the Panel’s re-
view of the quadrennial national security
threats and trends report, as required by para-
graph (5)(A).

“(B) Not later than three months after the
date on which the report on a Defense Strategy
Review is submitted under subsection (c), the
Panel shall submit to the congressional defense
committees a report on the Panel’s assessment
of such Defense Strategy Review, as required
by paragraph (5)(B).

“(8) ADMINISTRATIVE PROVISIONS.—

“(A) The Panel may request directly from
the Department of Defense and any of its com-
ponents such information as the Panel con-
siders necessary to carry out its duties under
this subsection. The head of the department or
agency concerned shall cooperate with the Panel
to ensure that information requested by the
Panel under this paragraph is promptly pro-
vided to the maximum extent practical.

“(B) Upon the request of the co-chairs, the
Secretary of Defense shall make available to the
Panel the services of any federally funded re-
search and development center that is covered
by a sponsoring agreement of the Department
of Defense.

“(C) The Panel shall have the authorities
provided in section 3161 of title 5 and shall be
subject to the conditions set forth in such sec-

“(D) Funds for activities of the Panel shall be provided from amounts available to the Department of Defense.

“(9) TERMINATION.—A Panel established under paragraph (1) shall terminate 45 days after the date on which the Panel submits its report on a Defense Strategy Review under paragraph (7)(B).

“(c) DEFENSE STRATEGY REVIEW.—

“(1) REVIEW REQUIRED.—The Secretary of Defense shall every four years, during a year following a year evenly divisible by four, conduct a comprehensive examination (to be known as a ‘Defense Strategy Review’) of the national defense strategy, force structure, force modernization plans, infrastructure, budget plan, and other elements of the defense program and policies of the United States with a view toward determining and expressing the defense strategy of the United States and establishing a defense program. Each such Defense Strategy Review shall be conducted in consultation with the Chairman of the Joint Chiefs of Staff.

“(2) CONDUCT OF REVIEW.—Each Defense Strategy Review shall be conducted so as to—

“(A) delineate a national defense strategy consistent with the most recent National Secu-
Security Strategy prescribed by the President pursuant to section 108 of the National Security Act of 1947 (50 U.S.C. 3043);

“(B) provide the mechanism for—

“(i) setting priorities, shaping the force, guiding capabilities and resources, and adjusting the organization of the Department of Defense to respond to changes in the strategic environment;

“(ii) ensuring that entities within the Department of Defense are working toward common goals; and

“(iii) engaging Congress, other United States Government stakeholders, allies and partners, and the private sector on such strategy;

“(C) provide a bridge between higher-level policy and strategy and other Department of Defense guidance and activities;

“(D) consider three general timeframes of the near-term (associated with the future-years defense program), mid-term (10 to 15 years), and far-term (20 years);

“(E) address the security environment, threats, trends, opportunities, and challenges;
“(F) define the force structure and capabilities, force modernization plans, presence, infrastructure, readiness, personnel composition and skillsets, organizational structures, and other elements of the defense program of the United States associated with that national defense strategy that would be required to execute successfully the full range of missions called for in that national defense strategy;

“(G) identify the budget plan that would be required to provide sufficient resources to execute successfully the full range of missions called for in that national defense strategy;

“(H) define the nature and magnitude of the strategic and operational risks associated with executing the national defense strategy; and

“(I) understand the relationships and tradeoffs between missions, risks, and resources.

“(3) Submission of report on defense strategy review to congressional committees.—The Secretary shall submit a report on each Defense Strategy Review to the Committees on Armed Services of the Senate and the House of Rep-
resentatives. The report shall be submitted not later than March 1 of the year following the year in which the review is conducted. If the year in which the review is conducted is in the second term of a President, the Secretary may submit an update to the Defense Strategy Review report submitted during the first term of that President.

“(4) ELEMENTS.—The report shall provide a comprehensive discussion of the Review, including the following:

“(A) The national defense strategy of the United States.

“(B) The assumed or defined prioritized national security interests of the United States that inform the national defense strategy defined in the Review.

“(C) The assumed strategic environment, including the threats, developments, trends, opportunities, and challenges that affect the assumed or defined national security interests of the United States, including those that were examined for the purposes of the Review and those that were considered in the development of the Quadrennial National Security Threats
and Trends Report required under subsection (a).

“(D) The assumed steady state activities, crisis and conflict scenarios, military end states, and force planning construct examined in the review.

“(E) The prioritized missions of the armed forces under the strategy and a discussion of the roles and missions of the components of the armed forces to carry out those missions.

“(F) The assumed roles and capabilities provided by other United States Government agencies and by allies and partners.

“(F) The force structure and capabilities, presence, infrastructure, readiness, personnel composition and skillsets, organizational structures, and other elements of the defense program that would be required to execute successfully the full range of missions called for in the strategy.

“(G) An assessment of the gaps and shortfalls between the force structure, capabilities, and additional elements as required by subparagraph (F) and the current elements in the De-
partment’s existing program of record, and a prioritization of those gaps and shortfalls.

“(H) An assessment of the risks assumed by the strategy, including—

“(i) how the Department defines, categorizes, and measures risk, such as strategic and operational risk; and

“(ii) the plan for mitigating major identified risks, including the expected timelines for, and extent of, any such mitigation, and the rationale for where greater risk is accepted.

“(I) A sensitivity analysis, specifically to understand the relationships and tradeoffs between missions, risks, and resources.

“(J) Any other key assumptions and elements addressed in the review or that the Secretary considers necessary to include.

“(5) CJCS REVIEW.—(A) Upon the completion of each Review under this subsection, the Chairman of the Joint Chiefs of Staff shall prepare and submit to the Secretary of Defense the Chairman’s assessment of risks under the defense strategy developed by the Review and a description of the capabilities needed to address such risk. In preparing such as-
essment, the Chairman of the Joint Chiefs of Staff shall consider the threats and trends contained in the Quadrennial National Security Threats and Trends Report required by subsection (a), any additional threats considered as part of the Review under this subsection (particularly those that are categorized as likely, imminent, or severe), and any additional threats the Chairman considers appropriate.

“(B) The Chairman’s assessment shall be submitted to the Secretary in time for the inclusion of the assessment in the report on the Review under this subsection. The Secretary shall include the Chairman’s assessment, together with the Secretary’s comments, in the report in its entirety.

“(6) FORM.—The report required under this subsection shall be submitted in unclassified form, but may include a classified annex.”.

(2) CLERICAL AMENDMENT.—The item relating to section 118 at the beginning of chapter 2 of such title is amended to read as follows:

“118. Defense Strategy Review.”.

(b) REPEAL OF QUADRENNIAL ROLES AND MISSIONS REVIEW.—

(1) REPEAL.—Chapter 2 of such title is amended by striking section 118b.
(2) CONFORMING AMENDMENT.—The table of sections at the beginning of such chapter is amended by striking the item relating to section 118b.

(e) EFFECTIVE DATE.—Section 118 of such title, as amended by subsection (a), and the amendments made by this section, shall take effect on October 1, 2015.

SEC. 1078. RESUBMISSION OF 2014 QUADRENNIAL DEFENSE REVIEW.

(a) REQUIREMENT TO RESUBMIT 2014 QDR.—Not later than October 1, 2014, the Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff, shall, in accordance with this section, resubmit to the Committees on Armed Services of the Senate and the House of Representatives the report on the 2014 quadrennial defense review that was submitted to such committees as required by section 118(d) of title 10, United States Code,

(b) MATTERS COVERED.—The resubmitted report shall fully address the elements required in subsections (a), (b)(3), and (b)(4) of section 118 of such title, which specifically include the following:

(1) An articulation of a defense program for the next 20 years, consistent with the national defense strategy of the United States determined and expressed in the 2014 quadrennial defense review.
(2) An identification of (A) the budget plan that would be required to provide sufficient re-
sources to execute successfully the full range of mis-
sions called for in that national defense strategy at a low-to-moderate level of risk, and (B) any addi-
tional resources (beyond those programmed in the current future-years defense program) required to achieve such a level of risk.

(3) Recommendations that are not constrained to comply with and are fully independent of the budget submitted to Congress by the President pursuant to section 1105 of title 31, United States Code.

(e) LIMITATION ON FUNDS.—Of the amounts author-
ized to be appropriated by this Act or otherwise made available for fiscal year 2015 for the Office of the Under Secretary of Defense for Policy, not more than 75 percent may be obligated or expended until the Secretary of De-
fense resubmits to the congressional defense committees the 2014 quadrennial defense report in accordance with this section.

SEC. 1079. SENSE OF CONGRESS REGARDING COUNTER-IM-
PROVISED EXPLOSIVE DEVICES.

It is the sense of Congress that—
(1) counter-improvised explosive device tactics, techniques, and procedures used in Iraq and Afghanistan have produced important technical data, lessons learned, and enduring technology critical to mitigating the devastating effects of improvised explosive devices, which have been the leading cause of combat fatalities in the United States Central Command area of operations since 2002, and whose use are now expanding to other Global Combatant Commands area of operations;

(2) without the preservation of knowledge about counter-improvised explosive devices, the Nation could fail to take full advantage of the hard earned lessons and investments of the past decade of counter-improvised explosive device operations to enhance warfighter readiness; and

(3) the Department of Defense should remain dedicated to retaining a knowledge base relating to counter-improvised explosive devices to ensure lessons learned and investments are maximized for future benefits.
SEC. 1080. ENHANCING PRESENCE AND CAPABILITIES AND READINESS POSTURE OF UNITED STATES MILITARY IN EUROPE.

Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a plan that—

(1) identifies the capabilities and capacities, including with respect to cyber, special operations, and intelligence, required by the Armed Forces of the United States to counter or mitigate conventional, unconventional, and subversive activities of the Russian Federation within the area of responsibility of the United States European Command;

(2) identifies the required capabilities and capacities needed by the Armed Forces of the United States to meet operations plan requirements for a response under Article 5 of the North Atlantic Treaty;

(3) identifies any deficiencies in the readiness of the Armed Forces of the United States in the area of the responsibility of the United States European Command; and

(4) recommends actions, resources, and timelines with respect to correcting any deficiency identified under paragraph (1), (2), or (3).
SEC. 1081. DETERMINATION AND DISCLOSURE OF TRANSPORTATION COSTS INCURRED BY THE SECRETARY OF DEFENSE FOR CONGRESSIONAL TRIPS OUTSIDE THE UNITED STATES.

(a) Determination and Disclosure of Costs by Secretary.—In the case of a trip taken by a Member, officer, or employee of the House of Representatives or Senate in carrying out official duties outside the United States for which the Department of Defense provides transportation, the Secretary of Defense shall—

(1) determine the cost of the transportation provided with respect to the Member, officer, or employee;

(2) not later than 10 days after completion of the trip involved, provide a written statement of the cost—

(A) to the Member, officer, or employee involved; and

(B) to the Committee on Armed Services of the House of Representatives (in the case of a trip taken by a Member, officer, or employee of the House) or the Committee on Armed Services of the Senate (in the case of a trip taken by a Member, officer, or employee of the Senate); and
(3) upon providing a written statement under paragraph (2), make the statement available for viewing on the Secretary’s official public website until the expiration of the 4-year period which begins on the final day of the trip involved.

(b) EXCEPTIONS.—This section does not apply with respect to any trip the sole purpose of which is to visit one or more United States military installations or to visit United States military personnel in a war zone (or both).

(c) DEFINITIONS.—In this section:

(1) MEMBER.—The term “Member”, with respect to the House of Representatives, includes a Delegate or Resident Commissioner to the Congress.

(2) UNITED STATES.—The term “United States” means the several States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, and any other territory or possession of the United States.

(d) EFFECTIVE DATE.—This section shall apply with respect to trips taken on or after the date of the enactment of this Act, except that this section does not apply with respect to any trip which began prior to such date.
SEC. 1082. IMPROVEMENT OF FINANCIAL LITERACY.

(a) IN GENERAL.—The Secretary of Defense shall develop and implement a training program to increase and improve financial literacy training for incoming and outgoing military personnel.

(b) FUNDING.—

(1) INCREASE.—Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated in section 4301 for operation and maintenance, as specified in the corresponding funding table in section 4301, for each military department (including the Marine Corps) is hereby increased by $2,500,000.

(2) OFFSET.—Notwithstanding the amounts set forth in the funding tables in division D—

(A) the amounts authorized to be appropriated in section 101 for shipbuilding and conversion, Navy, as specified in the corresponding funding table in section 4101, is hereby reduced by $5,000,000; and

(B) the amounts authorized to be appropriated in division C for weapons activities, as specified in the corresponding funding table in section 4701, for the B61 life extension program and the W76 life extension program are each hereby reduced by $2,500,000.
SEC. 1083. REPORT ON CERTAIN INFORMATION TECHNOLOGY SYSTEMS AND TECHNOLOGY AND CRITICAL NATIONAL SECURITY INFRASTRUCTURE.

(a) Notification Required.—The Secretary of Defense and the Director of National Intelligence shall each submit to the appropriate congressional committees a notification of each instance in which the Secretary or the Director determine through analysis or reporting that an information technology or telecommunications component from a company suspected of being influenced by a foreign country, or a suspected affiliate of such a company, is competing for or has been awarded a contract to include the technology of such company or such affiliate into a covered network.

(b) Time of Notification.—Each notification required under subsection (a) shall be submitted not later than 30 days after the date on which the Secretary or the Director makes a determination described in such subsection.

(c) Elements of Notification.—Each notification submitted under subsection (a) shall include—

(1) a description of the instance described in subsection (a), including an identification of the company of interest and the covered network affected;
(2) an analysis of the potential risks and the actions that can be taken to mitigate such risks; and

(3) a description of any follow up or other response actions to be taken.

(d) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—

(A) the congressional defense committees;

(B) the Permanent Select Committee on Intelligence of the House of Representatives;

and

(C) the Select Committee on Intelligence of the Senate.

(2) COVERED NETWORK.—The term “covered network” includes—

(A) information technology or telecommunications networks of the Department of Defense or the intelligence community; and

(B) information technology or telecommunications networks of network operators supporting systems in proximity to Department of Defense or intelligence community facilities.

(3) INTELLIGENCE COMMUNITY.—The term “intelligence community” has the meaning given the
term in section 3(4) of the National Security Act of 1947 (50 U.S.C. 3003(4)).

SEC. 1084. ANNUAL REPORT ON PERFORMANCE OF REGIONAL OFFICES OF THE DEPARTMENT OF VETERANS AFFAIRS.

Section 7734 of title 38, United States Code, is amended—

(1) in the first sentence, by inserting before the period the following: “and on the performance of any regional office that fails to meet its administrative goals”;

(2) in paragraph (2), by striking “and”;

(3) by redesignating paragraph (3) as paragraph (4); and

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

“(3) in the case of any regional office that, for the year covered by the report, did not meet the administrative goal of no claim pending for more than 125 days and an accuracy rating of 98 percent—

“(A) a signed statement prepared by the individual serving as director of the regional office as of the date of the submittal of the report containing—
“(i) an explanation for why the regional office did not meet the goal;
“(ii) a description of the additional resources needed to enable the regional office to reach the goal; and
“(iii) a description of any additional actions planned for the subsequent year that are proposed to enable the regional office to meet the goal; and
“(B) a statement prepared by the Under Secretary for Benefits explaining how the failure of the regional office to meet the goal affected the performance evaluation of the director of the regional office; and”.

SEC. 1085. SENSE OF CONGRESS REGARDING THE TRANSFER OF USED MILITARY EQUIPMENT TO FEDERAL, STATE, AND LOCAL AGENCIES.

(a) Sense of Congress.—It is the sense of Congress that the Secretary of Defense should make every reasonable effort, by not later than one year after the date on which a piece of eligible equipment returns to the United States, to transfer such eligible equipment to a Federal, State, or local agency in accordance with subsections (b) and (c) of section 2576a of title 10, United States Code.
(b) Preference.—In considering applications for the transfer of eligible equipment under section 2576a of title 10, United States Code, the Secretary of Defense may give a preference to Federal, State, and local agencies that plan to use such eligible equipment primarily for the purpose of strengthening border security along the international border between the United States and Mexico.

(c) Eligible Equipment.—For purposes of this section, the term “eligible equipment” means equipment of the Department of Defense that—

1. was used in Operation Enduring Freedom, Operation Iraqi Freedom, or Operation New Dawn;
2. the Secretary of Defense determines would be suitable for use by a Federal, State, or local agency in law enforcement activities, including—
   (A) intelligence surveillance and reconnaissance equipment;
   (B) night-vision goggles; and
   (C) tactical wheeled vehicles; and
3. the Secretary determines is excess to military requirements.
SEC. 1086. METHODS FOR VALIDATING CERTAIN SERVICE CONSIDERED TO BE ACTIVE SERVICE BY THE SECRETARY OF VETERANS AFFAIRS.

(a) IN GENERAL.—For the purposes of verifying that an individual performed service under honorable conditions that satisfies the requirements of a coastwise merchant seaman who is recognized pursuant to section 401 of the GI Bill Improvement Act of 1977 (Public Law 95–202; 38 U.S.C. 106 note) as having performed active duty service for the purposes described in subsection (c)(1), the Secretary of Homeland Security shall accept the following:

(1) In the case of an individual who served on a coastwise merchant vessel seeking such recognition for whom no applicable Coast Guard shipping or discharge form, ship logbook, merchant mariner’s document or Z-card, or other official employment record is available, the Secretary shall provide such recognition on the basis of applicable Social Security Administration records submitted for or by the individual, together with validated testimony given by the individual or the primary next of kin of the individual that the individual performed such service during the period beginning on December 7, 1941, and ending on December 31, 1946.

(2) In the case of an individual who served on a coastwise merchant vessel seeking such recognition
for whom the applicable Coast Guard shipping or
discharge form, ship logbook, merchant mariner’s
document or Z-card, or other official employment
record has been destroyed or otherwise become un-
available by reason of any action committed by a
person responsible for the control and maintenance
of such form, logbook, or record, the Secretary shall
accept other official documentation demonstrating
that the individual performed such service during pe-
period beginning on December 7, 1941, and ending on
December 31, 1946.

(3) For the purpose of determining whether to
recognize service allegedly performed during the pe-
period beginning on December 7, 1941, and ending on
December 31, 1946, the Secretary shall recognize
masters of seagoing vessels or other officers in com-
mand of similarly organized groups as agents of the
United States who were authorized to document any
individual for purposes of hiring the individual to
perform service in the merchant marine or dis-
charging an individual from such service.

(b) Treatment of Other Documentation.—
Other documentation accepted by the Secretary of Home-
land Security pursuant to subsection (a)(2) shall satisfy
all requirements for eligibility of service during the period
beginning on December 7, 1941, and ending on December 31, 1946.

(c) Benefits Allowed.—

(1) Burial Benefits Eligibility.—Service of an individual that is considered active duty pursuant to subsection (a) shall be considered as active duty service with respect to providing burial benefits under chapters 23 and 24 of title 38, United States Code, to the individual.

(2) Medals, Ribbons, and Decorations.—

An individual whose service is recognized as active duty pursuant to subsection (a) may be awarded an appropriate medal, ribbon, or other military decoration based on such service.

(3) Status of Veteran.—An individual whose service is recognized as active duty pursuant to subsection (a) shall be honored as a veteran but shall not be entitled by reason of such recognized service to any benefit that is not described in this subsection.

(d) Determination of Coastwise Merchant Seaman.—The Secretary of Homeland Security shall verify that an individual performed service under honorable conditions that satisfies the requirements of a coastwise merchant seaman pursuant to this section without
regard to the sex, age, or disability of the individual during the period in which the individual served as such a coastwise merchant seaman.

(e) DEFINITIONS.—In this section:

(1) The term “coastwise merchant seaman” means a mariner that served on a tug boat, towboat, or seagoing barge that transported war materials to and from ports located in the territorial seas of the United States in support of the war effort during the period beginning December 7, 1941, and ending December 31, 1946.

(2) The term “primary next of kin” with respect to an individual seeking recognition for service under this section means the closest living relative of the individual who was alive during the period of such service.

(f) EFFECTIVE DATE.—This section shall take effect 90 days after the date of the enactment of this Act.

SEC. 1087. COST OF WARS.

The Secretary of Defense, in consultation with the Commissioner of the Internal Revenue Service and the Director of the Bureau of Economic Analysis, shall post on the public Web site of the Department of Defense the costs, including the relevant legacy costs, to each American taxpayer of each of the wars in Afghanistan and Iraq.
SEC. 1088. OBSERVANCE OF VETERANS DAY.

(a) Two Minutes of Silence.—Chapter 1 of title 36, United States Code, is amended by adding at the end the following new section:

“§145. Veterans Day

“The President shall issue each year a proclamation calling on the people of the United States to observe two minutes of silence on Veterans Day in honor of the service and sacrifice of veterans throughout the history of the Nation, beginning at—

“(1) 3:11 p.m. Atlantic standard time;
“(2) 2:11 p.m. eastern standard time;
“(3) 1:11 p.m. central standard time;
“(4) 12:11 p.m. mountain standard time;
“(5) 11:11 a.m. Pacific standard time;
“(6) 10:11 a.m. Alaska standard time; and
“(7) 9:11 a.m. Hawaii-Aleutian standard time.”.

(b) Clerical Amendment.—The table of sections for chapter 1 of title 36, United States Code, is amended by adding at the end the following new item:

“145. Veterans Day.”.

SEC. 1089. FINDINGS; SENSE OF CONGRESS.

(a) Findings.—Congress finds the following:
(1) The Vietnam Veterans Memorial continues to be a popular and important place of reflection and healing for a generation.

(2) The simple inscriptions of the names of the Nation’s dead bear mute testimony to the sacrifice of more than 58,000 Americans, serving as a deep source of comfort and pride for the families of those who were lost.

(3) 74 sailors were lost aboard the USS Frank E. Evans, which sank after colliding with the HMAS Melbourne on June 3, 1969, during a Southeast Asia Treaty Organization exercise just outside the designated combat zone.

(4) The Frank Evans had been providing support fire for combat operations in Vietnam before the exercise that resulted in the accident and was scheduled to return after the exercise.

(5) The families of the 74 men lost aboard the USS Frank E. Evans have been fighting for decades to have their loved ones added to the Memorial.

(6) Exceptions have been granted to inscribe the names on the Vietnam Veterans Memorial for other servicemembers who were killed outside of the designated combat zone, including in 1983 when President Ronald Reagan ordered that 68 Marines
who died on a flight outside the combat zone be added to the wall.

(7) Secretary of the Navy Ray Mabus, in a letter dated December 15, 2010, expressed support for the addition of the 74 names of the men lost aboard the USS Frank E. Evans to the Vietnam Veterans Memorial.

(8) The heroism and sacrifice should never go unrecognized because of an arbitrary line on a map.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the Secretary of Defense should order that the names of the 74 military personnel lost aboard the USS Frank E. Evans on June 3, 1969, be added to the Vietnam Veterans Memorial.

SEC. 1090. REVIEW OF OPERATION OF CERTAIN SHIPS DURING THE VIETNAM ERA.

(a) REVIEW REQUIRED.—By not later than one year after the date of the enactment of this Act, the Secretary of Defense shall review the logs of each ship under the authority of the Secretary of the Navy that is known to have operated in the waters near Vietnam during the Vietnam Era (as that term is defined in section 101(29) of title 38, United States Code) to determine—

(1) whether each such ship operated in the territorial waters of the Republic of Vietnam during the
period beginning on January 9, 1962, and ending on May 7, 1975; and

(2) for each such ship that so operated—

(A) the date or dates when the ship so operated; and

(B) the distance from the shore of the location where the ship operated that was the closest proximity to shore.

(b) Provision of Information to the Secretary of Veterans Affairs.—Upon a determination that any such ship so operated, the Secretary of Defense shall provide such determination, together with the information described in subsection (a)(2) about the ship, to the Secretary of Veterans Affairs.

(c) Public Availability of Information.—The Secretary of Veterans Affairs shall make publicly available all unclassified information provided to the Secretary under subsection (b).

SEC. 1090A. SENSE OF CONGRESS RECOGNIZING THE 70TH ANNIVERSARY OF THE ALLIED AMPHIBIOUS LANDING ON D-DAY, JUNE 6, 1944, AT NORMANDY, FRANCE.

(a) Findings.—Congress makes the following findings:
(1) June 6, 2014, marks the 70th anniversary of the Allied assault at Normandy, France, by American, British, and Canadian troops, which was known as Operation Overlord.

(2) Before Operation Overlord, the German Army still occupied France and the Nazi government still had access to the raw materials and industrial capacity of Western Europe.

(3) The naval assault phase on Normandy was code-named “Neptune”, and the June 6th assault date is referred to as D-Day to denote the day on which the combat attack was initiated.

(4) The D-Day landing was the largest single amphibious assault in history, consisting of approximately 31,000 members of the United States Armed Forces, 153,000 members of the Allied Expeditionary Force, 5,000 naval vessels, and more than 11,000 sorties by Allied aircraft.

(5) Soldiers of 6 divisions (3 American, 2 British, and 1 Canadian) stormed ashore in 5 main landing areas on beaches in Normandy, which were code-named “Utah”, “Omaha”, “Gold”, “Juno”, and “Sword”.

(6) Of the approximately 10,000 Allied casualties incurred on the first day of the landing, more
than 6,000 casualties were members of the United States Armed Forces.

(7) The age of the remaining World War II veterans and the gradual disappearance of any living memory of World War II and the Normandy landings make it necessary to increase activities intended to pass on the history of these events, particularly to younger generations.

(8) The young people of Normandy and the United States have displayed unprecedented commitment to and involvement in celebrating the veterans of the Normandy landings and the freedom that they brought with them in 1944.

(9) The significant material remains of the Normandy landing, such as shipwrecks and various items of military equipment found both on the Normandy beaches and at the bottom of the sea in French territorial waters, bear witness to the remarkable material resources used by the Allied Armed Forces to execute the Normandy landings.

(10) Five Normandy beaches and a number of sites on the Normandy coast, including Pointe du Hoc, were the scene of the Normandy landings, and constitute both now and for all time a unique piece of humanity’s world heritage, and a symbol of peace.
and freedom, whose unspoilt nature, integrity, and authenticity must be protected at all costs.

(11) The world owes a debt of gratitude to the members of the “greatest generation” who assumed the task of freeing the world from Nazi and Fascist regimes and restoring liberty to Europe.

(b) SENSE OF CONGRESS.—Congress—

(1) recognizes the 70th anniversary of the Allied amphibious landing on D-Day, June 6, 1944, at Normandy, France, during World War II;

(2) expresses gratitude and appreciation to the members of the United States Armed Forces who participated in the D-Day operations;

(3) thanks the young people of Normandy and the United States for their involvement in recognizing and celebrating the 70th Anniversary of the Normandy landings with the aim of making future generations aware of the acts of heroism and sacrifice performed by the Allied forces;

(4) recognizes the efforts of the Government of France and the people of Normandy to preserve, for future generations, the unique world heritage represented by the Normandy beaches and the sunken material remains of the Normandy landing, by inscribing them on the United Nations Educational,
Scientific, and Cultural Organization (UNESCO)

World Heritage List; and

(5) requests the President to issue a proclamation calling on the people of the United States to observe the anniversary with appropriate ceremonies and programs to honor the sacrifices of their fellow countrymen to liberate Europe.

SEC. 1090B. TRANSPORTATION OF SUPPLIES TO MEMBERS OF THE ARMED FORCES FROM NONPROFIT ORGANIZATIONS.

(a) In General.—Chapter 20 of title 10, United States Code, is amended by inserting after section 402 the following new section:

“§ 403. Transportation of supplies from nonprofit organizations

“(a) Authorization of Transportation.—Notwithstanding any other provision of law, and subject to subsection (b), the Secretary of Defense may transport to any country, without charge, supplies that have been furnished by a nonprofit organization and that are intended for distribution to members of the armed forces. Such supplies may be transported only on a space available basis.

“(b) Limitations.—(1) The Secretary may not transport supplies under subsection (a) unless the Secretary determines that—
“(A) the transportation of the supplies is consistent with the policies of the United States;

“(B) the supplies are suitable for distribution to members of the armed forces and are in usable condition;

“(C) there is a legitimate need for the supplies by the members of the armed forces for whom they are intended; and

“(D) adequate arrangements have been made for the distribution and use of the supplies.

“(2) PROCEDURES.—The Secretary shall establish procedures for making the determinations required under paragraph (1). Such procedures shall include inspection of supplies before acceptance for transport.

“(3) PREPARATION.—It shall be the responsibility of the nonprofit organization requesting the transport of supplies under this section to ensure that the supplies are suitable for transport.

“(c) DISTRIBUTION.—Supplies transported under this section may be distributed by the United States Government or a nonprofit organization.

“(d) DEFINITION OF NONPROFIT ORGANIZATION.—In this section, the term ‘nonprofit organization’ means an organization described in section 501(c)(3) of the In-
ternal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 20 of such title is amended by inserting after the item relating to section 402 the following new item:

“403. Transportation of supplies from nonprofit organizations.”.

SEC. 1090C. SENSE OF CONGRESS ON AIR FORCE FLIGHT TRAINING AIRCRAFT.

(a) FINDINGS.—Congress makes the following findings:

(1) The Air Force uses the T–1A aircraft to train Air Force pilots to operate tanker and transport aircraft.

(2) The Air Force is seeking a replacement aircraft for the T–1A which is experiencing obsolescence issues and high costs.

(3) An effective way to mitigate the T–1A’s cost, obsolescence, and complexity issues until a permanent replacement aircraft enters service, is to utilize contractor-owned, contractor-operated modern aircraft in the very light jet category.

(4) Conducting very light jet training via a contractor-owned, contractor-operated contract vehicle could provide increased flexibility and reduce unnecessary ownership costs.
(b) Sense of Congress.—It is the sense of Congress that the Secretary of the Air Force should formally assess the operational feasibility, costs, potential savings, and readiness implications of utilizing contractor-owned, contractor-operated, very light jet aircraft for interim flight instruction until a permanent replacement for the T–1A enters service.

SEC. 1090D. SENSE OF CONGRESS ON ESTABLISHMENT OF AN ADVISORY BOARD ON TOXIC SUBSTANCES AND WORKER HEALTH.

It is the sense of Congress that the President should establish an Advisory Board on Toxic Substances and Worker Health, as described in the report of the Comptroller General of the United States titled “Energy Employees Compensation: Additional Independent Oversight and Transparency Would Improve Program’s Credibility”, numbered GAO–10–302, to—

(1) advise the President concerning the review and approval of the Department of Labor site exposure matrix;

(2) conduct periodic peer reviews of, and approve, medical guidance for part E claims examiners with respect to the weighing of a claimant’s medical evidence;
(3) obtain periodic expert review of evidentiary requirements for part B claims related to lung disease regardless of approval;

(4) provide oversight over industrial hygienists, Department of Labor staff physicians, and Department of Labor’s consulting physicians and their reports to ensure quality, objectivity, and consistency; and

(5) coordinate exchanges of data and findings with the Advisory Board on Radiation and Worker Health to the extent necessary (under section 3624 the Energy Employees Occupational Illness Compensation Program Act of 2000 (42 U.S.C. 7384o).

SEC. 1090E. NTIA RETENTION OF DNS RESPONSIBILITIES PENDING GAO REPORT.

(a) RETENTION OF RESPONSIBILITIES.—Until the Comptroller General of the United States submits the report required by subsection (b), the Assistant Secretary of Commerce for Communications and Information may not relinquish or agree to any proposal relating to the relinquishment of the responsibility of the National Telecommunications and Information Administration (in this section referred to as the “NTIA”) over Internet domain name system functions, including responsibility with respect to the authoritative root zone file, the Internet As-
signed Numbers Authority functions, and related root zone management functions.

(b) REPORT.—Not later than 1 year after the date on which the NTIA receives a proposal relating to the relinquishment of the responsibility of the NTIA over Internet domain name system functions that was developed in a process convened by the Internet Corporation for Assigned Names and Numbers at the request of the NTIA, the Comptroller General of the United States shall submit to Congress a report on the role of the NTIA with respect to the Internet domain name system. Such report shall include—

(1) a discussion and analysis of—

(A) the advantages and disadvantages of relinquishment of the responsibility of the NTIA over Internet domain name system functions, including responsibility with respect to the authoritative root zone file, the Internet Assigned Numbers Authority functions, and related root zone management functions;

(B) any principles or criteria that the NTIA sets for proposals for such relinquishment;

(C) each proposal received by the NTIA for such relinquishment;
(D) the processes used by the NTIA and any other Federal agencies for evaluating such proposals; and

(E) any national security concerns raised by such relinquishment; and

(2) a definition of the term “multistakeholder model”, as used by the NTIA with respect to Internet policymaking and governance, and definitions of any other terms necessary to understand the matters covered by the report.

Subtitle H—World War I Memorials

SEC. 1091. SHORT TITLE.

This subtitle may be cited as the “World War I Memorial Act of 2014”.

SEC. 1092. DESIGNATION OF NATIONAL WORLD WAR I MUSEUM AND MEMORIAL IN KANSAS CITY, MISSOURI.

(a) DESIGNATION.—The Liberty Memorial of Kansas City at America’s National World War I Museum in Kansas City, Missouri, is hereby designated as the “National World War I Museum and Memorial”.

(b) CEREMONIES.—The World War I Centennial Commission (in this subtitle referred to as the “Commission”) may plan, develop, and execute ceremonies to recog-
nize the designation of the Liberty Memorial of Kansas City as the National World War I Museum and Memorial.

SEC. 1093. REDESIGNATION OF PERSHING PARK IN THE DISTRICT OF COLUMBIA AS THE NATIONAL WORLD WAR I MEMORIAL AND ENHANCEMENT OF COMMEMORATIVE WORK.

(a) Redesignation.—Pershing Park in the District of Columbia is hereby redesignated as the “National World War I Memorial”.

(b) Ceremonies.—The Commission may plan, develop, and execute ceremonies for the rededication of Pershing Park, as it approaches its 50th anniversary, as the National World War I Memorial and for the enhancement of the General Pershing Commemorative Work as authorized by subsection (c).

(e) Authority To Enhance Commemorative Work.—

(1) In general.—The Commission may enhance the General Pershing Commemorative Work by constructing on the land designated by subsection (a) as the National World War I Memorial appropriate sculptural and other commemorative elements, including landscaping, to further honor the service of members of the United States Armed Forces in World War I.
(2) General Pershing Commemorative Work defined.—The term "General Pershing Commemorative Work" means the memorial to the late John J. Pershing, General of the Armies of the United States, who commanded the American Expeditionary Forces in World War I, and to the officers and men under his command, as authorized by Public Law 89–786 (80 Stat. 1377).

(d) Compliance With Standards for Commemorative Works.—

(1) In general.—Except as provided in paragraph (2), chapter 89 of title 40, United States Code, applies to the enhancement of the General Pershing Commemorative Work under subsection (c).

(2) Waiver of certain requirements.—

(A) Site selection for memorial.—Section 8905 of such title does not apply with respect to the selection of the site for the National World War I Memorial.

(B) Certain conditions.—Section 8908(b) of such title does not apply to this subtitle.

(c) No infringement upon existing memorial.—The National World War I Memorial may not
interfere with or encroach on the District of Columbia War Memorial.

(f) Deposit of Excess Funds.—

(1) Use for other World War I Commemorative Activities.—If, upon payment of all expenses for the enhancement of the General Pershing Commemorative Work under subsection (c) (including the maintenance and preservation amount required by section 8906(b)(1) of title 40, United States Code), there remains a balance of funds received for such purpose, the Commission may use the amount of the balance for other commemorative activities authorized under the World War I Centennial Commission Act (Public Law 112–272; 126 Stat. 2448).

(2) Use for other Commemorative Works.—If the authority for enhancement of the General Pershing Commemorative Work and the authority of the Commission to plan and conduct commemorative activities under the World War I Centennial Commission Act have expired and there remains a balance of funds received for the enhancement of the General Pershing Commemorative Work, the Commission shall transmit the amount of the balance to a separate account with the National
Park Foundation, to be available to the Secretary of the Interior following the process provided in section 8906(b)(4) of title 40, United States Code, for accounts established under section 8906(b)(3) of such title, except that funds in such account may only be obligated subject to appropriation.

(g) AUTHORIZATION TO COMPLETE CONSTRUCTION AFTER TERMINATION OF COMMISSION.—Section 8 of the World War I Centennial Commission Act (Public Law 112–272) is amended—

(1) in subsection (a), by striking “The Centennial Commission” and inserting “Except as provided in subsection (c), the Centennial Commission”; and

(2) by adding at the end the following new subsection:

“(c) EXCEPTION FOR COMPLETION OF NATIONAL WORLD WAR I MEMORIAL.—The Centennial Commission may perform such work as is necessary to complete the rededication of the National World War I Memorial and enhancement of the General Pershing Commemorative Work under section 1093 of the World War I Memorial Act of 2014, subject to section 8903 of title 40, United States Code.”.
SEC. 1094. ADDITIONAL AMENDMENTS TO WORLD WAR I CENTENNIAL COMMISSION ACT.

(a) Ex Officio and Other Advisory Members.—

Section 4 of the World War I Centennial Commission Act (Public Law 112–272; 126 Stat. 2449) is amended by adding at the end the following new subsection:

“(e) Ex Officio and Other Advisory Members.—

“(1) Powers.—The individuals listed in paragraphs (2) and (3), or their designated representative, shall serve on the Centennial Commission solely to provide advice and information to the members of the Centennial Commission appointed pursuant to subsection (b)(1), and shall not be considered members for purposes of any other provision of this Act.

“(2) Ex Officio Members.—The following individuals shall serve as ex officio members:

“(A) The Archivist of the United States.

“(B) The Librarian of Congress.

“(C) The Secretary of the Smithsonian Institution.

“(D) The Secretary of Education.

“(E) The Secretary of State.

“(F) The Secretary of Veterans Affairs.

“(3) OTHER ADVISORY MEMBERS.—The following individuals shall serve as other advisory members:

“(A) Four members appointed by the Secretary of Defense in the following manner: One from the Navy, one from the Marine Corps, one from the Army, and one from the Air Force.

“(B) Two members appointed by the Secretary of Homeland Security in the following manner: One from the Coast Guard and one from the United States Secret Service.

“(C) Two members appointed by the Secretary of the Interior, including one from the National Parks Service.

“(4) VACANCIES.—A vacancy in a member position under paragraph (3) shall be filled in the same manner in which the original appointment was made.”.

(b) PAYABLE RATE OF STAFF.—Section 7(c)(2) of such Act (Public Law 112–272; 126 Stat. 2451) is amended—

(1) in subparagraph (A), by striking the period at the end and inserting “, without regard to the provisions of chapter 51 and subchapter III of chap-
ter 53 of title 5, United States Code, relating to classification and General Schedule pay rates.”; and

(2) in subparagraph (B), by striking “level IV” and inserting “level II”.

(c) LIMITATION ON OBLIGATION OF FEDERAL FUNDS.—

(1) LIMITATION.—Section 9 of such Act (Public Law 112–272; 126 Stat. 2453) is amended to read as follows:

“SEC. 9. LIMITATION ON OBLIGATION OF FEDERAL FUNDS.

“No Federal funds may be obligated or expended for the designation, establishment, or enhancement of a memorial or commemorative work by the World War I Centennial Commission.”.

(2) CONFORMING AMENDMENT.—Section 7(f) of such Act (Public Law 112–272; 126 Stat. 2452) is repealed.

(3) CLERICAL AMENDMENT.—The item relating to section 9 in the table of contents of such Act (Public Law 112–272; 126 Stat. 2448) is amended to read as follows:

“Sec. 9. Limitation on obligation of Federal funds.”.
Subtitle I—National Commission on the Future of the Army

SEC. 1095. NATIONAL COMMISSION ON THE FUTURE OF THE ARMY.

(a) Establishment.—There is established the National Commission on the Future of the Army (in this subtitle referred to as the “Commission”).

(b) Membership.—

(1) Composition.—The Commission shall be composed of eight members, of whom—

(A) four shall be appointed by the President;

(B) one shall be appointed by the Chairman of the Committee on Armed Services of the Senate;

(C) one shall be appointed by the Ranking Member of the Committee on Armed Services of the Senate;

(D) one shall be appointed by the Chairman of the Committee on Armed Services of the House of Representatives; and

(E) one shall be appointed by the Ranking Member of the Committee on Armed Services of the House of Representatives.
(2) **APPOINTMENT DATE.**—The appointments of the members of the Commission shall be made not later than 90 days after the date of the enactment of this Act.

(3) **EFFECT OF LACK OF APPOINTMENT BY APPOINTMENT DATE.**—If one or more appointments under subparagraph (A) of paragraph (1) is not made by the appointment date specified in paragraph (2), the authority to make such appointment or appointments shall expire, and the number of members of the Commission shall be reduced by the number equal to the number of appointments so not made. If an appointment under subparagraph (B), (C), (D), or (E) of paragraph (1) is not made by the appointment date specified in paragraph (2), the authority to make an appointment under such subparagraph shall expire, and the number of members of the Commission shall be reduced by the number equal to the number otherwise appointable under such subparagraph.

(4) **EXPERTISE.**—In making appointments under this subsection, consideration should be given to individuals with expertise in reserve forces policy.

(c) **PERIOD OF APPOINTMENT; VACANCIES.**—Members shall be appointed for the life of the Commission. Any
vacancy in the Commission shall not affect its powers, but shall be filled in the same manner as the original appointment.

(d) CHAIR AND VICE CHAIR.—The Commission shall select a Chair and Vice Chair from among its members.

(e) INITIAL MEETING.—Not later than 30 days after the date on which all members of the Commission have been appointed, the Commission shall hold its initial meeting.

(f) MEETINGS.—The Commission shall meet at the call of the Chair.

(g) QUORUM.—A majority of the members of the Commission shall constitute a quorum, but a lesser number of members may hold hearings.

(h) ADMINISTRATIVE AND PROCEDURAL AUTHORITIES.—The following provisions of law do not apply to the Commission:

(1) Section 3161 of title 5, United States Code.

(2) The Federal Advisory Committee Act (5 U.S.C. App.).

SEC. 1096. DUTIES OF THE COMMISSION.

(a) STUDY ON STRUCTURE OF THE ARMY.—

(1) IN GENERAL.—The Commission shall undertake a comprehensive study of the structure of
the Army, and policy assumptions related to the size
and force mixture of the Army, to—

(A) determine the proper size and force
mixture of the regular component of the Army
and the reserve components of the Army; and

(B) make recommendations on how the
structure should be modified to best fulfill cur-
rent and anticipated mission requirements for
the Army in a manner consistent with available
resources and anticipated future resources.

(2) CONSIDERATIONS.—In undertaking the
study required by subsection (a), the Commission
shall give particular consideration to the following:

(A) An evaluation and identification of a
structure for the Army that—

(i) has the depth and scalability to
meet current and anticipated requirements
of the combatant commands;

(ii) achieves a cost-efficiency balance
between the regular and reserve compo-
nents of the Army, taking advantage of the
unique strengths and capabilities of each,
with a particular focus on fully burdened
and lifecycle cost of Army personnel;
(iii) ensures that the regular and reserve components of the Army have the capacity needed to support current and anticipated homeland defense and disaster assistance missions in the United States;

(iv) provides for sufficient numbers of regular members of the Army to provide a base of trained personnel from which the personnel of the reserve components of the Army could be recruited; and

(v) maximizes and appropriately balances affordability, efficiency, effectiveness, capability, and readiness.

(B) An evaluation and identification of force generation policies for the Army with respect to size and force mixture in order to best fulfill current and anticipated mission requirements for the Army in a manner consistent with available resources and anticipated future resources, including policies in connection with—

(i) readiness;

(ii) training;

(iii) equipment;

(iv) personnel; and
(v) maintenance of the reserve components in an operational state in order to maintain the level of expertise and experience developed since September 11, 2001.

(b) FINAL REPORT.—Not later than February 1, 2016, the Commission shall submit to the President and the congressional defense committees a report setting forth a detailed statement of the findings and conclusions of the Commission as a result of the study required by subsection (a), together with its recommendations for such legislation and administrative actions as the Commission considers appropriate in light of the results of the study.

SEC. 1097. POWERS OF THE COMMISSION.

(a) HEARINGS.—The Commission shall hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence as the Commission considers advisable to carry out its duties under this Act.

(b) INFORMATION FROM FEDERAL AGENCIES.—The Commission may secure directly from any Federal department or agency such information as the Commission considers necessary to carry out its duties under this Act. Upon request of the Chair of the Commission, the head of such department or agency shall furnish such information to the Commission.
(c) Postal Services.—The Commission may use the United States mails in the same manner and under the same conditions as other departments and agencies of the Federal Government.

(d) Gifts.—The Commission may accept, use, and dispose of gifts or donations of services or property.

SEC. 1098. COMMISSION PERSONNEL MATTERS.

(a) Compensation of Members.—Each member of the Commission who is not an officer or employee of the Federal Government shall be compensated at a rate equal to the daily equivalent of the annual rate of basic pay prescribed for level IV of the Executive Schedule under section 5315 of title 5, United States Code, for each day (including travel time) during which such member is engaged in the performance of the duties of the Commission. All members of the Commission who are officers or employees of the United States shall serve without compensation in addition to that received for their services as officers or employees of the United States.

(b) Travel Expenses.—The members of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or
regular places of business in the performance of services for the Commission.

(c) STAFF.—

(1) IN GENERAL.—The Chair of the Commission may, without regard to the civil service laws and regulations, appoint and terminate an executive director and such other additional personnel as may be necessary to enable the Commission to perform its duties. The employment of an executive director shall be subject to confirmation by the Commission.

(2) COMPENSATION.—The Chair of the Commission may fix the compensation of the executive director and other personnel without regard to chapter 51 and subchapter III of chapter 53 of title 5, United States Code, relating to classification of positions and General Schedule pay rates, except that the rate of pay for the executive director and other personnel may not exceed the rate payable for level V of the Executive Schedule under section 5316 of such title.

(c) DETAIL OF GOVERNMENT EMPLOYEES.—Any Federal Government employee may be detailed to the Commission without reimbursement, and such detail shall be without interruption or loss of civil service status or privilege.
(d) **PROCUREMENT OF TEMPORARY AND INTERMITTENT SERVICES.**—The Chair of the Commission may procure temporary and intermittent services under section 3109(b) of title 5, United States Code, at rates for individuals which do not exceed the daily equivalent of the annual rate of basic pay prescribed for level V of the Executive Schedule under section 5316 of such title.

**SEC. 1099. TERMINATION OF THE COMMISSION.**

The Commission shall terminate 90 days after the date on which the Commission submits its final report under section 1096(b).

**SEC. 1099A. FUNDING.**

Amounts authorized to be appropriated for fiscal year 2015 and available for operation and maintenance for the Army may be available for the activities of the Commission under this subtitle.

**TITLE XI—CIVILIAN PERSONNEL MATTERS**

**SEC. 1101. ONE-YEAR EXTENSION OF AUTHORITY TO WAIVE**

**ANNUAL LIMITATION ON PREMIUM PAY AND**

**AGGREGATE LIMITATION ON PAY FOR FEDERAL CIVILIAN EMPLOYEES WORKING OVERSEAS.**

Effective January 1, 2015, section 1101(a) of the Duncan Hunter National Defense Authorization Act for
SEC. 1102. ONE-YEAR EXTENSION OF DISCRETIONARY AUTHORITY TO GRANT ALLOWANCES, BENEFITS, AND GRATUITIES TO PERSONNEL ON OFFICIAL DUTY IN A COMBAT ZONE.


SEC. 1103. REVISION TO LIST OF SCIENCE AND TECHNOLOGY REINVENTION LABORATORIES.

Section 1105(a) of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat. 2487; 10 U.S.C. 2358 note) is amended by adding at the end the following:
“(18) The Army Research Institute for the Behavioral and Social Sciences.

“(19) The Space and Missile Defense Command Technical Center.”.

SEC. 1104. PERMANENT AUTHORITY FOR EXPERIMENTAL PERSONNEL PROGRAM FOR SCIENTIFIC AND TECHNICAL PERSONNEL.

(a) In General.—Section 1101 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105–261; 5 U.S.C. 3104 note) is amended by striking subsections (e), (f), and (g).

(b) Conforming Amendments.—Such section is further amended—

(1) in the section heading, by striking “EXPERIMENTAL” and inserting “ALTERNATIVE”;

(2) in subsection (a)—

(A) by striking “During the program period specified in subsection (e)(1), the” and inserting “The”; and

(B) by striking “experimental”; and

(3) in subsection (d)(1)—

(A) in the matter preceding subparagraph (A), by striking “12-month period” and inserting “calendar year”; and
(B) in subparagraph (A), striking “fiscal year” and inserting “calendar year”.

SEC. 1105. TEMPORARY AUTHORITIES FOR CERTAIN POSITIONS AT DEPARTMENT OF DEFENSE RESEARCH AND ENGINEERING FACILITIES.

Section 1107 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66) is amended—

(1) in subsection (a), by adding at the end the following:

“(3) STUDENTS ENROLLED IN SCIENTIFIC AND ENGINEERING PROGRAMS.—The director of any STRL may appoint qualified candidates enrolled in a program of undergraduate or graduate instruction leading to a bachelor’s or master’s degree in a scientific, technical, engineering or mathematical course of study at an institution of higher education (as that term is defined in section 101 and 102 of the Higher Education Act of 1965 (20 U.S.C. 1001)) to positions described in paragraph (3) of subsection (b) as an employee in a laboratory described in that paragraph without regard to the provisions of subchapter I of chapter 33 of title 5, United States Code (other than sections 3303 and 3328 of such title).”;

HR 4435 PCS
(2) in subsection (b), by adding at the end the following:

“(3) CANDIDATES ENROLLED IN SCIENTIFIC AND ENGINEERING PROGRAMS.—The positions described in this paragraph are scientific and engineering positions that may be temporary or term in any laboratory designated by section 1105(a) of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat. 2486; U.S.C. 2358 note) as a Department of Defense science and technology reinvention laboratory.”; and

(3) in subsection (c), by adding at the end the following:

“(3) In the case of a laboratory described in subsection (b)(3), with respect to appointment authority under subsection (a)(3), the number equal to 5 percent of the total number of scientific and engineering positions in such laboratory that are filled as of the close of the fiscal year last ending before the start of such calendar year.”.
SEC. 1106. JUDICIAL REVIEW OF MERIT SYSTEMS PROTECTION BOARD DECISIONS RELATING TO WHISTLEBLOWERS.

(a) In General.—Section 7703(b)(1)(B) of title 5, United States Code, is amended by striking “2-year” and inserting “5-year”.

(b) Director Appeal.—Section 7703(d)(2) of such title is amended by striking “2-year” and inserting “5-year”.

SEC. 1107. PAY PARITY FOR DEPARTMENT OF DEFENSE EMPLOYEES EMPLOYED AT JOINT BASES.

(a) Definitions.—For purposes of this section—

(1) the term “joint military installation” means 2 or more military installations reorganized or otherwise associated and operated as a single military installation;

(2) the term “locality” or “pay locality” has the meaning given that term by section 5302(5) of title 5, United States Code; and

(3) the term “locality pay” refers to any amount payable under section 5304 or 5304a of title 5, United States Code.

(b) Pay Parity at Joint Bases.—Whenever 2 or more military installations are reorganized or otherwise associated as a single joint military installation, but the constituent installations are not all located within the
same pay locality, all Department of Defense employees
of the respective installations constituting the joint instal-
lation (who are otherwise entitled to locality pay) shall re-
ceive locality pay at a uniform percentage equal to the per-
centage which is payable with respect to the locality which
includes the constituent installation then receiving the
highest locality pay (expressed as a percentage).

(c) Regulations.—The Office of Personnel Man-
agement shall prescribe regulations to carry out this sec-
tion.

(d) Effective Date; Applicability.—

(1) Effective date.—This section shall be ef-
f ective with respect to pay periods beginning on or
after such date (not later than 1 year after the date
of enactment of this section) as the Secretary of De-
f ense shall determine in consultation with the Office
of Personnel Management.

(2) Applicability.—This section shall apply
to any joint military installation created as a result
of the recommendations of the Defense Base Closure
and Realignment Commission in the 2005 base clo-
sure round.
SEC. 1108. RATE OF OVERTIME PAY FOR DEPARTMENT OF THE NAVY EMPLOYEES PERFORMING WORK ABOARD OR DOCKSIDE IN SUPPORT OF THE NUCLEAR AIRCRAFT CARRIER FORWARD DEPLOYED IN JAPAN.

Section 5542(a)(6)(B) of title 5, United States Code, is amended by striking “2014” and inserting “2015”.

SEC. 1109. EXTENSION OF PART-TIME REEMPLOYMENT AUTHORITY.

(a) CSRS.—Section 8344(l)(7) of title 5, United States Code, is amended by strike “5 years” and inserting “10 years”.

(b) FERS.—Section 8468(i)(7) of such title is amended by striking “5 years” and inserting “10 years”.

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

Subtitle A—Assistance and Training

SEC. 1201. ONE-YEAR EXTENSION OF GLOBAL SECURITY CONTINGENCY FUND.

(a) Revisions to Global Security Contingency Fund.—Subsection (e)(1) of section 1207 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat. 1625; 22 U.S.C. 2151 note) is amended by striking “the provision of equipment, supplies,
and training.” and inserting the following: “the provision of the following:

“(A) Equipment.

“(B) Supplies.

“(C) With respect to amounts in the Fund appropriated or transferred into the Fund after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2015, small-scale construction not exceeding $750,000 on a per-project basis.

“(D) Training.”.

(b) AVAILABILITY OF FUNDS.—Subsection (i) of such section is amended—

(1) by striking “Amounts” and inserting the following:

“(1) IN GENERAL.—Except as provided in paragraph (2), amounts”;

(2) by striking “September 30, 2015” and inserting “September 30, 2016”; and

(3) by adding at the end the following:

“(2) EXCEPTION.—Amounts appropriated or transferred to the Fund before the date of the enactment of the National Defense Authorization Act for Fiscal Year 2015 shall remain available for obligation and expenditure after September 30, 2015, only
for activities under programs commenced under subsection (b) before September 30, 2015.”.

(c) Expiration.—Subsection (p) of such section, as amended by section 1202(e) of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 894), is further amended—

(1) by striking “September 30, 2015” and inserting “September 30, 2016”;

(2) by striking “fiscal years 2012 through 2015” and inserting “fiscal years 2012 through 2016”; and

(3) by adding at the end before the period the following: “and subject to the requirements contained in paragraphs (1) and (2) of subsection (i)”.

SEC. 1202. NOTICE TO CONGRESS ON CERTAIN ASSISTANCE UNDER AUTHORITY TO CONDUCT ACTIVITIES TO ENHANCE THE CAPABILITY OF FOREIGN COUNTRIES TO RESPOND TO INCIDENTS INVOLVING WEAPONS OF MASS DESTRUCTION.

Section 1204(e) of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 896; 10 U.S.C. 401 note) is amended by inserting after “congressional defense committees” the following: “and the Committee on Foreign Relations of the Senate
and the Committee on Foreign Affairs of the House of Representatives”.

SEC. 1203. ENHANCED AUTHORITY FOR PROVISION OF SUPPORT TO FOREIGN MILITARY LIAISON OFFICERS OF FOREIGN COUNTRIES WHILE ASSIGNED TO THE DEPARTMENT OF DEFENSE.

(a) Eligibility.—Subsection (a) of section 1051a of title 10, United States Code, is amended by striking “involved in a military operation” and all that follows and inserting “while such liaison officer is assigned temporarily to the headquarters of a combatant command, component command, or subordinate operational command of the United States.”.

(b) Limitations.—Such section, as so amended, is further amended—

(1) by redesignating subsection (d) as subsection (f); and

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

“(d) Limitations.—The number of liaison officers supported under subsection (b)(1) may not exceed 60 at any one time, and the amount of unreimbursed support for any such liaison officer under that subsection in any fiscal year may not exceed $200,000 (in fiscal year 2014 constant dollars).”.

HR 4435 PCS
(c) Secretary of State Concurrence.—Such section, as so amended, is further amended by inserting after subsection (d), as added by subsection (b)(2) of this section, the following new subsection (e):

“(e) Secretary of State Concurrence.—The authority of the Secretary of Defense to provide administrative services and support under subsection (a) for the performance of duties by a liaison officer of another nation may be exercised only with respect to a liaison officer of another nation whose assignment as described in that subsection is accepted by the Secretary of Defense with the concurrence of the Secretary of State.”.

(d) Definition.—Subsection (f) of such section, as redesignated by subsection (d)(1) of this section, is further amended by inserting “training programs conducted to familiarize, orient, or certify liaison officers regarding unique aspects of the assignments of the liaison officers,” after “police protection,”.

(e) Annual Report.—

(1) In general.—Not later January 31, 2016, January 31, 2017, and January 31, 2018, the Secretary of Defense shall submit to the congressional defense committees a report that includes a summary of the expenses, by command and associated countries, incurred by the United States for those li-
aison officers of a developing country in connection
with the assignment of that officer as described in
subsection (a) of section 1051(a) of title 10, United
States Code, as amended by subsection (a) of this
section.

(2) DEFINITION.—The report required by para-
graph (1) shall also include the definition of and cri-
teria established to designate a country as a “devel-
oping country” for purposes of such paragraph.

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

SEC. 1204. ANNUAL REPORT ON HUMAN RIGHTS VETTING
AND VERIFICATION PROCEDURES OF THE
DEPARTMENT OF DEFENSE.

(a) REPORT REQUIRED.—The Secretary of Defense,
in consultation with the Secretary of State, shall submit
to the appropriate congressional committees for each of
the fiscal years 2015 through 2019 a report on human
rights vetting and verification procedures used to comply
with the requirements of section 8057 of the Consolidated
Appropriations Act, 2014 (Public Law 113–76) or any
successor requirements.

(b) MATTERS TO BE INCLUDED.—The report re-
quired by subsection (a) shall include the following:
(1) An accounting and description of all training, equipment, or other assistance that was approved or provided to foreign security forces for the prior fiscal year for which such vetting and verification procedures were required, itemized by country and event.

(2) An accounting and description of all training, equipment, or other assistance that was not approved or provided to foreign security forces for the prior fiscal year by reason of not complying with such vetting and verification procedures, itemized by country and event, including the reasons for such non-compliance.

(3) A description of any human rights, rule of law training, or other assistance that was provided to foreign security forces described in paragraph (2) for the prior fiscal year for purposes of seeking to comply with such vetting and verification procedures in the future, itemized by country and event.

(4) A description of any interagency processes that were used to evaluate compliance with the requirements of section 8057 of the Consolidated Appropriations Act, 2014 or any successor requirements.
(5) In the event the Secretary of Defense exer-
cises the authority under subsection (b) or (c) of
section 8057 of the Consolidated Appropriations Act,
2014 or any successor authority, a justification for
the exercise of such authority and an explanation of
the specific benefits derived from the exercise of
such authority.

(6) Any additional items the Secretary of De-
fense determines to be appropriate.

(c) Submission Requirements.—

(1) In general.—The report required by sub-
section (a) shall be submitted to the appropriate
congressional committees at the same time as the
budget of the President is submitted to Congress
under section 1105 of title 31, United States Code.

(2) Form.—The report shall be submitted in
unclassified form and may include a classified annex
if necessary.

(d) Definition.—In this section, the term “ap-
propriate congressional committees” means—

(1) the congressional defense committees; and

(2) the Committee on Foreign Relations of the
Senate and the Committee on Foreign Affairs of the
House of Representatives.
Subtitle B—Matters Relating to Afghanistan and Pakistan

SEC. 1211. EXTENSION OF COMMANDERS’ EMERGENCY RESPONSE PROGRAM IN AFGHANISTAN.

(a) ONE YEAR EXTENSION.—Section 1201 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat. 1619), as most recently amended by section 1211 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 904), is further amended by striking “fiscal year 2014” each place it appears and inserting “fiscal year 2015”.

(b) FUNDS AVAILABLE DURING FISCAL YEAR 2015.—Subsection (a) of such section, as so amended, is further amended by striking “for operation and maintenance” and inserting “by section 1503 of the National Defense Authorization Act for Fiscal Year 2015”.

SEC. 1212. EXTENSION OF AUTHORITY FOR REIMBURSEMENT OF CERTAIN COALITION NATIONS FOR SUPPORT PROVIDED TO UNITED STATES MILITARY OPERATIONS.

(a) EXTENSION OF AUTHORITY.—Subsection (a) of section 1233 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110–181; 122 Stat. 393), as most recently amended by section 1213 of the


(c) Extension of Limitation on Reimbursement of Pakistan Pending Certification on Pakistan.—Subsection (d) of section 1227 of the National Defense Authorization Act for Fiscal Year 2013 (126 Stat. 2000) is amended—

(1) in the subsection heading, by striking “in Fiscal Year 2013”;

(2) in paragraph (1), by striking “Effective as of the date of the enactment of this Act,” and all that follows through “remain available for obligation” and inserting “No amounts authorized to be
appropriated for the Department of Defense for fiscal year 2015 or any prior fiscal year’’; and

(3) in paragraph (1), by adding at the end the following:

“(C) That Pakistan is not using its military or any funds or equipment provided by the United States to persecute minority groups for their legitimate and nonviolent political and religious beliefs, including the Balochi, Sindhi, and Hazara ethnic groups and minority religious groups, including Christian, Hindu, and Ahmadiyya Muslim.”.

SEC. 1213. EXTENSION OF CERTAIN AUTHORITIES FOR SUPPORT OF FOREIGN FORCES SUPPORTING OR PARTICIPATING WITH THE UNITED STATES ARMED FORCES.

(1) in subsection (a), by striking “fiscal year 2014” and inserting “fiscal year 2015”;

(2) in subsection (d), by striking “December 31, 2014” and inserting “December 31, 2015”; and

(3) in subsection (e)(1), by striking “December 31, 2014” and inserting “December 31, 2015”.


SEC. 1214. REPORT ON PROGRESS TOWARD SECURITY AND STABILITY IN AFGHANISTAN UNDER OPER-ATION RESOLUTE SUPPORT.

(a) Report Required.—Not later than April 1, 2015, and every 180 days thereafter, the Secretary of Defense, in coordination with the Secretary of State, shall submit to the appropriate congressional committees a report on progress toward security and stability in Afghani-
stan under the North Atlantic Treaty Organization’s (NATO) Operation Resolute Support.

(b) MATTERS TO BE INCLUDED: STRATEGIC DIRECTION OF UNITED STATES ACTIVITIES RELATING TO SECURITY AND STABILITY IN AFGHANISTAN UNDER OPERATION RESOLUTE SUPPORT.—The report required under subsection (a) shall include a description of the mission and a comprehensive strategy of the United States for security and stability in Afghanistan during Operation Resolute Support, including any changes to the mission and strategy over time. The description of such strategy shall consist of a general overview and a separate detailed section for each of the following:

(1) NATO.—The status of the train, advise, and assist mission under NATO’s Operation Resolute Support.

(2) ANSF.—A description of the following:

(A) The strategy and budget, with defined objectives, for activities relating to strengthening and sustaining the resources, capabilities, and effectiveness of the Afghanistan National Army (ANA) and the Afghanistan National Police (ANP) of the Afghanistan National Security Forces (ANSF), with the goal of ensuring that a strong and fully-capable ANSF is able to
independently and effectively conduct operations
and maintain security and stability in Afghani-
stan by the end of Operation Resolute Support.

(B) Any actions of the United States and
the Government of Afghanistan to achieve the
following goals relating to sustaining the capac-
ity of the ANSF and the results of such ac-
tions:

(i) Improve and sustain ANSF re-
cruitment and retention, including through
vetting and salaries for the ANSF.

(ii) Improve and sustain ANSF train-
ing and mentoring.

(iii) Strengthen the partnership be-
tween the Government of the United
States and the Government of Afghani-
stan.

(iv) Ensure international commit-
ments to support the ANSF.

(3) NATO BASES IN AFGHANISTAN.—A de-
scription of the following:

(A) The access arrangements, the specific
locations, and the force protection requirements
for bases that the United States has access to
in Afghanistan.
(B) A summary of attacks against NATO bases or facilities and any challenges to force protection, such as “green-on-blue” attacks.

(4) **PUBLIC CORRUPTION AND RULE OF LAW.**—A description of any actions, and the results of such actions, by the United States, NATO, and the Government of Afghanistan to fight public corruption and strengthen governance and the rule of law at the local, provincial, and national levels.

(5) **REGIONAL CONSIDERATIONS.**—A description of any actions by the Government of Afghanistan to increase cooperation with countries geographically located around Afghanistan’s border, with a particular focus on improving security and stability in the Afghanistan-Pakistan border areas, and the status of such actions.

(c) **MATTERS TO BE INCLUDED: PERFORMANCE INDICATORS, MEASURES OF PROGRESS, AND ANY UNFULFILLED REQUIREMENTS TOWARD SUSTAINABLE LONG-TERM SECURITY AND STABILITY IN AFGHANISTAN UNDER OPERATION RESOLUTE SUPPORT.**—

(1) **IN GENERAL.**—The report required under subsection (a) shall set forth a comprehensive set of performance indicators, measures of progress, and any unfulfilled requirements toward sustainable
long-term security and stability in Afghanistan, as specified in paragraph (2), and shall include performance standards and goals, together with a notional timetable for achieving such goals.

(2) PERFORMANCE INDICATORS, MEASURES OF PROGRESS, AND ANY UNFULFILLED REQUIREMENTS SPECIFIED.—The performance indicators, measures of progress, and any unfulfilled requirements specified in this paragraph shall include, at a minimum, the following:

(A) An assessment of NATO train, advise, and assist mission requirements. Such assessments shall include—

(i) indicators of the efficacy of the train, advise, and assist mission, such as number of engagements with the ANSF per day, a description of the engagements with the ANSF, and trends in the marginal improvements in the functional areas of the ANSF support structure from the tactical to the ministerial level;

(ii) contractor support requirements for the train, advise, and assist mission and for the ANSF; and

(iii) any unfulfilled requirements.
(B) For the ANA, and separately for the ANP, an assessment and any changes over time for the following:

(i) Recruitment and retention numbers, rates of absenteeism, rates and overall number of any desertions, ANSF vetting procedures, and salary scale.

(ii) Numbers ANSF being trained and the type of training and mentoring.

(iii) Operational readiness status of ANSF units, including any changes to the type, number, size, and organizational structure of ANA and ANP units.

(iv) A description of any gaps in ANSF capacity and capability.

(v) Effectiveness of ANA and ANP senior officers and the ANA and ANP chain of command.

(vi) An assessment of the extent to which insurgents have infiltrated the ANA and ANP.

(vii) An assessment of the ANSF’s ability to hold terrain in Afghanistan and any posture changes in the ANSF such that they no longer are providing coverage.
of certain areas in Afghanistan that the ANSF was providing coverage of prior to the reporting period.

(C) An assessment of the relative strength of the insurgency in Afghanistan and the extent to which it is utilizing weapons or weapons-related materials from countries other than Afghanistan.

(D) A description of all terrorist and insurgent groups operating in Afghanistan, including the number, size, equipment strength, military effectiveness, and sources of support.

(E) An assessment of security and stability, including terrorist and insurgent activity, in Afghanistan-Pakistan border areas and in Pakistan’s Federally Administered Tribal Areas from groups, including, al-Qaeda, the Haqqani Network, and the Quetta Shura Taliban, and any attacks on NATO supply lines.

(F) A description of the counterterrorism mission and an assessment of the counterterrorism campaign within Operation Resolute Support, including—

(i) the ability of NATO and the ANSF to detain individuals for intelligence
purposes and to prevent high-value detainees from returning to the battlefield; and

(ii) an assessment of whether the Government of Afghanistan is partnering effectively and conducting operations based on NATO intelligence information.

(G) An assessment of United States military requirements for the NATO train, advise, and assist mission, counterterrorism, and force protection requirements under Operation Resolute Support, including planned personnel rotations and the associated time period of deployment for the 1-year period beginning on the date of the submission of the report required under subsection (a).

(d) FORM.—The report required under subsection (a) shall be submitted in unclassified form, but may include a classified annex, if necessary.

(e) CONGRESSIONAL BRIEFINGS.—The Secretary of Defense shall supplement the report required under subsection (a) with regular briefings to the appropriate congressional committees on the subject matter of the report.

(f) THREE-MONTH EXTENSION OF REPORT ON PROGRESS TOWARD SECURITY AND STABILITY IN AFGHANISTAN.—Section 1230(a) of the National Defense

(g) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means—

(1) the congressional defense committees; and

(2) the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

SEC. 1215. REQUIREMENT TO WITHHOLD DEPARTMENT OF DEFENSE ASSISTANCE TO AFGHANISTAN IN AMOUNT EQUIVALENT TO 150 PERCENT OF ALL TAXES ASSESSED BY AFGHANISTAN TO EXTENT SUCH TAXES ARE NOT REIMBURSED BY AFGHANISTAN.

(a) REQUIREMENT TO WITHHOLD ASSISTANCE TO AFGHANISTAN.—An amount equivalent to 150 percent of the total taxes assessed during fiscal year 2014 by the Government of Afghanistan on all Department of Defense assistance in violation of the status of forces agreement between the United States and Afghanistan (entered in
force May 28, 2003) shall be withheld by the Secretary of Defense from obligation from funds appropriated for such assistance for fiscal year 2015 to the extent that the Secretary of Defense certifies and reports in writing to the appropriate congressional committees that such taxes have not been reimbursed by the Government of Afghanistan to the Department of Defense or the grantee, contractor, or subcontractor concerned.

(b) WAIVER AUTHORITY.—The Secretary of Defense may waive the requirement in subsection (a) if the Secretary determines that such a waiver is necessary to achieve United States goals in Afghanistan.

(c) REPORT.—Not later than March 1, 2015, the Secretary of Defense shall submit to the appropriate congressional committees a report on the total taxes assessed during fiscal year 2014 by the Government of Afghanistan on any Department of Defense assistance.

(d) PROCESS FOR REIMBURSEMENT.—

(1) IN GENERAL.—The Secretary of Defense shall request submission of claims for reimbursement, including full documentation, from each grantee, contractor, or subcontractor that paid to the Government of Afghanistan taxes assessed on Department of Defense assistance during fiscal year 2014 for an amount equal to the amount the grant-
ee, contractor, or subcontractor paid to the Govern-
ment of Afghanistan in such taxes.

(2) Plan for Reimbursement.—The Sec-
retary of Defense shall seek to establish a plan in
conjunction with the Government of Afghanistan to
address claims for reimbursement described in para-
graph (1) and to provide for reimbursement by the
Government of Afghanistan of such claims. The Sec-
retary shall submit any such plan established under
this paragraph to the congressional defense commit-
tees in a timely manner.

(3) Reimbursement.—If the Secretary of De-
fense does not submit the plan described in para-
graph (2) to the congressional defense committees
by not later than March 1, 2015, any funds withheld
from the Government of Afghanistan pursuant to
subsection (a) shall be used to reimburse each grant-
ee, contractor, or subcontractor that submits a claim
for reimbursement under paragraph (1) by the
amount specified in such claim and verified by the
Secretary.

(e) Definitions.—In this section:

(1) Appropriate Congressional Committee.
The term “appropriate congressional com-
mittees” means—
(A) the Committee on Armed Services and
the Committee on Foreign Relations of the Sen-
ate; and

(B) the Committee on Armed Services and
the Committee on Foreign Affairs of the House
of Representatives.

(2) DEPARTMENT OF DEFENSE ASSISTANCE.—

The term “Department of Defense assistance”
means funds provided in a fiscal year to Afghanistan
by the Department of Defense, either directly or
through grantees, contractors, or subcontractors.

(f) TERMINATION.—This section shall terminate at
the close of the date on which the Secretary of Defense
submits to the appropriate congressional committees a no-
tification that the United States and Afghanistan have
signed a bilateral security agreement and such agreement
has entered into force.

SEC. 1216. UNITED STATES PLAN FOR SUSTAINING THE AF-
GHANISTAN NATIONAL SECURITY FORCES
THROUGH THE END OF FISCAL YEAR 2018.

(a) PLAN REQUIRED.—Not later than 90 days after
the date of the enactment of this Act, the Secretary of
Defense, in coordination with the Secretary of State, shall
submit to the appropriate congressional committees a re-
port that contains a detailed plan for sustaining the Af-
ghanistan National Army (ANA) and the Afghanistan Na-
tional Police (ANP) of the Afghanistan National Security
Forces (ANSF) through the end of fiscal year 2018, with
the objective of ensuring that a strong and fully-capable
ANSF will be able to independently and effectively con-
duct operations and maintain security and stability in Af-
ghanistan.

(b) Matters to Be Included.—The plan con-
tained in the report required under subsection (a) shall
include a description of the following matters:

(1) A comprehensive and effective strategy and
budget, with defined objectives.

(2) A description of the commitment for con-
tributions from the North Atlantic Treaty Organiza-
tion (NATO) and non-NATO nations, including the
plan to achieve such commitments for the ANSF.

(3) A mechanism for tracking funding, equip-
ment, training, and services provided for the ANSF
by the United States, countries participating in
NATO, and other coalition forces that are not part
of Operation Resolute Support.

(4) Any actions to assist the Government of Af-
ghanistan or on its behalf to achieve the following
goals and the results of such actions:
(A) Improve and sustain effective Afghan security institutions with fully capable senior leadership and staff, including logistics, intelligence, medical, and recruiting units.

(B) Any additional train and equip efforts, including for the Afghan Air Force, as necessary, and Afghan Special Mission Wing, such that these entities are fully-capable of conducting operations independently and in sufficient numbers.

(C) Establish strong ANSF-readiness assessment tools and metrics.

(D) Improve and sustain strong, professional ANSF officers at the junior-, mid-, and senior-levels.

(E) Further strong ANSF communication and control between central command and regions, provinces, and districts.

(F) Develop and improve mechanisms for incorporating lessons learned and best practices into ANSF operations.

(G) Improve ANSF oversight mechanisms, including a strong record-keeping system to track ANSF equipment and personnel.
(5) A description of efforts of the Secretary of Defense and the Secretary of State to engage United States manufacturers in procurement opportunities related to equipping the ANSF.

(c) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means—

(1) the congressional defense committees; and

(2) the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

SEC. 1217. SENSE OF CONGRESS ON UNITED STATES MILITARY COMMITMENT TO OPERATION RESOLUTE SUPPORT IN AFGHANISTAN.

It is the sense of Congress that—

(1) the United States continues to have vital national security interests in ensuring that Afghanistan remains a stable, sovereign country and that groups like Al Qaeda, the Haqqani Network, and the Quetta Shura Taliban are not able to use Afghanistan as a safe haven from which to launch attacks;

(2) the United States should have a residual presence in Afghanistan to train, advise, and assist the ANSF, conduct counterterrorism operations, and
support force protection requirements in order to maintain the gains achieved in Afghanistan;

(3) it is in the interests of both the United States and Afghanistan to sign the Bilateral Security Agreement as soon as practicable after the new President of Afghanistan is sworn in;

(4) the United States should provide financial, advisory, and other necessary support to the ANSF, at the authorized end-strength of 352,000 personnel, through 2018;

(5) the train, advise, and assist mission, following the end of the NATO mission on December 31, 2014, should be able to assist the ANSF in all parts of Afghanistan;

(6) uncertainty with the signing of the Bilateral Security Agreement with Afghanistan is threatening the gains achieved by the United States and coalition forces and the United States’ enduring vital national security interests in Afghanistan and the region;

(7) the President should announce the United States residual presence for Operation Resolute Support to reassure the people of Afghanistan and to provide a tangible statement of support for the future of Afghanistan;
(8) the United States should aggressively work with NATO and the Government of Afghanistan to achieve a status of forces agreement for NATO forces in support of the post-2014 mission; and

(9) NATO member countries pledged their support and long-term commitment to Afghanistan at the Lisbon, Chicago, and Tokyo conferences and should honor their commitments to Afghanistan and the ANSF.

SEC. 1218. EXTENSION OF AFGHAN SPECIAL IMMIGRANT PROGRAM.

Section 602(b)(3) of the Afghan Allies Protection Act of 2009 (8 U.S.C. 1101 note) is amended by adding at the end the following:

“(E) Fiscal year 2015.—

“(i) In general.—Except as provided in subparagraph (D), for fiscal year 2015, the total number of principal aliens who may be provided special immigrant status under this section may not exceed 1,075. For purposes of status provided under this subparagraph—

“(I) the period during which an alien must have been employed in accordance with paragraph (2)(A)(ii)
must terminate on or before December 31, 2015;

“(II) the principal alien seeking special immigrant status under this subparagraph shall apply to the Chief of Mission in accordance with paragraph (2)(D) not later than September 30, 2015; and

“(III) the authority to provide such status shall terminate on September 30, 2016.

“(ii) CONSTRUCTION.—Clause (i) shall not be construed to affect numerical limitations, or the terms for provision of status, under subparagraph (D).”.

SEC. 1219. INDEPENDENT ASSESSMENT OF UNITED STATES EFFORTS TO DISRUPT, DISMANTLE, AND DEFEAT AL-QUEDA, ITS AFFILIATED GROUPS, ASSOCIATED GROUPS, AND ADHERENTS.

(a) Sense of Congress.—It is the sense of Congress that—

(1) al-Qaeda, its affiliated groups, associated groups, and adherents continue to pose a significant threat to United States national security interests;
(2) al-Qaeda continues to evolve and reorganize
to adapt to United States counterterrorism meas-
ures; and

(3) al-Qaeda has become more decentralized
and less hierarchical over the past decade.

(b) INDEPENDENT ASSESSMENT.—

(1) IN GENERAL.—The Secretary of Defense
shall provide for the conduct of an independent as-
sessment of the United States efforts to disrupt, dis-
mantle, and defeat al-Qaeda, including its affiliated
groups, associated groups, and adherents since May
2, 2011.

(2) ELEMENTS.—The assessment required by
paragraph (1) shall include the following:

(A) An assessment of al-Qaeda core’s rela-
tionship with any and all affiliated groups, as-
associated groups, and adherents.

(B) An assessment of the aims, objectives,
and capabilities of al-Qaeda core and any and
all affiliated groups, associated groups, and ad-
herents.

(C) An assessment of the Administration’s
efforts to combat al-Qaeda core and any and all
affiliated groups, associated groups, and adher-
ents.
(D) An assessment of the Authorization for Use of Military Force (Public Law 107–40) and its relevance to the current structure and objectives of al-Qaeda core, its affiliated groups, associated groups, and adherents.

(E) A comprehensive order of battle for al-Qaeda core, its affiliated groups, associated groups, and adherents.

(3) REPORT.—

(A) IN GENERAL.—Not later than one year after the date of the enactment of this Act, the entity selected for the conduct of the assessment required by paragraph (1) shall provide to the Secretary and the appropriate committees of Congress a report containing its findings as a result of the assessment.

(B) FORM.—The report shall be submitted in unclassified form, but may include a classified annex.

(c) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term “appropriate committees of Congress” means—

(1) the congressional defense committees;
(2) the Committee on Foreign Relations and the Select Committee on Intelligence of the Senate; and

(3) the Committee on Foreign Affairs and the Permanent Select Committee on Intelligence of the House of Representatives.

SEC. 1220. SENSE OF CONGRESS.

(a) FINDINGS.—Congress finds the following:

(1) The people of Afghanistan have taken the lead in providing for the security of their country and the successful elections are a positive step in the self-determination of the future of Afghanistan.

(2) However, no country can be successful in the long-term if a majority of its population is not included in the dialogue and decision-making of such country.

(3) The women of Afghanistan have made historic strides in the last several years and the elections prove that the women need and have a right to have a voice in the future of Afghanistan.

(4) To that end, the women of Afghanistan are vital to the development of Afghanistan and the national security of Afghanistan;

(5) Women are needed to serve Afghanistan in the Afghan National Security Forces (ANSF), not
just for the future standing of women in society, but for cultural reasons.

(6) Therefore, it is important that Afghanistan move forward in increasing the number of women in the ANSF with the current facilities and capacity to meet the requirements Afghanistan has proposed to achieve.

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

(1) the allocation of $25,000,000 for fiscal year 2014 for the ANSF should be prioritized for the re-

(2) current facilities to support women in the ANSF should be fully utilized before additional infra-

(3) the Government of Afghanistan should en-

(4) as part of such plan, the conversion of the 13,000 women that were trained to support the elec-
tions is an important step in increasing the number of women in the ANSF;

(5) the United Nations Assistance Mission in Afghanistan’s report, “A Way to Go: An Update on Implementation of the Law on Elimination of Violence Against Women in Afghanistan”, should be integrated into efforts to enable women to serve in the ANSF; and

(6) the United States should continue to advocate for the rights and participation of women in Afghanistan in all levels of government and society.

SEC. 1220A. LIMITATION ON FUNDS TO ESTABLISH PERMANENT MILITARY INSTALLATIONS OR BASES IN AFGHANISTAN.

None of the funds authorized to be appropriated by this Act may be obligated or expended by the United States Government to establish any military installation or base for the purpose of providing for the permanent stationing of United States Armed Forces in Afghanistan.

SEC. 1220B. REVIEW PROCESS FOR USE OF UNITED STATES FUNDS FOR CONSTRUCTION PROJECTS IN AFGHANISTAN THAT CANNOT BE PHYSICALLY ACCESSED BY UNITED STATES GOVERNMENT CIVILIAN PERSONNEL.

(a) Prohibition.—
(1) IN GENERAL.—None of the funds authorized to be appropriated by this Act may be obligated or expended for a construction project in Afghanistan in excess of $500,000 that cannot be audited and physically inspected by authorized United States Government civilian personnel or their designated representatives, in accordance generally-accepted auditing guidelines.

(2) APPLICABILITY.—Paragraph (1) shall apply only with respect to a project that is initiated on or after the date of the enactment of this Act.

(b) WAIVER.—The prohibition in subsection (a) may be waived with respect to a project if not less than 15 days prior to the obligation of funds for the project, the agency responsible for such funds submits to the relevant authorizing committees a plan outlining how the agency will monitor the use of the funds—

(1) to ensure the funds are used for the specific purposes for which the funds are intended; and

(2) to mitigate waste, fraud, and abuse.
SEC. 1220C. ACTIONS TO SUPPORT HUMAN RIGHTS, PARTICIPATION, PREVENTION OF VIOLENCE, EXISTING FRAMEWORKS, AND SECURITY AND MOBILITY WITH RESPECT TO WOMEN AND GIRLS IN AFGHANISTAN.

(a) Sense of Congress.—It is the sense of Congress that promoting women’s meaningful inclusion and participation in conflict prevention, management, and resolution, as well as in post-conflict relief and recovery, advances core United States national interests of peace, national security, economic and social development, and international cooperation.

(b) Statement of Policy.—It is the policy of the United States—

(1) to promote and support the security of women and girls in conflict-affected and post-conflict regions and ensure their protection from sexual and gender-based violence;

(2) to promote and support the security of women and girls in Afghanistan during the security transition process and recognize that promoting security for Afghan women and girls must remain a priority of United States foreign policy; and

(3) to maintain and improve the gains of women and girls in Afghanistan made since 2002,
including in terms of their political participation and integration in security forces.

(c) Actions Required.—

(1) In general.—The Secretary of Defense, in coordination with the Secretary of State and the Administrator of the United States Agency for International Development, shall take such actions as may be necessary to ensure the indicators of success of the security transition process and establishment of an independent Afghanistan as described in paragraph (2) are achieved.

(2) Indicators of success.—The indicators of success referred to in paragraph (1) are the following:

(A) Support for human rights of women and girls in Afghanistan.

(B) Participation of women in Afghanistan at all levels of decision-making and governance in Afghanistan.

(C) Strategic integration of women in the Afghan National Security Forces.

(D) Support for initiatives to prevent sexual and gender-based violence, including implementation of Afghanistan’s Elimination of Violence Against Women law and support for the
Ministry of Interior’s Family Response Units in the Afghan National Police.


(F) Recognition of the ability of women in Afghanistan to move freely and securely throughout Afghanistan.

(d) REPORT.—

(1) IN GENERAL.—Except as provided in paragraph (2), not later than 180 days after the date of the enactment of this Act, and annually thereafter, the Secretary of Defense, the Secretary of State, and the Administrator of the United States Agency for International Development shall jointly submit to the appropriate congressional committees a report on efforts by the United States Government to support the human rights, participation, prevention of violence, existing frameworks, and security and mobility with respect to women and girls in Afghanistan.
(2) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this subsection, the term “appropriate congressional committees” means—

(A) the congressional defense committees; and

(B) the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

SEC. 1220D. SENSE OF CONGRESS RELATING TO DR. SHAKIL AFRIDI.

(a) FINDINGS.—Congress finds the following:

(1) The attacks of September 11, 2001, killed approximately 3,000 people, most of whom were Americans, but also included hundreds of individuals with foreign citiizenships, nearly 350 New York Fire Department personnel, and about 50 law enforcement officers.

(2) Downed United Airlines flight 93 was reportedly intended, under the control of the al-Qaeda high-jackers, to crash into the White House or the Capitol in an attempt to kill the President of the United States or Members of the United States Congress.

(3) The September 11, 2001, attacks were largely planned and carried out by the al-Qaeda ter-
rorist network led by Osama bin Laden and his dep-
uty Ayman al Zawahiri, after which Osama bin
Laden enjoyed safe haven in Pakistan from where he
continued to plot deadly attacks against the United
States and the world.

(4) The United States has obligated nearly $30
billion between 2002 and 2014 in United States tax-
payer money for security and economic aid to Paki-
stan.

(5) The United States very generously and
swiftly responded to the 2005 Kashmir Earthquake
in Pakistan with more than $200 million in emer-
gency aid and the support of several United States
military aircraft, approximately 1,000 United States
military personnel, including medical specialists,
thousands of tents, blankets, water containers and a
variety of other emergency equipment.

(6) The United States again generously and
swiftly contributed approximately $150 million in
emergency aid to Pakistan following the 2010 Paki-
stan flood, in addition to the service of nearly twenty
United States military helicopters, their flight crews,
and other resources to assist the Pakistan Army’s
relief efforts.
(7) The United States continues to work tirelessly to support Pakistan’s economic development, including millions of dollars allocated towards the development of Pakistan’s energy infrastructure, health services and education system.

(8) The United States and Pakistan continue to have many critical shared interests, both economic and security related, which could be the foundation for a positive and mutually beneficial partnership.

(9) Dr. Shakil Afridi, a Pakistani physician, is a hero to whom the people of the United States, Pakistan and the world owe a debt of gratitude for his help in finally locating Osama bin Laden before more innocent American, Pakistani and other lives were lost to this terrorist leader.

(10) Pakistan, the United States and the international community had failed for nearly 10 years following attacks of September 11, 2001, to locate and bring Osama bin Laden, who continued to kill innocent civilians in the Middle East, Asia, Europe, Africa and the United States, to justice without the help of Dr. Afridi.

(11) The Government of Pakistan’s imprisonment of Dr. Afridi presents a serious and growing
impediment to the United States’ bilateral relations with Pakistan.

(12) The Government of Pakistan has leveled and allowed baseless charges against Dr. Afridi in a politically motivated, spurious legal process.

(13) Dr. Afridi is currently imprisoned by the Government of Pakistan, a deplorable and unconscionable situation which calls into question Pakistan’s actual commitment to countering terrorism and undermines the notion that Pakistan is a true ally in the struggle against terrorism.

(b) Sense of Congress.—It is the sense of Congress that Dr. Shakil Afridi is an international hero and that the Government of Pakistan should release him immediately from prison.

Subtitle C—Matters Relating to the Russian Federation

SEC. 1221. LIMITATION ON MILITARY CONTACT AND CO-OPERATION BETWEEN THE UNITED STATES AND THE RUSSIAN FEDERATION.

(a) Limitation.—None of the funds authorized to be appropriated or otherwise made available for fiscal year 2015 for the Department of Defense may be used for any bilateral military-to-military contact or cooperation between the Governments of the United States and the Rus-
sian Federation until the Secretary of Defense, in consultation with the Secretary of State, certifies to the appropriate congressional committees that—

(1) the armed forces of the Russian Federation are no longer illegally occupying Ukrainian territory;

(2) the Russian Federation is respecting the sovereignty of all Ukrainian territory;

(3) the Russian Federation is no longer taking actions that are inconsistent with the INF Treaty;

(4) the Russian Federation is in compliance with the CFE Treaty and has lifted its suspension of Russian observance of its treaty obligations; and

(5) the Russian Federation has not sold or otherwise transferred the Club-K land attack cruise missile system to any foreign country or foreign person during fiscal year 2014.

(b) WAIVER.—The Secretary of Defense may waive the limitation in subsection (a) with respect to a certification requirement specified in paragraph (1), (2), (3), or (4) if—

(1) the Secretary of Defense, in coordination with the Secretary of State, submits to the appropriate congressional committees—

(A) a notification that such a waiver is in the national security interest of the United
States and a description of the national security interest covered by the waiver; and

(B) a report explaining why the Secretary of Defense cannot make the certification under subsection (a); and

(2) a period of 30 days has elapsed following the date on which the Secretary of Defense submits the information in the report under subparagraph (B).

(c) ADDITIONAL WAIVER.—The Secretary of Defense may waive the limitation required by subsection (a)(5) with respect to the sale or other transfer of the Club-K land attack cruise missile system if—

(1) the United States has imposed sanctions against the manufacturer of such system by reason of such sale or other transfer; or

(2) the Secretary has developed and submitted to the appropriate congressional committees a plan to prevent the sale or other transfer of such system in the future.

(d) EXCEPTION FOR CERTAIN MILITARY BASES.—The certification requirement specified in paragraph (1) of subsection (a) shall not apply to military bases of the Russian Federation in Ukraine’s Crimean peninsula operating in accordance with its 1997 agreement on the Status
and Conditions of the Black Sea Fleet Stationing on the
Territory of Ukraine.

(c) Definitions.—In this section:

(1) Appropriate Congressional Committees.—The term “appropriate congressional committees” means—

(A) the Committee on Armed Services and the Committee on Foreign Relations of the Senate; and

(B) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives.

(2) Bilateral Military-to-Military Contact or Cooperation.—The term “bilateral military-to-military contact or cooperation”—

(A) means—

(i) reciprocal visits and meetings by high-ranking delegations;

(ii) information sharing, policy consultations, security dialogues or other forms of consultative discussions;

(iii) exchanges of military instructors, training personnel, and students;

(iv) exchanges of information;

(v) defense planning; and
(vi) military training or exercises; but

(B) does not include any contact or co-operation that is in support of United States stability operations.


(f) Effective Date.—This section takes effect on the date of the enactment of this Act and applies with respect to funds described in subsection (a) that are unobligated as of such date of enactment.
SEC. 1222. LIMITATION ON USE OF FUNDS WITH RESPECT TO CERTIFICATION OF CERTAIN FLIGHTS BY THE RUSSIAN FEDERATION UNDER THE TREATY ON OPEN SKIES.

(a) LIMITATION.—None of the funds authorized to be appropriated by this Act or any other Act may be used to authorize or permit a certification by the United States of a proposal by the Russian Federation to change any sensor package of an aircraft for a flight by the Russian Federation under the Open Skies Treaty, unless—

(1) the Secretary of Defense, the Chairman of the Joint Chiefs of Staff, and the Director of National Intelligence jointly certify to the appropriate congressional committees that such proposal will not enhance the capability or potential of the Russian Federation to gather intelligence that poses an unacceptable risk to the national security of the United States or is not designed to be collected under such Treaty; and

(2) the Secretary of State certifies to the appropriate congressional committees that—

(A) the armed forces of the Russian Federation are no longer illegally occupying Ukrainian territory;

(B) the Russian Federation is no longer violating the INF Treaty; and
(C) the Russian Federation is in compliance with the CFE Treaty and has lifted its suspension of Russian observance of its treaty obligations.

(b) WAIVER.—The President may waive the requirement of the Secretary of State to make a certification described in subsection (a)(2) with respect to a proposal by the Russian Federation if the President determines that it is in the national security interests of the United States to do so and submits to the appropriate congressional committees a report that contains the reasons for such determination.

(c) NOTICE AND WAIT REQUIREMENT.—The President may not authorize or permit a certification by the United States for which the certifications required by paragraphs (1) and (2) of subsection (a) are made until the expiration of a 90-day period beginning on the date on which the certification required by such paragraph (1) or the certification required by such paragraph (2) is submitted to the appropriate congressional committees, whichever occurs later.

(d) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—
(A) the congressional defense committees;

(B) the Select Committee on Intelligence
and the Committee on Foreign Relations of the
Senate; and

(C) the Permanent Select Committee on
Intelligence and the Committee on Foreign Af-
fairs of the House of Representatives.

(2) CFE treaty.—The term “CFE Treaty”
means the Treaty on Conventional Armed Forces in
Europe, signed at Paris November 19, 1990, and

(3) INF treaty.—The term “INF Treaty”
means the Treaty Between the United States of
America and the Union of Soviet Socialist Republics
on the Elimination of Their Intermediate-Range and
Shorter-Range Missiles, commonly referred to as the
Intermediate-Range Nuclear Forces (INF) Treaty,
signed at Washington December 8, 1987, and en-
tered into force June 1, 1988.

(4) Open Skies Treaty.—The term “Open
Skies Treaty” means the Treaty on Open Skies,
done at Helsinki March 24, 1992, and entered into
force January 1, 2002.
SEC. 1223. LIMITATIONS ON PROVIDING CERTAIN MISSILE
DEFENSE INFORMATION TO THE RUSSIAN
FEDERATION.

(a) IN GENERAL.—Section 1246(c) of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 923) is amended—

(1) in paragraph (1), by striking “2016” and inserting “2017”;

(2) in paragraph (2), by inserting after “2014” the following: “or 2015”; and

(3) in paragraph (3), by inserting “and the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives” after “congressional defense committees”.

(b) LIMITATIONS ON PROVIDING OTHER INFORMATION.—No funds authorized to be appropriated or otherwise made available for each of fiscal years 2015 through 2017 for the Department of Defense may be used to provide the Government of the Russian Federation or any Russian person with information relating to the velocity at burnout of United States missile defense interceptors or missile defense targets or related information.
SEC. 1224. LIMITATION ON AVAILABILITY OF FUNDS TO TRANSFER MISSILE DEFENSE INFORMATION TO THE RUSSIAN FEDERATION.

(a) IN GENERAL.—None of the funds authorized to be appropriated or otherwise made available for fiscal year 2015 or any subsequent fiscal year for the Department of Defense may be obligated or expended to transfer missile defense information to the Russian Federation unless, with respect to such fiscal year, the President submits to the congressional defense committees not later than October 31 of such fiscal year a report on discussions between the Russian Federation and the United States on missile defense matters during the immediately preceding fiscal year, including any discussions for cooperation between the two countries on missile defense matters.

(b) FISCAL YEAR 2015 REPORT.—The report submitted pursuant to subsection (a) with respect to fiscal year 2015 shall, in addition to including the information described in subsection (a) with respect to fiscal year 2014, include the information described in subsection (a) with respect to fiscal years 2007 through 2013.

SEC. 1225. REPORT ON NON-COMPLIANCE BY THE RUSSIAN FEDERATION OF ITS OBLIGATIONS UNDER THE INF TREATY.

(a) FINDINGS.—Congress finds that—
(1) the Russian Federation is in material breach of its obligations under the Treaty Between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Their Intermediate-Range and Shorter-Range Missiles, commonly referred to as the Intermediate-Range Nuclear Forces (INF) Treaty, signed at Washington December 8, 1987, and entered into force June 1, 1988; and

(2) such behavior poses a threat to the United States, its deployed forces, and its allies.

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

(1) the President should hold the Russian Federation accountable for being in material breach of its obligations under the INF Treaty;

(2) the President should demand the Russian Federation completely and verifiably eliminate the military systems that constitute the material breach of its obligations under the INF Treaty;

(3) the President should seriously consider not engaging in further reductions of United States nuclear forces generally and should seriously consider not engaging in nuclear arms reduction negotiations with the Russian Federation specifically until such
complete and verifiable elimination of the military systems has occurred; and

(4) the President, in consultation with United States allies, should consider whether it is in the national security interests of the United States to unilaterally remain a party to the INF Treaty if the Russian Federation is still in material breach of the INF Treaty beginning one year after the date of the enactment of this Act.

(c) REPORT.—Not later than 90 days after the date of the enactment of this Act, and every 90 days thereafter, the President shall submit to the appropriate congressional committees an unclassified report that includes the following:

(1) The status of the President’s efforts, in cooperation with United States allies, to hold the Russian Federation accountable for being in material breach of its obligations under the INF Treaty and obtain the complete and verifiable elimination of its military systems that constitute the material breach of its obligations under the INF Treaty.

(2) The President’s assessment as to whether it remains in the national security interests of the United States to remain a party to the INF Treaty, and other related treaties and agreements, while the
Russian Federation is in material breach of its obligations under the INF Treaty.

(d) APPROPRIATE CONGRESSIONAL COMMITTEES.—In this section, the term “appropriate congressional committees” means—

(1) the congressional defense committees;

(2) the Committee on Foreign Relations and the Select Committee on Intelligence of the Senate; and

(3) the Committee on Foreign Affairs and the Permanent Select Committee on Intelligence of the House of Representatives.

SEC. 1226. SENSE OF CONGRESS REGARDING RUSSIAN AGGRESSION TOWARD UKRAINE.

It is the sense of the Congress that—

(1) the continuing and long-standing pattern and practice by the Government of the Russian Federation of physical, diplomatic, and economic aggression toward neighboring countries is clearly intended to exert undue influence on the free will of sovereign nations and peoples to determine their own future;

(2) the Russian military build-up and aggressive posture on the eastern border of Ukraine represent a deliberate intent to intimidate Ukraine and to force its citizens to submit to Russian control;
(3) the Russian Federation should immediately cease all improper and illegal activities in Ukraine;

(4) the 1994 Budapest Memorandum on Security Assurances, which was executed jointly with the Russian Federation, Ukraine, and the United Kingdom, represents a commitment to respect the independence, sovereignty, and territorial integrity and borders of Ukraine, and Russian actions clearly violate the commitment made by the Russian Federation in that memorandum;

(5) the security cooperation with the Ukrainian military by the United States military is an important opportunity to support the continued professionalization of the Ukrainian military;

(6) an enhanced military presence and readiness posture of the United States military in Europe is key to deterring further Russian aggression and assuring allies and partners; and

(7) the treaty commitments under Article 5 of the North Atlantic Treaty signed at Washington, April 4, 1949, and entered into force August 24, 1949, are important and a cornerstone to international security.
SEC. 1227. ANNUAL REPORT ON MILITARY AND SECURITY DEVELOPMENTS INVOLVING THE RUSSIAN FEDERATION.

(a) Report.—Not later than June 1 of each year, the Secretary of Defense shall submit to the appropriate congressional committees a report, in both classified and unclassified form, on the current and future military power of the Russian Federation (in this section referred to as “Russia”). The report shall address the current and probable future course of military-technological development of the Russian military, the tenets and probable development of Russian security strategy and military strategy, and military organizations and operational concepts, for the 20-year period following submission of such report.

(b) Matters to Be Included.—A report required under subsection (a) shall include the following:

(1) An assessment of the security situation in regions neighboring Russia.

(2) The goals and factors shaping Russian security strategy and military strategy.

(3) Trends in Russian security and military behavior that would be designed to achieve, or that are consistent with, the goals described in paragraph (2).

(4) An assessment of Russia’s global and regional security objectives, including objectives that
would affect NATO, the Middle East, and the People’s Republic of China.

(5) A detailed assessment of the sizes, locations, and capabilities of Russian nuclear, special operations, land, sea, and air forces.

(6) Developments in Russian military doctrine and training.

(7) An assessment of the proliferation activities of Russia and Russian entities, as a supplier of materials, technologies, or expertise relating to nuclear weapons or other weapons of mass destruction or missile systems.

(8) Developments in Russia’s asymmetric capabilities, including its strategy and efforts to develop and deploy cyber warfare and electronic warfare capabilities, details on the number of malicious cyber incidents originating from Russia against Department of Defense infrastructure, and associated activities originating or suspected of originating from Russia.

(9) The strategy and capabilities of Russian space and counterspace programs, including trends, global and regional activities, the involvement of military and civilian organizations, including state-owned enterprises, academic institutions, and com-
mercial entities, and efforts to develop, acquire, or
gain access to advanced technologies that would en-

hance Russian military capabilities.

(10) Developments in Russia’s nuclear pro-
gram, including the size and state of Russia’s stock-
pile, its nuclear strategy and associated doctrines, its
civil and military production capacities, and projec-
tions of its future arsenals.

(11) A description of Russia’s anti-access and
area denial capabilities.

(12) A description of Russia’s command, con-
trol, communications, computers, intelligence, sur-
veillance, and reconnaissance modernization program
and its applications for Russia’s precision guided
weapons.

(13) In consultation with the Secretary of En-
ergy and the Secretary of State, developments re-

garding United States-Russian engagement and co-
operation on security matters.

(14) The current state of United States mili-
tary-to-military contacts with the Russian Federa-
tion armed forces, which shall include the following:

(A) A comprehensive and coordinated
strategy for such military-to-military contacts
and updates to the strategy.
(B) A summary of all such military-to-military contacts during the one-year period preceding the report, including a summary of topics discussed and questions asked by the Russian participants in those contacts.

(C) A description of such military-to-military contacts scheduled for the 12-month period following such report and the plan for future contacts.

(D) The Secretary’s assessment of the benefits the Russians expect to gain from such military-to-military contacts.

(E) The Secretary’s assessment of the benefits the Department of Defense expects to gain from such military-to-military contacts, and any concerns regarding such contacts.

(F) The Secretary’s assessment of how such military-to-military contacts fit into the larger security relationship between the United States and the Russian Federation.

(15) A description of Russian military-to-military relationships with other countries, including the size and activity of military attache offices around the world and military education programs con-
ducted in Russia for other countries or in other
countries for the Russians.

(16) Other military and security developments
involving Russia that the Secretary of Defense con-
siders relevant to United States national security.

(c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
FINED.—In this section, the term “appropriate congres-
sional committees” means—

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

(2) the Committee on Armed Services and the
Committee on Foreign Affairs of the House of Rep-
resentatives.

(d) REPEAL OF SUPERSEDED AUTHORITY.—Section
10 of the Support for the Sovereignty, Integrity, Democ-
raey, and Economic Stability of Ukraine Act of 2014
(Public Law 113–95) is repealed.

(e) SUNSET.—This section shall terminate on June
1, 2021.

SEC. 1228. PLAN TO REDUCE RUSSIAN FEDERATION NU-
CLEAR FORCE DEPENDENCIES ON UKRAINE.

(a) FINDINGS.—Congress finds the following:

(1) The Russian Federation relies on the
Ukrainian defense industry for certain elements of
its land-based nuclear ballistic missile force, the
Russian Strategic Rocket Force.

(2) Press reports indicate that Ukraine’s
Yuzhnoye Design Bureau played a prominent role
during the Soviet era in producing heavy silo-based
Intercontinental Ballistic Missiles.

(3) These land-based missiles include the RS–
20 ICBM, known by the North Atlantic Treaty Or-
ganization Designator, SATAN.

(4) This missile has been reported to be de-
ployed with as many as 10 independently targetable
nuclear reentry vehicles.

(5) In a press conference on May 13, 2014,
Russian Federation Deputy Prime Minster Dmitry
Rogozin stated that his country would discontinue
the sale of Russia-made rocket engines to the United
States if they will be used for military purposes.

(b) SENSE OF CONGRESS.—It is the sense of Con-
gress that the United States Government should promptly
enter into discussions with the Government of Ukraine to
ensure a halt to the activities of the Yuzhnoye Design Bu-
reau and any other Ukrainian industry that supports the
military or military industrial base of the Russian Federa-
tion while Russia is violating its commitments under the
Budapest Memorandum, illegally occupying Ukrainian ter-
ritory and supporting groups that are inciting violence and
fomenting secessionist movements in Ukraine.

(c) PLAN.—Not later than 30 days after the date of
the enactment of this Act, the Secretary of Defense, in
conjunction with the Secretary of State, shall submit to
the congressional defense committees a plan on how the
United States Government intends to work with the Gov-
ernment of Ukraine to accomplish the goals expressed in
subsection (b) and any recommendations it has for how
the United States and its allies could benefit from the ca-
pability of the Yuzhnoye Design Bureau.

SEC. 1229. PROHIBITION ON USE OF FUNDS TO ENTER INTO
CONTRACTS OR AGREEMENTS WITH
ROSOBORONEXPORT.

(a) PROHIBITION.—None of the funds authorized to
be appropriated for the Department of Defense for fiscal
year 2015 may be used to enter into a contract (or sub-
contract at any tier under such a contract), memorandum
of understanding, or cooperative agreement with, to make
a grant to, or to provide a loan or loan guarantee to
Rosoboronexport.

(b) NATIONAL SECURITY WAIVER AUTHORITY.—The
Secretary of Defense may waive the applicability of sub-
section (a) if the Secretary, in consultation with the Sec-
retary of State and the Director of National Intelligence,
certifies in writing to the congressional defense committees, to the best of the Secretary’s knowledge, the following:

(1) Rosoboronexport has ceased the transfer of lethal military equipment to, and the maintenance of existing lethal military equipment for, the Government of the Syrian Arab Republic.

(2) The armed forces of the Russian Federation have withdrawn from Crimea, other than armed forces present on military bases subject to agreements in force between the Government of the Russian Federation and the Government of Ukraine.

(3) The Government of the Russian Federation has withdrawn substantially all of the armed forces of the Russian Federation from the immediate vicinity of the eastern border of Ukraine.

(4) Agents of the Russian Federation have ceased taking active measures to destabilize the control of the Government of Ukraine over eastern Ukraine.

(c) Department of Defense Inspector General Review.—

(1) In general.—The Inspector General of the Department of Defense shall conduct a review of any action involving Rosoboronexport with respect to
which a waiver is issued by the Secretary of Defense pursuant to subsection (b).

(2) ELEMENTS.—A review conducted under paragraph (1) shall assess the accuracy of the factual and legal conclusions made by the Secretary of Defense in the waiver covered by the review, including—

(A) whether there is any viable alternative to Rosoboronexport for carrying out the functions for which funds will be obligated;

(B) whether the Secretary has previously used an alternative vendor for carrying out the same functions regarding the military equipment in question, and what vendor was previously used;

(C) whether other explanations for the issuance of the waiver are supportable; and

(D) any other matter with respect to the waiver the Inspector General considers appropriate.

(3) REPORT.—Not later than 90 days after the date on which a waiver is issued by the Secretary of Defense pursuant to subsection (b), the Inspector General shall submit to the congressional defense committees a report containing the results of the re-
view conducted under paragraph (1) with respect to such waiver.

SEC. 1230. REQUIREMENTS RELATING TO CERTAIN DEFENSE TRANSFERS TO THE RUSSIAN FEDERATION.

(a) STATEMENT OF POLICY.—It is the policy of the United States to oppose the transfer of defense articles or defense services (as defined in the Arms Export Control Act) from any country that is a member of the North Atlantic Treaty Organization (NATO) to, or on behalf of, the Russian Federation, during any period in which the Russian Federation forcibly occupies the territory of Ukraine or of a NATO member country.

(b) NATO POLICY.—The President shall use the voice and vote of the United States in NATO to seek the adoption of a policy by NATO that is consistent with the policy of the United States specified in subsection (a).

(c) IDENTIFICATION OF CERTAIN DEFENSE TRANSFERS.—

(1) IN GENERAL.—The President shall direct the appropriate departments and agencies of the United States to monitor all transfers of defense articles or defense services from NATO member countries to the Russian Federation and identify those
transfers that are contrary to the policy of the
United States specified in subsection (a).

(2) REPORT.—

(A) IN GENERAL.—The President shall
submit a written report to the chairmen and
ranking members of the appropriate committees
of Congress within 5 days of the receipt of in-
formation indicating that a transfer described
in paragraph (1) has occurred.

(B) FORM.—The report required under
subparagraph (A) may be submitted in classi-
fied form.

(C) APPROPRIATE COMMITTEES OF CON-
gress defined.—In this paragraph, the term
“appropriate committees of Congress” means—

(i) the Committee on Armed Services,
the Committee on Foreign Relations, and
the Select Committee on Intelligence of the
Senate; and

(ii) the Committee on Armed Services,
the Committee on Foreign Affairs, and the
Permanent Select Committee on Intel-
ligence of the House of Representatives.

(d) LICENSING POLICY FOR CERTAIN DEFENSE
TRANSFERS.—
(1) IN GENERAL.—If a NATO member country transfers, or allows a transfer by a person subject to its national jurisdiction of, a defense article or defense service on or after the date of the enactment of this Act that is contrary to the policy of the United States specified in subsection (a) and is identified pursuant to subsection (c), an application for a license or other authorization required under the Arms Export Control Act for the transfer of any defense article or service to, or on behalf of, that NATO member country shall be subject to a presumption of denial.

(2) EFFECTIVE PERIOD.—A presumption of denial shall apply to an application for a license or other authorization under paragraph (1) only during a period in which the Russian Federation forcibly occupies the territory of Ukraine or of a NATO member country.

(3) AMENDMENT TO ITAR.—Not later than 30 days after the date of the enactment of this Act, the Secretary of State shall amend the International Trafficking in Arms Regulations for purposes of implementing this subsection.
SEC. 1230A. LIMITATION ON FUNDS FOR IMPLEMENTATION OF THE NEW START TREATY.

(a) Limitation.—None of the funds authorized to be appropriated or otherwise made available for fiscal year 2015 for the Department of Defense may be used for implementation of the New START Treaty until the Secretary of Defense, in consultation with the Secretary of State, certifies to the appropriate congressional committees that—

(1) the armed forces of the Russian Federation are no longer illegally occupying Ukrainian territory;

(2) the Russian Federation is respecting the sovereignty of all Ukrainian territory;

(3) the Russian Federation is no longer taking actions that are inconsistent with the INF Treaty;

(4) the Russian Federation is in compliance with the CFE Treaty and has lifted its suspension of Russian observance of its treaty obligations; and

(5) there have been no inconsistencies by the Russian Federation with New START Treaty requirements.

(b) Definitions.—In this section:

(1) Appropriate congressional committees.—The term “appropriate congressional committees” means—
(A) the Committee on Armed Services and
the Committee on Foreign Relations of the Sen-
ate; and

(B) the Committee on Armed Services and
the Committee on Foreign Affairs of the House
of Representatives.

(2) CFE TREATY.—The term “CFE Treaty”
means the Treaty on Conventional Armed Forces in
Europe, signed at Paris November 19, 1990, and

(3) INF TREATY.—The term “INF Treaty”
means the Treaty Between the United States of
America and the Union of Soviet Socialist Republics
on the Elimination of Their Intermediate-Range and
Shorter-Range Missiles, commonly referred to as the
Intermediate-Range Nuclear Forces (INF) Treaty,
signed at Washington December 8, 1987, and en-
tered into force June 1, 1988.

(4) NEW START TREATY.—The term “New
START Treaty” means the Treaty between the
United States of America and the Russian Federa-
tion on Measures for the Further Reduction and
Limitation of Strategic Offensive Arms, signed on
April 8, 2010, and entered into force on February
5, 2011.
HR 4435 PCS

(c) Effective Date.—This section takes effect on the date of the enactment of this Act and applies with respect to funds described in subsection (a) that are unobligated as of such date of enactment.

Subtitle D—Matters Relating to the Asia-Pacific Region

SEC. 1231. STRATEGY TO PRIORITIZE UNITED STATES INTERESTS IN THE UNITED STATES PACIFIC COMMAND AREA OF RESPONSIBILITY AND IMPLEMENTATION PLAN.

(a) Strategy.—

(1) In general.—The Secretary of Defense, in coordination with the Secretary of State and the heads of other Federal departments and agencies specified in paragraph (4), shall develop a strategy to prioritize United States interests in the United States Pacific Command Area of Responsibility.

(2) Matters to be included.—The strategy required by paragraph (1) shall address the following:

(A) Strengthening bilateral security alliances.

(B) Improving relationships with countries that are emerging powers.
617

(C) Engaging with regional multilateral institutions.

(D) Expanding trade and investment.

(E) Bolstering a capable military presence.

(F) Promoting democracy and human rights.

(G) Coordinating efforts to counter transnational threats.

(H) Maintaining a rules-based structure.

(I) Improving the current and future security environment.

(J) Prioritizing United States military and diplomatic missions within respective Federal department or agency planning and budgeting guidance.

(K) Coordinating a response framework to prepare for, respond to, and recover from emergencies.

(L) Prioritizing security cooperation initiatives, including military-to-military and military-to-civilian engagements.

(3) ASIA REBALANCING STRATEGY.—The strategy required by paragraph (1) shall be informed by the results of the integrated, multi-year planning and budget strategy for a rebalancing of United
States policy in Asia submitted to Congress pursuant to section 7043(a) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2014 (division K of the Consolidated Appropriations Act, 2014 (Public Law 113–76)).

(4) FEDERAL DEPARTMENTS AND AGENCIES SPECIFIED.—The Federal departments and agencies specified in this paragraph are the Department of Homeland Security, the Department of Transportation, the Department of Commerce, the Department of the Interior, the Office of the United States Trade Representative, and any other relevant department or agency as specified by the Secretary of Defense.

(b) IMPLEMENTATION PLAN.—

(1) IN GENERAL.—The President, acting through the National Security Council and in coordination with the Director of the Office of Management and Budget, shall develop an implementation plan for the Department of Defense, the Department of State, and each Federal department and agency specified in subsection (a)(4) to support the strategy required by subsection (a). The implementation plan shall provide specific goals and areas of
focus for each department and agency to prioritize
funding in its annual budget submissions.

(2) Relation to agency priority goals and annual budget.—

(A) Agency priority goals.—In identifying agency priority goals under section
1120(b) of title 31, United States Code, for the Department of Defense, the Department of State, and each Federal department and agency specified in subsection (a)(4), the President, acting through the Director of the Office of Management and Budget, shall take into consideration the strategy required by subsection (a) and the implementation plan of the department or agency required by paragraph (1).

(B) Annual budget.—The President, acting through the Director of the Office of Management and Budget, shall ensure that the annual budget submitted to Congress under section 1105 of title 31, United States Code, includes a separate section that clearly highlights programs and projects that are being funded in the annual budget that relate to the strategy required by subsection (a) and the implementation plan of the Department of Defense, the
Department of State, and each Federal department and agency specified in subsection (a)(4).

(c) Report.—

(1) In general.—Not later than 1 year after the date of the enactment of this Act, the President, acting through the National Security Council, shall submit to Congress a report that contains the strategy required by subsection (a) and each implementation plan required by subsection (b).

(2) Form.—The report shall be submitted in unclassified form but may contain a classified annex if necessary.

SEC. 1232. MODIFICATIONS TO ANNUAL REPORT ON MILITARY AND SECURITY DEVELOPMENTS INVOLVING THE PEOPLE'S REPUBLIC OF CHINA.

(a) Matters To Be Included.—Subsection (b) of section 1202 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65; 113 Stat. 781; 10 U.S.C. 113 note) is amended—

(1) by redesignating paragraphs (10) through (20) as paragraphs (11) through (21), respectively; and

(2) by inserting after paragraph (9) the following:
“(10) The developments in maritime law enforcement capabilities and organization of the People’s Republic of China, focusing on activities in contested maritime areas in the South China Sea and East China Sea. Such analyses shall include an assessment of the nature of China’s maritime law enforcement activities directed against United States allies and partners. Such maritime activities shall include activities originating or suspect of originating from China and shall include government and non-government activities that are believed to be sanctioned or supported by the Chinese government.”.

(b) EFFECTIVE DATE.—The amendments made by this section take effect on the date of the enactment of this Act and apply with respect to reports required to be submitted under subsection (a) of section 1202 of the National Defense Authorization Act for Fiscal Year 2000, as so amended, on or after that date.

SEC. 1233. REPORT ON GOALS AND OBJECTIVES GUIDING MILITARY ENGAGEMENT WITH BURMA.

(a) REPORT REQUIRED.—Not later than December 1, 2014, the Secretary of Defense, in coordination with the Secretary of State, shall submit to the appropriate congressional committees a report on the goals and objec-
tives guiding military-to-military engagement between the
United States and the Union of Burma.

(b) MATTERS TO BE INCLUDED.—The report re-
quired under subsection (a) shall include—

(1) a description of the specific goals and objec-
tives of the United States that military-to-military
engagement between the United States and Burma
would facilitate;

(2) a description of how the United States
measures progress toward such goals and objectives,
and the implications of failing to achieve such goals
and objectives;

(3) a description of the specific military-to-mili-
tary engagement activities between the United
States and Burma conducted during the period be-
ginning on March 1, 2011, and ending on the close
of the day before the date of the submission of the
report, and of any planned military-to-military en-
gagement activities between the United States and
Burma that will be conducted during the period be-
ginning on the date of the submission of the report
and ending on the close of February 29, 2020, in-
cluding descriptions of associated goals and objec-
tives, estimated costs, timeframes, and United
States military organizations or personnel involved;
(4) a description and assessment of the political, military, economic, and civil society reforms being undertaken by the Government of Burma, including—

(A) protecting the individual freedoms and human rights of the Burmese people, including for all ethnic and religious minorities and internally displaced populations;

(B) establishing civilian control of the armed forces;

(C) implementing constitutional and electoral reforms;

(D) allowing access to all areas in Burma; and

(E) increasing governmental transparency and accountability; and

(5) a description and assessment of relationships of the Government of Burma with unlawful or sanctioned entities.

(c) UPDATE.—

(1) IN GENERAL.—The Secretary of Defense, in coordination with the Secretary of State, shall submit on an annual basis to the appropriate congressional committees an update of the matters de-
scribed in subsection (b)(4) and included in the report required under subsection (a).

(2) **SUNSET.**—The requirement to submit updates under paragraph (1) shall terminate at the end of the 5-year period beginning on the date of the enactment of this Act.

(d) **FORM.**—The report required under subsection (a) shall be submitted in unclassified form, but may include a classified annex, if necessary.

(e) **APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.**—In this section, the term “appropriate congressional committees” means—

(1) the congressional defense committees; and

(2) the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

SEC. 1234. REPORT ON DEPARTMENT OF DEFENSE MUNITIONS STRATEGY FOR UNITED STATES PACIFIC COMMAND.

(a) **REPORT REQUIRED.**—Not later than April 1, 2015, the Secretary of Defense shall submit to the congressional defense committees a report on the munitions strategy for the United States Pacific Command, including an identification of munitions requirements, an assessment of munitions gaps and shortfalls, and necessary mu-
munitions investments. Such strategy shall cover the 10-year period beginning with 2015.

(b) **ELEMENTS.**—The report on munitions strategy required by subsection (a) shall include the following:

(1) An identification of current and projected munitions requirements, by class or type.

(2) An assessment of munitions gaps and shortfalls, including a census of current munitions capabilities and programs, not including ammunition.

(3) A description of current and planned munitions programs, including with respect to procurement, research, development, test and evaluation, and deployment activities.

(4) Schedules, estimated costs, and budget plans for current and planned munitions programs.

(5) Identification of opportunities and limitations within the associated industrial base.

(6) Identification and evaluation of technology needs and applicable emerging technologies, including with respect to directed energy, rail gun, and cyber technologies.

(7) An assessment of how current and planned munitions programs, and promising technologies, may affect existing operational concepts and capa-
bilities of the military departments or lead to new operational concepts and capabilities.

(8) An assessment of programs and capabilities by other countries to counter the munitions programs and capabilities of the Armed Forces of the United States, not including with respect to ammunition, and how such assessment affects the munitions strategy of each military department.

(9) Any other matters the Secretary determines appropriate.

(c) FORM.—The report under subsection (a) may be submitted in classified or unclassified form.

SEC. 1235. MISSILE DEFENSE COOPERATION.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) Admiral Samuel Locklear, Commander of the United States Pacific Command, testified before the Committee on Armed Services of the House of Representatives on March 5, 2014, that in the spring of 2013, North Korea “conducted another underground nuclear test, threatened the use of a nuclear weapon against the United States, and concurrently conducted a mobile missile deployment of an Intermediate Range Ballistic Missile, reportedly
capable of ranging our western most U.S. territory in the Pacific.”;

(2) General Curtis Scaparrotti, Commander of the United States Forces Korea, testified before such committee on April 2, 2014, that “CFC [Combined Forces Command] is placing special emphasis on missile defense, not only in terms of systems and capabilities, but also with regard to implementing an Alliance counter-missile strategy required for our combined defense.”; and

(3) increased emphasis and cooperation on missile defense among the United States, Japan, and the Republic of Korea, enhances the security of allies of the United States in Northeast Asia, increases the defense of forward-based forces of the United States, and enhances the protection of the United States.

(b) ASSESSMENT REQUIRED.—The Secretary of Defense shall conduct an assessment to identify opportunities for increasing missile defense cooperation among the United States, Japan, and the Republic of Korea, and to evaluate options for short-range missile, rocket, and artillery defense capabilities.

(c) ELEMENTS.—The assessment under subsection (b) shall include the following:
(1) Candidate areas for increasing missile defense cooperation, including greater information sharing, systems integration, and joint operations.

(2) Potential challenges and limitations to enabling such cooperation and plans for mitigating such challenges and limitations.

(3) An assessment of the utility of short-range missile defense and counter-rocket, artillery, and mortar system capabilities, including with respect to—

(A) the requirements for such capabilities to meet operational and contingency plan requirements in Northeast Asia;

(B) cost, schedule, and availability;

(C) technology maturity and risk; and

(D) consideration of alternatives.

(d) BRIEFING REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall provide to the congressional defense committees a briefing on the assessment under subsection (b).

SEC. 1236. MARITIME CAPABILITIES OF TAIWAN AND ITS CONTRIBUTION TO REGIONAL PEACE AND STABILITY.

(a) REPORT REQUIRED.—Not later than April 1, 2016, the Secretary of Defense shall, in consultation with
the Chairman of the Joint Chiefs of Staff, submit to the congressional defense committees, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives a report that contains the following:

(1) A description and assessment of the posture and readiness of elements of the Chinese People’s Liberation Army expected or available to threaten the maritime or territorial security of Taiwan, including an assessment of—

(A) the undersea and surface warfare capabilities of the People’s Liberation Army Navy in the littoral areas in and around the Taiwan Strait;

(B) the amphibious and heavy sealift capabilities of the People’s Liberation Army Navy;

(C) the capabilities of the People’s Liberation Army Air Force to establish air dominance over Taiwan; and

(D) the capabilities of the People’s Liberation Army Second Artillery Corps to suppress or destroy the forces of Taiwan necessary to defend the security of Taiwan.

(2) A description and assessment of the posture and readiness of elements of the armed forces of
Taiwan expected or available to maintain the maritime or territorial security of Taiwan, including an assessment of—

(A) the undersea and surface warfare capabilities of the navy of Taiwan;

(B) the land-based anti-ship cruise missile capabilities of Taiwan; and

(C) other anti-access or area-denial capabilities, such as mines, that contribute to the deterrence of Taiwan against actions taken to determine the future of Taiwan by other than peaceful means.

(b) FORM.—The report required by subsection (a) may be submitted in classified or unclassified form.

(c) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the United States, in accordance with the Taiwan Relations Act (Public Law 96–8), should continue to make available to Taiwan such defense articles and services as may be necessary to enable Taiwan to maintain a sufficient self-defense capability;

(2) the growth and modernization of the People’s Liberation Army, including its focus on “preparing for potential conflict in the Taiwan Strait
[which] appears to remain the principal focus and primary driver of China’s military investment’, as noted in the 2013 Office of the Secretary of Defense Annual Report to Congress: Military and Security Developments Involving the People’s Republic of China, requires greater attention to the needed defense capabilities of Taiwan; and

(3) the United States should consider opportunities to help enhance the maritime capabilities and nautical skills of the Taiwanese navy that can contribute to Taiwan’s self-defense and to regional peace and stability, including extending an invitation to Taiwan to participate in the 2014 Rim of the Pacific international maritime exercise in non-combat areas such as humanitarian assistance and disaster relief operations.

SEC. 1237. INDEPENDENT ASSESSMENT ON COUNTERING ANTI-ACCESS AND AREA-DENIAL STRATEGIES AND CAPABILITIES IN THE ASIA-PACIFIC REGION.

(a) ASSESSMENT REQUIRED.—

(1) IN GENERAL.—The Secretary of Defense shall enter into an agreement with an independent entity to conduct an assessment of anti-access and area-denial strategies and capabilities that pose a
threat to security in the Asia-Pacific region and strategies to mitigate such threats.

(2) Matters to be included.—The assessment required under paragraph (1) shall include—

(A) identification of anti-access and area-denial strategies and capabilities;

(B) assessment of gaps and shortfalls in the ability of the United States to address anti-access and area-denial strategies and capabilities identified under subparagraph (A) and plans of the Department of Defense to address such gaps and shortfalls;

(C) assessment of Department of Defense strategies to counter or mitigate anti-access and area-denial strategies and capabilities identified under subparagraph (A); and

(D) any other matters the independent entity determines to be appropriate.

(b) Report Required.—

(1) In general.—Not later than March 1, 2015, the Secretary of Defense shall submit to the congressional defense committees a report that includes the assessment and strategies required under subsection (a) and any other matters the Secretary determines to be appropriate.
(2) FORM.—The report required under paragraph (1) shall be submitted in unclassified form, but may contain a classified annex if necessary.

(c) DEPARTMENT OF DEFENSE SUPPORT.—The Secretary of Defense shall provide the independent entity described in subsection (a) with timely access to appropriate information, data, and analysis so that the entity may conduct a thorough and independent assessment as required under subsection (a).

SEC. 1238. SENSE OF CONGRESS REAFFIRMING SECURITY COMMITMENT TO JAPAN.

It is the sense of Congress that—

(1) the United States highly values its alliance with the Government of Japan as a cornerstone of peace and security in the region, based on shared values of democracy, the rule of law, free and open markets, and respect for human rights in order to promote peace, security, stability, and economic prosperity in the Asia-Pacific region;

(2) the United States welcomes Japan’s determination to contribute more proactively to regional and global peace and security;

(3) the United States supports recent increases in Japanese defense funding, adoption of a National Security Strategy, formation of security institutions
such as the Japanese National Security Council, and other moves that will enable Japan to bear even greater alliance responsibilities;

(4) the United States and Japan should continue to improve joint interoperability and collaborate on developing future capabilities with which to maintain regional stability in an increasingly uncertain security environment;

(5) the United States and Japan should continue efforts to strengthen regional multilateral institutions that promote economic and security cooperation based on internationally accepted rules and norms;

(6) the United States acknowledges that the Senkaku Islands are under the administration of Japan and opposes any unilateral actions that would seek to undermine such administration and remains committed under the Treaty of Mutual Cooperation and Security to respond to any armed attack in the territories under the administration of Japan; and

(7) the United States reaffirms its commitment to the Government of Japan under Article V of the Treaty of Mutual Cooperation and Security that “[e]ach Party recognizes that an armed attack against either Party in the territories under the ad-
administration of Japan would be dangerous to its own peace and safety and declares that it would act to meet the common danger in accordance with its constitutional provisions and processes”.

SEC. 1239. SENSE OF CONGRESS ON OPPORTUNITIES TO STRENGTHEN RELATIONSHIP BETWEEN THE UNITED STATES AND THE REPUBLIC OF KOREA.

It is the sense of Congress that—

(1) the alliance between the United States and Republic of Korea has served as an anchor for stability, security, and prosperity on the Korean Peninsula, in the Asia-Pacific region, and around the world;

(2) the United States and Republic of Korea continue to strengthen and adapt the alliance to serve as a linchpin of peace and stability in the Asia-Pacific region, recognizing the shared values of democracy, human rights, and the rule of law as the foundations of the alliance;

(3) the United States and Republic of Korea share deep concerns that North Korea’s nuclear and ballistic missiles programs and its repeated provocations pose grave threats to peace and stability on the Korean Peninsula and Northeast Asia and rec-
recognize that both nations are determined to achieve the peaceful denuclearization of North Korea, and remain fully committed to continuing close cooperation on the full range of issues related to North Korea;

(4) the United States supports the vision of a Korean Peninsula free of nuclear weapons, free from the fear of war, and peacefully reunited on the basis of democratic and free market principles, as articulated in President Park’s Dresden address;

(5) the United States and Republic of Korea are strengthening the combined defense posture on the Korean Peninsula;

(6) the United States and Republic of Korea have decided that due to the evolving security environment in the region, including the enduring North Korean nuclear and missile threat, the current timeline to the transition of wartime operational control (OPCON) to a Republic of Korea-led defense in 2015 can be reconsidered; and

(7) the United States welcomes the Republic of Korea’s ratification of a new five-year Special Measures Agreement, which establishes the framework for Republic of Korea contributions to offset the costs
associated with the stationing of United States Forces Korea on the Korean Peninsula.

SEC. 1240. SENSE OF CONGRESS ON FUTURE OF NATO AND ENLARGEMENT INITIATIVES.

(a) Statement of Policy.—Congress declares that—

(1) the North Atlantic Treaty Organization (NATO) has been the cornerstone of transatlantic security cooperation and an enduring instrument for promoting stability in Europe and around the world for over 65 years;

(2) the incorporation of the Czech Republic, Poland, Hungary, Bulgaria, Estonia, Latvia, Lithuania, Romania, Slovakia, Slovenia, Albania, and Croatia has been essential to the success of NATO in this modern era;

(3) these countries have over time added to and strengthened the list of key European allies of the United States;

(4) since joining NATO, these member states have remained committed to the collective defense of the Alliance and have demonstrated their will and ability to contribute to transatlantic solidarity and assume increasingly more responsibility for international peace and security;
(5) since joining the alliance, these NATO members states have contributed to numerous NATO-led peace, security, and stability operations, including participation in the International Security Assistance Force’s (ISAF) mission in Afghanistan;

(6) these NATO member states have become reliable partners and supporters of aspiring members and the United States recognizes their continued efforts to aid in further enlargement initiatives; and

(7) the commitment by these NATO member states to Alliance principles and active participation in Alliance initiatives shows the success of NATO’s Open-Door Policy.

(b) Sense of Congress.—It is the sense of Congress that—

(1) at the September 2014 NATO Summit in Wales and beyond, the United States should—

(A) continue to work with aspirant countries to prepare such countries for entry into NATO;

(B) seek NATO membership for Montenegro;

(C) continue supporting a Membership Action Plan (MAP) for Georgia;
(D) encourage the leaders of Macedonia and Greece to find a mutually agreeable solution to the name dispute between the two countries;

(E) seek a Dayton II agreement to resolve the constitutional issues of Bosnia and Herzegovina;

(F) work with the Republic of Kosovo to prepare the country for entrance into the Partnership for Peace (PfP) program;

(G) take a leading role in working with NATO member states to identify, through consensus, the current and future security threats facing the Alliance; and

(H) take a leading role to work with NATO allies to ensure the alliance maintains the required capabilities, including the gains in interoperability from combat in Afghanistan, necessary to meet the security threats to the Alliance.

(2) NATO member states should review defense spending to ensure sufficient funding is obligated to meet NATO responsibilities; and

(3) the United States should remain committed to maintaining a military presence in Europe as a
means of promoting allied interoperability and pro-
viding visible assurance to NATO allies in the re-

gion.

SEC. 1240A. SALE OF F–16 AIRCRAFT TO TAIWAN.
The President shall carry out the sale of no fewer
than 66 F–16C/D multirole fighter aircraft to Taiwan.

Subtitle E—Other Matters

SEC. 1241. EXTENSION OF AUTHORITY FOR SUPPORT OF
SPECIAL OPERATIONS TO COMBAT TERRORISM.

Section 1208(h) of the Ronald W. Reagan National
Defense Authorization Act for Fiscal Year 2005 (Public
Law 108–375; 118 Stat. 2086), as most recently amended
by section 1203(e) of the National Defense Authorization
Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
1621), is further amended by striking “2015” and insert-
ing “2017”.

SEC. 1242. ONE-YEAR EXTENSION OF AUTHORIZATION FOR
NON-CONVENTIONAL ASSISTED RECOVERY
CAPABILITIES.

(a) Extension.—Subsection (h) of section 943 of
the Duncan Hunter National Defense Authorization Act
4579), as most recently amended by section 1241 of the
(Public Law 113–66; 127 Stat. 920), is further amended by striking “2015” and inserting “2016”.

(b) Cross-reference Amendment.—Subsection (f) of such section is amended by striking “413b(e)” and inserting “3093(e)”.

SEC. 1243. EXTENSION AND MODIFICATION OF AUTHORITY TO SUPPORT OPERATIONS AND ACTIVITIES OF THE OFFICE OF SECURITY COOPERATION IN IRAQ.


(1) by striking “fiscal year 2014” and inserting “fiscal year 2015”;

(2) by striking “non-operational”; and

(3) by striking “in an institutional environment” and inserting “at a base or facility of the Government of Iraq”.

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SEC. 1244. MODIFICATION OF NATIONAL SECURITY PLANNING GUIDANCE TO DENY SAFE HAVENS TO AL-QAEDA AND ITS VIOLENT EXTREMIST AFFILIATES.

(a) MODIFICATION.—Section 1032(b) of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat. 1571; 50 U.S.C. 3043 note) is amended—

(1) in paragraph (2)—

(A) by redesignating subparagraph (C), (D), and (E) as subparagraph (D), (E), and (F), respectively;

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

“(C) For each specified geographic area, a description of the following:

“(i) The feasibility of conducting multilateral programs to train and equip the military forces of relevant countries in the area.

“(ii) The authority and funding that would be required to support such programs.

“(iii) How such programs would be implemented.
“(iv) How such programs would support the national security priorities and interests of the United States and complement other efforts of the United States Government in the area and in other specified geographic areas.”; and

(C) in subparagraph (F) (as redesignated), by striking “subparagraph (C)” and inserting “subparagraph (D)”; and

(2) in paragraph (3)(A), by striking “paragraph (2)(C)” and inserting “paragraph (2)(D)”.

(b) REPORT.—Section 1032(b) of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat. 1571; 50 U.S.C. 3043 note), as amended by subsection (a), is further amended—

(1) by redesignating paragraph (4) as paragraph (5); and

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

“(4) REPORT.—

“(A) IN GENERAL.—Not later than October 1, 2014, the President shall submit to the appropriate congressional committees a report that contains the national security planning
guidance required under paragraph (1), including any updates thereto.

“(B) FORM.—The report may include a classified annex as determined to be necessary by the President.

“(C) DEFINITION.—In this paragraph, the term ‘appropriate congressional committees’ means—

“(i) the congressional defense committees; and

“(ii) the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.”.

SEC. 1245. ENHANCED AUTHORITY TO ACQUIRE GOODS AND SERVICES OF DJIBOUTI IN SUPPORT OF DEPARTMENT OF DEFENSE ACTIVITIES IN UNITED STATES AFRICA COMMAND AREA OF RESPONSIBILITY.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the United States forces should continue to be forward postured in Africa and in the Middle East;
(2) Djibouti is in a strategic location to support United States vital national security interests in the region;

(3) the United States should take definitive steps to maintain its basing access and agreements with the Government of Djibouti to support United States vital national security interests in the region;

(4) the United States should devise and implement a comprehensive governmental approach to engaging with the Government of Djibouti to reinforce the strategic partnership between the United States and Djibouti; and

(5) the Secretary of State and the Administrator of the United States Agency for International Development, in conjunction with the Secretary of Defense, should take concrete steps to advance and strengthen the relationship between United States and the Government of Djibouti.

(b) AUTHORITY.—In the case of a good or service to be acquired in direct support of covered activities for which the Secretary of Defense makes a determination described in subsection (c), the Secretary may conduct a procurement in which—

(1) competition is limited to goods of Djibouti or services of Djibouti; or
(2) a preference is provided for goods of
Djibouti or services of Djibouti.

(c) DETERMINATION.—

(1) IN GENERAL.—A determination described in
this subsection is a determination by the Secretary
of either of the following:

(A) That the good or service concerned is
to be used only in support of covered activities.

(B) That it is vital to the national security
interests of the United States to limit competi-
tion or provide a preference as described in sub-
section (b) because such limitation or pref-
erence is necessary—

(i) to reduce—

(I) United States transportation
costs; or

(II) delivery times in support of
covered activities; or

(ii) to promote regional security, sta-
bility, and economic prosperity in Africa.

(C) That the good or service is of equiva-
 lent quality of a good or service that would have
otherwise been acquired.

(2) ADDITIONAL REQUIREMENT.—A determina-
tion under paragraph (1)(B) shall not be effective
for purposes of a limitation or preference under sub-
section (b) unless the Secretary also determines that
the limitation or preference will not adversely af-
flect—

(A) United States military operations or
stability operations in the United States Africa
Command area of responsibility; or

(B) the United States industrial base.

(d) REPORTING AND OVERSIGHT.—In exercising the
authority under subsection (b) to procure goods or services
in support of covered activities, the Secretary of De-
fense—

(1) in the case of the procurement of services,
shall ensure that the procurement is conducted in
accordance with the management structure imple-
mented pursuant to section 2330(a) of title 10,
United States Code;

(2) shall ensure that such goods or services are
identified and reported under a single, joint Depart-
ment of Defense-wide system for the management
and accountability of contractors accompanying
United States forces operating overseas or in contin-
gency operations (such as the synchronized
predeployment and operational tracker (SPOT) sys-
tem); and
(3) shall ensure that the United States Africa Command has sufficiently trained staff and adequate resources to conduct oversight of procurements carried out pursuant to subsection (b), including oversight to detect and deter fraud, waste, and abuse.

(e) DEFINITIONS.—In this section:

(1) COVERED ACTIVITIES.—The term “covered activities” means Department of Defense activities in the United States Africa Command area of responsibility.

(2) GOOD OF DJIBOUTI.—The term “good of Djibouti” means a good wholly the growth, product, or manufacture of Djibouti.

(3) SERVICE OF DJIBOUTI.—The term “service of Djibouti” means a service performed by a person that—

(A)(i) is operating primarily in Djibouti; or

(ii) is making a significant contribution to the economy of Djibouti through payment of taxes or use of products, materials, or labor of Djibouti, as determined by the Secretary of State; and
(B) is properly licensed or registered by authorities of the Government of Djibouti, as determined by the Secretary of State.

(f) TERMINATION.—The authority and requirements of this section expire at the close of September 30, 2018.

SEC. 1246. STRATEGIC FRAMEWORK FOR UNITED STATES SECURITY FORCE ASSISTANCE AND COOPERATION IN THE EUROPEAN AND EURASIAN REGIONS.

(a) STRATEGIC FRAMEWORK.—

(1) IN GENERAL.—The Secretary of Defense, in coordination with the Secretary of State, shall develop a strategic framework for United States security force assistance and cooperation in the European and Eurasian regions.

(2) ELEMENTS.—The strategic framework required by paragraph (1) shall include the following:

(A) An evaluation of the extent to which the threat to security and stability in the European and Eurasian regions is a threat to the national security of the United States and the security interests of the North Atlantic Treaty Organization alliance.

(B) An identification of the primary objectives, priorities, and desired end-states of
United States security force assistance and co-
operation programs in such regions and of the
resources required to achieve such objectives,
priorities, and end states.

(C) A methodology for assessing the effec-
tiveness of United States security force assist-
ance and cooperation programs in such regions
in making progress towards such objectives, pri-
orities, and end-states, including an identifica-
tion of key benchmarks for such progress.

(D) Criteria for bilateral and multilateral
partnerships in such regions.

(b) REPORT.—

(1) IN GENERAL.—Not later than 120 days
after the date of the enactment of this Act, the Sec-
retary of Defense, in coordination with the Secretary
of State, shall submit to the appropriate congres-
sional committees a report on the strategic frame-
work required by subsection (a).

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

(3) DEFINITION.—In this subsection, the term
“appropriate congressional committees” means—
(A) the Committee on Armed Services and
the Committee on Foreign Relations of the Sen-
ate; and

(B) the Committee on Armed Services and
the Committee on Foreign Affairs of the House
of Representatives.

SEC. 1247. REQUIREMENT OF DEPARTMENT OF DEFENSE
TO CONTINUE IMPLEMENTATION OF UNITED
STATES STRATEGY TO PREVENT AND RE-
SPOND TO GENDER-BASED VIOLENCE GLOB-
ALLY AND PARTICIPATION IN INTERAGENCY
WORKING GROUP.

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

(1) the most dangerous places to be a woman
are some of the most unstable and violent regions in
the world and gender-based violence will impact one
in three women worldwide and this in turn has a di-
rect impact on United States national security, the
stability of nations, the rule of law, democracy, and
peace-building processes;

(2) combating violence against women and girls
through the implementation and integration of gen-
der-based violence prevention and response mecha-
nisms throughout United States overseas operations
is a critical step toward promoting regional and
global stability and achieving sustainable peace and
security;

(3) under the Joint Explanatory Statement of
the Committee of Conference accompanying the De-
partment of State, Foreign Operations, and Related
Programs Appropriations Act, 2012 (H.R. 2055,
One Hundred Twelfth Congress), the Secretary of
State and the Administrator of the United States
Agency for International Development were directed
in the matter relating to section 7061 to submit to
Congress a multi-year strategy to prevent and re-
spond to violence against women and girls in coun-
tries where it is common through achievable and
sustainable goals, benchmarks for measuring
progress, and expected results, including through
regular engagement with men and boys as commu-
nity leaders and advocates in ending such violence;

(4) Executive Order No. 13623 of August 10,
2012 (77 Fed. Reg. 49345) established the United
States Strategy to Prevent and Respond to Gender-
based Violence Globally (in this section referred to
as the “Strategy”), the first such strategy submitted
pursuant to the matter relating to section 7061
under the Joint Explanatory Statement of the Com-
mittee of Conference accompanying the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2012;

(5) Executive Order No. 13623 required the Department of Defense to participate in an Inter-agency Working Group co-chaired by the Department of State and the United States Agency for International Development to implement the Strategy; and

(6) since the authority for the Strategy was established initially in the matter relating to section 7061 under the Joint Explanatory Statement of the Committee of Conference accompanying the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2012, it is important for Congress to maintain its appropriate oversight over the implementation of the Strategy.

(b) Briefings Required.—

(1) In general.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall brief the appropriate congressional committees on efforts of the Department of Defense relating to participation in the Inter-agency Working Group to implement the Strategy.
(2) Matters to be included.—As part of the briefings, the Secretary shall describe specifically efforts of the Department of Defense in the Inter-agency Working Group to implement international violence against women and girls prevention and response strategies, funding allocations, programming, and associated outcomes.

(3) Appropriate congressional committees defined.—In this subsection, the term “appropriate congressional committees” means—

(A) the Committee on Armed Services and the Committee on Foreign Relations of the Senate; and

(B) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives.

(c) Requirement to continue implementation of strategy and participation in interagency working group.—The Secretary of Defense shall ensure that the Department of Defense—

(1) during the current period of the Strategy, continues to implement the Strategy as appropriate by reason of the role of the Department of Defense in the Interagency Working Group; and
(2) continues to participate in interagency collaborative efforts to prevent and respond to violence against women and girls.

SEC. 1248. DEPARTMENT OF DEFENSE SITUATIONAL AWARENESS OF ECONOMIC AND FINANCIAL ACTIVITY.

(a) FINDINGS.—Congress makes the following findings:

(1) There is a lack of situational awareness within the Department of Defense concerning how state and non-state adversaries and potential adversaries are interwoven into the international financial and trading systems via legal and licit activities and use such market activities to fund and equip themselves and advance their interests.

(2) There is a lack of capability within the Department of Defense to formulate policy options within the interagency process, or for consideration within the Department, concerning whether state and non-state adversaries and potential adversaries have key vulnerabilities associated with their positioning within the global economic and financial systems.

(3) The Department of Defense would benefit from having enhanced situational awareness regard-
ing the commercial and strategic interactions of state and non-state adversaries and potential adversaries within the global economic and financial systems and integrating relevant findings into defense policy options, deterrence strategy, planning and preparedness.

(4) The state-owned enterprises and sovereign wealth funds of adversaries and potential adversaries represent, in some cases, strategic tools of their controlling governments and their global operations and therefore warrant increased scrutiny and knowledge.

(5) Without improved situational awareness of the business transactions and financial activities of state and non-state adversaries and potential adversaries, as well as entities they own and control, current efforts and deterrence strategies will continue to represent an underdeveloped defense requirement that lacks strategic direction.

(b) ENHANCED SITUATIONAL AWARENESS REQUIRED.—The Secretary of Defense shall take such steps as may be necessary to improve—

(1) the situational awareness capabilities of the Department of Defense regarding the legal and licit business transactions and global market positioning of adversaries and potential adversaries; and
(2) the ability of the Department to translate such situational awareness into the intelligence, planning, deterrence, and capabilities and strategies of the Department.

SEC. 1249. TREATMENT OF THE KURDISTAN DEMOCRATIC PARTY AND THE PATRIOTIC UNION OF KURDISTAN UNDER THE IMMIGRATION AND NATIONALITY ACT.

(a) Discretion to Exclude Kurdistan Democratic Party and Patriotic Union of Kurdistan From Treatment as Terrorist Organizations.—The Secretary of State, after consultation with the Secretary of Homeland Security and the Attorney General, or the Secretary of Homeland Security, after consultation with the Secretary of State and the Attorney General, may exclude the Kurdistan Democratic Party and the Patriotic Union of Kurdistan from the definition of terrorist organization in section 212(a)(3)(B)(vi) of the Immigration and Nationality Act (8 U.S.C. 1182(a)(3)(B)(vi)) for the limited purpose of issuing a temporary visa to a member of the Kurdistan Democratic Party or the Patriotic Union of Kurdistan.

(b) Prohibition on Judicial Review.—Notwithstanding any other provision of law (whether statutory or nonstatutory), section 242 of the Immigration and Nation-
1 ality Act (8 U.S.C. 1252), sections 1361 and 1651 of title
2 28, United States Code, section 2241 of such title, and
3 any other habeas corpus provision of law, no court shall
4 have jurisdiction to review any determination made pursu-
5 ant to subsection (a).

6 SEC. 1250. PROHIBITION ON INTEGRATION OF CERTAIN
7 MISSILE DEFENSE SYSTEMS.
8
9 (a) PEOPLE’S REPUBLIC OF CHINA.—None of the
10 funds authorized to be appropriated by this Act or other-
11 wise made available for fiscal year 2015 for the Depart-
12 ment of Defense or for United States contributions to the
13 North Atlantic Treaty Organization may be obligated or
14 expended to integrate missile defense systems of the Peo-
15 ple’s Republic of China into missile defense systems of the
16 United States.

17 (b) RUSSIAN FEDERATION.—
18
19 (1) SENSE OF CONGRESS.—It is the sense of
20 Congress that missile defense systems of the Rus-
21 sian Federation should not be integrated into the
22 missile defense systems of the United States or the
23 North Atlantic Treaty Organization if such integra-
24 tion undermines the security of the United States or
25 NATO.

26 (2) PROHIBITION.—None of the funds author-
27 ized to be appropriated by this Act or otherwise
made available for fiscal year 2015 for the Department of Defense or for United States contributions to the North Atlantic Treaty Organization may be obligated or expended to integrate missile defense systems of the Russian Federation into missile defense systems of the United States if such integration undermines the security of the United States or NATO.

(3) **WAIVER.**—The Secretary of Defense may waive the prohibition in paragraph (2) if the Secretary, in consultation with the Secretary of State, determines that the Russian Federation—

(A) has withdrawn military forces and assets from Ukraine’s Crimean peninsula, other than at those operating in accordance with its 1997 agreement on the Status and Conditions of the Black Sea Fleet Stationing on the Territory of Ukraine; and

(B) has ceased aggressive actions, particularly along Ukraine’s eastern border, that have led to a destabilization of the Ukrainian government and the safety of its residents.
SEC. 1251. REPORT, DETERMINATION, AND STRATEGY REGARDING THE TERRORISTS RESPONSIBLE FOR THE ATTACK AGAINST UNITED STATES PERSONNEL IN BENGHAZI, LIBYA, AND OTHER REGIONAL THREATS.

(a) FINDINGS.—Congress finds the following:

(1) On September 11, 2012, United States facilities in Benghazi, Libya were attacked by an organized group of armed terrorists, killing United States Ambassador Chris Stevens, Sean Smith, Glen Doherty, and Tyrone Woods.

(2) On September 14, 2012, President Obama stated that: “We will bring to justice those who took them from us * * * making it clear that justice will come to those who harm Americans.”.

(3) On May 1, 2014, White House spokesman Jay Carney stated that: “I can assure you that the President’s direction is that those who killed four Americans will be pursued by the United States until they are brought to justice. And if anyone doubts that, they should ask * * * friends and family members of Osama bin Laden.”.

(4) In testimony before Congress in October 2013, the Chairman of the Joint Chiefs of Staff, General Martin Dempsey, asserted that the Presi-
dent lacks the authority to use military force to find
and kill the Benghazi attackers.

(5) Since the Benghazi attacks, the President
has not requested authority from Congress to use
military force against the Benghazi attackers.

(6) No terrorist responsible for the Benghazi
attacks has been brought to justice.

(b) Sense of Congress.—It is the sense of the
Congress that—

(1) the persons and organizations who carried
out the attacks on United States personnel in
Benghazi, Libya on September 11 and 12, 2012,
pose a continuing threat to the national security of
the United States;

(2) the failure to hold any individual respon-
sible for these terrorist attacks is a travesty of jus-
tice, and undermines the national security of the
United States; and

(3) the uncertainty surrounding the authority
of the President to use force against the terrorists
responsible for the attack against United States per-
sonnel in Benghazi, Libya, undermine the President
as Commander-in-Chief of the Armed Forces of the
United States.

(c) Report and Determination.—
(1) IN GENERAL.—Not later than 30 days after the date of the enactment of this Act, the President shall submit to Congress—

(A) a report that contains—

(i) the identity and location of those persons and organizations that planned, authorized, or committed the attacks against the United States facilities in Benghazi, Libya that occurred on September 11 and 12, 2012; and

(ii) a detailed and specific description of all actions that have been taken to kill or capture any of the persons described in clause (i); and

(B) a determination regarding whether the President currently possesses the authority to use the Armed Forces of the United States against all persons and organizations described in subparagraph (A)(i).

(2) FORM.—The report and determination described in this subsection shall be submitted in unclassified form to the maximum extent possible, and may contain a classified annex.

(d) STRATEGY TO COMBAT REGIONAL TERRORIST THREATS.—
(1) Timing and content.—Not later than 90 days after the date of the enactment of this Act, the President shall submit to the appropriate congressional committees a comprehensive strategy to counter the growing threat posed by radical Islamist terrorist groups in North Africa, West Africa, and the Sahel, which shall include, among other things—

(A) a strategy to bring to justice those persons who planned, authorized, or committed the terrorist attacks against the United States facilities in Benghazi, Libya that occurred on September 11 and 12, 2012;

(B) a description of the radical Islamist terrorist groups active in North Africa, West Africa, and the Sahel, including an assessment of their origins, strategic aims, tactical methods, funding sources, leadership, and relationships with other terrorist groups or state actors;

(C) a description of the key military, diplomatic, intelligence, and public diplomacy resources available to address these growing regional terrorist threats; and

(D) a strategy to maximize the coordination between, and the effectiveness of, United
States military, diplomatic, intelligence, and public diplomacy resources to counter these growing regional terrorist threats.

(2) **FORM.**—The strategy described in this subsection shall be submitted in unclassified form to the maximum extent possible, and may contain a classified annex.

(3) **DEFINITION OF APPROPRIATE CONGRESSIONAL COMMITTEES.**—In this subsection, the term “appropriate congressional committees” means—

(A) the Committee on Armed Services, the Committee on Foreign Relations, and the Select Committee on Intelligence of the Senate; and

(B) the Committee on Armed Services, the Committee on Foreign Affairs, and the Permanent Select Committee on Intelligence of the House of Representatives.

SEC. 1252. WAR POWERS OF CONGRESS.

(a) **FINDINGS.**—Congress finds the following:

(1) In 1793, George Washington said, “The constitution vests the power of declaring war in Congress; therefore no offensive expedition of importance can be undertaken until after they shall have deliberated upon the subject and authorized such a measure.”.
(2) In a letter to Thomas Jefferson in 1798, James Madison wrote: “The constitution supposes, what the History of all Governments demonstrates, that the Executive is the branch of power most interested in war, and most prone to it. It has accordingly with studied care vested the question of war to the Legislature.”.

(3) In 1973, Congress passed the War Powers Resolution which states in section 2: “The constitutional powers of the President as Commander-in-Chief to introduce United States Armed Forces into hostilities, or into situations where imminent involvement in hostilities is clearly indicated by the circumstances, are exercised only pursuant to (1) a declaration of war, (2) specific statutory authorization, or (3) national emergency created by attack upon the United States, its territories or possessions, or its armed forces.”.

(4) With respect to United States military intervention in Syria, President Obama said, “But having made my decision as Commander-in-Chief based on what I am convinced is our national security interests, I’m also mindful that I’m the President of the world’s oldest constitutional democracy. I’ve long believed that our power is rooted not just
in our military might, but in our example as a gov-
ernment of the people, by the people, and for the
people. And that’s why I’ve made a second decision:
I will seek authorization for the use of force from
the American people’s representatives in Congress.”.

(b) Rule of Construction.—Nothing in this Act
shall be construed to authorize any use of military force.

SEC. 1253. LIMITATION ON AVAILABILITY OF FUNDS TO IM-
PLEMENT THE ARMS TRADE TREATY.

(a) In General.—None of the funds authorized to
be appropriated by this Act or otherwise made available
for fiscal year 2015 for the Department of Defense may
be obligated or expended to implement the Arms Trade
Treaty, or to make any change to existing programs,
projects, or activities as approved by Congress in further-
ance of, pursuant to, or otherwise to implement the Arms
Trade Treaty, unless the Arms Trade Treaty has received
the advice and consent of the Senate and has been the
subject of implementing legislation, as required, by the
Congress.

(b) Rule of Construction.—Nothing in this sec-
tion shall be construed to preclude the Department of De-
fense from assisting foreign countries in bringing their
laws and regulations up to United States standards.
SEC. 1254. RULE OF CONSTRUCTION.

Nothing in this Act shall be construed as authorizing the use of force against Syria or Iran.

SEC. 1255. COMBATING CRIME THROUGH INTELLIGENCE CAPABILITIES.

The Secretary of Defense is authorized to deploy assets, personnel, and resources to the Joint Interagency Task Force South, in coordination with SOUTHCOM, to combat the following by supplying sufficient intelligence capabilities:

1. Transnational criminal organizations.
2. Drug trafficking.
3. Bulk shipments of narcotics or currency.
5. Human trafficking.
6. The Iranian presence in the Western Hemisphere.

SEC. 1256. STATEMENT OF POLICY.

It shall be the policy of the United States to undertake a whole-of-government approach to bolster regional cooperation with countries throughout the Western Hemisphere, with the exception of Cuba, to counter narcotics trafficking and illicit activities in the Western Hemisphere.
SEC. 1257. DECLARATION OF POLICY REGARDING ISRAEL’S LAWFUL EXERCISE OF SELF-DEFENSE.

Congress declares that it is the policy of the United States to fully support Israel’s lawful exercise of self-defense, including actions to halt regional aggression.

SEC. 1258. STATEMENT OF POLICY AND REPORT ON THE INHERENT RIGHT OF ISRAEL TO SELF-DEFENSE.

(a) FINDINGS.—Congress makes the following findings:

(1) The United States-Israel Enhanced Security Cooperation Act of 2012 (22 U.S.C. 8601 et seq.) established the policy of the United States to support the inherent right of Israel to self-defense.

(2) The United States-Israel Enhanced Security Cooperation Act of 2012 (22 U.S.C. 8601 et seq.) expressed the sense of Congress that the Government of the United States should transfer to the Government of Israel defense articles and defense services such as air refueling tankers, missile defense capabilities, and specialized munitions.

(3) The inherent right of Israel to self-defense necessarily includes the possession and maintenance by Israel of an independent capability to remove existential threats to its security and defend its vital national interests.
(b) POLICY OF THE UNITED STATES.—It is the policy of the United States to take all necessary steps to ensure that Israel possesses and maintains an independent capability to remove existential threats to its security and defend its vital national interests.

(c) SENSE OF CONGRESS.—It is the sense of Congress that air refueling tankers and advanced bunker-buster munitions should immediately be transferred to Israel to ensure our democratic ally has an independent capability to remove any existential threat posed by the Iranian nuclear program and defend its vital national interests.

(d) REPORT.—Not later than 180 days after the date of the enactment of this Act, and every 180 days thereafter for a period not to exceed four years, the President shall submit to the House and Senate Armed Services committees, the House Foreign Affairs Committee, the Senate Foreign Relations Committee, and the House and Senate Appropriations committees a report that—

(1) identifies all aerial refueling platforms, bunker-buster munitions, and other capabilities and platforms that would contribute significantly to the maintenance by Israel of a robust independent capability to remove existential security threats, includ-
ing nuclear and ballistic missile facilities in Iran, and defend its vital national interests;

(2) assesses the availability for sale or transfer of items necessary to acquire the capabilities and platforms described in paragraph (1) as well as the legal authorities available for making such transfers; and

(3) describes the steps the President is taking to immediately transfer the items described in paragraph (1) pursuant to the policy described in subsection (b).

Subtitle F—Reports and Sense of Congress Provisions

SEC. 1261. REPORT ON “NEW NORMAL” AND GENERAL MISSION REQUIREMENTS OF UNITED STATES AFRICA COMMAND.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the United States Africa Command should have sufficient assigned military forces; intelligence, surveillance, and reconnaissance assets; crisis response forces; and enablers to support the crisis response forces to meet the “New Normal” and general mission requirements in the area of responsibility of the United States Africa Command;
(2) with the current force posture and structure of the United States Africa Command, the United States is accepting a high level of risk in defending United States posts that are “high risk, high threat” posts;

(3) the United States should posture forces forward and achieve the associated basing and access agreements to support such forces across the Continent of Africa in order to meet the “New Normal” and general mission requirements in the area of responsibility of the United States Africa Command;

(4) the Department of Defense should consider reassigning to the United States Africa Command enabler assets currently assigned to, and shared with, the United States European Command; and

(5) the United States Africa Command requires more intelligence, surveillance, and reconnaissance assets to meet the “New Normal” and general mission requirements in its area of responsibility.

(b) REPORT.—Not later than January 15, 2015, the Secretary of Defense, in consultation with the Secretary of State and the Chairman of the Joint Chiefs of Staff, shall submit to the appropriate congressional committees a report on the extent to which the “New Normal” requirements have changed the force posture and structure
required of the United States Africa Command to meet
the “New Normal” and general mission requirements in
its area of responsibility.

(c) ELEMENTS.—The report required by subsection
(b) shall include the following:

(1) A detailed description of the “New Normal”
and general mission requirements in the area of re-
ponsibility of the United States Africa Command.

(2) A description of any changes required for
the United States Africa Command to meet the
“New Normal” and general mission requirements in
its area of responsibility, including the gaps or
shortfalls in capability, size, posture, agreements,
basing, and enabler support of all crisis response
forces and associated assets to access and defend
posts that are “high risk, high threat” posts.

(3) An assessment of how the United States Af-
rica Command could employ permanently assigned
military forces to support all mission requirements
of the United States Africa Command.

(4) An estimate of the annual intelligence, sur-
veillance, and reconnaissance requirements of the
United States Africa Command and the shortfall, if
any, in meeting such requirements in fiscal year
2015.
(d) **Appropriate Congressional Committees Defined.**—In this section, the term “appropriate congressional committees” means—

1. the congressional defense committees; and
2. the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

(e) **Form.**—The report required by subsection (b) may include a classified annex.

**SEC. 1262. REPORT ON CONTRACTORS WITH THE DEPARTMENT OF DEFENSE THAT HAVE CONDUCTED SIGNIFICANT TRANSACTIONS WITH IRANIAN PERSONS OR THE GOVERNMENT OF IRAN.**

(a) **In General.**—Not later than 180 days after the date of the enactment of this Act, and annually thereafter for a period not to exceed 3 years, the Secretary of Defense shall submit to the appropriate congressional committees a report that contains the following:

1. A list of each contractor with the Department of Defense (including any subcontractors at any tier of the contractor), and any person owned or controlled by the contractor or that owns or controls the contractor, that has conducted a significant transaction with an Iranian person (other than an
Iranian person listed under paragraph (2)) or the
Government of Iran.

(2) A list of each contractor with the Depart-
ment of Defense (including any subcontractors at
any tier of the contractor), and any person owned or
controlled by the contractor or that owns or controls
the contractor, that has conducted a significant
transaction with an Iranian person whose property
has been blocked pursuant to Executive Order No.
13224 (66 Fed. Reg. 49079) or Executive Order No.
13382 (70 Fed. Reg. 38567) during the 5-year pe-
riod preceding the date of the submission of the re-
port.

(3) The value of each significant transaction de-
scribed in paragraphs (1) and (2).

(b) APPROPRIATE CONGRESSIONAL COMMITTEES

DEFINED.—In this section, the term “appropriate con-
gressional committees” means—

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

(2) the Committee on Armed Services and the
Committee on Foreign Affairs of the House of Rep-
resentatives.
SEC. 1263. REPORTS ON NUCLEAR PROGRAM OF IRAN.

(a) IN GENERAL.—Not later than 30 days after the date of the enactment of this Act, the President shall submit to Congress a report on the interim agreement relating to the nuclear program of Iran. Such report shall include—

(1) verification of whether Iran is complying with such agreement; and

(2) an assessment of the overall state of the nuclear program of Iran.

(b) ADDITIONAL REPORTS.—If the interim agreement described in subsection (a) is renewed or if a comprehensive and final agreement is entered into regarding the nuclear program of Iran, by not later than 90 days after such renewal or final agreement being entered into, the President shall submit to Congress a report on such renewed or final agreement. Such report shall include the matters described in paragraphs (1) and (2) of subsection (a).

SEC. 1264. SENSE OF CONGRESS ON UNITED STATES PRESENCE AND COOPERATION IN THE ARABIAN GULF REGION TO DETER IRAN.

It is the sense of Congress that—

(1) the United States should maintain a robust forward presence and posture in order to support United States allies and partners in the Arabian
Gulf region, including Gulf Cooperation Council (GCC) countries and Israel, and to deter Iran;

(2) the United States should seek ways to support the security posture of GCC countries in the Arabian Gulf region to deter Iran;

(3) key strategic United States bases in the Arabian Gulf region that are used to deter Iran and would be used for any military operations in the Arabian Gulf region are entirely financed by funds for overseas contingency operations which is an unsustainable approach;

(4) such key strategic United States bases in the Arabian Gulf region should be funded through the base budget of the Department of Defense;

(5) the United States does not have status of forces agreements and defense agreements with key GCC allies, which would support the defense of the Arabian Gulf region and would deter Iran, and the United States should seek to complete these agreements immediately;

(6) the interim agreement with Iran relating to Iran’s nuclear program does not address key aspects of Iran’s nuclear program, including the possible military dimensions of Iran’s nuclear program;
(7) a comprehensive agreement with Iran relating to Iran’s efforts to develop a nuclear weapons capability should address past and present issues of concern of the United States, the International Atomic Energy Agency, and the United Nations Security Council;

(8) the United States should continue to put significant pressure on Iran’s network of organizations that conduct malign activities in the Arabian Gulf region, and around the globe, even while the United States engages in negotiations with Iran relating to Iran’s nuclear program;

(9) the United States Government should not enter into a contract with any person or entity that is determined to have violated United States sanctions laws with respect to contracting with the Government of Iran and should encourage United States allies, partners, and other countries to maintain the same contracting standard; and

(10) a comprehensive agreement with Iran relating to Iran’s efforts to develop or acquire a nuclear weapons capability should be agreed to by the United States only if—

(A) Iran ceases the enrichment of uranium;
(B) Iran has ceased the pursuit, acquisition, and development of, and has verifiably dismantled its nuclear, biological, and chemical weapons and ballistic missiles and ballistic missile launch technology; and

(C) the Government of Iran has ceased providing support for acts of international terrorism.

SEC. 1265. SENSE OF CONGRESS ON MODERNIZATION OF DEFENSE CAPABILITIES OF POLAND.

(a) FINDINGS.—Congress finds the following:

(1) The efforts of Poland to modernize its defense capabilities and restructure its armed forces have the potential not only to enhance the national security of Poland but also to strengthen the North Atlantic Treaty Organization (NATO).

(2) The main priority of Poland with respect to such efforts is to procure anti-aircraft and missile defense systems.

(3) At a time when most NATO allies are cutting defense spending, Poland has maintained a steady defense budget and is making significant investment in procurement of new defense systems.

(4) The United States should recognize the efforts of Poland to modernize its defense capabilities
HR 4435 PCS

and restructure its armed forces and promote such
efforts as a positive example for other NATO allies
to follow.

(5) The United States has enjoyed a close cul-
tural, economic, political, and military relationship
with Poland for many years and the efforts of Po-
land to modernize its defense capabilities and re-
structure its armed forces provide opportunities for
the two countries to work together even more close-
ly.

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

(1) the President should seek to work with Po-
land to ensure that, as part of the efforts of Poland
to modernize its defense capabilities and restructure
its armed forces—

(A) Poland, to the maximum extent prac-
ticable, procures defense systems that are inter-
operable with NATO defense systems and will
help fill critical NATO shortfalls; and

(B) Poland, to the maximum extent prac-
ticable and to the extent not inconsistent with
the provisions of subparagraph (A), procures
United States defense systems that—
(i) will strengthen the bilateral, strategic partnership between the two countries;

(ii) will provide Poland with proven defense systems capabilities; and

(iii) promote deeper and closer bilateral cooperation between the two countries;

and

(2) the United States stands ready to assist Poland to achieve its goals to modernize its defense capabilities and restructure its armed forces.

SEC. 1266. REPORT ON ACCOUNTABILITY FOR CRIMES AGAINST HUMANITY IN NIGERIA.

(a) SENSE OF CONGRESS.—Congress—

(1) strongly condemns the ongoing violence and the systematic gross human rights violations against the people of Nigeria carried out by the jihadist organization Boko Haram;

(2) expresses its support for the people of Nigeria who wish to live in a peaceful, economically prosperous, and democratic Nigeria; and

(3) calls on the President to support Nigerian and International Community efforts to ensure accountability for crimes against humanity committed by Boko Haram against the people of Nigeria, par-
particularly young girls kidnapped from educational institutions by Boko Haram.

(b) Report.—

(1) In general.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on crimes against humanity committed by Boko Haram in Nigeria.

(2) Elements.—The report required under paragraph (1) shall include the following elements:

(A) A description of initiatives undertaken by the Department of Defense to assist the Government of Nigeria to develop its own capacity to deploy specialized police and army units rapidly to bring Boko Haram leader Abubakar Shekau to justice and to prevent and combat sectarian violence in cities and areas in Nigeria where there has been a history of sectarian violence.

(B) A description of violations of internationally recognized human rights and crimes against humanity perpetrated by Boko Haram in Nigeria, including a description of the conventional and unconventional weapons used for
such crimes and, where possible, the origins of the weapons.

(C) A description of efforts by the Department of Defense to ensure accountability for violations of internationally recognized human rights and crimes against humanity perpetrated against the people of Nigeria by Boko Haram and al-Qaeda affiliates and other jihadists in Nigeria, including—

(i) a description of initiatives that the United States has undertaken to train Nigerian investigators on how to document, investigate, and develop findings of crimes against humanity; and

(ii) an assessment of the impact of those initiatives.

SEC. 1267. SENSE OF CONGRESS REGARDING THE NAVAL CAPABILITIES OF THE RUSSIAN FEDERATION.

It is the sense of Congress that—

(1) Mistral class amphibious assault warships, each of which has the capacity to carry 16 helicopters, up to 700 soldiers, four landing craft, 60 armored vehicles, and 13 tanks, would significantly increase the naval capabilities of the Russian navy;
(2) Mistral class warships would allow the Russian navy to expand its naval presence in the region, thereby augmenting its capabilities against Ukraine, Georgia, and Baltic member states of the North Atlantic Treaty Organization;

(3) France should not proceed with its sale of two Mistral class warships to the Russian Federation; and

(4) the President, the Secretary of State, and the Secretary of Defense should use diplomatic means to urge their counterparts in the Government of France not to proceed with its sale of two Mistral class warships to the Russian Federation.

SEC. 1268. REPORT ON COLLECTIVE AND NATIONAL SECURITY IMPLICATIONS OF CENTRAL ASIAN AND SOUTH CAUCASUS ENERGY DEVELOPMENT.

(a) FINDINGS.—Congress finds the following:

(1) Assured access to stable energy supplies is an enduring concern of both the United States and the North Atlantic Treaty Organization (NATO).

(2) Adopted in Lisbon in November 2010, the new NATO Strategic Concept declares that “[s]ome NATO countries will become more dependent on foreign energy suppliers and in some cases, on foreign
energy supply and distribution networks for their energy needs”.

(3) The report required by section 1233 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81) reaffirmed the Strategic Concept’s assessment of growing energy dependence of some members of the NATO alliance and also noted there is value in the assured access, protection, and delivery of energy.

(4) Development of energy resources and transit routes in the areas surrounding the Caspian Sea can diversify sources of supply for members of the NATO alliance, particularly those in Eastern Europe.

(b) REPORT.—

(1) REPORT.—Not later than 270 days after the date of the enactment of this Act, the Secretary of Defense shall, in consultation with the Secretary of State and the Secretary of Energy, submit to the appropriate congressional committees a detailed report on the implications of new energy resource development and distribution networks, both planned and under construction, in the areas surrounding the Caspian Sea for energy security strategies of the United States and NATO.
(2) Elements.—The report required by paragraph (1) shall include the following:

(A) An assessment of the dependence of NATO members on a single oil or natural gas supplier or distribution network.

(B) An assessment of the potential of energy resources of the areas surrounding the Caspian Sea to mitigate such dependence on a single supplier or distribution network.

(C) Recommendations, if any, for ways in which the United States can help support increased energy security for NATO members.

(3) Submission of Classified Information.—The report under this subsection shall be submitted in unclassified form, but may contain a classified annex.

c) Appropriate Congressional Committees Defined.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives; and

(2) the Committee on Armed Services and the Committee on Foreign Relations of the Senate.
SEC. 1269. FINDINGS AND SENSE OF CONGRESS.

(a) FINDINGS.—Congress finds the following:

(1) Protecting cultural property abroad is a vital part of United States cultural diplomacy, showing the respect of the United States for other cultures and the common heritage of humanity.

(2) Cultural property abroad has been lost, damaged, or destroyed due to political instability, armed conflict, natural disasters, and other threats.

(3) In Egypt, political instability has led to the ransacking of its museums, resulting in the destruction of countless ancient artifacts that will forever leave gaps in humanity’s knowledge of the ancient Egyptian civilization.

(4) In Syria, the ongoing civil war has resulted in the shelling of medieval cities, damage to World Heritage Sites, and the looting of museums and archaeological sites. Archaeological and historic sites and artifacts in Syria date back more than six millennia, and include some of the earliest examples of writing.

(5) In Mali, the Al-Qaeda-affiliated terrorist group Ansar Dine destroyed tombs and shrines in the ancient city of Timbuktu, once a major center for Islamic learning and scholarship in the 15th and
16th centuries, and threatened collections of ancient manuscripts.

(6) In Afghanistan, the Taliban decreed that the Bamiyan Buddhas, ancient statues carved into a cliff side in central Afghanistan, were to be destroyed. In 2001 the Taliban carried out their threat and destroyed the statues, leading to worldwide condemnation.

(7) In Iraq, after the fall of Saddam Hussein, thieves looted the Iraq Museum in Bagdad, resulting in the loss of approximately 15,000 items. These included ancient amulets, sculptures, ivories, and cylinder seals. Many of these items remain unrecovered.

(8) The destruction of these and other cultural properties represents an irreparable loss to humanity’s common cultural heritage, and therefore to all Americans.

(9) The Armed Forces have played important roles in preserving and protecting cultural property. On June 23, 1943, President Franklin D. Roosevelt established the American Commission for the Protection and Salvage of Artistic and Historic Monuments in War Areas to provide expert advice to the military on the protection of cultural property. The Commission formed Monuments, Fine Arts, and Ar-
chives (MFAA) teams which became part of the Civil Affairs Division of Military Government Section of the Allied armies. The individuals serving in the MFAA were known as the “Monuments Men” and have been credited with securing, cataloguing, and returning hundreds of thousands works of art stolen by the Nazis during World War II.

(10) The United States Committee of the Blue Shield was founded in 2006 to support the implementation of the 1954 Hague Convention for the Protection of Cultural Property in the Event of Armed Conflict, and to coordinate with the Armed Forces, other branches of the United States Government, and other cultural heritage nongovernmental organizations in preserving cultural property abroad threatened by political instability, armed conflict, or natural or other disasters.

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

(1) the Armed Forces play an important role in preserving and protecting cultural property in countries at risk of destruction due to political instability, armed conflict, or natural or other disasters; and
(2) the United States must protect cultural property abroad pursuant to its obligations under the 1954 Hague Convention for the Protection of Cultural Property in the Event of Armed Conflict and customary international law in all conflicts to which the United States is a party.

(c) REPORT ON ACTIVITIES OF THE DEPARTMENT OF DEFENSE IN REGARDS TO PROTECTING CULTURAL PROPERTY ABROAD.—The Secretary of Defense shall submit to the congressional defense committees and the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives a report on efforts of the Department of Defense to protect cultural property abroad, including activities undertaken pursuant to the 1954 Hague Convention for the Protection of Cultural Property in the Event of Armed Conflict, other cultural protection statutes, and international agreements, including—

(1) directives, policies, and regulations the Department has instituted to protect cultural property abroad at risk of destruction due to political instability, armed conflict, or natural or other disasters;

(2) actions the Armed Forces have taken to protect cultural property abroad, including efforts made to avoid damage, to the extent possible, to cul-
tural property through construction activities, training to ensure deploying military personnel are able to identify, avoid, and protect cultural property abroad, and other efforts made to inform military personnel about the protection of cultural property as part of the law of war; and

(3) the status and number of specialist personnel in the Armed Forces assigned to secure respect for cultural property abroad and to cooperate with civilian authorities responsible for safeguarding cultural property abroad, as required by existing treaty obligations under Article 7 of the 1954 Hague Convention.

SEC. 1270. SENSE OF CONGRESS ON NIGERIA AND BOKO HARAM.

(a) FINDINGS.—Congress makes the following findings:

(1) In recent years, Boko Haram has furthered violence and instability in Nigeria and bordering countries.

(2) The terrorist group known as “Boko Haram,” which translates to “Western education is forbidden,” perpetrates violent attacks in Nigeria and has grown in strength and sophistication since its founding in 2002.
(3) Boko Haram kidnapped over 200 female students on April 14, 2014, killed over 50 male students on February 25, 2014, and continues to violently attack innocent civilians throughout Nigeria.

(4) Boko Haram has previously attacked Western interests, bombing the United Nations building in Abuja on August 26, 2011, and was affiliated with taking Western hostages in Bauchi on February 16, 2013, and later killing seven hostages.

(5) As stated by United States Ambassador to Nigeria Terrence P. McCulley in 2012, the threat of Boko Haram is growing: “We’ve seen an increase in sophistication, we’ve seen increased lethality. We saw at least a part of the group has decided it’s in their interest to attack the international community.”

(6) In June 2012, the Department of State added three leaders of Boko Haram, Abubakar Shekau, Abubakar Adam Kambar, and Khalid al-Barnawi, to the Specially Designated Global Terrorist list.

(7) In November 2013, the Department of State designated Boko Haram and its splinter group, Ansaru, as Foreign Terrorist Organizations.
(8) Boko Haram shares the ideological designs
of al Qaeda, and has made public pledges of support
to Osama bin Laden, al-Qaeda, and al-Shabaab.

(9) Boko Haram poses a broader threat to in-
terests in Nigeria, the Sahel, Europe, and the
United States.

(b) SENSE OF CONGRESS.—In light of the findings
specified in subsection (a), it is the sense of Congress that
the Secretary of Defense should—

(1) take appropriate action with allies and part-
ners of the United States to fight Boko Haram’s vi-
olence and ideology;

(2) partner with Nigeria’s regional neighbors to
counter Boko Haram’s cross-border activity and re-
respond to emerging threats; and

(3) develop a long-term, interagency strategy to
combat Boko Haram and Ansaru, reassess United
States assistance to Nigeria, and brief Congress on
this strategy.

SEC. 1271. RECOGNITION OF VICTIMS OF SOVIET COM-
MUNIST AND NAZI REGIMES.

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

(1) On August 13, 1941, President Franklin D.
Roosevelt and Prime Minister Winston Churchill
issued a joint declaration “of certain common principles in the national policies of their respective countries on which they based their hopes for a better future for the world” and “the right of all peoples to choose the form of government under which they will live and self government restored to those who have been forcibly deprived of them” and that the people of countries may live in freedom.

(2) The United States Government has actively advocated for and continues to support the principles of the United Nations Universal Declaration of Human Rights and the United Nations General Assembly resolution 260 (III) of December 9, 1948.

(3) Captive Nations Week, signed into law by President Dwight D. Eisenhower in 1959, raised public awareness of the oppression of nations under the control of Communist and other nondemocratic governments.

(5) On the 70th anniversary of the formal adoption by the Nazi leadership of the “Final Solution of the Jewish Problem”, members of the European Parliament and the national parliaments of the European Union rejected attempts to obfuscate the Holocaust by persons who sought to diminish the uniqueness of the Holocaust by deeming the Holocaust to be equal, similar, or equivalent to Communism.

(6) Extreme forms of totalitarian rule have led to premeditated and vast crimes committed against millions of human beings and their basic and inalienable rights on a scale unseen before in history.

(7) The Nazi regime committed mass genocide during the Holocaust, killing millions of Jews, political opponents, and minority populations.

(8) August 23 would be an appropriate date to designate as “Black Ribbon Day” to remember and never forget the terror millions of citizens in Central and Eastern Europe experienced for more than 40 years by ruthless military, economic, and political repression of the people through arbitrary executions, mass arrests, deportations, the suppression of free speech, confiscation of private property, and the destruction of cultural and moral identity and civil so-
society, all of which deprived the vast majority of the
peoples of Central and Eastern Europe of their basic
human rights and dignity, separating them from the
democratic world by means of the Iron Curtain and
the Berlin Wall.

(9) The memories of Europe’s tragic past cannot
be forgotten in order to honor the victims, con-
demn the perpetrators, and lay the foundation for
reconciliation based on truth and remembrance.

(b) RECOGNITION.—Congress supports the designa-
tion of “Black Ribbon Day” to recognize the victims of
Soviet Communist and Nazi regimes.

SEC. 1272. REPORT RELATING TO RESCUE EFFORTS IN NI-
GERIAN KIDNAPPING.

Not later than 90 days after the date of enactment
of this Act, the Secretary of Defense, in consultation with
the Secretary of State, shall transmit to Congress a report
on the findings of United States military personnel assist-
ing in the search and rescue efforts of the more than 200
girls and young women who were abducted from the Gov-
ernment Secondary School in Chibok, Nigeria by Boko
Haram. Such report shall include—

(1) the location, health, and safety of the ab-
ducted girls, to the extent such information is ascer-
tainable;
(2) recommendations on what the Nigerian government can do to protect the girls and similarly situated girls moving forward;

(3) an assessment of the threat of Boko Haram to Nigeria and other countries in the region;

(4) information regarding efforts by the Department of Defense and Department of State to build the capacity of the Nigerian security forces to combat the threat of Boko Haram;

(5) information regarding efforts underway to address poverty and governance in Nigeria to improve the stability of that nation; and

(6) an assessment of the efforts of the government of Nigeria to address security challenges and the willingness of that government to cooperate with the efforts of the United States, including efforts to address human rights abuses by the security forces of the government of Nigeria.

**TITLE XIII—COOPERATIVE THREAT REDUCTION**

**SEC. 1301. SPECIFICATION OF COOPERATIVE THREAT REDUCTION PROGRAMS AND FUNDS.**

(a) Specification of Cooperative Threat Reduction Programs.—For purposes of section 301 and other provisions of this Act, Cooperative Threat Reduction
programs are the programs specified in section 1501 of the National Defense Authorization Act for Fiscal Year 1997 (50 U.S.C. 2362 note).

(b) Fiscal Year 2015 Cooperative Threat Reduction Funds Defined.—As used in this title, the term “fiscal year 2015 Cooperative Threat Reduction funds” means the funds appropriated pursuant to the authorization of appropriations in section 301 and made available by the funding table in section 4301 for Cooperative Threat Reduction programs.

c) Availability of Funds.—Funds appropriated pursuant to the authorization of appropriations in section 301 and made available by the funding table in section 4301 for Cooperative Threat Reduction programs shall be available for obligation for fiscal years 2015, 2016, and 2017.

SEC. 1302. FUNDING ALLOCATIONS.

(a) Funding for Specific Purposes.—Of the $365,108,000 authorized to be appropriated to the Department of Defense for fiscal year 2015 in section 301 and made available by the funding table in section 4301 for Cooperative Threat Reduction programs, the following amounts may be obligated for the purposes specified:

(1) For strategic offensive arms elimination, $1,000,000.
(2) For chemical weapons destruction, $15,720,000.

(3) For global nuclear security, $17,703,000.

(4) For cooperative biological engagement, $254,342,000.

(5) For proliferation prevention, $46,124,000.

(6) For threat reduction engagement, $2,375,000.

(7) For activities designated as Other Assessments/Administrative Costs, $27,844,000.

(b) Report on Obligation or Expenditure of Funds for Other Purposes.—No fiscal year 2015 Cooperative Threat Reduction funds may be obligated or expended for a purpose other than a purpose listed in paragraphs (1) through (7) of subsection (a) until 15 days after the date that the Secretary of Defense submits to Congress a report on the purpose for which the funds will be obligated or expended and the amount of funds to be obligated or expended. Nothing in the preceding sentence shall be construed as authorizing the obligation or expenditure of fiscal year 2015 Cooperative Threat Reduction funds for a purpose for which the obligation or expenditure of such funds is specifically prohibited under this title or any other provision of law.
(c) **Limited Authority to Vary Individual Amounts.**—

(1) **In General.**—Subject to paragraph (2), in any case in which the Secretary of Defense determines that it is necessary to do so in the national interest, the Secretary may obligate amounts appropriated for fiscal year 2015 for a purpose listed in paragraphs (1) through (7) of subsection (a) in excess of the specific amount authorized for that purpose.

(2) **Notice-and-Wait Required.**—An obligation of funds for a purpose stated in paragraphs (1) through (7) of subsection (a) in excess of the specific amount authorized for such purpose may be made using the authority provided in paragraph (1) only after—

(A) the Secretary submits to Congress notification of the intent to do so together with a complete discussion of the justification for doing so; and

(B) 15 days have elapsed following the date of the notification.
SEC. 1303. LIMITATION ON AVAILABILITY OF FUNDS FOR COOPERATIVE THREAT REDUCTION ACTIVITIES WITH RUSSIAN FEDERATION.

(a) LIMITATION.—None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for Cooperative Threat Reduction may be obligated or expended for cooperative threat reduction activities with the Russian Federation until the date that is 30 days after the date on which the Secretary of Defense certifies, in coordination with the Secretary of State, to the appropriate congressional committees that—

(1) the armed forces of the Russian Federation are no longer illegally occupying Ukrainian territory;

(2) the Russian Federation is no longer acting inconsistently with the INF Treaty; and

(3) the Russian Federation is in compliance with the CFE Treaty and has lifted its suspension of Russian observance of its treaty obligations.

(b) WAIVER.—The Secretary of Defense may waive the limitation in subsection (a) if—

(1) the Secretary of Defense, in coordination with the Secretary of State, submits to the appropriate congressional committees—

(A) a notification that such a waiver is in the national security interest of the United
States and a description of the national security
interest covered by the waiver; and

(B) a report explaining why the Secretary
of Defense cannot make the certification under
subsection (a); and

(2) a period of 30 days has elapsed following
the date on which the Secretary of Defense submits
the information in the report under paragraph
(1)(B).

(c) EXCEPTION FOR CERTAIN MILITARY BASES.—
The certification requirement specified in paragraph (1)
of subsection (a) shall not apply to military bases of the
Russian Federation in Ukraine’s Crimean peninsula oper-
ating in accordance with its 1997 agreement on the Status
and Conditions of the Black Sea Fleet Stationing on the
Territory of Ukraine.

(d) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMIT-
TEES.—The term “appropriate congressional com-
mittees” means—

(A) the Committee on Armed Services and
the Committee on Foreign Affairs of the House
of Representatives; and
(B) the Committee on Armed Services and
the Committee on Foreign Relations of the Sen-
ate.

(2) CFE TREATY.—The term “CFE Treaty”
means the Treaty on Conventional Armed Forces in
Europe, signed at Paris November 19, 1990, and

(3) INF TREATY.—The term “INF Treaty”
means the Treaty Between the United States of
America and the Union of Soviet Socialist Republics
on the Elimination of Their Intermediate-Range and
Shorter-Range Missiles, commonly referred to as the
Intermediate-Range Nuclear Forces (INF) Treaty,
signed at Washington December 8, 1987 and en-
tered into force June 1, 1988.

(e) EFFECTIVE DATE.—This section takes effect on
the date of the enactment of this Act and applies with
respect to funds described in subsection (a) that are unob-
ligated as of such date of enactment.

TITLE XIV—OTHER
AUTHORIZATIONS
Subtitle A—Military Programs

SEC. 1401. WORKING CAPITAL FUNDS.

Funds are hereby authorized to be appropriated for
fiscal year 2015 for the use of the Armed Forces and other
activities and agencies of the Department of Defense for providing capital for working capital and revolving funds, as specified in the funding table in section 4501.

SEC. 1402. CHEMICAL AGENTS AND MUNITIONS DESTRUCTION, DEFENSE.

(a) Authorization of Appropriations.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2015 for expenses, not otherwise provided for, for Chemical Agents and Munitions Destruction, Defense, as specified in the funding table in section 4501.

(b) Use.—Amounts authorized to be appropriated under subsection (a) are authorized for—

(1) the destruction of lethal chemical Agents and munitions in accordance with section 1412 of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521); and

(2) the destruction of chemical warfare materiel of the United States that is not covered by section 1412 of such Act.

SEC. 1403. DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2015 for expenses, not otherwise provided for, for Drug Interdiction
and Counter-Drug Activities, Defense-wide, as specified in the funding table in section 4501.

SEC. 1404. DEFENSE INSPECTOR GENERAL.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2015 for expenses, not otherwise provided for, for the Office of the Inspector General of the Department of Defense, as specified in the funding table in section 4501.

SEC. 1405. DEFENSE HEALTH PROGRAM.

Funds are hereby authorized to be appropriated for fiscal year 2015 for the Defense Health Program, as specified in the funding table in section 4501, for use of the Armed Forces and other activities and agencies of the Department of Defense in providing for the health of eligible beneficiaries.

Subtitle B—National Defense Stockpile

SEC. 1411. REVISIONS TO PREVIOUSLY AUTHORIZED DISPOSALS FROM THE NATIONAL DEFENSE STOCKPILE.

Authorization Act for Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4649), is further amended by striking “1,386,000,000 by the end of fiscal year 2016” and inserting “$1,436,000,000 by the end of fiscal year 2019”.

(b) Fiscal Year 2000 Disposal Authority.—Section 3402(b)(5) of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65; 50 U.S.C. 98d note), as most recently amended by section 1412 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat. 1654), is further amended by striking “$830,000,000 by the end of fiscal year 2016” and inserting “$850,000,000 by the end of 2019”.

Subtitle C—Other Matters

SEC. 1421. AUTHORITY FOR TRANSFER OF FUNDS TO JOINT DEPARTMENT OF DEFENSE–DEPARTMENT OF VETERANS AFFAIRS MEDICAL FACILITY DEMONSTRATION FUND FOR CAPTAIN JAMES A. LOVELL HEALTH CARE CENTER, ILLINOIS.

(a) Authority for Transfer of Funds.—Of the funds authorized to be appropriated by section 1406 and available for the Defense Health Program for operation and maintenance, $146,857,000 may be transferred by the Secretary of Defense to the Joint Department of Defense–Department of Veterans Affairs Medical Facility Demonstration Fund established by subsection (a)(1) of sec-
For purposes of subsection (a)(2) of such section 1704, any funds so transferred shall be treated as amounts authorized and appropriated specifically for the purpose of such a transfer.

(b) Use of transferred funds.—For the purposes of subsection (b) of such section 1704, facility operations for which funds transferred under subsection (a) may be used are operations of the Captain James A. Lovell Federal Health Care Center, consisting of the North Chicago Veterans Affairs Medical Center, the Navy Ambulatory Care Center, and supporting facilities designated as a combined Federal medical facility under an operational agreement covered by section 706 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4500).

SEC. 1422. AUTHORIZATION OF APPROPRIATIONS FOR ARMED FORCES RETIREMENT HOME.

There is hereby authorized to be appropriated for fiscal year 2015 from the Armed Forces Retirement Home Trust Fund the sum of $63,400,000 for the operation of the Armed Forces Retirement Home.
TITLE XV—AUTHORIZATION OF ADDITIONAL APPROPRIATIONS FOR OVERSEAS CONTINGENCY OPERATIONS

Subtitle A—Authorization of Appropriations

SEC. 1501. PURPOSE.

The purpose of this subtitle is to authorize appropriations for the Department of Defense for fiscal year 2015 to provide additional funds for overseas contingency operations being carried out by the Armed Forces.

SEC. 1502. PROCUREMENT.

Funds are hereby authorized to be appropriated for fiscal year 2015 for procurement accounts for the Army, the Navy and the Marine Corps, the Air Force, and Defense-wide activities in the amount of $6,180,000,000.

SEC. 1503. OPERATION AND MAINTENANCE.

Funds are hereby authorized to be appropriated for fiscal year 2015 for the use of the Armed Forces and other activities and agencies of the Department of Defense for expenses, not otherwise provided for, for operation and maintenance in the amount of $64,040,000,000. In addition to the authorization of appropriations in the preceding sentence, funds are hereby authorized to be appropriated for fiscal year 2015 for the Department of the Air
Force for the purpose of maintaining, operating, and upgrading the A–10 aircraft fleet in the amount of $635,000,000.

SEC. 1504. MILITARY PERSONNEL.

Funds are hereby authorized to be appropriated for fiscal year 2015 for the use of the Armed Forces and other activities and agencies of the Department of Defense for expenses, not otherwise provided for, for military personnel in the amount of $7,140,000,000.

SEC. 1505. OTHER APPROPRIATIONS.

(a) Authorization of Appropriations.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2015 for expenses, not otherwise provided for, for the Other Authorizations in the amount of $1,450,000,000.

(b) Definition.—In this section, the term “Other Authorizations” means the Defense Health Program, Drug Interdiction and Counter-Drug Activities, Defense-wide, and National Guard and Reserve Equipment.

Subtitle B—Financial Matters

SEC. 1511. TREATMENT AS ADDITIONAL AUTHORIZATIONS.

The amounts authorized to be appropriated by this title are in addition to amounts otherwise authorized to be appropriated by this Act.
SEC. 1512. SPECIAL TRANSFER AUTHORITY.

(a) Authority to Transfer Authorizations.—

(1) Authority.—Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer amounts of authorizations made available to the Department of Defense in this title for fiscal year 2015 between any such authorizations for that fiscal year (or any subdivisions thereof). Amounts of authorizations so transferred shall be merged with and be available for the same purposes as the authorization to which transferred.

(2) Limitations.—The total amount of authorizations that the Secretary may transfer under the authority of this subsection may not exceed $3,000,000,000.

(b) Terms and Conditions.—Transfers under this section shall be subject to the same terms and conditions as transfers under section 1001.

(c) Additional Authority.—The transfer authority provided by this section is in addition to the transfer authority provided under section 1001.
Subtitle C—Limitations, Reports, and Other Matters

SEC. 1521. CONTINUATION OF EXISTING LIMITATIONS ON THE USE OF FUNDS IN THE AFGHANISTAN SECURITY FORCES FUND.


SEC. 1522. USE OF AND TRANSFER OF FUNDS FROM JOINT IMPROVED EXPLOSIVE DEVICE DEFECT FUND.

SEC. 1523. LIMITATION ON USE OF FUNDS FOR THE AFGHANISTAN INFRASTRUCTURE FUND.

None of the funds authorized to be appropriated or otherwise made available by this Act may be used for the Afghanistan Infrastructure Fund until all funds appropriated for the Afghanistan Infrastructure Fund before the date of the enactment of this Act are obligated or expended.

SEC. 1524. CODIFICATION OF OFFICE OF MANAGEMENT AND BUDGET CRITERIA.

The Secretary of Defense shall implement the following criteria in requests for overseas contingency operations:

(1) Geographic area covered.—For theater of operations for non-classified war overseas contingency operations funding, the geographic areas in which combat or direct combat support operations occur are: Iraq, Afghanistan, Pakistan, Kazakhstan, Tajikistan, Kyrgyzstan, the Horn of Africa, Persian Gulf and Gulf nations, Arabian Sea, the Indian Ocean, the Philippines, and other countries on a case-by-case basis.

(2) Permitted inclusions in the overseas contingency operation budget.—

(A) Major equipment.—
(i) Replacement of loses that have occurred but only for items not already programmed for replacement in the Future Years Defense Plan (FYDP), but not including accelerations, which must be made in the base budget.

(ii) Replacement or repair to original capability (to upgraded capability if that is currently available) of equipment returning from theater. The replacement may be a similar end item if the original item is no longer in production. Incremental cost of non-war related upgrades, if made, should be included in the base.

(iii) Purchase of specialized, theater-specific equipment.

(iv) Funding for major equipment must be obligated within 12 months.

(B) GROUND EQUIPMENT REPLACEMENT.—

(i) For combat losses and returning equipment that is not economical to repair, the replacement of equipment may be given to coalition partners, if consistent with approved policy.
(ii) In-theater stocks above customary equipping levels on a case-by-case basis.

(C) EQUIPMENT MODIFICATIONS.—

(i) Operationally-required modifications to equipment used in theater or in direct support of combat operations and that is not already programmed in FYDP.

(ii) Funding for equipment modifications must be able be obligated in 12 months.

(D) MUNITIONS.—

(i) Replenishment of munitions expended in combat operations in theater.

(ii) Training ammunition for theater-unique training events.

(iii) While forecasted expenditures are not permitted, a case-by-case assessment for munitions where existing stocks are insufficient to sustain theater combat operations.

(E) AIRCRAFT REPLACEMENT.—

(i) Combat losses by accident that occur in the theater of operations.

(ii) Combat losses by enemy action that occur in the theater of operations.
(F) MILITARY CONSTRUCTION.—

(i) Facilities and infrastructure in the theater of operations in direct support of combat operations. The level of construction should be the minimum to meet operational requirements.

(ii) At non-enduring locations, facilities and infrastructure for temporary use.

(iii) At enduring locations, facilities and infrastructure for temporary use.

(iv) At enduring locations, construction requirements must be tied to surge operations or major changes in operational requirements and will be considered on a case-by-case basis.

(G) Research and development projects for combat operations in these specific theaters that can be delivered in 12 months.

(H) OPERATIONS.—

(i) Direct war costs:

(I) Transport of personnel, equipment, and supplies to, from and within the theater of operations.

(II) Deployment-specific training and preparation for unites and per-
sonnel (military and civilian) to assume their directed missions as defined in the orders for deployment into the theater of operations.

(ii) Within the theater, the incremental costs above the funding programmed in the base budget to:

   (I) Support commanders in the conduct of their directed missions (to include Emergency Response Programs).

   (II) Build and maintain temporary facilities.

   (III) Provide food, fuel, supplies, contracted services and other support.

   (IV) Cover the operational costs of coalition partners supporting United States military missions, as mutually agreed.

(iii) Indirect war costs incurred outside the theater of operations will be evaluated on a case-by-case basis.

(I) HEALTH.—

   (i) Short-term care directly related to combat.
(ii) Infrastructure that is only to be used during the current conflict.

(J) PERSONNEL.—

(i) Incremental special pays and allowances for Service members and civilians deployed to a combat zone.

(ii) Incremental pay, special pays and allowances for Reserve Component personnel mobilized to support war missions.

(K) SPECIAL OPERATIONS COMMAND.—

(i) Operations that meet the criteria in this guidance.

(ii) Equipment that meets the criteria in this guidance.

(L) Prepositioned supplies and equipment for resetting in-theater stocks of supplies and equipment to pre-war levels.

(M) Security force funding to train, equip, and sustain Iraqi and Afghan military and police forces.

(N) FUEL.—

(i) War fuel costs and funding to ensure that logistical support to combat operations is not degraded due to cash losses
in the Department of Defense’s baseline fuel program.

(ii) Enough of any base fuel shortfall attributable to fuel price increases to maintain sufficient on-hand cash for the Defense Working Capital Funds to cover seven days disbursements.

(3) Excluded items from Overseas Contingency Funding that must be funded from the base budget:

(A) Training vehicles, aircraft, ammunition, and simulators, but not training base stocks of specialized, theater-specific equipment that is required to support combat operations in the theater of operations, and support to deployment-specific training described above.

(B) Acceleration of equipment service life extension programs already in the Future Years Defense Plan.

(C) Base Realignment and Closure projects.

(D) Family support initiatives:

(i) Construction of childcare facilities.

(ii) Funding for private-public partisanship to expand military families’ access to childcare.
(iii) Support for service members’ spouses professional development.

(E) Programs to maintain industrial base capacity including “war-stoppers”.

(F) Personnel:

(i) Recruiting and retention bonuses to maintain end-strength.

(ii) Basic Pay and the Basic allowances for Housing and Subsistence for permanently authorized end strength.

(iii) Individual augmentees on a case-by-case basis.

(G) Support for the personnel, operations, or the construction or maintenance of facilities, at United States Offices of Security Cooperation in theater.

(H) Costs for reconfiguring prepositioned supplies and equipment or for maintaining them.

(4) SPECIAL SITUATIONS.—Items proposed for increases in reprogrammings or as payback for prior reprogrammings must meet the criteria above.
TITLE XVI—STRATEGIC PROGRAMS, CYBER, AND INTELLIGENCE MATTERS
Subtitle A—Space Activities

SEC. 1601. DEPARTMENT OF DEFENSE SPACE SECURITY AND DEFENSE PROGRAM.

(a) SENSE OF CONGRESS.—It is the Sense of Congress that—

(1) critical United States national security space systems are facing a serious growing foreign threat;

(2) the People’s Republic of China and the Russian Federation are both developing capabilities to disrupt the use of space by the United States in a conflict, as recently outlined by the Director of National Intelligence in testimony before Congress; and

(3) a fully-developed multi-faceted space security and defense program is needed to deter and defeat any adversaries’ acts of space aggression.

(b) REPORT ON ABILITY OF THE UNITED STATES TO DETER AND DEFEAT ADVERSARY SPACE AGGRESSION.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report containing an assessment of the ability of the Department of Defense...
to deter and defeat any act of space aggression by an adversary.

(c) Study on Alternative Defense and Deterrence Strategies in Response to Foreign Counterspace Capabilities.—

(1) Study Required.—The Secretary of Defense, acting through the Office of Net Assessment, shall conduct a study of potential alternative defense and deterrent strategies in response to the existing and projected counterspace capabilities of China and Russia. Such study shall include an assessment of the congruence of such strategies with the current United States defense strategy and defense programs of record, and the associated implications of pursuing such strategies.

(2) Report.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees the results of the study required under paragraph (1).

SEC. 1602. EVOLVED EXPENDABLE LAUNCH VEHICLE NOTIFICATION.

(a) Notification.—The Secretary of the Air Force shall provide to the appropriate congressional committees notice of each change to the evolved expendable launch
vehicle acquisition plan and schedule from the plan and
schedule included in the budget submitted by the Presi-
dent under section 1105 of title 31, United States Code,
for fiscal year 2015. Such notification shall include—

(1) an identification of the change;

(2) a national security rationale for the change;

(3) the impact of the change on the evolved ex-
pendable launch vehicle block buy contract;

(4) the impact of the change on the opportuni-
ties for competition for certified evolved expendable
launch vehicle launch providers; and

(5) the costs or savings of the change.

(b) APPLICABILITY.—The requirement under sub-
section (a) shall apply to fiscal years 2015, 2016, and
2017.

(e) APPROPRIATE CONGRESSIONAL COMMITTEES.—
In this section, the term “appropriate congressional com-
mittees” means—

(1) the congressional defense committees; and

(2) with respect to a change to the evolved ex-
pendable launch vehicle acquisition schedule for an
intelligence-related launch, the Permanent Select
Committee on Intelligence of the House of Rep-
resentatives and the Select Committee on Intel-
ligence of the Senate.
SEC. 1603. SATELLITE COMMUNICATIONS RESPONSIBILITIES OF EXECUTIVE AGENT FOR SPACE.

The Secretary of Defense shall, not later than 180 days after the date of the enactment of this Act, revise Department of Defense directives and guidance to require the Department of Defense Executive Agent for Space to ensure that in developing space strategies, architectures, and programs for satellite communications, the Executive Agent shall—

(1) conduct strategic planning to ensure the Department of Defense is effectively and efficiently meeting the satellite communications requirements of the military departments and commanders of the combatant commands;

(2) coordinate with the secretaries of the military departments and the heads of Defense Agencies to eliminate duplication of effort and to ensure that resources are used to achieve the maximum effort in related satellite communication science and technology; research, development, test and evaluation; production; and operations and sustainment;

(3) coordinate with the Under Secretary of Defense for Acquisition, Technology, and Logistics and the Chief Information Officer of the Department to ensure that effective and efficient acquisition approaches are being used to acquire military and com-
mercial satellite communications for the Depart-
ment, including space, ground, and user terminal in-
tegration; and

(4) coordinate with the chairman of the Joint
Requirements Oversight Council to develop a process
to identify the current and projected satellite com-
munications requirements of the Department.

SEC. 1604. LIQUID ROCKET ENGINE DEVELOPMENT PRO-
GRAM.

(a) SENSE OF CONGRESS.—It is the sense of Con-
gress that the Secretary of Defense should develop a next-
generation liquid rocket engine that—

(1) is made in the United States;

(2) meets the requirements of the national secu-
rity space community;

(3) is developed by not later than 2019;

(4) is developed using full and open competi-
tion; and

(5) is available for purchase by all space launch
providers of the United States.

(b) DEVELOPMENT.—

(1) IN GENERAL.—The Secretary of Defense
shall develop a next-generation liquid rocket engine
that enables the effective, efficient, and expedient
transition from the use of non-allied space launch
engines to a domestic alternative for national secu-

(2) AUTHORIZATION OF APPROPRIATIONS.—Of
the funds authorized to be appropriated by this Act
for fiscal year 2015 for research, development, test,
and evaluation, Air Force, as specified in the fund-
ing table in section 4201, $220,000,000 shall be
available for the Secretary of Defense to develop a
next-generation liquid rocket engine.

(c) COORDINATION.—The Secretary shall coordinate
with the Administrator of the National Aeronautics and
Space Administration, to the extent practicable, to ensure
that the rocket engine developed under subsection (b)
meets objectives that are common to both the national se-
curity space community and the space program of the
United States.

(d) REPORT.—Not later than 180 days after the date
of the enactment of this Act, the Secretary, in coordina-
tion with the Administrator, shall submit to the appro-
priate congressional committees a report that includes—

(1) a plan to carry out the development of the
rocket engine under subsection (b), including an
analysis of the benefits of using public-private part-
nerships;
(2) the requirements of the program to develop such rocket engine; and

(3) the estimated cost of such rocket engine.

(c) Appropriate Congressional Committees Defined.—In this section, the term “appropriate congressional committees” means the following:

(1) The congressional defense committees.

(2) The Committee on Science, Space, and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate.

(3) The Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate.

SEC. 1605. PILOT PROGRAM FOR ACQUISITION OF COMMERCIAL SATELLITE COMMUNICATION SERVICES.

(a) Pilot Program.—

(1) In general.—The Secretary of Defense may develop and carry out a pilot program to determine the feasibility and advisability of expanding the use of working capital funds by the Secretary to effectively and efficiently acquire commercial satellite capabilities to meet the requirements of the military
departments, Defense Agencies, and combatant commanders.

(2) **FUNDING.**—Of the funds authorized to be appropriated for any of fiscal years 2015 through 2020 for the Department of Defense for the acquisition of commercial satellite communications, not more than $50,000,000 may be obligated or expended for such pilot program during such a fiscal year.

(3) **CERTAIN AUTHORITIES.**—In carrying out the pilot program under paragraph (1), the Secretary may not use the authorities provided in sections 2208(k) and 2210(b) of title 10, United States Code.

(b) **GOALS.**—In developing and carrying out the pilot program under subsection (a)(1), the Secretary shall ensure that the pilot program—

(1) provides a cost effective and strategic method to acquire commercial satellite services;

(2) incentivizes private-sector participation and investment in technologies to meet future requirements of the Department of Defense with respect to commercial satellite services;

(3) takes into account the potential for a surge or other change in the demand of the Department
for commercial satellite communications access in re-
response to global or regional events; and

(4) ensures the ability of the Secretary to con-
trol and account for the cost of programs and work
performed under the pilot program.

(c) DURATION.—If the Secretary commences the
pilot program under subsection (a)(1), the pilot program
shall terminate on October 1, 2020.

(d) REPORTS.—

(1) INITIAL REPORT.—Not later than 150 days
after the date of the enactment of this Act, the Sec-
etary shall submit to the congressional defense com-
mittees a report that includes a plan and schedule
to carry out the pilot program under subsection
(a)(1).

(2) FINAL REPORT.—Not later than December
1, 2020, the Secretary shall submit to the congress-
sional defense committees a report on the pilot pro-
gram under subsection (a)(1). The report shall in-
clude—

(A) an assessment of expanding the use of
working capital funds to effectively and effi-
ciently acquire commercial satellite capabilities
to meet the requirements of the military depart-
ments, Defense Agencies, and combatant commanders; and

(B) a description of—

(i) any contract entered into under the pilot program, the funding used under such contract, and the efficiencies realized under such contract;

(ii) the advantages and challenges of using working capital funds as described in subparagraph (A);

(iii) any additional authorities the Secretary determines necessary to acquire commercial satellite capabilities as described in subsection (a)(1); and

(iv) any recommendations of the Secretary with respect to improving or extending the pilot program.

SEC. 1606. SPACE PROTECTION STRATEGY.

Section 911(d) of the National Defense Authorization Act for Fiscal Year 2008 (10 U.S.C. 2271 note) is amended by adding at the end the following new paragraph:

“(4) Fiscal years 2026 through 2030.”.
Subtitle B—Defense Intelligence
and Intelligence-Related Activities

SEC. 1611. ASSESSMENT AND LIMITATION ON AVAILABILITY
OF FUNDS FOR INTELLIGENCE ACTIVITIES
AND PROGRAMS OF UNITED STATES SPECIAL
OPERATIONS COMMAND AND SPECIAL OPERATIONS FORCES.

(a) ASSESSMENT.—

(1) REQUIREMENT.—The Secretary of Defense, acting through the Under Secretary of Defense for Intelligence, the Assistant Secretary of Defense for Special Operations and Low Intensity Conflict, and the Director of the Defense Intelligence Agency, shall submit to the appropriate committees of Congress an assessment of the intelligence activities and programs of United States Special Operations Command and special operations forces.

(2) INCLUSIONS.—The assessment under paragraph (1) shall include each of the following elements:

(A) An overall strategy defining such intelligence activities and programs, including definitions of intelligence activities and programs unique to special operations.
(B) A validated strategy and roadmap of intelligence, surveillance, and reconnaissance programs and requirements for special operations across the future years defense program.

(C) A comprehensive description of current and anticipated future Joint Staff validated requirements for the intelligence activities and programs of each geographic combatant commander within the respective geographic area of such covered combatant commander to be fulfilled by special operations forces, including those that can only be addressed by special operations forces, programs, or capabilities.

(D) Validated present and planned United States Special Operations Command force structure requirements to meet current and anticipated special operations intelligence activities and programs of geographic combatant commanders.

(E) A comprehensive review and assessment of statutory authorities, and Department and interagency policies, including limitations, for special operations forces intelligence activities and programs.
(F) An independent, comprehensive cost estimate of special operations intelligence activities and programs by the Director of Cost Assessment and Program Evaluation of the Department of Defense, including an estimate of the costs of the period of the current future years defense program, including a description of all rules and assumptions used to develop the cost estimates.

(G) A copy of any memoranda of understanding or memoranda of agreement between the Department of Defense and other departments or agencies of the United States Government, or between components of the Department of Defense that are required to implement objectives of special operations intelligence activities and programs.

(H) Any other matters the Secretary considers appropriate.

(3) FORM.—The assessment required under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(b) LIMITATIONS.—

(1) IN GENERAL.—Subject to paragraph (2), not more than 50 percent of the funds authorized to
be appropriated by this Act or otherwise made available for fiscal year 2015 for procurement, Defense-wide, or research, development, test, and evaluation, Defense-wide, for the major force program 11 of the United States Special Operations Command may be obligated until the assessment required under subsection (a) is submitted.

(2) EXCEPTION.—Paragraph (1) shall not apply with respect to funds authorized to be appropriated for Overseas Contingency Operations under title XV.

(c) DEFINITIONS.—In this section:

(1) APPROPRIATE COMMITTEES OF CONGRESS.—The term “appropriate committees of congress” means the congressional defense committees, the Permanent Select Committee on Intelligence of the House of Representatives, and the Select Committee on Intelligence of the Senate.

(2) FUTURE YEARS DEFENSE PROGRAM.—The term “future years defense program” means the future years defense program under section 221 of title 10, United States Code.

(3) GEOGRAPHIC COMBATANT COMMANDER.—The term “geographic combatant commander” means a commander of a combatant command (as
defined in section 161(c) of title 10, United States Code) with a geographic area of responsibility.

SEC. 1612. ANNUAL BRIEFING ON THE INTELLIGENCE, SURVEILLANCE, AND RECONNAISSANCE REQUIREMENTS OF THE COMBATANT COMMANDS.

At the same time that the President’s budget is submitted pursuant to section 1105(a) of title 31, United States Code, for each of fiscal years 2016 through 2020—

(1) the Chairman of the Joint Chiefs of Staff shall provide to the congressional defense committees, the Permanent Select Committee on Intelligence of the House of Representatives, and the Select Committee on Intelligence of the Senate a briefing on—

(A) the intelligence, surveillance, and reconnaissance requirements, by specific intelligence capability type, of each of the combatant commands;

(B) for the year preceding the year in which the briefing is provided, the satisfaction rate of each of the combatant commands with the intelligence, surveillance, and reconnaissance requirements, by specific intelligence capability type, of such combatant command; and
(C) a risk analysis identifying the critical
gaps and shortfalls in such requirements in re-
lation to such satisfaction rate; and

(2) the Under Secretary of Defense for Intel-
ligence shall provide to the congressional defense
committees, the Permanent Select Committee on In-
telligence of the House of Representatives, and the
Select Committee on Intelligence of the Senate a
briefing on short-term, mid-term, and long-term
strategies to address the critical intelligence, surveil-
lance and reconnaissance requirements of the com-
batant commands.

SEC. 1613. ONE-YEAR EXTENSION OF REPORT ON IMAGERY
INTELLIGENCE AND GEOSPATIAL INFORMATION SUPPORT PROVIDED TO REGIONAL OR-
GANIZATIONS AND SECURITY ALLIANCES.

Section 921(c)(1) of the National Defense Authoriza-
tion Act for Fiscal Year 2013 (Public Law 112–239; 126
Stat. 1878) is amended by striking “2014 and 2015” and
inserting “2014 through 2016”.

SEC. 1614. TACTICAL EXPLOITATION OF NATIONAL CAPA-
BILITIES EXECUTIVE AGENT.

Subchapter I of chapter 21 of title 10, United States
Code, is amended by adding at the end the following new
section:
§ 430. TENCAP executive agent

(a) In General.—There is in the Department of Defense a Tactical Exploitation of National Capabilities Executive Agent who shall be appointed by the Under Secretary of Defense for Intelligence. The Executive Agent shall report directly to the Under Secretary of Defense for Intelligence. The Executive Agent shall be responsible for working with the combatant commands, military services, and the intelligence community to develop methods to increase warfighter effectiveness through the exploitation of national capabilities and to promote cross-domain integration of such capabilities into military operations, training, intelligence, surveillance, and reconnaissance activities.

(b) Annual Briefing.—At the same time as the budget materials are submitted to Congress in connection with the submission of the budget for each of fiscal years 2016 through 2020, pursuant to section 1105 of title 31, the Executive Agent, in coordination with the commanders of the combatant commands, the Secretaries of the military departments, and the heads of the Department of Defense intelligence agencies and offices, shall provide to the Committee on Armed Services and the Select Committee on Intelligence of the Senate and the Committee on Armed Services and the Permanent Select Committee on Intelligence of the House of Representatives a briefing on the
investments, activities, challenges, and opportunities of
the Executive Agent in carrying out the responsibilities
under paragraph (1). The briefings shall be coordinated
with each of the armed services, the Defense Intelligence
Agency, the National Security Agency, the National
Geospatial-Intelligence Agency, and the National Recon-
naissance office.”

SEC. 1615. AIR FORCE INTELLIGENCE ORGANIZATION.

(a) FINDINGS.—Congress finds the following:

(1) The Air Force National Air and Space In-
telligence Center provides essential national expert-
tise on foreign aerospace system capabilities, includ-
ing cyber, space systems, missiles, and aircraft.

(2) The Air Force National Air and Space In-
telligence Center is organizationally aligned to the
Headquarters Air Staff, through the Air Force Intel-
ligence, Surveillance, and Reconnaissance Agency.

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

(1) the Air Force National Air and Space Intel-
ligence Center provides indispensable intelligence
support to a variety of customers, including the Air
Force, the Department of Defense, the intelligence
community, and national policymakers; and
(2) to maintain operational effectiveness, the Air Force organizational reporting structure of the Air Force National Air and Space Intelligence Center should remain organizationally aligned to the Headquarters Air Staff with reporting through the Vice Chief of Staff.

(c) PLAN.—Not later than 90 days after the date of the enactment of this Act, the Secretary of the Air Force shall submit to the congressional defense committees, the Permanent Select Committee on Intelligence of the House of Representatives, and the Select Committee on Intelligence of the Senate a strategic plan for the intelligence organization of the Air Force, including maintaining the National Air and Space Intelligence Center alignment to the Headquarters Air Staff.

SEC. 1616. PROHIBITION ON NATIONAL INTELLIGENCE PROGRAM CONSOLIDATION.

(a) PROHIBITION.—No amounts authorized to be appropriated or otherwise made available to the Department of Defense may be used during the period beginning on the date of the enactment of this Act and ending on December 31, 2015, to execute—

(1) the separation of the National Intelligence Program budget from the Department of Defense budget;
(2) the consolidation of the National Intelligence Program budget within the Department of Defense budget; or

(3) the establishment of a new appropriations account or appropriations account structure for the National Intelligence Program budget.

(b) DEFINITIONS.—In this section:

(1) NATIONAL INTELLIGENCE PROGRAM.—The term “National Intelligence Program” has the meaning given the term in section 3 of the National Security Act of 1947 (50 U.S.C. 3003).

(2) NATIONAL INTELLIGENCE PROGRAM BUDGET.—The term “National Intelligence Program budget” means the portions of the Department of Defense budget designated as part of the National Intelligence Program.

SEC. 1617. REPORT ON GOVERNANCE AND CORRUPTION IN THE RUSSIAN FEDERATION.

(a) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the Committee on Foreign Affairs and the Committee on Armed Services of the House of Representatives and the Committee on Foreign Relations and the Committee on Armed Services of the Senate
a report on the status of governance and democratization in the Russian Federation.

(b) CONTENTS.—The report required under subsection (a) shall include—

(1) a description of the extent of political and economic corruption among the senior leadership of the Russian Federation; and

(2) an analysis of the assets of the senior leadership of the Russian Federation, with a particular focus on the illegal attainment and movement of those assets, including the use of family or friends to hide assets.

(c) FORM.—The report required under subsection (a) shall be submitted in unclassified form, but may include a classified annex.

(d) PUBLIC AVAILABILITY.—The Director of National Intelligence shall make publicly available on the Internet the unclassified portion of the report required under subsection (a).

Subtitle C—Cyberspace-Related Matters

SEC. 1621. EXECUTIVE AGENT FOR CYBER TEST AND TRAINING RANGES.

(a) EXECUTIVE AGENT.—Not later than 120 days after the date of the enactment of this Act, the Secretary
of Defense shall designate a senior official of the Department of Defense to act as the executive agent for cyber and information technology test and training ranges.

(b) Roles, Responsibilities, and Authorities.—

(1) Establishment.—Not later than one year after the enactment of this Act, and in accordance with Directive 5101.1, the Secretary of Defense shall prescribe the roles, responsibilities, and authorities of the executive agent designated under subsection (a).

(2) Specification.—The roles and responsibilities of the executive agent designated under subsection (a) shall include each of the following:

(A) Developing and maintaining a comprehensive list of cyber and information technology ranges, test facilities, test beds, and other means of testing, training, and developing software, personnel, and tools for accommodating the mission of the Department.

(B) Serving as a single entity to organize and manage designated cyber and information technology test ranges, including—
(i) establishing the priorities for cyber
and information technology ranges to meet
Department objectives;

(ii) enforcing standards to meet re-
quirements specified by the United States
Cyber Command, the training community,
and the research, development, testing, and
evaluation community;

(iii) identifying and offering guidance
on the opportunities for integration
amongst the designated cyber and informa-
tion technology ranges regarding test,
training, and development functions;

(iv) finding opportunities for cost re-
duction, integration, and coordination im-
provements for the appropriate cyber and
information technology ranges;

(v) adding or consolidating cyber and
information technology ranges in the fu-
ture to better meet the evolving needs of
the cyber strategy and resource require-
ments of the Department; and

(vi) coordinating with interagency and
industry partners on cyber and information
technology range issues.
(C) Defining a cyber range architecture that—

(i) may add or consolidate cyber and information technology ranges in the future to better meet the evolving needs of the cyber strategy and resource requirements of the Department;

(ii) coordinates with interagency and industry partners on cyber and information technology range issues;

(iii) allows for integrated closed loop testing in a secure environment of cyber and electronic warfare capabilities;

(iv) supports science and technology development, experimentation, testing and training; and

(v) provides for interconnection with other existing cyber ranges and other kinetic range facilities in a distributed manner.

(D) Certifying all cyber range investments of the Department of Defense.

(E) Performing such other roles and responsibilities as the Secretary of Defense considers appropriate.
(c) SUPPORT WITHIN DEPARTMENT OF DEFENSE.—In accordance with Directive 5101.1, the Secretary of Defense shall ensure that the military departments, Defense Agencies, and other components of the Department of Defense provide the executive agent designated under subsection (a) with the appropriate support and resources needed to perform the roles, responsibilities, and authorities of the executive agent.

(d) DEFINITIONS.—In this section:

(1) The term “designated cyber and information technology range” includes the National Cyber Range, the Joint Information Operations Range, the Defense Information Assurance Range, and the C4 Assessments Division of J6 of the Joint Staff.

(2) The term “Directive 5101.1” means Department of Directive 5101.1, or any successor directive relating to the responsibilities of an executive agent of the Department of Defense.

(3) The term “executive agent” has the meaning given the term “DoD Executive Agent” in Directive 5101.1.

SEC. 1622. SENSE OF CONGRESS REGARDING ROLE OF NATIONAL GUARD IN DEFENSE OF UNITED STATES AGAINST CYBER ATTACKS.

It is the sense of Congress that—
members of the National Guard may possess knowledge of critical infrastructure in the States in which the members serve that may be of value for purposes of defending such infrastructure against cyber threats;

(2) traditional members of the National Guard and National Guard technicians may have experience in both the private and public sector that could benefit the readiness of the Department of Defense’s cyber force and the development of cyber capabilities;

(3) the long-standing relationship the National Guard has with local and civil authorities may be beneficial for purposes of providing for a coordinated response to a cyber attack and defending against cyber threats;

(4) the States are already working to establish cyber partnerships with the National Guard; and

(5) the National Guard has a role in the defense of the United States against cyber threats and consideration should be given to how the National Guard might be integrated into a comprehensive national approach for cyber defense.
SEC. 1623. DIRECTOR OF NATIONAL INTELLIGENCE CERTIFICATION WITH RESPECT TO THE MISSION ANALYSIS FOR CYBER OPERATIONS OF DEPARTMENT OF DEFENSE.

Section 933 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 830) is amended—

(1) in subsection (c)—

(A) in paragraph (1), by striking “before the submittal of” and all that follows and inserting “or 2015 before the Secretary submits the report required by subsection (d) and the Director of National Intelligence submits a certification described in subsection (g).”; and

(B) in paragraph (2), by striking the period at the end and inserting “and the Director of National Intelligence submits a certification described in subsection (g).”; and

(2) by adding at the end the following new subsection:

“(g) DIRECTOR OF NATIONAL INTELLIGENCE CERTIFICATION.—The Director of National Intelligence shall submit to the congressional defense committees a certification that the recommendations of the report required under subsection (d) are consistent with the cyber operations capability needs of the United States.”.
Subtitle D—Nuclear Forces

SEC. 1631. PREPARATION OF ANNUAL BUDGET REQUEST REGARDING NUCLEAR WEAPONS.

Section 179(f) of title 10, United States Code, is amended by adding at the end the following new paragraphs:

“(3)(A) With respect to the preparation of a budget for a fiscal year to be submitted by the President to Congress under section 1105(a) of title 31, the Secretary of Defense may not agree to a proposed transfer of estimated nuclear budget request authority unless the Secretary of Defense submits to the congressional defense committees a certification described in subparagraph (B).

“(B) A certification described in this subparagraph is a certification that includes the following:

“(i) Certification that, during the fiscal year prior to the fiscal year covered by the budget for which the certification is submitted, the Secretary of Energy obligated or expended any amounts covered by a proposed transfer of estimated nuclear budget request authority made for such prior fiscal year in a manner consistent with a memorandum of agreement that was developed by the Nuclear Weapons Council and entered into by the Secretary of Defense and the Secretary of Energy.
“(ii) A detailed assessment by the Nuclear Weapons Council regarding how the Administrator for Nuclear Security implemented any agreements and decisions of the Council made during such prior fiscal year.

“(iii) An assessment from each of the Vice Chairman of the Joints Chiefs of Staff and the Commander of the United States Strategic Command regarding any effects to the military during such prior fiscal year that were caused by the delay or failure of the Administrator to implement any agreements or decisions described in clause (ii).

“(4) The Secretary of Defense shall include with the defense budget materials for a fiscal year the memorandum of agreement described in paragraph (3)(B)(i) that covers such fiscal year.

“(5)(A) Not later than 30 days after the President submits to Congress the budget for a fiscal year under section 1105(a) of title 31, the Commander of the United States Strategic Command shall submit to the Chairman of the Joint Chiefs of Staff an assessment of—

“(i) whether such budget allows the Federal Government to meet the nuclear stockpile and stockpile stewardship program requirements during the
fiscal year covered by the budget and the four subse-
quent fiscal years; and

“(ii) if the Commander determines that such
budget does not allow the Federal Government to
meet such requirements, a description of the steps
being taken to meet such requirements.

“(B) Not later than 30 days after the date on which
the Chairman of the Joint Chiefs of Staff receives the as-
assessment of the Commander of the United States Stra-
tegic Command under subparagraph (A), the Chairman
shall submit to the congressional defense committees—

“(i) such assessment as it was submitted to the
Chairman; and

“(ii) any comments of the Chairman.

“(6) In this subsection:

“(A) The term ‘budget’ has the meaning given
that term in section 231(f) of this title.

“(B) The term ‘defense budget materials’ has
the meaning given that term in section 231(f) of this
title.

“(C) The term ‘proposed transfer of estimated
nuclear budget request authority’ means, in pre-
paring a budget, a request for the Secretary of De-
fense to transfer an estimated amount of the pro-
posed budget authority of the Secretary to the Sec-
Secretary of Energy for purposes relating to nuclear
weapons.”.


(a) Review.—

(1) IN GENERAL.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense and the Secretary of Energy shall jointly seek to enter into a contract with a federally funded research and development center to conduct an independent review of the personnel reliability program of the Department of Defense and the human reliability program of the Department of Energy.

(2) MATTERS INCLUDED.—The review under paragraph (1) shall include the following:

(A) An examination of the costs and benefits of each program described in paragraph (1).

(B) Examples of successes and failures for each such program.

(C) The reporting and administrative requirements of each such program.
(D) The authorities and responsibilities of
the commanders and managers of each such
program.

(E) Guidance for when certain positions
must be included in each such program.

(F) Recommendations with respect to mak-
ing each such program more effective, more ef-
ficient, and, to the extent appropriate, more
consistent between the Departments.

(G) Any other matters the Secretaries
jointly determine appropriate.

(b) REPORT.—Not later than October 1, 2015, the
Secretaries shall jointly submit to the congressional de-
fense committees such review.

SEC. 1633. ASSESSMENT OF NUCLEAR WEAPON SECONDARY
REQUIREMENT.

(a) ASSESSMENT.—The Secretary of Defense, in co-
ordination with the Secretary of Energy and the Com-
mander of the United States Strategic Command, shall
assess the annual secondary production requirement need-
ed to sustain a safe, secure, reliable, and effective nuclear
deterrent.

(b) REPORT.—

(1) IN GENERAL.—Not later than 180 days
after the date of the enactment of this Act, the Sec-
retary of Defense, in coordination with the Secretary of Energy and the Commander of the United States Strategic Command, shall submit to the congressional defense committees a report regarding the assessment conducted under subsection (a).

(2) MATTERS INCLUDED.—The report under paragraph (1) shall include the following:

(A) An explanation of the rationale and assumptions that led to the current 50 to 80 secondaries per year production requirement, including the factors considered in determining such requirement.

(B) An analysis of whether there are any changes to such 50 to 80 secondaries per year production requirement, including the reasons for any such changes.

(C) A description of how the secondary production requirement is affected by or related to—

(i) the demands of stockpile modernization, including the schedule for life extension programs;

(ii) the requirement for a responsive infrastructure, including the ability to
hedge against technical failure and geopolitical risk; and

(iii) the number of secondaries held in reserve or the inactive stockpile, and the likelihood such secondaries may be reused.

(E) The proposed time frame for achieving such 50 to 80 secondaries per year production requirement.

(3) Form.—The report under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

SEC. 1634. RETENTION OF MISSILE SILOS.

(a) Sense of Congress.—It is the Sense of Congress that recent authorization and appropriations Acts passed by Congress and signed by the President have promulgated a national policy that it is in the national security interests of the United States to retain the maximum number of land-based strategic missile silos and their associated infrastructure to ensure that billions of dollars in prior taxpayer investments for such silos and infrastructure are not lost through precipitous actions which may be budget-driven, cyclical, and not in the long-term strategic interests of the United States.

(b) Requirement.—The Secretary of Defense shall preserve each intercontinental ballistic missile silo that
contains a deployed missile as of the date of the enactment of this Act in, at minimum, a warm status that enables such silo to—

(1) remain a fully functioning element of the interconnected and redundant command and control system of the missile field; and

(2) be made fully operational with a deployed missile.

SEC. 1635. CERTIFICATION ON NUCLEAR FORCE STRUCTURE.

Not later than 90 days after the date of the enactment of this Act, the Chairman of the Joint Chiefs of Staff, in coordination with the Commander of the United States Strategic Command, shall certify to the congressional defense committees that the plan for implementation of the New START Treaty (as defined in section 494(a)(2)(D) of title 10, United States Code) announced on April 8, 2014, will enable the United States to meet its obligations under such treaty in a manner that ensures the nuclear forces of the United States—

(1) are capable, survivable, and balanced; and

(2) maintain strategic stability, deterrence and extended deterrence, and allied assurance.
SEC. 1636. FINDINGS AND STATEMENT OF POLICY ON THE

NUCLEAR TRIAD.

(a) FINDINGS.—Congress finds the following:

(1) The April 2010 Nuclear Posture Review stated—

(A) “After considering a wide range of possible options for the U.S. strategic nuclear posture, including some that involved eliminating a leg of the Triad, the NPR concluded that for planned reductions under New START, the United States should retain a smaller Triad of SLBMs [submarine launched ballistic missiles], ICBMs [intercontinental ballistic missiles], and heavy bombers. Retaining all three Triad legs will best maintain strategic stability at reasonable cost, while hedging against potential technical problems or vulnerabilities.”;

(B) “ICBMs provide significant advantages to the U.S. nuclear force posture, including extremely secure command and control, high readiness rates, and relatively low operating costs.”;

(C) “a survivable U.S. response force requires continuous at-sea deployments of SSBNs [ballistic missile submarines] in both the Atlan-
tie and Pacific oceans, as well as the ability to
surge additional submarines in crisis.”; and
(D) nuclear-capable bombers—
(i) “[provide] a rapid and effective
hedge against technical challenges with an-
other leg of the Triad, as well as geo-
political uncertainties”; and
(ii) “are important to extended deter-
rence of potential attacks on U.S. allies
and partners.”.

(2) In a letter to the Senate on February 2,
2011, regarding the New START Treaty, President
Obama stated that “I intend to modernize or replace
the triad of strategic nuclear delivery systems: a
heavy bomber and air-launched cruise missile, an
ICBM, and a nuclear-powered ballistic missile sub-
marine (SSBN) and SLBM.”.

(3) In the Resolution Of Advice And Consent
To Ratification of the New START Treaty, the Sen-
ate stated that “it is the sense of the Senate that
United States deterrence and flexibility is assured by
a robust triad of strategic delivery vehicles. To this
end, the United States is committed to accompl-
ishing the modernization and replacement of its
strategic nuclear delivery vehicles, and to ensuring
the continued flexibility of United States conventional and nuclear delivery systems.”.

(4) On June 19, 2013, the Secretary of Defense, Chuck Hagel, stated, “First, the U.S. will maintain a ready and credible deterrent. Second, we will retain a triad of bombers, ICBMs, and ballistic missile submarines. Third, we will make sure that our nuclear weapons remain safe, secure, ready and effective.”.


(A) “It is the policy of the United States to modernize or replace the triad of strategic nuclear delivery systems”; and

(B) “Congress supports the modernization or replacement of the triad of strategic nuclear delivery systems consisting of a heavy bomber and air-launched cruise missile, an intercontinental ballistic missile, and a ballistic missile submarine and submarine launched ballistic missile”.

(6) On March 6, 2014, the Chairman of the Joint Chiefs of Staff, General Martin Dempsey, testified to the Committee on Armed Services of the
House of Representatives that the Joint Chiefs of Staff have determined that “our recommendation is to remain firmly committed to the triad, the three legs of the nuclear capability, and that any further reduction should be done only through negotiations, not unilaterally, and that we should commit to modernizing the stockpile while we have it.”

(7) On April 2, 2014, the Commander of United States Strategic Command, Admiral Cecil Haney, testified to the Committee on Armed Services of the House of Representatives that “First and foremost, I think it is important that we as a country realize just how important and foundational our strategic deterrent is today for us and well into the future. As you have mentioned, there is a need for modernization in a variety of areas. When you look at the credible strategic deterrent we have today, that includes everything from the indications and warning, to the command and control and communication structure that goes all the way from the President down to the units, and to what frequently we talk about as the triad involving the intercontinental ballistic missiles, the submarines, and the bombers—each providing its unique aspect of deterrence.”
(8) In the June 2013 Report on Nuclear Employment Strategy of the United States required by section 491 of title 10, United States Code, the Secretary of Defense, on behalf of the President, stated that “the United States will maintain a nuclear Triad, consisting of ICBMs, SLBMs, and nuclear-capable heavy bombers. Retaining all three Triad legs will best maintain strategic stability at reasonable cost, while hedging against potential technical problems or vulnerabilities. These forces should be operated on a day-to-day basis in a manner that maintains strategic stability with Russia and China, deters potential regional adversaries, and assures U.S. Allies and partners.”.

(b) STATEMENT OF POLICY.—It is the policy of the United States—

(1) to operate, sustain, and modernize or replace the triad of strategic nuclear delivery systems consisting of—

(A) heavy bombers equipped with nuclear gravity bombs and air-launched nuclear cruise missiles;

(B) land-based intercontinental ballistic missiles equipped with nuclear warheads that
are capable of carrying multiple independently
targetable reentry vehicles; and

(C) ballistic missile submarines equipped
with submarine launched ballistic missiles and
multiple nuclear warheads.

(2) to operate, sustain, and modernize or re-
place a capability to forward-deploy nuclear weapons
and dual-capable fighter-bomber aircraft;

(3) to deter potential adversaries and assure al-
lies and partners of the United States through
strong and long-term commitment to the nuclear de-
terrent of the United States and the personnel, sys-
tems, and infrastructure that comprise such deter-
rent; and

(4) to ensure the members of the Armed Forces
that operate the nuclear deterrent of the United
States have the training, resources, and national
support required to execute the critical national se-
curity mission of the members.

SEC. 1637. IMPROVEMENT TO BIENNIAL ASSESSMENT ON
DELIVERY PLATFORMS FOR NUCLEAR WEAP-
ONS AND THE NUCLEAR COMMAND AND CON-
TROL SYSTEM.

Section 492(a)(1) of title 10, United States Code, is
amended by inserting “, and the ability to meet oper-
ational availability requirements for,” after “military ef-
fectiveness of”.

SEC. 1638. REPORTS AND BRIEFINGS OF STRATEGIC ADVI-
SORY GROUP.

Not later than 30 days after the date on which the
President submits to Congress, under section 1105 of title
31, United States Code, a budget for a fiscal year after
fiscal year 2015, the Commander of the United States
Strategic Command shall submit to the congressional de-
fense committees each report and briefing provided by the
Strategic Advisory Group established pursuant to the Fed-
eral Advisory Committee Act (5 U.S.C. App.), including
any subgroup thereof and any successor advisory group,
to the Commander during the one-year period preceding
the date of such submission. The Commander may include
with each such submission any additional views the Com-
mander determines appropriate.

SEC. 1639. LIMITATION ON AVAILABILITY OF FUNDS FOR
REMOVAL OR CONSOLIDATION OF DUAL-CAP-
PABLE AIRCRAFT FROM EUROPE.

(a) LIMITATION.—

(1) IN GENERAL.—None of the funds author-
ized to be appropriated by this Act or otherwise
made available for fiscal year 2015 for the Depart-
ment of Defense may be used for the removal or
consolidation of dual-capable aircraft from the area of responsibility of the United States European Command until the Secretary of Defense, in consultation with the Secretary of State, certifies to the appropriate congressional committees that—

(A) the armed forces of the Russian Federation are no longer illegally occupying Ukrainian territory;

(B) the Russian Federation is no longer violating the INF Treaty; and

(C) the Russian Federation is in compliance with the CFE Treaty and has lifted its suspension of Russian observance of its treaty obligations.

(2) EXCEPTION.—The limitation in paragraph (1) shall not apply in instances where a dual-capable aircraft is being replaced by an F–35 aircraft.

(b) WAIVER.—The Secretary of Defense may waive the limitation in subsection (a)(1) if—

(1) the Secretary of Defense, in coordination with the Secretary of State, submits to the appropriate congressional committees—

(A) a notification that such a waiver is in the national security interest of the United
States and a description of the national security interest covered by the waiver;

(B) certification that such consolidation is consistent with the policy established in the NATO Deterrence and Defense Posture Review of 2012 concerning reciprocal non-strategic nuclear weapons reductions by the Russian Federation; and

(C) a report, in unclassified form, explaining why the Secretary of Defense cannot make the certification under subsection (a)(1); and

(2) a period of 30 days has elapsed following the date on which the Secretary of Defense submits the information in the report under paragraph (1)(C).

(e) REPORT.—The Secretary of Defense shall provide a report on the cost and burden sharing arrangements of forward-deployed nuclear weapons in place with the North Atlantic Treaty Organization and its members and any recommendations for changes to these arrangements.

(d) DEFINITIONS.—In this section:

(2) The “dual-capable aircraft” means tactical fighter aircraft that can perform both conventional and nuclear missions.


SEC. 1640. ANNUAL CONGRESSIONAL BUDGET OFFICE REVIEW OF COST ESTIMATES FOR NUCLEAR WEAPONS.

Section 1041(b) of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1931) is amended—

(1) in the subsection heading, by inserting “ANNUAL” before “CBO”; and

(2) by inserting “and annually thereafter,” after “this Act,”.
Subtitle E—Missile Defense
Programs

SEC. 1641. THEATER AIR AND MISSILE DEFENSE OF ALLIES
OF THE UNITED STATES.

(a) FINDINGS.—Congress finds the following:

(1) A Patriot battery of the United States providing a short-range air and missile defense capability has previously been rotationally deployed to Poland, pursuant to an agreement between the United States and the Government of Poland, during a period occurring between 2010 to 2012.

(2) The deployment of the Patriot battery did not include operational missiles and was not replaced with another short-range air and missile defense system upon completion of the deployment rotation in 2012.

(b) POLICY.—It is the policy of the United States that available short-range air and missile defense systems and terminal missile defense systems of the United States with operational missiles be rotationally deployed to central and eastern European allies, pursuant to agreements between the United States and such allies, to strengthen the air and missile defense capabilities of such allies, as appropriate.

(c) AEGIS ASHORE SYSTEM.—
(1) IN GENERAL.—Not later than December 31, 2016, and pursuant to an agreement between the United States and the Government of Poland, the Secretary of Defense shall ensure the operational availability of the Aegis Ashore system site in Poland.

(2) RELOCATION OF ASSETS.—The Secretary may relocate the necessary assets of the Aegis weapon system between and within the DDG–51 Class Destroyer program and the Aegis Ashore program to meet mission requirements.

(3) BRIEFINGS.—The Secretary shall provide to the appropriate congressional committees quarterly briefings to update the status of the progress in carrying out paragraph (1).

(4) TRANSFER AUTHORITY.—The Secretary may use the authority provided under section 1001 to carry out this subsection.

(d) MISSILE DEFENSE CAPABILITY OF POLAND.—

(1) DEPLOYMENT.—Not later than December 31, 2014, and pursuant to an agreement between the United States and the Government of Poland, the Secretary of Defense shall deploy to Poland a system providing a short-range air and missile defense capability or terminal missile defense capa-
bility, or both, and the personnel required to operate
and maintain such system.

(2) REMOVAL.—No action may be taken to ef-
fect or implement the removal of the system or the
personnel described in paragraph (1) unless—

(A) at least 30 days before the removal,
the Secretary of Defense notifies the appro-
priate congressional committees that such re-
moval is in the national security interests of the
United States; or

(B) the removal is requested by the Gov-
ernment of Poland in the manner provided in
the agreement between the United States and
the Government of Poland regarding the system
and personnel.

(e) NOTIFICATION.—The Secretary of Defense shall
notify the appropriate congressional committees by not
later than 60 days after the date on which a NATO mem-
er state makes a request that communicates to the Sec-
retary the interest of the member state in hosting missile
defense capabilities described in subsection (b) and the
plan of the Secretary for addressing such request.

(f) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
FINED.—In this section, the term “appropriate congress-
ional committees” means the following:
HR 4435 PCS

SEC. 1642. SENSE OF CONGRESS ON PROCUREMENT AND DEPLOYMENT OF CAPABILITY ENHANCEMENT II EXOATMOSPHERIC KILL VEHICLE.

It is the sense of Congress that the Secretary of Defense should not procure an additional capability enhancement II exoatmospheric kill vehicle for deployment until after the date on which a successful operationally realistic intercept flight test of the capability enhancement II ground-based interceptor has occurred, unless such procurement is for test assets or to maintain a warm line for the industrial base.

SEC. 1643. PROCUREMENT AUTHORITY FOR SPECIFIED FUZES.

(a) In General.—The Secretary of the Air Force may enter into contracts for the life-of-type procurement of covered parts of the intercontinental ballistic missile fuze.

(b) Availability of Funds.—Notwithstanding section 1502(a) of title 31, United States Code, of the amounts authorized to be appropriated for fiscal year 2015 by section 101 and available for Missile Procure-
ment, Air Force, as specified in the funding table in section 4101, $4,500,000 shall be available for the procurement of covered parts pursuant to contracts entered into under subsection (a).

(c) COVERED PARTS DEFINED.—In this section, the term “covered parts” means commercial off-the-shelf items as defined in section 104 of title 41, United States Code.

SEC. 1644. PLAN TO COUNTER CERTAIN GROUND-LAUNCHED BALLISTIC MISSILES AND CRUISE MISSILES.

(a) FINDINGS.—Congress finds the following:

(1) On March 5, 2014, the Deputy Assistant Secretary of Defense for Nuclear and Missile Defense Policy testified before the Committee on Armed Services of the Senate that “[w]e are concerned about Russian activity that appears to be inconsistent with the Intermediate Range Nuclear Forces Treaty. We’ve raised the issue with Russia. They provided an answer that was not satisfactory to us, and we will, we told them that the issue is not closed, and we will continue to raise this.” Congress shares this concern regarding Russian behavior that is “inconsistent with” or in violation or circumven-
(2) The Commander of the United States European Command, and Supreme Allied Commander Europe, stated on April 2, 2014, that “a weapon capability that violates the INF, that is introduced into the greater European land mass is absolutely a tool that will have to be dealt with * * * I would not judge how the alliance will choose to react, but I would say they will have to consider what to do about it * * * It can’t go unanswered.”

(3) The Director of the Missile Defense Agency stated on March 25, 2014, that Aegis Ashore missile defense sites, including those to be deployed in the Republic of Poland and the Republic of Romania, could be reconfigured to deal with the threat of intermediate-range ground launched cruise missiles with modest changes to “the software, [and] with a minor hardware addition.”

(4) The “Report on Conventional Prompt Global Strike Options if Exempt from the Restrictions of the Intermediate-Range Nuclear Forces Treaty Between the United States of America and the Union of Soviet Socialist Republics” provided to the Committee on Armed Services of the House of Representatives in September 2013 by the Chairman of the Joint Chiefs of Staff stated, “[i]n the absence of
the INF Treaty, four types of weapons systems could assist in closing the existing JROC-validated capability gap: (1) Modifications to existing short range or tactical weapon systems to extend range; (2) Forward-based, ground-launched cruise missiles (GLCMs); (3) Forward-based, ground-launched intermediate-range ballistic missiles (IRBMs); and (4) Forward-based, ground-launched intermediate-range missiles with trajectory shaping vehicles (TSVs).

(5) The report further stated that, “[b]ecause of INF restrictions, examination of prohibited concepts has not been performed by industry or the Services. Trade studies regarding capability, affordability, and development timelines would have to be completed prior to providing an accurate estimate of cost, technology risk, and timeline advantages that could be achieved with respect to these concepts. Extensive knowledge could be leveraged from past and current land- and sea-based systems to assist in potential development and deployment of these currently prohibited concepts.”

(6) President Obama stated in Prague in April 2009 that “Rules must be binding. Violations must be punished. Words must mean something.”
(7) The Nuclear Posture Review of 2010 stated, “it is not enough to detect non-compliance; violators must know that they will face consequences when they are caught.”.

(8) The July 2010 Verifiability Assessment released by the Department of State on the New START Treaty, and as quoted in a hearing of the Committee on Armed Services of the Senate, stated: “[t]he costs and risks of Russian cheating or breakout, on the other hand, would likely be very significant” and that the Russian Federation would be unlikely to cheat because of the “financial and international political costs of such an action.”.

(b) PLAN FOR TESTING OF AEGIS ASHORE.—

(1) IN GENERAL.—The Director of the Missile Defense Agency shall develop a plan to test, by not later than December 31, 2015, the capability of the Aegis Ashore system, including pursuant to any appropriate modifications to the hardware or software of such system, to counter intermediate-range ground launched cruise missiles.

(2) SUBMISSION.—Not later than 120 days after the date of the enactment of this Act, the Director shall submit to the congressional defense committees the plan under paragraph (1), including, if
determined appropriate by the Director, whether the
Director determines that such plan should be imple-
mented.

(c) Plan to Develop Certain Ground-
launched Ballistic Missiles and Cruise Mis-
siles.—If, as of the date of the enactment of this Act,
the Russian Federation is not in complete and verifiable
compliance with its obligations under the INF Treaty, the
Secretary of Defense shall—

(1) develop a plan for the research and develop-
ment of intermediate range ballistic and cruise mis-
siles, including through trade studies regarding ca-
pability, affordability, and development timelines, for
which there are validated military requirements; and

(2) by not later than 120 days after the date
of the enactment of this Act, submit to the congres-
sional defense committees the plan developed under
paragraph (1), including, if determined appropriate
by the Secretary, whether the Secretary determines
that such plan should be implemented.

(d) INF Treaty Defined.—The term “INF Tre-
ty” means the Treaty Between the United States of Amer-
ica and the Union of Soviet Socialist Republics on the
Elimination of Their Intermediate-Range and Shorter-
Range Missiles, commonly referred to as the Intermediate-
Range Nuclear Forces (INF) Treaty, signed at Washing-1
ton December 8, 1987, and entered into force June 1, 3

SEC. 1645. STUDY ON TESTING PROGRAM OF GROUND-
BASED MIDCOURSE MISSILE DEFENSE SYS-
TEM.

(a) Study.—The Secretary of Defense shall enter 7
into an arrangement with the Institute for Defense Anal-
yses under which the Institute shall carry out a study on 9
the testing program of the ground based midcourse missile 11
defense system.

(b) Elements.—The study under subsection (a) 12
shall include the following:

   (1) An assessment of whether the testing pro-
   gram described in subsection (a) has established, as 15
   of the date of the study, that the ground-based mid-
course missile defense system will perform reliably 18
   and effectively under realistic operational conditions, 19
   including an explanation of the degree of confidence 20
   supporting such assessment.

   (2) An assessment of whether the currently 21
   planned testing program, if implemented, is suffi-
cient to establish that the ground-based midcourse 23
   missile defense system will perform both reliably and 24
   effectively against current and plausible near- and 25
medium-term ballistic missile threats under realistic
operational conditions, and if any gaps are identi-
ied, an evaluation of what improvements could be
made to the testing program to achieve reasonable
confidence that the system would be reliable and ef-
fective under realistic operational conditions.

(3) Any necessary recommendations to improve
the effectiveness and reliability of the ground-based
midcourse missile defense system.

(c) REPORT.—Not later than one year after the date
of the enactment of this Act, the Secretary shall submit
to the congressional defense committees a report con-
taining the study.

SEC. 1646. BUDGET INCREASE FOR AEGIS BALLISTIC MIS-
SILE DEFENSE.

(a) INCREASE.—Notwithstanding the amounts set
forth in the funding tables in division D, the amount au-
thorized to be appropriated in section 101 for procure-
ment, Defense-wide, as specified in the corresponding
funding table in section 4101, for Aegis BMD (Line 030)
is hereby increased by $99,000,000.

(b) OFFSET.—Notwithstanding the amounts set forth
in the funding tables in division D—

(1) the amounts authorized to be appropriated
in section 101 for aircraft procurement, Army, as
specified in the corresponding funding table in section 4101, for Aerial Common Sensor (Line 003) is hereby reduced by $75,300,000; and

(2) the amounts authorized to be appropriated in section 1405 for the Defense Health Program, as specified in the corresponding funding table in section 4501, for operation and maintenance pertaining to implementation of benefit reform proposals, is hereby reduced by $23,700,000.

TITLE XVII—DEFENSE AUDIT ADVISORY PANEL ON DEPARTMENT OF DEFENSE AUDITABILITY

SEC. 1701. FINDINGS AND PURPOSES.

(a) FINDINGS.—Congress finds the following:

(1) Congress remains steadfast in supporting the continuing efforts of the Department of Defense to produce auditable financial statements. Such efforts are essential to ensure taxpayers dollars are accounted for at the largest department of the Federal Government.

(2) As the 2017 and 2019 statutory audit deadlines approach, Congress believes an advisory panel is necessary to better track the Department’s progress.
(b) PURPOSES.—The purposes of the Advisory Panel are—

(1) to work on behalf of Congress to actively monitor the audit readiness work of the Department of Defense and, after September 30, 2017, the Department’s 2018 audit; and

(2) to regularly providing interim findings and recommendations to the Committees on Armed Services of the Senate and the House of Representatives, with the purpose of making the Department auditable and aiding in oversight of the Department by such Committees.

SEC. 1702. ESTABLISHMENT OF ADVISORY PANEL ON DEPARTMENT OF DEFENSE AUDIT READINESS.

(a) ESTABLISHMENT.—There is established the Advisory Panel on Department of Defense Audit Readiness (in this title referred to as the “Advisory Panel”).

(b) MEMBERSHIP.—

(1) COMPOSITION.—The Advisory Panel shall be composed of 10 members, of whom—

(A) two shall be appointed jointly by the Chairman of the Committee on Armed Services of the Senate and the Chairman of the Committee on Armed Services of the House of Representatives, in consultation with the Ranking
Member of each such Committee, from among members of different political parties from each such Committee, to serve as Co-Chairmen of the Advisory Panel;

(B) two shall be appointed by the Chairman of the Committee on Armed Services of the Senate;

(C) two shall be appointed by the Ranking Member of the Committee on Armed Services of the Senate;

(D) two shall be appointed by the Chairman of the Committee on Armed Services of the House of Representatives; and

(E) two shall be appointed by the Ranking Member of the Committee on Armed Services of the House of Representatives.

(2) APPOINTMENT DATE.—The appointments of the members of the Advisory Panel shall be made not later than 30 days after the date of the enactment of this Act.

(3) QUALIFICATIONS.—Appointments to the Advisory Panel shall be made from among individuals who are certified public accountants and have work experience within the Department of Defense or private financial management sectors. An indi-
individual who is an officer or employee of the Federal Government may not be appointed to the Advisory Panel.

(c) **Period of Appointment; Vacancies.**—Members shall be appointed for the life of the Advisory Panel. Any vacancy in the Advisory Panel shall not affect its powers, but shall be filled in the same manner as the original appointment.

(d) **Initial Meeting.**—Not later than 60 days after the date on which all members of the Advisory Panel have been appointed, the Advisory Panel shall hold its first meeting.

(e) **Meetings.**—The Advisory Panel shall meet regularly at the call of the Co-Chairmen.

(f) **Quorum.**—Five members of the Advisory Panel shall constitute a quorum, but four members may hold hearings.

**SEC. 1703. DUTIES OF THE ADVISORY PANEL.**

(a) **In General.**—The duties of the Advisory Panel are as follows:

(1) To provide the Secretary of Defense, through the Under Secretary of Defense (Comptroller), independent advice on the Department’s financial management, including the financial reporting process, systems of internal controls, audit proc-
ess, and processes for monitoring compliance with applicable laws and regulations.

(2) To identify, review, and evaluate the work of the Department of Defense (including the work of each military department and Defense Agency) on auditability.

(3) To identify problem areas and recommend solutions in order to aid the Department in meeting the following statutory deadlines:


(B) By not later than March 31, 2019, auditing the financial statements of the Department of Defense for fiscal year 2018, as required by section 1003(a)(2)(a)(iii) of such Act (Public Law 111–84; 10 U.S.C. 2222 note).

(4) To provide briefings regularly to the Committees on Armed Services of the Senate and the House of Representatives on the Advisory Panel’s findings, analysis, and recommendations.
(b) Reports.—Not later than March 31 and September 30 of each year during the life of the Advisory Panel, beginning with March 31, 2015, the Advisory Panel shall submit to the congressional defense committees findings and conclusions of the Advisory Panel as a result of its work under subsection (a) during the period covered by the report, together with such recommendations as it considers appropriate.

(e) Authority of Under Secretary of Defense (Comptroller).—In accordance with Department policy and procedures, the Under Secretary of Defense (Comptroller) is authorized to act upon the advice emanating from the Advisory Panel.

SEC. 1704. POWERS OF THE ADVISORY PANEL.

(a) Hearings.—The Advisory Panel may hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence as the Advisory Panel considers advisable to carry out this title.

(b) Information from Department of Defense.—The Advisory Panel may secure directly from the Department of Defense such information as the Advisory Panel considers necessary to carry out this title. Upon request of the Co-Chairmen of the Advisory Panel, the Secretary of Defense shall furnish such information to the Advisory Panel.
(c) Postal Services.—The Advisory Panel may use the United States mails in the same manner and under the same conditions as other departments and agencies of the Federal Government.

SEC. 1705. ADVISORY PANEL PERSONNEL MATTERS.

(a) Compensation of Members.—Members of the Advisory Panel shall serve without compensation for such service.

(b) Travel Expenses.—Each member of the Advisory Panel shall be allowed travel expenses, including per diem in lieu of subsistence, in accordance with applicable provisions under subchapter I of chapter 57 of title 5, United States Code.

(c) Staff.—

(1) Director.—The Advisory Panel may have a Director, who shall be appointed by the Co-Chairmen.

(2) Staff.—The Co-Chairmen may appoint such additional staff as may be necessary to enable the Advisory Panel to perform its duties, except that the number of staff may not exceed the equivalent of five full-time employees.

(3) Compensation.—The Co-Chairmen of the Advisory Panel may fix the compensation of the Director and other personnel without regard to chapter
51 and subchapter III of chapter 53 of title 5, United States Code, relating to classification of positions and General Schedule pay rates, except that the rate of pay for the Director and other personnel may not exceed the rate payable for level IV of the Executive Schedule under section 5315 of such title.

(d) DETAIL OF GOVERNMENT EMPLOYEES.—Any Federal Government employee may be detailed to the Advisory Panel without reimbursement, and such detail shall be without interruption or loss of civil service status or privilege.

(e) PROCUREMENT OF TEMPORARY AND INTERMITTENT SERVICES.—The Co-Chairmen of the Advisory Panel may procure temporary and intermittent services under section 3109(b) of title 5, United States Code, at rates for individuals which do not exceed the daily equivalent of the annual rate of basic pay prescribed for level V of the Executive Schedule under section 5316 of such title.

SEC. 1706. TERMINATION OF THE ADVISORY PANEL.

The Advisory Panel shall terminate April 30, 2019.
DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS

SEC. 2001. SHORT TITLE.

This division may be cited as the “Military Construction Authorization Act for Fiscal Year 2015”.

SEC. 2002. 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 XXVII 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, 2017; or

(2) the date of the enactment of an Act authorizing funds for military construction for fiscal year 2018.

(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 Se-
curity Investment Program (and authorizations of appropri-
ations therefor), for which appropriated funds have
been obligated before the later of—

(1) October 1, 2017; or

(2) the date of the enactment of an Act author-
izing funds for fiscal year 2018 for military con-
struction projects, land acquisition, family housing
projects and facilities, or contributions to the North
Atlantic Treaty Organization Security Investment
Program.

SEC. 2003. EFFECTIVE DATE.

Titles XXI through XXVII shall take effect on the
later of—

(1) October 1, 2014; or

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

TITLE XXI—ARMY MILITARY
CONSTRUCTION

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

(a) INSIDE THE UNITED STATES.—Using amounts
appropriated pursuant to the authorization of appropri-
tions in section 2103 and available for military construc-
tion projects inside the United States as specified in the
funding table in section 4601, the Secretary of the Army
may acquire real property and carry out military construc-
tion projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

**Army: Inside the United States**

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>California</td>
<td>Concord</td>
<td>$15,200,000</td>
</tr>
<tr>
<td></td>
<td>Fort Irwin</td>
<td>$45,000,000</td>
</tr>
<tr>
<td>Colorado</td>
<td>Fort Carson</td>
<td>$89,000,000</td>
</tr>
<tr>
<td>Hawaii</td>
<td>Fort Shafter</td>
<td>$83,000,000</td>
</tr>
<tr>
<td>Kentucky</td>
<td>Blue Grass Army Depot</td>
<td>$15,000,000</td>
</tr>
<tr>
<td></td>
<td>Fort Campbell</td>
<td>$23,000,000</td>
</tr>
<tr>
<td>New York</td>
<td>Fort Drum</td>
<td>$27,000,000</td>
</tr>
<tr>
<td>Pennsylvania</td>
<td>Letterkenny Army Depot</td>
<td>$16,000,000</td>
</tr>
<tr>
<td>South Carolina</td>
<td>Fort Jackson</td>
<td>$52,000,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Fort Hood</td>
<td>$46,000,000</td>
</tr>
<tr>
<td>Virginia</td>
<td>Fort Lee</td>
<td>$86,000,000</td>
</tr>
<tr>
<td></td>
<td>Joint Base Langley-Eustis</td>
<td>$7,700,000</td>
</tr>
</tbody>
</table>

(b) **Outside the United States.**—Using amounts appropriated pursuant to the authorization of appropriations in section 2103 and available for military construction projects outside the United States as specified in the funding table in section 4601, the Secretary of the Army may acquire real property and carry out the military construction project for the installations or locations outside the United States, and in the amount, 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>Guantanamo Bay</td>
<td>Guantanamo Bay</td>
<td>$92,800,000</td>
</tr>
<tr>
<td>Japan</td>
<td>Kadena Air Base</td>
<td>$10,600,000</td>
</tr>
</tbody>
</table>

**SEC. 2102. FAMILY HOUSING.**

(a) **Construction and Acquisition.**—Using amounts appropriated pursuant to the authorization of appropriations in section 2103 and available for military
family housing functions as specified in the funding table in section 4601, the Secretary of the Army may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations or locations, in the number of units, and in the amounts set forth in the following table:

<table>
<thead>
<tr>
<th>State/Country</th>
<th>Installation</th>
<th>Units</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Illinois</td>
<td>Rock Island</td>
<td>Family Housing</td>
<td>$19,500,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Construction</td>
<td></td>
</tr>
<tr>
<td>Korea</td>
<td>Camp Walker</td>
<td>Family Housing</td>
<td>$57,800,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Construction</td>
<td></td>
</tr>
</tbody>
</table>

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2103 and available for military family housing functions as specified in the funding table in section 4601, 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 $1,309,000.

SEC. 2103. AUTHORIZATION OF APPROPRIATIONS, ARMY.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2014, for military construction, land acquisition, and military family housing functions of the Department of the Army as specified in the funding table in section 4601.
(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 the total amount authorized to be appropriated under subsection (a), as specified in the funding table in section 4601.

SEC. 2104. Modification of Authority to Carry Out Certain Fiscal Year 2004 Project.

In the case of the authorization contained in the table in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1697) for Picatinny Arsenal, New Jersey, for construction of an Explosives Research and Development Loading Facility at the installation, the Secretary of the Army may use available unobligated balances of amounts appropriated for military construction for the Army to complete work on the project within the scope specified for the project in the justification data provided to Congress as part of the request for authorization of the project.
SEC. 2105. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2013 PROJECTS.

(a) Fort Drum.—In the case of the authorization contained in the table in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2013 (division B of Public Law 112–239; 126 Stat. 2119) for Fort Drum, New York, for construction of an Aircraft Maintenance Hangar at the installation, the Secretary of the Army may provide a capital contribution to a public or private utility company in order for the utility company to extend the utility company’s gas line to the installation boundary. Such capital contribution is not a change in the scope of work of the project under section 2853 of title 10, United States Code.

(b) Fort Leonard Wood.—In the case of the authorization contained in the table in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2013 (division B of Public Law 112–239; 126 Stat. 2119) for Fort Leonard Wood, Missouri, for construction of Battalion Complex Facilities at the installation, the Secretary of the Army may construct the Battalion Headquarters with classrooms for a unit other than a Global Defense Posture Realignment unit.

(c) Fort McNaIR.—In the case of the authorization contained in the table in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2013 (division B of Public Law 112–239; 126 Stat. 2119) for Fort McNaIR, Georgia, for construction of an Aircraft Maintenance Hangar at the installation, the Secretary of the Army may provide a capital contribution to a public or private utility company in order for the utility company to extend the utility company’s gas line to the installation boundary. Such capital contribution is not a change in the scope of work of the project under section 2853 of title 10, United States Code.
vision B of Public Law 112–239; 126 Stat. 2119) for Fort McNair, District of Columbia, for construction of a Vehicle Storage Building at the installation, the Secretary of the Army may construct up to 20,227 square feet of vehicle storage.

(d) FORT BELVOIR.—The table in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2013 (division B of Public Law 112–239; 126 Stat. 2119) is amended in the item relating to Fort Belvoir, Virginia, by striking "$94,000,000" in the amount column and inserting "$183,000,000".

SEC. 2106. EXTENSION OF AUTHORIZATION OF CERTAIN FISCAL YEAR 2011 PROJECT.

(a) Extension.—Notwithstanding section 2002 of the Military Construction Authorization Act for Fiscal Year 2011 (division B of Public Law 111–383; 124 Stat. 4436), the authorization set forth in the table in subsection (b), as provided in section 2101 of that Act (124 Stat. 4437) and extended by section 2109 of the Military Construction Authorization Act for Fiscal Year 2014 (division B of Public Law 113–66; 127 Stat. 988), shall remain in effect until October 1, 2015, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2016, whichever is later:
(b) **TABLE.**—The table referred to in subsection (a) is as follows:

**Army: Extension of 2011 Project Authorization**

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or Location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Georgia</td>
<td>Fort Benning</td>
<td>Land Acquisition</td>
<td>$12,200,000</td>
</tr>
</tbody>
</table>

**SEC. 2107. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2012 PROJECTS.**

(a) **EXTENSION.**—Notwithstanding section 2002 of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112–81; 125 Stat. 1660), the authorizations set forth in the table in subsection (b), as provided in section 2101 of that Act (125 Stat. 1661), shall remain in effect until October 1, 2015, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2016, whichever is later:

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

**Army: Extension of 2012 Project Authorizations**

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or Location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Georgia</td>
<td>Fort Benning</td>
<td>Land Acquisition</td>
<td>$5,100,000</td>
</tr>
<tr>
<td>Georgia</td>
<td>Fort Benning</td>
<td>Land Acquisition</td>
<td>$25,000,000</td>
</tr>
<tr>
<td>North Carolina</td>
<td>Fort Bragg</td>
<td>Unmanned Aerial Vehicle Mainte-</td>
<td>$54,000,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Fort Bliss</td>
<td>Applied Instruction Building</td>
<td>$8,300,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Fort Bliss</td>
<td>Vehicle Maintenance Facility</td>
<td>$19,000,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Fort Hood</td>
<td>Unmanned Aerial Vehicle Mainte-</td>
<td>$47,000,000</td>
</tr>
<tr>
<td>Virginia</td>
<td>Fort Belvoir</td>
<td>Road and Infrastructure Improvements</td>
<td>$25,000,000</td>
</tr>
</tbody>
</table>
TITLE XXII—NAVY MILITARY CONSTRUCTION

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 and available for military construction projects inside the United States as specified in the funding table in section 4601, the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arizona</td>
<td>Yuma</td>
<td>$16,608,000</td>
</tr>
<tr>
<td>California</td>
<td>Bridgeport</td>
<td>$16,180,000</td>
</tr>
<tr>
<td></td>
<td>San Diego</td>
<td>$47,110,000</td>
</tr>
<tr>
<td>District of Columbia</td>
<td>Naval Support Activity</td>
<td>$31,735,000</td>
</tr>
<tr>
<td>Florida</td>
<td>Jacksonville</td>
<td>$30,235,000</td>
</tr>
<tr>
<td></td>
<td>Mayport</td>
<td>$20,520,000</td>
</tr>
<tr>
<td>Guam</td>
<td>Joint Region Marianas</td>
<td>$50,651,000</td>
</tr>
<tr>
<td>Hawaii</td>
<td>Kaneohe Bay</td>
<td>$53,382,000</td>
</tr>
<tr>
<td></td>
<td>Pearl Harbor</td>
<td>$8,698,000</td>
</tr>
<tr>
<td>Maryland</td>
<td>Annapolis</td>
<td>$120,112,000</td>
</tr>
<tr>
<td></td>
<td>Indian Head</td>
<td>$15,346,000</td>
</tr>
<tr>
<td></td>
<td>Patuxent River</td>
<td>$8,860,000</td>
</tr>
<tr>
<td>Nevada</td>
<td>Fallon</td>
<td>$31,262,000</td>
</tr>
<tr>
<td>North Carolina</td>
<td>Cherry Point Marine Corps Air Station</td>
<td>$41,588,000</td>
</tr>
<tr>
<td>Pennsylvania</td>
<td>Philadelphia</td>
<td>$23,985,000</td>
</tr>
<tr>
<td>South Carolina</td>
<td>Charleston</td>
<td>$35,716,000</td>
</tr>
<tr>
<td>Virginia</td>
<td>Dahlgren</td>
<td>$27,313,000</td>
</tr>
<tr>
<td></td>
<td>Norfolk</td>
<td>$39,274,000</td>
</tr>
<tr>
<td></td>
<td>Portsmouth</td>
<td>$9,743,000</td>
</tr>
<tr>
<td></td>
<td>Quantico</td>
<td>$12,613,000</td>
</tr>
<tr>
<td></td>
<td>Yorktown</td>
<td>$26,988,000</td>
</tr>
<tr>
<td>Washington</td>
<td>Bremerton</td>
<td>$16,401,000</td>
</tr>
<tr>
<td></td>
<td>Port Angeles</td>
<td>$20,638,000</td>
</tr>
<tr>
<td></td>
<td>Whidbey Island</td>
<td>$24,390,000</td>
</tr>
</tbody>
</table>
(b) Outside the United States.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204 and available for military construction projects outside the United States as specified in the funding table in section 4601, the Secretary of the Navy may acquire real property and carry out military construction projects for the installation or location 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>Bahrain</td>
<td>South West Asia</td>
<td>$27,826,000</td>
</tr>
<tr>
<td>Djibouti</td>
<td>Camp Lemonier</td>
<td>$9,923,000</td>
</tr>
<tr>
<td>Japan</td>
<td>Iwakuni</td>
<td>$6,415,000</td>
</tr>
<tr>
<td></td>
<td>Kadena Air Base</td>
<td>$19,411,000</td>
</tr>
<tr>
<td></td>
<td>Marine Corps Air Station Futenma</td>
<td>$4,639,000</td>
</tr>
<tr>
<td></td>
<td>Okinawa</td>
<td>$35,685,000</td>
</tr>
<tr>
<td>Spain</td>
<td>Rota</td>
<td>$20,233,000</td>
</tr>
</tbody>
</table>

(c) Unspecified Worldwide.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204 and available for military construction projects at unspecified worldwide locations as specified in the funding table in section 4601, the Secretary of the Navy may acquire real property and carry out military construction projects for unspecified locations, and in the amount, set forth in the following table:

<table>
<thead>
<tr>
<th>Country</th>
<th>Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Unspecified Worldwide Locations</td>
<td>Unspecified Worldwide Locations</td>
<td>$38,985,000</td>
</tr>
</tbody>
</table>
SEC. 2202. FAMILY HOUSING.

Using amounts appropriated pursuant to the authorization of appropriations in section 2204 and available for military family housing functions as specified in the funding table in section 4601, the Secretary of the Navy 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 $472,000.

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 and available for military family housing functions as specified in the funding table in section 4601, the Secretary of the Navy may improve existing military family housing units in an amount not to exceed $15,940,000.

SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.

(a) Authorization of Appropriations.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2014, for military construction, land acquisition, and military family housing functions of the Department of the Navy, as specified in the funding table in section 4601.
(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 the total amount authorized to be appropriated under subsection (a), as specified in the funding table in section 4601.

**SEC. 2205. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2012 PROJECTS.**

(a) **Yuma.**—In the case of the authorization contained in the table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112–81; 125 Stat. 1666), for Yuma, Arizona, for construction of a Double Aircraft Maintenance Hangar, the Secretary of the Navy may construct up to approximately 70,000 square feet of additional apron to be utilized as a taxi-lane using amounts appropriated for this project pursuant to the authorization of appropriations in section 2204 of such Act (125 Stat. 1667).

(b) **Camp Pendleton.**—In the case of the authorization contained in the table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112–81; 125 Stat. 1666), for Camp Pendleton, California, for construction of an In-
fantry Squad Defense Range, the Secretary of the Navy may construct up to 9,000 square feet of vehicular bridge using amounts appropriated for this project pursuant to the authorization of appropriations in section 2204 of such Act (125 Stat. 1667).

(c) KINGS BAY.—In the case of the authorization contained in the table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112–81; 125 Stat. 1666), for Kings Bay, Georgia, for construction of a Crab Island Security Enclave, the Secretary of the Navy may expand the enclave fencing system to three layers of fencing and construct two elevated fixed fighting positions with associated supporting facilities using amounts appropriated for this project pursuant to the authorization of appropriations in section 2204 of such Act (125 Stat. 1667).

SEC. 2206. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2014 PROJECT.

In the case of the authorization contained in the table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2014 (division B of Public Law 113–66; 127 Stat. 989), for Yorktown, Virginia, for construction of Small Arms Ranges, the Secretary of the Navy may construct 240 square meters of armory, 48 square meters of Safety Officer/Target Storage Building,
and 667 square meters of Range Operations Building using appropriations available for the project pursuant to the authorization of appropriations in section 2204 of such Act (127 Stat. 990).

SEC. 2207. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2011 PROJECTS.


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

**Navy: Extension of 2011 Project Authorizations**

<table>
<thead>
<tr>
<th>State/Country</th>
<th>Installation or Location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bahrain</td>
<td>South West Asia</td>
<td>Navy Central Command Ammunition Magazines. Defense Access Roads Improvements.</td>
<td>$89,280,000</td>
</tr>
<tr>
<td>Guam</td>
<td>Naval Activities, Guam.</td>
<td></td>
<td>$66,730,000</td>
</tr>
</tbody>
</table>
SEC. 2208. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2012 PROJECTS.

(a) Extension.—Notwithstanding section 2002 of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112–81; 125 Stat. 1660), the authorizations set forth in the table in subsection (b), as provided in section 2201 of that Act (125 Stat. 1666), shall remain in effect until October 1, 2015, or the date of an Act authorizing funds for military construction for fiscal year 2016, whichever is later.

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

Navy: Extension of 2012 Project Authorizations

<table>
<thead>
<tr>
<th>State/Country</th>
<th>Installation or Location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>California</td>
<td>Camp Pendelton</td>
<td>North Area Waste Water Conveyance</td>
<td>$78,271,000</td>
</tr>
<tr>
<td></td>
<td>Camp Pendelton</td>
<td>Infantry Squad Defense Range</td>
<td>$29,187,000</td>
</tr>
<tr>
<td></td>
<td>Twentynine Palms</td>
<td>Land Expansion</td>
<td>$8,665,000</td>
</tr>
<tr>
<td>Florida</td>
<td>Jacksonville</td>
<td>P-8A Hangar Upgrades</td>
<td>$6,085,000</td>
</tr>
<tr>
<td>Georgia</td>
<td>Kings Bay</td>
<td>Crab Island Security Enclave</td>
<td>$52,913,000</td>
</tr>
<tr>
<td></td>
<td>Kings Bay</td>
<td>WRA Land/Water Interface</td>
<td>$33,150,000</td>
</tr>
<tr>
<td>Maryland</td>
<td>Patuxent River</td>
<td>Aircraft Prototype Facility Phase 2</td>
<td>$45,844,000</td>
</tr>
</tbody>
</table>

TITLE XXIII—AIR FORCE MILITARY CONSTRUCTION

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

(a) Inside the United States.—Using amounts appropriated pursuant to the authorization of appropria-
tions in section 2302 and available for military construction projects inside the United States as specified in the funding table in section 4601, the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

**Air Force: Inside the United States**

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alaska</td>
<td>Clear Air Force Base</td>
<td>$11,500,000</td>
</tr>
<tr>
<td>Arizona</td>
<td>Luke Air Force Base</td>
<td>$26,800,000</td>
</tr>
<tr>
<td>Guam</td>
<td>Joint Region Marianas</td>
<td>$13,400,000</td>
</tr>
<tr>
<td>Kansas</td>
<td>McConnell Air Force Base</td>
<td>$34,400,000</td>
</tr>
<tr>
<td>Massachusetts</td>
<td>Hanscom Air Force Base</td>
<td>$13,500,000</td>
</tr>
<tr>
<td>Nevada</td>
<td>Nellis Air Force Base</td>
<td>$53,900,000</td>
</tr>
<tr>
<td>New Jersey</td>
<td>Joint Base McGuire-Dix-Lakehurst</td>
<td>$5,900,000</td>
</tr>
<tr>
<td>Oklahoma</td>
<td>Tinker Air Force Base</td>
<td>$111,000,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Joint Base San Antonio</td>
<td>$5,800,000</td>
</tr>
</tbody>
</table>

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2302 and available for military construction projects outside the United States as specified in the funding table in section 4601, the Secretary of the Air Force may acquire real property and carry out military construction projects for the installation outside the United States, and in the amount, set forth in the following table:

**Air Force: Outside the United States**

<table>
<thead>
<tr>
<th>Country</th>
<th>Installation</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>United Kingdom</td>
<td>Croughton Royal Air Force Base</td>
<td>$92,223,000</td>
</tr>
</tbody>
</table>
SEC. 2302. AUTHORIZATION OF APPROPRIATIONS, AIR FORCE.

(a) Authorization of Appropriations.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2014, for military construction and land acquisition functions of the Department of the Air Force, as specified in the funding table in section 4601.

(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 subsection (a), as specified in the funding table in section 4601.

SEC. 2303. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2008 PROJECT.

In the case of the authorization contained in the table in section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2008 (division B of Public Law 110–181; 122 Stat. 515), for Shaw Air Force Base, South Carolina, for base infrastructure at that location, the Secretary of the Air Force may acquire fee or lesser real property interests in approximately 11.5 acres of land contiguous to Shaw Air Force Base for the project using funds
appropriated to the Department of the Air Force for con-
struction in years prior to fiscal year 2015.

SEC. 2304. MODIFICATION OF AUTHORITY TO CARRY OUT
CERTAIN FISCAL YEAR 2014 PROJECT.

In the case of the authorization contained in the table
in section 2301(a) of the Military Construction Authoriza-
tion Act for Fiscal Year 2014 (division B of Public Law
113–66; 127 Stat. 992) relating to Saipan for the con-
struction of a maintenance facility, a hazardous cargo pad,
or an airport storage facility in the Commonwealth of the
Northern Mariana Islands, the Secretary of the Air Force
may carry out such construction at any suitable location
in the Northern Mariana Islands.

SEC. 2305. EXTENSION OF AUTHORIZATION OF CERTAIN
FISCAL YEAR 2011 PROJECT.

(a) Extension.—Notwithstanding section 2002 of
the Military Construction Authorization Act for Fiscal
4436), the authorization set forth in the table in sub-
section (b), as provided in section 2301 of that Act (124
Stat. 4444) and extended by section 2307 of the Military
Construction Authorization Act for Fiscal Year 2014 (di-
vision B of Public Law 113–66; 127 Stat. 994), shall re-
main in effect until October 1, 2015, or the date of the
enactment of an Act authorizing funds for military con-
struction for fiscal year 2016, whichever is later.

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

**Air Force: Extension of 2011 Project Authorization**

<table>
<thead>
<tr>
<th>Country</th>
<th>Installation or Location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bahrain</td>
<td>Shaikh Isa Air Base</td>
<td>North Apron Expansion</td>
<td>$45,000,000.</td>
</tr>
</tbody>
</table>

**SEC. 2306. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2012 PROJECTS.**

(a) EXTENSION.—Notwithstanding section 2002 of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112–81; 125 Stat. 1660), the authorizations set forth in the table in subsection (b), as provided in section 2301 of that Act (125 Stat. 1670), shall remain in effect until October 1, 2015, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2016, whichever is later.

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

**Air Force: Extension of 2012 Project Authorizations**

<table>
<thead>
<tr>
<th>State/Country</th>
<th>Installation or Location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alaska</td>
<td>Eielson AFB .............</td>
<td>Dormitory (168 RM)</td>
<td>$45,000,000</td>
</tr>
<tr>
<td>Italy</td>
<td>Sigonella Naval Air Station</td>
<td>UAS SATCOM Relay Pads and Facility</td>
<td>$15,000,000</td>
</tr>
</tbody>
</table>
TITLE XXIV—DEFENSE AGENCIES MILITARY CONSTRUCTION

Subtitle A—Defense Agency Authorizations

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 and available for military construction projects inside the United States as specified in the funding table in section 4601, the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Defense Agencies: Inside the United States

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arizona</td>
<td>Fort Huachuca</td>
<td>$1,871,000</td>
</tr>
<tr>
<td>California</td>
<td>Camp Pendleton</td>
<td>$11,841,000</td>
</tr>
<tr>
<td></td>
<td>Coronado</td>
<td>$70,340,000</td>
</tr>
<tr>
<td></td>
<td>Lemoore</td>
<td>$52,500,000</td>
</tr>
<tr>
<td>Colorado</td>
<td>Peterson Air Force Base</td>
<td>$15,200,000</td>
</tr>
<tr>
<td>Georgia</td>
<td>Hunter Army Airfield</td>
<td>$7,692,000</td>
</tr>
<tr>
<td></td>
<td>Robins Air Force Base</td>
<td>$19,900,000</td>
</tr>
<tr>
<td>Hawai'i</td>
<td>Joint Base Pearl Harbor-Hickam</td>
<td>$52,900,000</td>
</tr>
<tr>
<td>Kentucky</td>
<td>Fort Campbell</td>
<td>$18,000,000</td>
</tr>
<tr>
<td>Maryland</td>
<td>Fort Meade</td>
<td>$54,207,000</td>
</tr>
<tr>
<td></td>
<td>Joint Base Andrews</td>
<td>$18,300,000</td>
</tr>
<tr>
<td>Michigan</td>
<td>Selfridge Air National Guard Base</td>
<td>$35,100,000</td>
</tr>
<tr>
<td>Mississippi</td>
<td>Steunix</td>
<td>$27,547,000</td>
</tr>
<tr>
<td>Nevada</td>
<td>Fallon</td>
<td>$20,241,000</td>
</tr>
<tr>
<td>New Mexico</td>
<td>Cannon Air Force Base</td>
<td>$23,333,000</td>
</tr>
<tr>
<td>North Carolina</td>
<td>Camp Lejeune</td>
<td>$52,748,000</td>
</tr>
<tr>
<td></td>
<td>Fort Bragg</td>
<td>$93,136,000</td>
</tr>
<tr>
<td></td>
<td>Seymour Johnson AFB</td>
<td>$8,500,000</td>
</tr>
<tr>
<td>South Carolina</td>
<td>Beaufort</td>
<td>$40,600,000</td>
</tr>
<tr>
<td>South Dakota</td>
<td>Ellsworth Air Force Base</td>
<td>$8,000,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Joint Base San Antonio</td>
<td>$38,300,000</td>
</tr>
</tbody>
</table>
(b) **OUTSIDE THE UNITED STATES.**—Using amounts appropriated pursuant to the authorization of appropriations in section 2403 and available for military construction projects outside the United States as specified in the funding table in section 4601, the Secretary of Defense may acquire real property and carry out military construction projects for the installations or 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>Country</th>
<th>Installation or Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Australia</td>
<td>Geraldton</td>
<td>$9,600,000</td>
</tr>
<tr>
<td>Belgium</td>
<td>Brussels</td>
<td>$79,544,000</td>
</tr>
<tr>
<td>Guantanamo Bay</td>
<td>Guantanamo Bay</td>
<td>$76,290,000</td>
</tr>
<tr>
<td>Japan</td>
<td>Misawa Air Base</td>
<td>$37,775,000</td>
</tr>
<tr>
<td></td>
<td>Okinawa</td>
<td>$170,901,000</td>
</tr>
<tr>
<td></td>
<td>Sasebo</td>
<td>$37,681,000</td>
</tr>
</tbody>
</table>

## SEC. 2402. AUTHORIZED ENERGY CONSERVATION PROJECTS.

(a) **INSIDE THE UNITED STATES.**—Using amounts appropriated pursuant to the authorization of appropriations in section 2403 and available for energy conservation projects inside the United States as specified in the funding table in section 4601, the Secretary of Defense may
carry out energy conservation projects under chapter 173
of title 10, United States Code, for the installations or
locations inside the United States, and in the amounts,
set forth in the following table:

Energy Conservation Projects: Inside the United States

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>California</td>
<td>Edwards Air Force Base</td>
<td>$4,500,000</td>
</tr>
<tr>
<td></td>
<td>Fort Hunter Liggett</td>
<td>$13,500,000</td>
</tr>
<tr>
<td></td>
<td>Vandenberg Air Force Base</td>
<td>$7,197,000</td>
</tr>
<tr>
<td>Colorado</td>
<td>Fort Carson</td>
<td>$3,000,000</td>
</tr>
<tr>
<td>Florida</td>
<td>Eglin Air Force Base</td>
<td>$3,850,000</td>
</tr>
<tr>
<td>Georgia</td>
<td>Moody Air Force Base</td>
<td>$3,600,000</td>
</tr>
<tr>
<td>Hawaii</td>
<td>Marine Corps Base Hawaii</td>
<td>$8,460,000</td>
</tr>
<tr>
<td>Illinois</td>
<td>Great Lakes Naval Station</td>
<td>$2,190,000</td>
</tr>
<tr>
<td>Maine</td>
<td>Portsmouth Naval Shipyard</td>
<td>$2,740,000</td>
</tr>
<tr>
<td>Maryland</td>
<td>Fort Detrick</td>
<td>$2,100,000</td>
</tr>
<tr>
<td>North Dakota</td>
<td>Offutt Air Force Base</td>
<td>$2,869,000</td>
</tr>
<tr>
<td>Oklahoma</td>
<td>Tinker Air Force Base</td>
<td>$3,609,000</td>
</tr>
<tr>
<td>Oregon</td>
<td>Oregon City Armory</td>
<td>$6,600,000</td>
</tr>
<tr>
<td>Utah</td>
<td>Dugway Proving Ground</td>
<td>$15,400,000</td>
</tr>
<tr>
<td>Virginia</td>
<td>Naval Station Norfolk</td>
<td>$11,360,000</td>
</tr>
<tr>
<td></td>
<td>Pentagon</td>
<td>$2,120,000</td>
</tr>
<tr>
<td>Various Locations</td>
<td>Various Locations</td>
<td>$23,679,000</td>
</tr>
</tbody>
</table>

(b) Outside the United States.—Using amounts
appropriated pursuant to the authorization of appropri-
tions in section 2403 and available for energy conservation
projects outside the United States as specified in the fund-
ing table in section 4601, the Secretary of Defense may
carry out energy conservation projects under chapter 173
of title 10, United States Code, for the installations or
locations outside the United States, and in the amounts,
set forth in the following table:

Energy Conservation Projects: Outside the United States

<table>
<thead>
<tr>
<th>Country</th>
<th>Installation or Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Diego Garcia</td>
<td>Naval Support Facility</td>
<td>$14,620,000</td>
</tr>
<tr>
<td>Japan</td>
<td>Fleet Activities Yokosuka</td>
<td>$8,030,000</td>
</tr>
<tr>
<td>Germany</td>
<td>Spangdahlem</td>
<td>$4,800,000</td>
</tr>
<tr>
<td>Various Locations</td>
<td>Various Locations</td>
<td>$5,776,000</td>
</tr>
</tbody>
</table>
(c) Limitation on Set-Aside of Facilities Restoration and Modernization Program Funds for Energy Projects.—Amounts appropriated pursuant to the authorization of appropriation in section 301 for operation and maintenance and made available for facilities restoration and modernization may not be set-aside for the exclusive purpose of funding energy projects on military installations. Installation energy projects must compete in the normal process of determining installation requirements.


(a) Authorization of Appropriations.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2014, for military construction, land acquisition, and military family housing functions of the Department of Defense (other than the military departments), as specified in the funding table in section 4601.

(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 appro-
priated under subsection (a), as specified in the funding table in section 4601.

SEC. 2404. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2011 PROJECTS.

(a) EXTENSION.—Notwithstanding section 2002 of the Military Construction Authorization Act for Fiscal Year 2011 (division B of Public Law 111–383; 124 Stat. 4436), the authorizations set forth in the table in subsection (b), as provided in section 2401 of that Act (124 Stat. 4446), shall remain in effect until October 1, 2015, or the date of an Act authorizing funds for military construction for fiscal year 2016, whichever is later.

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

<table>
<thead>
<tr>
<th>Defense Agencies: Extension of 2011 Project Authorizations</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>State</strong></td>
</tr>
<tr>
<td>-----------</td>
</tr>
<tr>
<td>District of Columbia</td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td></td>
</tr>
</tbody>
</table>

SEC. 2405. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2012 PROJECTS.

(a) EXTENSION.—Notwithstanding section 2002 of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112–81; 125 Stat. 1660), the authorizations set forth in the table in subsection (b), as provided in section 2401 of that Act (125
Stat. 1672), shall remain in effect until October 1, 2015, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2016, whichever is later.

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

Defense Agencies: Extension of 2012 Project Authorizations

<table>
<thead>
<tr>
<th>State/Country</th>
<th>Installation or Location</th>
<th>Project Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>California</td>
<td>Coronado</td>
<td>SOF Support Activity Operations Facility</td>
<td>$42,000,000</td>
</tr>
<tr>
<td>Germany</td>
<td>USAG Baumholder</td>
<td>Wetzel-Smith Elementary School</td>
<td>$59,419,000</td>
</tr>
<tr>
<td>Italy</td>
<td>USAG Vicenza</td>
<td>Vicenza High School</td>
<td>$41,864,000</td>
</tr>
<tr>
<td>Japan</td>
<td>Yokota Air Base</td>
<td>Yokota High School</td>
<td>$49,606,000</td>
</tr>
<tr>
<td>Virginia</td>
<td>Pentagon Reservation</td>
<td>Heliport Control Tower and Fire Station</td>
<td>$6,457,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Pedestrian Plaza</td>
<td>$2,285,000</td>
</tr>
</tbody>
</table>

SEC. 2406. LIMITATION ON PROJECT AUTHORIZATION TO CARRY OUT CERTAIN FISCAL YEAR 2015 PROJECTS PENDING SUBMISSION OF REQUIRED REPORTS.

(a) Limitation.—No amounts may be obligated or expended for the military construction projects described in subsection (b) and otherwise authorized by section 2401(a) until both of the reports described in subsection (c) have been submitted to the Committees on Armed Services of the Senate and the House of Representatives.
(b) COVERED PROJECTS.—The limitation imposed by subsection (a) applies to the following military construction projects:

(1) The construction of a human performance center facility at Joint Expeditionary Base Little Creek–Story, Virginia.

(2) The construction of a squadron operations facility at Cannon Air Force Base, New Mexico.

(e) REPORTS DESCRIBED.—The reports referred to in subsection (a) are:

(1) the report on the United States Special Operations Command Preservation of the Force and Families initiative requested under the heading “U.S. Special Operations Command Military Construction Requirements” in the Joint Explanatory Statement to Accompany the National Defense Authorization Act for Fiscal Year 2014, as printed in the Congressional Record on December 12, 2013 (page H7956); and

(2) the report on the review of Department of Defense efforts regarding the prevention of suicide among members of United States Special Operations Forces and their dependents required by section 581 of this Act.
Subtitle B—Chemical
Demilitarization Authorizations

SEC. 2411. AUTHORIZATION OF APPROPRIATIONS, CHEMICAL DEMILITARIZATION CONSTRUCTION, DEFENSE-WIDE.

(a) Authorization of Appropriations.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2014, for military construction and land acquisition for chemical demilitarization, as specified in the funding table in section 4601.

(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 subsection (a) may not exceed the total amount authorized to be appropriated under subsection (a), as specified in the funding table in section 4601.

SEC. 2412. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2000 PROJECT.


(1) in the item relating to Blue Grass Army Depot, Kentucky, by striking “$746,000,000” in the amount column and inserting “$780,000,000”; and

(2) by striking the amount identified as the total in the amount column and inserting “$1,237,920,000”.

110–417; 122 Stat. 4697), and section 2412 of the Military Construction Authorization Act for Fiscal Year 2011 (division B of Public Law 111–383; 124 Stat. 4450), is further amended by striking “$723,200,000” and inserting “$757,200,000”.

**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, 2014, 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 as specified in the funding table in section 4601.

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

Subtitle A—Project Authorizations and Authorization of Appropriations

**SEC. 2601. AUTHORIZED ARMY NATIONAL GUARD CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

Using amounts appropriated pursuant to the authorization of appropriations in section 2606 and available for the National Guard and Reserve as specified in the funding table in section 4601, the Secretary of the Army may acquire real property and carry out military construction projects for the Army National Guard locations inside the United States, and in the amounts, set forth in the following table:

<table>
<thead>
<tr>
<th>State</th>
<th>Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Delaware</td>
<td>Dagsboro</td>
<td>$10,800,000</td>
</tr>
<tr>
<td>Maine</td>
<td>Augusta</td>
<td>$30,000,000</td>
</tr>
<tr>
<td>Maryland</td>
<td>Havre De Grace</td>
<td>$12,400,000</td>
</tr>
<tr>
<td>Montana</td>
<td>Helena</td>
<td>$38,000,000</td>
</tr>
<tr>
<td>New Mexico</td>
<td>Alamogordo</td>
<td>$5,000,000</td>
</tr>
<tr>
<td>North Dakota</td>
<td>Valley City</td>
<td>$10,800,000</td>
</tr>
<tr>
<td>Vermont</td>
<td>North Hyde Park</td>
<td>$4,400,000</td>
</tr>
<tr>
<td>Washington</td>
<td>Yakima</td>
<td>$19,000,000</td>
</tr>
</tbody>
</table>
SEC. 2602. AUTHORIZED ARMY RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2606 and available for the National Guard and Reserve as specified in the funding table in section 4601, the Secretary of the Army may acquire real property and carry out military construction projects for the Army Reserve locations inside the United States, and in the amounts, set forth in the following table:

<table>
<thead>
<tr>
<th>Army Reserve</th>
</tr>
</thead>
<tbody>
<tr>
<td>State</td>
</tr>
<tr>
<td>California</td>
</tr>
<tr>
<td>Colorado</td>
</tr>
<tr>
<td>Illinois</td>
</tr>
<tr>
<td>Mississippi</td>
</tr>
<tr>
<td>New Jersey</td>
</tr>
<tr>
<td>New York</td>
</tr>
<tr>
<td>Virginia</td>
</tr>
</tbody>
</table>

SEC. 2603. AUTHORIZED NAVY RESERVE AND MARINE CORPS RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2606 and available for the National Guard and Reserve as specified in the funding table in section 4601, the Secretary of the Navy may acquire real property and carry out military construction projects for the Navy Reserve and Marine Corps Reserve locations inside the United States, and in the amounts, set forth in the following table:
Navy Reserve and Marine Corps Reserve

<table>
<thead>
<tr>
<th>State</th>
<th>Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pennsylvania</td>
<td>Pittsburgh</td>
<td>$17,650,000</td>
</tr>
<tr>
<td>Washington</td>
<td>Whidbey Island</td>
<td>$27,755,000</td>
</tr>
</tbody>
</table>

1. **SEC. 2604. AUTHORIZED AIR NATIONAL GUARD CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

   Using amounts appropriated pursuant to the authorization of appropriations in section 2606 and available for the National Guard and Reserve as specified in the funding table in section 4601, the Secretary of the Air Force may acquire real property and carry out military construction projects for the Air National Guard locations inside the United States, and in the amounts, set forth in the following table:

```
Air National Guard

<table>
<thead>
<tr>
<th>State</th>
<th>Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Connecticut</td>
<td>Bradley International Airport</td>
<td>$16,306,000</td>
</tr>
<tr>
<td>Iowa</td>
<td>Des Moines Municipal Airport</td>
<td>$8,993,000</td>
</tr>
<tr>
<td>Michigan</td>
<td>W.K. Kellog Regional Airport</td>
<td>$6,000,000</td>
</tr>
<tr>
<td>New Hampshire</td>
<td>Pease International Trade Port</td>
<td>$41,902,000</td>
</tr>
<tr>
<td>Pennsylvania</td>
<td>Willow Grove Air Reserve Field</td>
<td>$5,662,000</td>
</tr>
</tbody>
</table>
```

2. **SEC. 2605. AUTHORIZED AIR FORCE RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

   Using amounts appropriated pursuant to the authorization of appropriations in section 2606 and available for the National Guard and Reserve as specified in the funding table in section 4601, the Secretary of the Air Force may acquire real property and carry out military construction projects for the Air Force Reserve locations inside the United States, and in the amounts, set forth in the following table:
the United States, and in the amounts, set forth in the following table:

<table>
<thead>
<tr>
<th>State</th>
<th>Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Georgia</td>
<td>Robins Air Force Base</td>
<td>$27,700,000</td>
</tr>
<tr>
<td>North Carolina</td>
<td>Seymour Johnson Air Force Base</td>
<td>$9,800,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Forth Worth</td>
<td>$3,700,000</td>
</tr>
</tbody>
</table>

SEC. 2606. AUTHORIZATION OF APPROPRIATIONS, NATIONAL GUARD AND RESERVE.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2014, 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), as specified in the funding table in section 4601.

Subtitle B—Other Matters

SEC. 2611. MODIFICATION AND EXTENSION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2012 PROJECTS.

(a) MODIFICATION.—

(1) KANSAS CITY.—In the case of the authorization contained in the table in section 2602 of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112–81; 125 Stat. 1677), for Kansas City, Kansas, for construc-
tion of an Army Reserve Center at that location, the Secretary of the Army may construct a new facility in the vicinity of Kansas City, Kansas, instead of constructing a new facility in Kansas City.

(2) ATTLEBORO.—In the case of the authorization contained in the table in section 2602 of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112–81; 125 Stat. 1677), for Attleboro, Massachusetts, for construction of an Army Reserve Center at that location, the Secretary of the Army may construct a new facility in the vicinity of Attleboro, Massachusetts, instead of constructing a new facility in Attleboro.

(b) EXTENSION.—Notwithstanding section 2002 of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112–81; 125 Stat. 1660), the authorizations set forth in subsection (a) shall remain in effect until October 1, 2018, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2019, whichever is later.

SEC. 2612. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2013 PROJECT.

In the case of the authorization contained in the table in section 2601 of the Military Construction Authorization Act for Fiscal Year 2013 (division B of Public Law 112–
239; 126 Stat. 2133) for Stormville, New York, for con-
struction of a Combined Support Maintenance Shop Phase
I, the Secretary of the Army may instead construct the
facility at Camp Smith, New York, and build a 53,760
square foot maintenance facility in lieu of a 75,156 square
foot maintenance facility.

SEC. 2613. EXTENSION OF AUTHORIZATION OF CERTAIN
FISCAL YEAR 2011 PROJECT.

(a) Extension.—Notwithstanding section 2002 of
the Military Construction Authorization Act for Fiscal
4436), the authorization set forth in the table in sub-
section (b), as provided in section 2601 of that Act (124
Stat. 4452) and extended by section 2612 of the Military
Construction Authorization Act for Fiscal Year 2014 (di-
vision B of Public Law 113–66; 127 Stat. 1003), shall
remain in effect until October 1, 2015, or the date of the
enactment of an Act authorizing funds for military con-
struction for fiscal year 2016, whichever is later.

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

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or Location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Puerto Rico</td>
<td>Camp Santiago</td>
<td>Multipurpose Machine Gun Range</td>
<td>$9,200,000</td>
</tr>
</tbody>
</table>
TITLE XXVII—BASE REALIGNMENT AND CLOSURE ACTIVITIES

Subtitle A—Authorization of Appropriations

SEC. 2701. AUTHORIZATION OF APPROPRIATIONS FOR BASE REALIGNMENT AND CLOSURE ACTIVITIES FUNDED THROUGH DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2014, for base realignment and closure activities, including real property acquisition and military construction projects, as authorized by 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) and funded through the Department of Defense Base Closure Account established by section 2906 of such Act (as amended by section 2711 of the Military Construction Authorization Act for Fiscal Year 2013 (division B of Public Law 112–239; 126 Stat. 2140)), as specified in the funding table in section 4601.
Subtitle B—Prohibition on Additional BRAC Round

SEC. 2711. PROHIBITION ON CONDUCTING ADDITIONAL BASE REALIGNMENT AND CLOSURE (BRAC) ROUND.

Nothing in this Act shall be construed to authorize an additional Base Realignment and Closure (BRAC) round.

Subtitle C—Other Matters

SEC. 2721. FORCE-STRUCTURE PLANS AND INFRASTRUCTURE INVENTORY AND ASSESSMENT OF INFRASTRUCTURE NECESSARY TO SUPPORT THE FORCE STRUCTURE.

(a) PREPARATION AND SUBMISSION OF FORCE-STRUCTURE PLANS AND INFRASTRUCTURE INVENTORY.—As part of the budget justification documents submitted to Congress in support of the budget for the Department of Defense for fiscal year 2016, the Secretary of Defense shall include the following:

(1) Two force-structure plans for each of the Army, Navy, Air Force, and Marine Corps for the 20-year period beginning with fiscal year 2016, including the probable end-strength levels and major military force units (including land force divisions, carrier and other major combatant vessels, air
wings, and other comparable units) needed to meet anticipated threats, and the anticipated levels of funding that will be available for national defense purposes during such period. One force-structure plan shall reflect the 2014 Quadrennial Defense Review and the other force-structure plan shall reflect the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 900 et seq.), as amended by title I of the Budget Control Act of 2011 (Public Law 112–25) and section 101 of the Bipartisan Budget Act of 2013 (Public Law 113–67).

(2) A comprehensive inventory of military installations world-wide for each military department, with specifications of the number and type of facilities in the active and reserve forces of each military department.

(b) RELATIONSHIP OF PLANS AND INVENTORY.—Using the force-structure plans and infrastructure inventory prepared under subsection (a), the Secretary of Defense shall prepare (and include as part of the submission of such plans and inventory) the following:

(1) A description of the infrastructure necessary to support the force structure described in each force-structure plan.
(2) A discussion of categories of excess infrastructure and infrastructure capacity, and the Secretary’s targets for the reduction of such excess capacity.

(3) An assessment of the excess infrastructure and the value of retaining certain excess infrastructure to support surge or reversibility requirements.

(4) An economic analysis of the effect of the closure or realignment of military installations to reduce excess infrastructure.

(c) SPECIAL CONSIDERATIONS.—In determining the level of necessary versus excess infrastructure under subsection (b), the Secretary of Defense shall consider the following:

(1) The anticipated continuing need for and availability of military installations outside the United States, taking into account current restrictions on the use of military installations outside the United States and the potential for future prohibitions or restrictions on the use of such military installations.

(2) Any efficiencies that may be gained from joint tenancy by more than one branch of the Armed Forces at a military installation or the reorganiza-
tion or association of two or more military installa-
tions as a single military installation.

(d) Certification of Need for Further Clos-
ures and Realignments.—

(1) Certification Required.—On the basis of the force-structure plans and infrastructure inven-
tory prepared under subsection (a) and the descrip-
tions and economic analysis prepared under sub-
section (b), the Secretary of Defense shall include as part of the submission of the plans and inventory a certification regarding whether the need exists for the closure or realignment of additional military installa-
ations.

(2) Additional Certification.—As a condi-
tion on the certification under paragraph (1) that the need for an additional round of closures and realignments exists, the Secretary shall include an ad-
ditional certification that every recommendation for the closure or realignment of military installations in the additional round of closures and realignments will result in annual net savings for each of the mili-
tary departments within six years after the initiation of the additional round of closures and realignments.

(e) Comptroller General Evaluation.—
(1) **EVALUATION REQUIRED.**—If the certifica-
cations are provided under subsection (d), the Com-
troller General of the United States shall prepare an
evaluation of the following:

(A) The force-structure plans and infra-
structure inventory prepared under subsection
(a), including an evaluation of the accuracy and
analytical sufficiency of the plans and inven-
tory.

(B) The need for the closure or realign-
ment of additional military installations.

(2) **SUBMISSION.**—The Comptroller General
shall submit the evaluation to Congress not later
than 60 days after the date on which the force-
structure plans and infrastructure inventory are sub-
mitted to Congress.

**SEC. 2722. MODIFICATION OF PROPERTY DISPOSAL PROCE-
DURES UNDER BASE REALIGNMENT AND
CLOSURE PROCESS.**

(a) **REPORT ON EXCESS PROPERTY.**—Section 2905
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 by inserting after subsection (e)
the following new subsection:
“(f) REPORT ON DESIGNATION OF PROPERTY AS EXCESS INSTEAD OF SURPLUS.—(1) Not later than 180 days after the date on which real property located at a military installation closed or realigned under this part is declared excess, but not surplus, the Secretary of Defense shall submit to the congressional defense committees a report identifying the property and including the information required by paragraph (2). The Secretary shall update the report every 180 days thereafter until the property is either declared surplus or transferred to another Federal agency.

“(2) Each report under paragraph (1) shall include the following elements:

“(A) The reason for the excess designation.

“(B) The nature of the contemplated transfer.

“(C) The proposed timeline for the transfer.

“(D) Any impediments to completing the Federal agency screening process.”.

(b) EFFECT OF LACK OF RECOGNIZED REDEVELOPMENT AUTHORITY.—Section 2910(9) 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—

(1) by striking “The term” and inserting “(A) The term”; and
(2) by adding at the end the following new sub-
paragraph:

“(B) If no redevelopment authority referred to
in subparagraph (A) exists with respect to a military
installation, the term shall include the following:

“(i) The local government in whose juris-
diction the military installation is wholly lo-
cated.

“(ii) A local government agency or State
government agency designated by the chief ex-
ceutive officer of the State in which the military
installation is located under subparagraph (B)
of section 2905(b)(3) for the purpose of the
consultation required by subparagraph (A) of
such section.”.

SEC. 2723. FINAL SETTLEMENT OF CLAIMS REGARDING
CARETAKER AGREEMENT FOR FORMER DE-
FENSE DEPOT OGDEN, UTAH.

(a) SETTLEMENT OF CLAIMS.—Subject to the condi-
tion imposed by subsection (b), any claim by the United
States against the City of Ogden, Utah, and the Ogden
Local Redevelopment Authority (as the recognized redevelop-
ment authority for former Defense Depot Ogden, Utah,
which was closed pursuant to 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)) related to the terms or execution of the Caretaker Agreement originally signed and dated September 10, 1997, between the Department of the Army and the City of Ogden and the Ogden Local Redevelopment Authority is hereby declared to be settled, the City of Ogden and the Ogden Local Redevelopment Authority have no remaining financial obligation to the United States arising from that agreement, and the Defense Contract Management Agency shall cease any collection efforts with respect to any such claim.

(b) CONDITION.—The operation of subsection (a) is conditioned on release by the City of Ogden and the Ogden Local Redevelopment Authority of any remaining financial claim against the United States raising from the Caretaker Agreement described in subsection (a).

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

Subtitle A—Military Construction Program and Military Family Housing Changes

SEC. 2801. PREVENTION OF CIRCUMVENTION OF MILITARY CONSTRUCTION LAWS.

Subsection (a) of section 2802 of title 10, United States Code, is amended to read as follows:
“(a) Except as otherwise provided by this chapter, the Secretary concerned may carry out only such military construction projects, land acquisitions, and defense access road projects (as described under section 210 of title 23) as are specifically authorized in a Military Construction Authorization Act.”.

7 SEC. 2802. MODIFICATION OF AUTHORITY TO CARRY OUT UNSPECIFIED MINOR MILITARY CONSTRUCTION.

(a) UNSPECIFIED MINOR MILITARY CONSTRUCTION PROJECT DESCRIBED.—Subsection (a)(2) of section 2805 of title 10, United States Code, is amended—

(1) in the first sentence, by striking “$2,000,000” and inserting “$3,000,000”; and

(2) by striking the second sentence.

(b) INCREASED THRESHOLD FOR APPLICATION OF SECRETORY APPROVAL AND CONGRESSIONAL NOTIFICATION REQUIREMENTS.—Subsection (b)(1) of such section is amended by striking “$750,000” and inserting “$1,000,000”.

(c) MAXIMUM AMOUNT OF OPERATION AND MAINTENANCE FUNDS AUTHORIZED TO BE USED FOR PROJECTS.—Subsection (c) of such section is amended by striking “$750,000” and inserting “$1,000,000”.

HR 4435 PCS
(d) **Annual Location Adjustment of Dollar Limitations.**—Such section is further amended by adding at the end the following new subsection:

“(f) **Adjustment of Dollar Limitations for Location.**—Each fiscal year, the Secretary concerned shall adjust the dollar limitations specified in this section applicable to an unspecified minor military construction project to reflect the area construction cost index for military construction projects published by the Department of Defense during the prior fiscal year for the location of the project.”.

**SEC. 2803. Use of One-Step Turn-Key Contractor Selection Procedures for Additional Facility Projects.**

Section 2862 of title 10, United States Code, is amended to read as follows:

“§ 2862. Turn-key selection procedures

“(a) **Authority to Use for Certain Purposes.**—The Secretary concerned may use one-step turn-key selection procedures for the purpose of entering into a contract for any of the following purposes:

“(1) The construction of an authorized military construction project.
“(2) A repair project (as defined in section 2811(e) of this title) with an approved cost equal to or less than $4,000,000.

“(3) The construction of a facility as part of an authorized security assistance activity.

“(b) DEFINITIONS.—In this section:

“(1) The term ‘one-step turn-key selection procedures’ means procedures used for the selection of a contractor on the basis of price and other evaluation criteria to perform, in accordance with the provisions of a firm fixed-price contract, both the design and construction of a facility using performance specifications supplied by the Secretary concerned.

“(2) The term ‘security assistance activity’ means—

“(A) humanitarian and civic assistance authorized by sections 401 and 2561 of this title;

“(B) foreign disaster assistance authorized by section 404 of this title;

“(C) foreign military construction sales authorized by section 29 of the Arms Export Control Act (22 U.S.C. 2769);

“(D) foreign assistance authorized under sections 607 and 632 of the Foreign Assistance Act of 1961 (22 U.S.C. 2357, 2392); and
“(E) other international security assistance specifically authorized by law.”.

SEC. 2804. EXTENSION OF LIMITATION ON CONSTRUCTION PROJECTS IN EUROPEAN COMMAND AREA OF RESPONSIBILITY.


(1) in subsection (a), by inserting “or the Military Construction Authorization Act for Fiscal Year 2015” after “this division”; and

(2) in subsection (b)(1), by striking “the date of the enactment of this Act” and inserting “December 27, 2013”.

SEC. 2805. REPORT ON PREVALENCE OF BLACK MOLD IN BUILDINGS LOCATED ON MILITARY INSTALLATIONS.

(a) REPORT.—Not later than 180 days after the date of enactment of this Act, the Secretary of Defense shall report to Congress on the prevalence of black mold in buildings located on military installations.

(b) ACTION REQUIRED.—Based on the report required under subsection (a), buildings identified in such report as containing black mold shall be added to the ap-
propriate branch’s construction priority list for building replacement or renovation.

Subtitle B—Real Property and Facilities Administration

SEC. 2811. CONSULTATION REQUIREMENT IN CONNECTION WITH DEPARTMENT OF DEFENSE MAJOR LAND ACQUISITIONS.

Section 2664(a) of title 10, United States Code, is amended—

(1) by inserting “(1)” before “No military department”;

(2) by inserting after the first sentence the following new paragraph:

“(2) If the real property acquisition is a major land acquisition inside a State, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, or any territory or possession of the United States, the Secretary concerned shall consult with the chief executive officer of the State, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, or the territory or possession in which the land is located to determine options for completing the real property acquisition.”;
(3) by striking “The foregoing limitation” and inserting the following:

“(3) The limitations imposed by paragraphs (1) and (2); and

(4) by adding at the end the following new paragraph:

“(4) In this subsection, the term ‘major land acquisition’ means any land acquisition not covered by the authority to acquire low-cost interests in land under section 2663(c) of this title.”.

SEC. 2812. RENEWALS, EXTENSIONS, AND SUCCEEDING LEASES FOR FINANCIAL INSTITUTIONS OPERATING ON MILITARY INSTALLATIONS.

Section 2667(h) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(4)(A) Paragraph (1) does not apply to a renewal, extension, or succeeding lease by the Secretary concerned with a financial institution selected in accordance with the Department of Defense Financial Management Regulation providing for the selection of financial institutions to operate on military installations if each of the following applies:

“(i) The on-base financial institution was selected before the date of the enactment of this para-
graph or competitive procedures are used for the sele-
ction of any new financial institutions.

“(ii) A current and binding operating agree-
ment is in place between the installation commander
and the selected on-base financial institution.

“(B) The renewal, extension, or succeeding lease shall
terminate upon the termination of the operating agree-
ment described in subparagraph (A)(ii) associated with
that lease.”.

SEC. 2813. ARSENAL INSTALLATION REUTILIZATION AU-
THORITY.

Section 2667 of title 10, United States Code, is
amended—

(1) by redesignating subsections (h), (i), and (j)
as subsections (i), (j), and (k), respectively; and

(2) by inserting after subsection (g) the fol-
lowing new subsection (h):

“(h) ARSENAL INSTALLATION REUTILIZATION AU-
THORITY.—(1) In the case of a military manufacturing
arsenal, the Secretary concerned shall delegate, subject to
paragraph (2), the authority provided by this section to
the commander of the military manufacturing arsenal or,
if part of a larger military installation, the installation
commander for the purpose of—
“(A) helping to maintain the viability of military manufacturing arsenals and any installations on which they are located;

“(B) eliminating, or at least reducing, the cost of Government ownership of military manufacturing arsenals, including the costs of operations and maintenance, the costs of environmental remediation, and other costs; and

“(C) leveraging private investment at military manufacturing arsenals through long-term facility use contracts, property management contracts, leases, or other agreements that support and advance the preceding purposes.

“(2) The authority delegated under paragraph (1) does not include the authority to enter into a lease or contract under this section to carry out any activity covered by section 4544(b) of this title related to sale of articles manufactured by a military manufacturing arsenal or services performed by a military manufacturing arsenal or the performance of manufacturing work at the military manufacturing arsenal.

“(3) Both leases and contracts are authorized under this section for a military manufacturing arsenal, and, notwithstanding subsection (b)(1), the term of the lease or contract may be for up to 25 years if a lease or contract
835

of that duration will promote the national defense or be
in the public interest.

“(4) In this subsection, the term ‘military manufac-
turing arsenal’ means a Government-owned, Government-
operated defense plant of the Department of the Defense
that manufactures weapons, weapon components, or
both.”.

SEC. 2814. DEPOSIT OF REIMBURSED FUNDS TO COVER AD-
MINISTRATIVE EXPENSES RELATING TO CERT-
AIN REAL PROPERTY TRANSACTIONS.

(a) Authority to Credit Reimbursed Funds to
Accounts Currently Available.—Section 2695(c) of
title 10, United States Code, is amended—

(1) by striking the first sentence and inserting
the following: “(1) Amounts collected by the Sec-
retary of a military department under subsection (a)
for administrative expenses shall be credited, at the
option of the Secretary—

“(A) to the appropriation, fund, or account
from which the expenses were paid; or

“(B) to an appropriate appropriation, fund, or
account currently available to the Secretary for the
purposes for which the expenses were paid.”; and

(2) in the second sentence, by striking
“Amounts so credited” and inserting the following:
“(2) Amounts credited under paragraph (1)”.

(b) Prospective Applicability.—The amendments made by subsection (a) shall not apply to administrative expenses related to a real property transaction referred to in section 2695(b) of title 10, United States Code, that were covered by the Secretary of a military department using amounts appropriated to the Secretary before the date of the enactment of this Act.

SEC. 2815. SPECIAL EASEMENT ACQUISITION AUTHORITY, PACIFIC MISSILE RANGE FACILITY, BARKING SANDS, KAUAI, HAWAII.

(a) EASEMENT ACQUISITION AUTHORITY.—The Secretary of the Navy may use the authority provided by sections 2664 and 2684a of title 10, United States Code, to enter into agreements with or acquire from willing sellers easements and other interests in real property in the vicinity of the Pacific Missile Range Facility, Barking Sands, Kauai, Hawaii, for the purpose of—

(1) limiting encroachments on military training, testing, and operations at that installation; or

(2) facilitating such training, testing, and operations.

(b) CONSIDERATION.—As consideration for the acquisition of an easement or other interest in real property under subsection (a), the Secretary of the Navy may not
pay an amount in excess of the fair market value of the
interest to be acquired.

(c) CONDITIONS ON USE OF AUTHORITY.—

(1) No use of condemnation.—An easement
or other interest in real property may be acquired
under subsection (a) only from a willing seller.

(2) No acquisition of complete title.—
Nothing in this section shall be construed to permit
the Secretary of the Navy to use this section as au-
thority to acquire all right, title, and interest in and
to real property in the vicinity of the Pacific Missile
Range Facility, Barking Sands.

(d) Vicinity Defined.—In this section, the term
“vicinity” means the area within 30 miles of the bound-
daries of the Pacific Missile Range Facility, Barking Sands.

SEC. 2816. NATIONAL SECURITY CONSIDERATIONS FOR IN-
CLUSION OF FEDERAL PROPERTY ON NA-
TIONAL REGISTER OF HISTORIC PLACES OR
DESIGNATION AS NATIONAL HISTORIC LAND-
MARK UNDER THE NATIONAL HISTORIC
PRESERVATION ACT.

Section 101(a) of the National Historic Preservation
Act (16 U.S.C. 470a(a)) is amended as follows:

(1) In paragraph (2)—
(A) in subparagraph (E), by striking ‘‘; and’’ and inserting a semicolon;

(B) in subparagraph (F), by striking the period and inserting ‘‘; and’’; and

(C) by adding at the end the following:

“(G) notifying the Committee on Natural Resources of the United States House of Representatives and the Committee on Energy and Natural Resources of the Senate if the property is owned by the Federal Government when the property is being considered for inclusion on the National Register, for designation as a National Historic Landmark, or for nomination to the World Heritage List.”.

(2) By redesignating paragraphs (7) and (8) as paragraphs (8) and (9), respectively.

(3) By inserting after paragraph (6) the following:

“(7) If the head of the agency managing any Federal property objects to such inclusion or designation for reasons of national security, such as any impact the inclusion or designation would have on use of the property for military training or readiness purposes, that Federal property shall be neither included on the National Register nor designated as a
National Historic Landmark until the objection is withdrawn.”.

(4) By adding after paragraph (9) (as so redesignated by paragraph (2) of this section) the following:

“(10) The Secretary shall promulgate regulations to allow for expedited removal of Federal property listed on the National Register of Historic Places if the managing agency of that Federal property submits to the Secretary a written request to remove the Federal property from the National Register of Historic Places for reasons of national security, such as any impact the inclusion or designation would have on use of the property for military training or readiness purposes.”.

SEC. 2817. SENSE OF CONGRESS ON NATIONAL SECURITY AND PUBLIC LANDS.

It is the sense of Congress that—

(1) national defense should be the top priority for all aspects of the Federal Government; and

(2) national security functions, such as military training and exercises, should be the top priority, particularly with regard to the use of land owned by the United States.
SEC. 2818. USE OF FORMER BOMBARDMENT AREA ON ISLAND OF CULEBRA, PUERTO RICO.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the statutory prohibition restricting environmental cleanup of the former bombardment area on the island of Culebra, Puerto Rico, is a unique anomaly for the Department of Defense and its formerly used defense sites.

(b) MODIFICATION OF RESTRICTION ON FEDERAL DECONTAMINATION AUTHORITY.—Section 204(c) of the Military Construction Authorization Act, 1974 (Public Law 93–166; 87 Stat. 668) is amended by adding at the end the following new sentence: “The first sentence of this subsection shall not apply to the portions of the former bombardment area that were identified as having regular public access in the Department of Defense study entitled ‘Study Relating to the Presence of Unexploded Ordnance in a Portion of the Former Naval Bombardment Area of Culebra Island, Commonwealth of Puerto Rico’ and dated April 20, 2012, which was prepared in accordance with section 2815 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111–383; 124 Stat. 4464).”.
SEC. 2819. INDEMNIFICATION OF TRANSFEREES OF PROPERTY AT MILITARY INSTALLATIONS CLOSED SINCE OCTOBER 24, 1988, THAT REMAIN UNDER THE JURISDICTION OF THE DEPARTMENT OF DEFENSE.

Section 330(a) of the National Defense Authorization Act for Fiscal Year 1993 (Public Law 102–484; 10 U.S.C. 2687 note) is amended—

(1) in paragraph (1)—

(A) by striking “paragraph (3)” and inserting “paragraph (4)”; and

(B) by striking “paragraph (2)” and inserting “paragraph (3)”;

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

(3) in paragraph (4), as redesignated, by striking “paragraph (2) contributed to any such release or threatened release, paragraph (1)” and inserting “paragraph (3) contributed to any such release or threatened release, paragraph (1) or (2)”;

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

“(2) The responsibility of the Secretary of Defense to hold harmless, defend, and indemnify in full certain persons and entities described in paragraph (3) also ap-
plies with respect to any military installation (or portion thereof) that—

“(A) was closed during the period beginning on October 24, 1988, and ending on the date of the enactment of this paragraph, other than pursuant to a base closure law; and

“(B) remains under the jurisdiction of the Department of Defense as of the date of the enactment of this paragraph.”.

Subtitle C—Provisions Related to Asia-Pacific Military Realignment

SEC. 2831. REPEAL OR MODIFICATION OF CERTAIN RESTRICTIONS ON REALIGNMENT OF MARINE CORPS FORCES IN ASIA-PACIFIC REGION.


(1) by striking subsections (a), (b), (c), and (e);

(2) by redesignating subsections (d) and (f) as subsections (b) and (c), respectively; and

(3) by inserting before subsection (b), as redesignated, the following new subsection (a):

“(a) Restriction on Development of Public Infrastructure.—
“(1) Restriction.—If the Secretary of Defense determines that any grant, cooperative agreement, transfer of funds to another Federal agency, or supplement of funds available in fiscal year 2015 under Federal programs administered by agencies other than the Department of Defense will result in the development (including repair, replacement, renovation, conversion, improvement, expansion, acquisition, or construction) of public infrastructure on Guam, the Secretary of Defense may not carry out such grant, transfer, cooperative agreement, or supplemental funding unless such grant, transfer, cooperative agreement, or supplemental funding directly supports an infrastructure project agreed upon in the March 2011 Programmatic Agreement signed by the Department of Defense, the Advisory Council on Historic Preservation, the Guam State Historic Preservation Officer, and the Commonwealth of the Northern Mariana Islands State Historic Preservation Officer Regarding the Military Relocation to the Islands of Guam and Tinian.

“(2) Public infrastructure defined.—In this subsection, term ‘public infrastructure’ means any utility, method of transportation, item of equipment, or facility under the control of a public entity
or State or local government that is used by, or con-
structed for the benefit of, the general public.”.

SEC. 2832. ESTABLISHMENT OF SURFACE DANGER ZONE,
RITIDIAN UNIT, GUAM NATIONAL WILDLIFE
REFUGE.

(a) AGREEMENT TO ESTABLISH.—In order to accom-
modate the operation of a live-fire training range complex
on Andersen Air Force Base-Northwest Field and the
management of the adjacent Ritidian Unit of the Guam
National Wildlife Refuge, the Secretary of the Navy and
the Secretary of the Interior, notwithstanding the Na-
tional Wildlife Refuge System Administration Act of 1966
(16 U.S.C. 668dd et seq.), may enter into an agreement
providing for the establishment and operation of a surface
danger zone which overlays the Ritidian Unit or such por-
tion thereof as the Secretaries consider necessary.

(b) ELEMENTS OF AGREEMENT.—The agreement to
establish a surface danger zone over all or a portion of
the Ritidian Unit of the Guam National Wildlife Refuge
shall include—

(1) measures to maintain the purposes of the
Refuge; and

(2) as appropriate, measures, funded by the
Secretary of the Navy from funds appropriated after
the date of enactment of this Act and otherwise
available to the Secretary, for the following purposes:

(A) Relocation and reconstruction of structures and facilities of the Refuge in existence as of the date of the enactment of this Act.

(B) Mitigation of impacts to wildlife species present on the Refuge or to be reintroduced in the future in accordance with applicable laws.

(C) Use of Department of Defense personnel to undertake conservation activities within the Ritidian Unit normally performed by Department of the Interior personnel, including habitat maintenance, maintaining the boundary fence, and conducting the brown tree snake eradication program.

(D) Openings and closures of the surface danger zone to the public as may be necessary.

Subtitle D—Land Conveyances

SEC. 2841. LAND CONVEYANCE, MT. SOLEDAD VETERANS MEMORIAL, LA JOLLA, CALIFORNIA.

(a) CONVEYANCE AUTHORIZED.—The Secretary of Defense may convey, without consideration, to the Mount Soledad Memorial Association, Inc. (in this section referred to as the “Association”), all right, title, and interest
of the United States in and to the Mt. Soledad Veterans Memorial in La Jolla, California, for the purpose of permitting the Association to maintain the property for public purposes. Upon conveyance of all right, title, and interest of the United States in and to the property under this subsection, the United States severs all involvement with the property and, notwithstanding the condition imposed by subsection (c), does not retain a reversionary interest for the enforcement of such condition.

(b) PAYMENT OF COSTS OF CONVEYANCE.—

(1) PAYMENT REQUIRED.—The Secretary of Defense shall require the Association to cover costs (except costs for environmental remediation of the property) to be incurred by the Secretary, or to reimburse the Secretary for such costs incurred by the Secretary, to carry out the conveyance under subsection (a), including survey costs, costs for environmental documentation, and any other administrative costs related to the conveyance. If amounts are collected from the Association in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the Association.
(2) Treatment of Amounts Received.—Amounts received as reimbursement under paragraph (1) shall be credited to the fund or account that was used to cover those costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account, and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(c) Conditions on Conveyance.—The conveyance of the Mt. Soledad Veterans Memorial under subsection (a) shall be subject to the condition that a memorial shall be maintained and used as a veterans memorial in perpetuity.

(d) Description of Property.—The legal description of the Mt. Soledad Veterans Memorial is provided in section 2(d) of Public Law 109–272 (120 Stat. 771; 16 U.S.C. 431 note).

(e) Additional Terms and Conditions.—The Secretary of Defense 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. 2842. LAND CONVEYANCE, FORMER WALTER REED ARMY HOSPITAL, DISTRICT OF COLUMBIA.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Army may convey, without consideration, to Children’s Hospital, nonprofit corporation organized under the laws of the District of Columbia with its principal place of business in the District of Columbia (in this section referred to as the “Children’s Hospital”), all right, title, and interest of the United States in and to a parcel of real property at former Walter Reed Army Hospital in the District of Columbia consisting of approximately 13.25 acres and including building 54 (The Armed Forces Institute of Pathology Building and former Military Medical Museum), building 53 (former post theater), building 52 (warehouse and outpatient clinic), and building 3 (attached parking structure) for the purpose of permitting Children’s Hospital to use the parcel for public-benefit purposes.

(b) CONDITION ON USE OF REVENUES.—If the property conveyed under subsection (a) is used for a public-benefit purpose that results in the generation of revenue for Children’s Hospital, Children’s Hospital shall agree to use the generated revenue only for medical research purposes by depositing the revenues in fund designated for medical research use.

(c) PAYMENT OF COSTS OF CONVEYANCE.—
(1) **Payment Required.**—The Secretary of the Army shall require Children’s Hospital to cover costs (except costs for environmental remediation of the property) to be incurred by the Secretary, or to reimburse the Secretary for such costs incurred by the Secretary, to carry out the conveyance under subsection (a), including survey costs, costs for environmental documentation, and any other administrative costs related to the conveyance. If amounts are collected from Children’s Hospital in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to Children’s Hospital.

(2) **Treatment of Amounts Received.**—Amounts received as reimbursement under paragraph (1) shall be credited to the fund or account that was used to cover those costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account, and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.
(d) **DESCRIPTION OF PROPERTY.**—The exact acreage and legal description of the property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary of the Army.

(e) **RELATION TO OTHER LAWS.**—Section 2905(b) of the Defense Base Closure and Realignment Act of 1990 (title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and section 2696 of title 10, United States Code, shall not apply with respect to the real property authorized for conveyance under subsection (a).

(f) **REVERSIONARY INTEREST.**—If the Secretary of the Army determines at any time that the real property conveyed under subsection (a) is not being used in accordance with the purpose of the conveyance specified in subsection (a) or that Children’s Hospital has violated the condition on the use of revenues imposed by subsection (b), all right, title, and interest in and to such real property, including any improvements thereto, shall, at the option of the Secretary, revert to and become the property of the United States, and the United States shall have the right of immediate entry onto such real property. A determination by the Secretary under this subsection shall be made on the record after an opportunity for a hearing.

(g) **ADDITIONAL TERMS AND CONDITIONS.**—The Secretary of the Army may require such additional terms
and conditions in connection with the conveyance as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2843. TRANSFERS OF ADMINISTRATIVE JURISDICTION, CAMP FRANK D. MERRILL AND LAKE LANIER, GEORGIA.

(a) Transfers Required.—

(1) Camp Frank D. Merrill.—Not later than September 30, 2015, the Secretary of Agriculture shall transfer to the administrative jurisdiction of the Secretary of the Army for required Army force protection measures certain Federal land administered as part of the Chattahoochee National Forest, but permitted to the Secretary of the Army for Camp Frank D. Merrill in Dacula, Georgia, consisting of approximately 282,304 acres identified in the permit numbered 0018–01.

(2) Lake Lanier Property.—In exchange for the land transferred under paragraph (1), the Secretary of the Army (acting through the Chief of Engineers) shall transfer to the administrative jurisdiction of the Secretary of Agriculture certain Federal land administered by the Army Corps of Engineers and consisting of approximately 10 acres adjacent to
Lake Lanier at 372 Dunlap Landing Road, Gainesville, Georgia.

(b) Use of transferred land.—

(1) Camp Frank D. Merrill.—Upon receipt of the land under subsection (a)(1), the Secretary of the Army shall continue to use the land for military purposes.

(2) Lake Lanier property.—Upon receipt of the land under subsection (a)(2), the Secretary of Agriculture shall use the land for administrative purposes.

(c) Protection of the Etowah Darter and Holiday Darter.—Nothing in the transfer required by subsection (a)(1) shall affect the prior designation of lands within the Chattahoochee National Forest as critical habitat for the Etowah darter (Etheostoma etowahae) and the Holiday darter (Etheostoma brevirostrum).

(d) Legal description and map.—

(1) Preparation and publication.—The Secretary of the Army and the Secretary of Agriculture shall publish in the Federal Register a legal description and map of both parcels of land to be transferred under subsection (a).

(2) Force of law.—The legal description and map filed under paragraph (1) for a parcel of land
shall have the same force and effect as if included
in this Act, except that the Secretaries may correct
errors in the legal description and map.

(e) Reimbursements of Costs.—The transfers re-
quired by subsection (a) shall be made without reimburse-
ment, except that the Secretary of the Army shall reim-
burse the Secretary of Agriculture for any costs incurred
by the Secretary of Agriculture to assist in the preparation
of the legal description and maps required by subsection
(d).

SEC. 2844. LAND CONVEYANCE, JOINT BASE PEARL HAR-
BOR-HICKAM, HAWAII.

(a) Conveyance Authorized.—The Secretary of
the Navy may convey, without consideration, to the Hono-
lulu Authority for Rapid Transportation (in this section
referred to as the “Honolulu Authority”), 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 1.2 acres at or in the nearby vi-
cinity of Radford Drive and the Makalapa Gate of Joint
Base Pearl Harbor-Hickam, for the purpose of permitting
the Honolulu Authority to use the property for public pur-
poses.

(b) Condition on Use of Revenues.—If the prop-
erty conveyed under subsection (a) is used, consistent with
such subsection, for a public purpose that results in the
generation of revenue for the Honolulu Authority, the
Honolulu Authority shall agree to use the generated rev-
e nue only for passenger rail transit purposes by depositing
the revenue in a fund designated for passenger rail transit
use.

(c) Payment of Costs of Conveyance.—

(1) Payment required.—The Secretary of
the Navy shall require the Honolulu Authority to
cover costs to be incurred by the Secretary, or to re-
imburse the Secretary for such costs incurred by the
Secretary, to carry out the conveyance under sub-
section (a), including survey costs, costs for environ-
mental documentation, and any other administrative
costa s related to the conveyance. If amounts are col-
lected from the Honolulu Authority in advance of
the Secretary incurring the actual costs, and the
amount collected exceeds the costs actually incurred
by the Secretary to carry out the conveyance, the
Secretary shall refund the excess amount to the
Honolulu Authority.

(2) Treatment of amounts received.—
Amounts received as reimbursement under para-
graph (1) shall be credited to the fund or account
that was used to cover those costs incurred by the
Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account, and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

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

(e) ADDITIONAL TERMS AND CONDITIONS.—The Secretary of the Navy 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. 2845. MODIFICATION OF CONDITIONS ON LAND CONVEYANCE, JOLIET ARMY AMMUNITION PLANT, ILLINOIS.


HR 4435 PCS
SEC. 2846. LAND CONVEYANCE, ROBERT H. DIETZ ARMY RESERVE CENTER, KINGSTON, NEW YORK.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Army may convey, without consideration, to the City of Kingston, New York (in this section referred to as the “City”), all right, title, and interest of the United States in and to a parcel of real property, including any improvements thereon, consisting of approximately 4 acres and containing the Robert H. Dietz Army Reserve Center located at 144 Flatbush Avenue in Kingston, New York, for the purpose of permitting the City to use the parcel for public purposes.

(b) REVERSIONARY INTEREST.—If the Secretary of the Army determines at any time that the real property conveyed under subsection (a) is not being used in accordance with the purpose of the conveyance specified in subsection (a), all right, title, and interest in and to such real property, including any improvements thereto, shall, at the option of the Secretary, revert to and become the property of the United States, and the United States shall have the right of immediate entry onto such real property. A determination by the Secretary under this subsection shall be made on the record after an opportunity for a hearing.

(e) ALTERNATIVE CONSIDERATION OPTION.—

(1) FAIR MARKET VALUE.—In lieu of exercising the reversionary interest under subsection (b) if the
Secretary of the Army determines that the conveyed property is not being used in accordance with the purpose of the conveyance, the Secretary may require the City to pay to the United States an amount equal to the fair market value of the property, as determined pursuant to paragraph (2).

(2) Appraisal; Adjustment.—The Secretary shall determine the fair market value of the property through an appraisal conducted by a licensed, independent appraiser acceptable to the Secretary and the City. The fair market value of the property shall be adjusted to exclude the value of any improvements on the property constructed by the City.

(d) Payment of Costs of Conveyance.—

(1) Payment Required.—The Secretary of the Army shall require the City to cover costs (except costs for environmental remediation of the property) to be incurred by the Secretary, or to reimburse the Secretary for such costs incurred by the Secretary, to carry out the conveyance under subsection (a), including survey costs, costs for environmental documentation, and any other administrative costs related to the conveyance. If amounts are collected from the City in advance of the Secretary incurring the actual costs, and the amount collected
exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the City.

(2) Treatment of Amounts Received.—Amounts received as reimbursement under paragraph (1) shall be credited to the fund or account that was used to cover those costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account, and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(e) Additional Terms and Conditions.—The Secretary of the Army 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. 2847. Exercise of Reversionary Interest, Camp Gruber, Oklahoma.

(a) Business Case Analysis.—Not later than March 31, 2015, the Secretary of the Army shall perform a business case analysis to consider the merits of seeking, for use as military maneuver space, the reversion of former Camp Gruber, Oklahoma, which—
(1) consists of approximately 31,283.66 acres;

and

(2) was conveyed to the Oklahoma Department of Wildlife in 1948 subject to a reversionary clause that gives the United States the right to reacquire the land if needed for national defense purposes.

(b) EXERCISE OF REVERSIONARY RIGHT.—If, as a result of the business case analysis required by subsection (a), the Secretary of the Army determines that reacquisition of former Camp Gruber is needed for national defense purposes, the Secretary shall exercise the reversionary right and request the Oklahoma Department of Wildlife to reconvey Camp Gruber to the United States.

(c) CONVEYANCE TO OKLAHOMA MILITARY DEPARTMENT.—If Camp Gruber is reacquired by the United States under subsection (b), the Secretary of the Army shall convey, without consideration, all right, title, and interest of the United States in and to Camp Gruber to the Oklahoma Military Department for the purpose of permitting the Oklahoma Military Department to use Camp Gruber as military maneuver space.

(d) CONSULTATION REQUIREMENT.—The Secretary of the Army shall conduct the business case analysis required by subsection (a) and make the determination
under subsection (b) in consultation with the Adjutant
General of the Oklahoma Military Department.

(c) STRUCTURES AND IMPROVEMENTS.—The reac-
quition of Camp Gruber under this section shall include
the improvements, structures, and fixtures located at
Camp Gruber and related personal property.

(f) COSTS.—

(1) COSTS OF EXERCISING REVERSION.—The
Secretary of the Army shall be responsible for all
reasonable and necessary costs associated with exer-
cising the reversionary interest under subsection (b)
and reacquiring Camp Gruber, including real estate
transaction and environmental documentation costs.

(2) COSTS OF SUBSEQUENT CONVEYANCE.—

(A) PAYMENT REQUIRED.—The Secretary
of the Army shall require the Oklahoma Mili-
tary Department to cover costs to be incurred
by the Secretary, or to reimburse the Secretary
for such costs incurred by the Secretary, to
carry out the conveyance under subsection (c),
including survey costs, costs for environmental
documentation, and any other administrative
costs related to the conveyance. If amounts are
collected from the Oklahoma Military Depart-
ment in advance of the Secretary incurring the
actual costs, and the amount collected exceeds
the costs actually incurred by the Secretary to
carry out the conveyance, the Secretary shall
refund the excess amount to the Oklahoma
Military Department.

(B) Treatment of amounts received.—Amounts received as reimbursement
under subparagraph (A) shall be credited to the
fund or account that was used to cover those
costs incurred by the Secretary in carrying out
the conveyance. Amounts so credited shall be
merged with amounts in such fund or account,
and shall be available for the same purposes,
and subject to the same conditions and limita-
tions, as amounts in such fund or account.

(g) Prohibition on use of operation and main-
tenance funds.—Notwithstanding subsection (f), the
Secretary of the Army may not use amounts appropriated
for operation and maintenance for the Army for the pur-
pose of establishing, reactivating, modernizing, or sus-
taining any portion of Camp Gruber reacquired by the
United States under subsection (b).

(h) Additional terms and conditions.—The
Secretary of the Army may require such additional terms
and conditions in connection with the conveyance under
subsection (c) as the Secretary considers appropriate to
protect the interests of the United States.

SEC. 2848. LAND CONVEYANCE, HANFORD SITE, WASH-
INGTON.

(a) CONVEYANCE REQUIRED.—

(1) IN GENERAL.—Not later than December 31,
2014, the Secretary of Energy shall convey to the
Community Reuse Organization of the Hanford Site
(in this section referred to as the “Organization”) all right, title, and interest of the United States in
and to two parcels of real property, including any
improvements thereon, consisting of approximately
1,341 acres and 300 acres, respectively, of the Han-
ford Reservation, as requested by the Organization
on May 31, 2011, and October 13, 2011, and as de-
picted within the proposed boundaries on the map ti-
tled “Attachment 2–Revised Map” included in the
October 13, 2011, letter.

(2) MODIFICATION OF CONVEYANCE.—Upon
the agreement of the Secretary and the Organiza-
tion, the Secretary may adjust the boundaries of one
or both of the parcels specified for conveyance under
paragraph (1).

(b) CONSIDERATION.—As consideration for the con-
veyance under subsection (a), the Organization shall pay
to the United States an amount equal to the estimated fair market value of the conveyed real property, as determined by the Secretary of Energy, except that the Secretary may convey the property without consideration or for consideration below the estimated fair market value of the property if the Organization—

(1) agrees that the net proceeds from any sale or lease of the property (or any portion thereof) received by the Organization during at least the seven-year period beginning on the date of such conveyance will be used to support the economic redevelopment of, or related to, the Hanford Site; and

(2) executes the agreement for such conveyance and accepts control of the real property within a reasonable time.

(e) EXPEDITED NOTIFICATION TO CONGRESS.—Except as provided in subsection (d)(2), the enactment of this section shall be construed to satisfy any notice to Congress otherwise required for the land conveyance required by this section.

(d) ADDITIONAL TERMS AND CONDITIONS.—

(1) IN GENERAL.—The Secretary of Energy may require such additional terms and conditions in connection with the conveyance under subsection (a)
as the Secretary deems necessary to protect the interests of the United States.

(2) Congressional Notification.—If the Secretary uses the authority provided by paragraph (1) to impose a term or condition on the conveyance, the Secretary shall submit to Congress written notice of the term or condition and the reason for imposing the term or condition.

SEC. 2849. LAND CONVEYANCE, FORMER AIR FORCE NORWALK DEFENSE FUEL SUPPLY POINT, NORWALK, CALIFORNIA.

(a) Conveyance Authorized.—The Secretary of the Air Force may convey, without consideration, to the City of Norwalk, California (in this section referred to as the “City”), all right, title, and interest of the United States in and to the real property, including any improvements thereon, consisting of approximately 15 acres at the former Norwalk Defense Fuel Supply Point for public purposes.

(b) Application of Environmental Laws.—Nothing in this section shall affect the applicability of Federal, State, or local environmental laws and regulations, including the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601 et seq.), to the Department of the Air Force.
(c) Payment of Cost of Conveyance—.

(1) Payment Required.—The Secretary of the Air Force shall require the City to cover costs to be incurred by the Secretary, or to reimburse the Secretary for such costs incurred by the Secretary, to carry out the conveyance under subsection (a), including survey costs, costs for environmental documentation related to the conveyance, and any other administrative costs related to the conveyance. If amounts are collected from the City in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the City.

(2) Treatment of Amounts Received.—

(A) Subject to subparagraph (B), amounts received as reimbursement under paragraph (1) shall be credited to the fund or account that was used to cover those costs incurred by the Secretary in carrying out the conveyance or, if the period of availability for obligations for that appropriation has expired, to the appropriations or fund that is currently available to the Secretary for the same purpose. Amounts so cred-
ited shall be merged with amounts in such fund
or account, and shall be available for the same
purposes, and subject to the same conditions
and limitations, as amounts in such fund or ac-
count.

(B) Amounts received as reimbursement
under paragraph (1) are subject to appropria-
tions.

(d) Description of Property.—The exact acreage
and legal description of the property to be conveyed under
subsection (a) shall be determined by a survey satisfactory
to the Secretary of the Air Force.

(e) Additional Terms.—The Secretary of the Air
Force may require such additional terms and conditions
in connection with the conveyance as the Secretary con-
siders appropriate to protect the interests of the United
States.

Subtitle E—Other Matters

SEC. 2861. MEMORIAL TO THE VICTIMS OF THE SHOOTING
ATTACK AT THE WASHINGTON NAVY YARD.

(a) Memorial Authorized.—The Secretary of the
Navy may establish on the grounds of the Washington
Navy Yard in the District of Columbia a memorial dedi-
cated to the victims of the shooting attack at the Wash-
ington Navy Yard that occurred on September 16, 2013.
(b) Establishment, Maintenance, and Repair.—The Secretary of the Navy shall be responsible for the establishment, maintenance, and repair of the memorial.

(c) Acceptance of Contributions; Use.—

(1) Acceptance of Contributions.—The Secretary of the Navy may solicit and accept monetary contributions and gifts of property for the purpose of establishing, maintaining, and repairing the memorial without regard to limitations contained in section 2601 of title 10, United States Code.

(2) Establishment of Account.—There is established on the books of the Treasury an account for the deposit of monetary contributions received pursuant to paragraph (1).

(3) Deposit and Availability of Contributions.—The Secretary of the Navy shall deposit monetary contributions accepted under paragraph (1) in the account. The funds in the account shall be available to the Secretary, until expended and without further appropriation, but only for the establishment, maintenance, and repair of the memorial.
SEC. 2862. REDESIGNATION OF THE ASIA-PACIFIC CENTER FOR SECURITY STUDIES AS THE DANIEL K. INOUYE ASIA-PACIFIC CENTER FOR SECURITY STUDIES.

(a) Redesignation.—The Department of Defense regional center for security studies known as the Asia-Pacific Center for Security Studies is hereby renamed the “Daniel K. Inouye Asia-Pacific Center for Security Studies”.

(b) Conforming Amendments.—


(2) Acceptance of Gifts and Donations.—

Section 2611(a)(2)(B) of such title is amended by striking “Asia-Pacific Center for Security Studies” and inserting “Daniel K. Inouye Asia-Pacific Center for Security Studies”.

(c) References.—Any reference to the Department of Defense Asia-Pacific Center for Security Studies in any law, regulation, map, document, record, or other paper of the United States shall be deemed to be a reference to

SEC. 2863. REDESIGNATION OF POHAKULOA TRAINING AREA IN HAWAII AS POHAKULOA TRAINING CENTER.

(a) REDESIGNATION.—The Pohakuloa Training Area in the State of Hawaii is hereby renamed the “Pohakuloa Training Center”.

(b) REFERENCES.—Any reference to the Pohakuloa Training Area in any law, regulation, map, document, record, or other paper of the United States shall be deemed to be a reference to the Pohakuloa Training Center.

SEC. 2864. DESIGNATION OF DISTINGUISHED FLYING CROSS NATIONAL MEMORIAL IN RIVERSIDE, CALIFORNIA.

(a) FINDINGS.—Congress finds the following:

(1) The most reliable statistics regarding the number of members of the Armed Forces who have been awarded the Distinguished Flying Cross indicate that 126,318 members of the Armed Forces received the medal during World War II, approximately 21,000 members received the medal during the Korean conflict, and 21,647 members received the medal during the Vietnam War. Since the end
of the Vietnam War, more than 203 Armed Forces members have received the medal in times of con-

(2) The National Personnel Records Center in St. Louis, Missouri, burned down in 1973, and thus many more recipients of the Distinguished Flying Cross may be undocumented. Currently, the Depart-

ment of Defense continues to locate and identify members of the Armed Forces who have received the medal and are undocumented.

(3) The United States currently lacks a na-

tional memorial dedicated to the bravery and sac-

rifice of those members of the Armed Forces who have distinguished themselves by heroic deeds per-

formed in aerial flight.

(4) An appropriate memorial to current and former members of the Armed Forces is under con-

struction at March Field Air Museum in Riverside, California.

(5) This memorial will honor all those members of the Armed Forces who have distinguished them-

selves in aerial flight, whether documentation of such members who earned the Distinguished Flying Cross exists or not.
(b) DESIGNATION.—The memorial to members of the Armed Forces who have been awarded the Distinguished Flying Cross, located at March Field Air Museum in Riverside, California, is hereby designated as the Distinguished Flying Cross National Memorial.

(c) EFFECT OF DESIGNATION.—The national memorial designated by this section is not a unit of the National Park System, and the designation of the national memorial shall not be construed to require or permit Federal funds to be expended for any purpose related to the national memorial.

SEC. 2865. RENAMING SITE OF THE DAYTON AVIATION HERITAGE NATIONAL HISTORICAL PARK, OHIO.


SEC. 2866. MANHATTAN PROJECT NATIONAL HISTORICAL PARK.

(a) PURPOSES.—The purposes of this section are—

(1) to preserve and protect for the benefit of present and future generations the nationally significant historic resources associated with the Manhattan Project and which are under the jurisdiction of
the Department of Energy defense environmental cleanup program under this title;

(2) to improve public understanding of the Manhattan Project and the legacy of the Manhattan Project through interpretation of the historic resources associated with the Manhattan Project;

(3) to enhance public access to the Historical Park consistent with protection of public safety, national security, and other aspects of the mission of the Department of Energy; and

(4) to assist the Department of Energy, Historical Park communities, historical societies, and other interested organizations and individuals in efforts to preserve and protect the historically significant resources associated with the Manhattan Project.

(b) DEFINITIONS.—In this section:

(1) HISTORICAL PARK.—The term “Historical Park” means the Manhattan Project National Historical Park established under subsection (c).

(2) MANHATTAN PROJECT.—The term “Manhattan Project” means the Federal military program to develop an atomic bomb ending on December 31, 1946.

(3) SECRETARY.—The term “Secretary” means the Secretary of the Interior.
(c) Establishment of Manhattan Project National Historical Park.—

(1) Establishment.—

(A) Date.—Not later than 1 year after the date of enactment of this section, there shall be established as a unit of the National Park System the Manhattan Project National Historical Park.

(B) Areas Included.—The Historical Park shall consist of facilities and areas listed under paragraph (2) as determined by the Secretary, in consultation with the Secretary of Energy. The Secretary shall include the area referred to in paragraph (2)(C)(i), the B Reactor National Historic Landmark, in the Historical Park.

(2) Eligible Areas.—The Historical Park may only be comprised of one or more of the following areas, or portions of the areas, as generally depicted in the map titled “Manhattan Project National Historical Park Sites”, numbered 540/108,834–C, and dated September 2012:

(A) Oak Ridge, Tennessee.—Facilities, land, or interests in land that are—
(i) at Buildings 9204–3 and 9731 at the Department of Energy Y–12 National Security Complex;

(ii) at the X–10 Graphite Reactor at the Department of Energy Oak Ridge National Laboratory;

(iii) at the K–25 Building site at the Department of Energy East Tennessee Technology Park; and

(iv) at the former Guest House located at 210 East Madison Road.

(B) LOS ALAMOS, NEW MEXICO.—Facilities, land, or interests in land that are—

(i) in the Los Alamos Scientific Laboratory National Historic Landmark District, or any addition to the Landmark District proposed in the National Historic Landmark Nomination—Los Alamos Scientific Laboratory (LASL) NHL District (Working Draft of NHL Revision), Los Alamos National Laboratory document LA–UR 12–00387 (January 26, 2012);

(ii) at the former East Cafeteria located at 1670 Nectar Street; and
(iii) at the former dormitory located at 1725 17th Street.

(C) HANFORD, WASHINGTON.—Facilities, land, or interests in land on the Department of Energy Hanford Nuclear Reservation that are—

(i) the B Reactor National Historic Landmark;

(ii) the Hanford High School in the town of Hanford and Hanford Construction Camp Historic District;

(iii) the White Bluffs Bank building in the White Bluffs Historic District;

(iv) the warehouse at the Bruggemann’s Agricultural Complex;

(v) the Hanford Irrigation District Pump House; and

(vi) the T Plant (221–T Process Building).

(3) WRITTEN CONSENT OF OWNER.—No non-Federal property may be included in the Historical Park without the written consent of the owner.

(d) AGREEMENT.—

(1) IN GENERAL.—Not later than 1 year after the date of enactment of this section, the Secretary
and the Secretary of Energy (acting through the
Oak Ridge, Los Alamos, and Richland site offices)
shall enter into an agreement governing the respec-
tive roles of the Secretary and the Secretary of En-
ergy in administering the facilities, land, or interests
in land under the administrative jurisdiction of the
Department of Energy that is to be included in the
Historical Park under subsection (c)(2), including
provisions for enhanced public access, management,
interpretation, and historic preservation.

(2) Responsibilities of the Secretary.—
Any agreement under paragraph (1) shall provide
that the Secretary shall—

(A) have decisionmaking authority for the
content of historic interpretation of the Man-
hattan Project for purposes of administering
the Historical Park; and

(B) ensure that the agreement provides an
appropriate advisory role for the National Park
Service in preserving the historic resources cov-
ered by the agreement.

(3) Responsibilities of the Secretary of
Energy.—Any agreement under paragraph (1) shall
provide that the Secretary of Energy—
(A) shall ensure that the agreement appropriately protects public safety, national security, and other aspects of the ongoing mission of the Department of Energy at the Oak Ridge Reservation, Los Alamos National Laboratory, and Hanford Site;

(B) may consult with and provide historical information to the Secretary concerning the Manhattan Project;

(C) shall retain responsibility, in accordance with applicable law, for any environmental remediation that may be necessary in or around the facilities, land, or interests in land governed by the agreement; and

(D) shall retain authority and legal obligations for historic preservation and general maintenance, including to ensure safe access, in connection with the Department’s Manhattan Project resources.

(4) Amendments.—The agreement under paragraph (1) may be amended, including to add to the Historical Park facilities, land, or interests in land within the eligible areas described in subsection (c)(2) that are under the jurisdiction of the Secretary of Energy.
(c) **Public Participation.**—

(1) **In General.**—The Secretary shall consult with interested State, county, and local officials, organizations, and interested members of the public—

(A) before executing any agreement under subsection (d); and

(B) in the development of the general management plan under subsection (f)(2).

(2) **Notice of Determination.**—Not later than 30 days after the date on which an agreement under subsection (d) is entered into, the Secretary shall publish in the Federal Register notice of the establishment of the Historical Park, including an official boundary map.

(3) **Availability of Map.**—The official boundary map published under paragraph (2) shall be on file and available for public inspection in the appropriate offices of the National Park Service. The map shall be updated to reflect any additions to the Historical Park from eligible areas described in subsection (c)(2).

(4) **Additions.**—Any land, interest in land, or facility within the eligible areas described in subsection (c)(2) that is acquired by the Secretary or included in an amendment to the agreement under
subsection (d)(4) shall be added to the Historical Park.

(f) Administration.—

(1) In general.—The Secretary shall administer the Historical Park in accordance with—

(A) this section; and

(B) the laws generally applicable to units of the National Park System, including—

(i) the National Park System Organic Act (16 U.S.C. 1 et seq.); and

(ii) the Act of August 21, 1935 (16 U.S.C. 461 et seq.).

(2) General management plan.—Not later than 3 years after the date on which funds are made available to carry out this subsection, the Secretary, with the concurrence of the Secretary of Energy, and in consultation and collaboration with the Oak Ridge, Los Alamos and Richland Department of Energy site offices, shall complete a general management plan for the Historical Park in accordance with section 12(b) of Public Law 91–383 (commonly known as the National Park Service General Authorities Act; 16 U.S.C. 1a–7(b)).

(3) Interpretive tours.—The Secretary may, subject to applicable law, provide interpretive
tours of historically significant Manhattan Project
sites and resources in the States of Tennessee, New
Mexico, and Washington that are located outside the
boundary of the Historical Park.

(4) LAND ACQUISITION.—

(A) IN GENERAL.—The Secretary may ac-
quire land and interests in land within the eligi-
ble areas described in subsection (c)(2) by—

(i) transfer of administrative jurisdi-
tion from the Department of Energy by
agreement between the Secretary and the
Secretary of Energy;

(ii) donation; or

(iii) exchange.

(B) NO USE OF CONDEMNATION.—The
Secretary may not acquire by condemnation any
land or interest in land under this section or for
the purposes of this section.

(5) DONATIONS; COOPERATIVE AGREEMENTS.—

(A) FEDERAL FACILITIES.—

(i) IN GENERAL.—The Secretary may
enter into one or more agreements with the
head of a Federal agency to provide public
access to, and management, interpretation,
and historic preservation of, historically
significant Manhattan Project resources
under the jurisdiction or control of the
Federal agency.

(ii) DONATIONS; COOPERATIVE
AGREEMENTS.—The Secretary may accept
donations from, and enter into cooperative
agreements with, State governments, units
of local government, tribal governments,
organizations, or individuals to further the
purpose of an interagency agreement en-
tered into under clause (i) or to provide
visitor services and administrative facilities
within reasonable proximity to the Histor-
ical Park.

(B) TECHNICAL ASSISTANCE.—The Sec-
retary may provide technical assistance to
State, local, or tribal governments, organiza-
tions, or individuals for the management, inter-
pretation, and historic preservation of histori-
cally significant Manhattan Project resources
not included within the Historical Park.

(C) DONATIONS TO DEPARTMENT OF EN-
ERGY.—For the purposes of this section, or for
the purpose of preserving and providing access
to historically significant Manhattan Project re-
sources, the Secretary of Energy may accept, hold, administer, and use gifts, bequests, and devises (including labor and services).

(g) Clarification.—

(1) No buffer zone created.—Nothing in this section, the establishment of the Historical Park, or the management plan for the Historical Park shall be construed to create buffer zones outside of the Historical Park. That an activity can be seen and heard from within the Historical Park shall not preclude the conduct of that activity or use outside the Historical Park.

(2) No cause of action.—Nothing in this section shall constitute a cause of action with respect to activities outside or adjacent to the established boundary of the Historical Park.

SEC. 2867. ENSURING PUBLIC ACCESS TO THE SUMMIT OF RATTLESNAKE MOUNTAIN IN THE HANFORD REACH NATIONAL MONUMENT.

(a) In general.—The Secretary of the Interior, acting as the administrator of land owned by the Office of Environmental Management of the Department of Energy known as the “Hanford Reach National Monument”, shall provide public access to the summit of Rattlesnake Mountain in the Hanford Reach National Monument for edu-
cational, recreational, historical, scientific, cultural, and
other purposes, including—

(1) motor vehicle access; and

(2) pedestrian and other nonmotorized access.

(b) COOPERATIVE AGREEMENTS.—The Secretary of
the Interior may enter into cooperative agreements to fa-
cilitate access to the summit of Rattlesnake Mountain—

(1) with the Secretary of Energy, the State of
Washington, or any local government agency or
other interested persons, for guided tours, including
guided motorized tours to the summit of Rattlesnake
Mountain; and

(2) with the Secretary of Energy, and with the
State of Washington or any local government agency
or other interested persons, to maintain the access
road to the summit of Rattlesnake Mountain.
TITLE XXIX—MILITARY LAND
TRANSFERS AND WITHDRAWALS TO SUPPORT READINESS AND SECURITY
Subtitle A—Naval Air Station Fallon, Nevada

SEC. 2901. TRANSFER OF ADMINISTRATIVE JURISDICTION, NAVAL AIR STATION FALLON, NEVADA.

(a) In General.—Not later than 180 days after the date of enactment of this Act, the Secretary of the Interior shall transfer to the Secretary of the Navy, without consideration, the Federal land described in subsection (b).

(b) Description of Federal Land.—The Federal land referred to in subsection (a) is the parcel of approximately 400 acres of land under the jurisdiction of the Secretary of the Interior that—

(1) is adjacent to Naval Air Station Fallon in Churchill County, Nevada; and

(2) was withdrawn under Public Land Order 6834 (NV–943–4214–10; N–37875).

(c) Management.—On transfer of the Federal land described under subsection (b) to the Secretary of the Navy, the Secretary of the Navy shall have full jurisdiction, custody, and control of the Federal land.
SEC. 2902. WATER RIGHTS.

(a) Water Rights.—Nothing in this subtitle shall be construed—

(1) to establish a reservation in favor of the United States with respect to any water or water right on lands transferred by this subtitle; or

(2) to authorize the appropriation of water on lands transferred by this subtitle except in accordance with applicable State law.

(b) Effect on Previously Acquired or Reserved Water Rights.—This section shall not be construed to affect any water rights acquired or reserved by the United States before the date of the enactment of this Act.

SEC. 2903. WITHDRAWAL.

Subject to valid existing rights, the Federal land to be transferred under section 2901 is withdrawn from all forms of appropriation under the public land laws, including the mining laws, the mineral leasing laws, and the geothermal leasing laws, so long as the land remains under the administrative jurisdiction of the Secretary of the Navy.
Subtitle B—Marine Corps Air Ground Combat Center Twentynine Palms, California

SEC. 2911. REDESIGNATION OF JOHNSON VALLEY OFF-HIGHWAY VEHICLE RECREATION AREA, CALIFORNIA.

(a) REDESIGNATION.—The Johnson Valley Off-Highway Vehicle Recreation Area in California is hereby redesignated as the “Johnson Valley National Off-Highway Vehicle Recreation Area”.

(b) CONFORMING AMENDMENTS.—Subtitle C of title XXIX of the Military Construction Authorization Act for Fiscal Year 2014 (division B of Public Law 113–66) is amended—

(1) in section 2942(c)(3) (127 Stat. 1037), by striking “Johnson Valley Off-Highway Vehicle Recreation Area” and inserting “Johnson Valley National Off-Highway Vehicle Recreation Area”; and

(2) in section 2945 (127 Stat. 1038)—

(A) in the section heading, by inserting “NATIONAL” after “VALLEY”;

(B) in subsection (a), by inserting “National” after “Valley” in the matter preceding paragraph (1); and
(C) in subsections (b), (c), and (d), by inserting “National” after “Valley” each place it appears.

(e) RELATION TO AUTHORIZED NAVY USE.—The re-designation of the Johnson Valley Off-Highway Vehicle Recreation Area as the Johnson Valley National Off-Highway Vehicle Recreation Area does not alter or interfere with the rights and obligations of the Navy regarding the use of portions of the Recreation Area as provided in subtitle C of title XXIX of the Military Construction Authorization Act for Fiscal Year 2014 (division B of Public Law 113–66; 127 Stat. 1034).

(d) REFERENCES.—Any reference in any law, regulation, document, record, map, or other paper of the United States to the Johnson Valley Off-Highway Vehicle Recreation Area is deemed to be a reference to the Johnson Valley National Off-Highway Vehicle Recreation Area.
Subtitle C—Bureau of Land Management Withdrawn Military Lands Efficiency and Savings

SEC. 2921. ELIMINATION OF TERMINATION DATE FOR PUBLIC LAND WITHDRAWALS AND RESERVATIONS UNDER MILITARY LANDS WITHDRAWAL ACT OF 1999.

(a) Elimination of Termination Date.—Section 3015(a) of the Military Lands Withdrawal Act of 1999 (title XXX of Public Law 106–65; 113 Stat. 892) is amended by striking “shall” the first place it appears and all that follows through the period and inserting “shall not terminate other than by an election and determination of the Secretary of the military department concerned or until such time as the Secretary of the Interior can permanently transfer administrative jurisdiction of the lands withdrawn and reserved by this Act to the Secretary of the military department concerned.”.

(b) Conforming Amendment.—Section 3016 of the Military Lands Withdrawal Act of 1999 (title XXX of Public Law 106–65; 113 Stat. 893) is repealed.
Subtitle D—Naval Air Weapons
Station China Lake, California

SEC. 2931. WITHDRAWAL AND RESERVATION OF PUBLIC
LAND FOR NAVAL AIR WEAPONS STATION
CHINA LAKE, CALIFORNIA.

(a) PERMANENT WITHDRAWAL AND RESERVA-
TION.—Section 2979 of the Military Construction Author-
ization Act for Fiscal Year 2014 (division B of Public Law
113–66; 127 Stat. 1047) is amended to read as follows:

“SEC. 2979. PERMANENT WITHDRAWAL AND RESERVATION.

“The withdrawal and reservation of public land made
by section 2971 shall not terminate, except pursuant to—

“(1) an election and determination by the Sec-
retary of the Navy to relinquish the land under sec-
tion 2922; or

“(2) a transfer by the Secretary of the Interior
of permanent administrative jurisdiction over the
land to the Secretary of the Navy.”.

(b) WITHDRAWAL AND RESERVATION OF ADDI-
TIONAL PUBLIC LAND.—Section 2971(b) of the Military
Construction Authorization Act for Fiscal Year 2014 (di-
vision B of Public Law 113–66; 127 Stat. 1044) is amend-
ed—

(1) by striking “The public land” and inserting
the following:
“(1) INITIAL WITHDRAWAL.—The public land”;

and

(2) by adding at the end the following new paragraph:

“(2) ADDITIONAL WITHDRAWAL.—Subject to valid existing rights, the public land (including interests in land) referred to in subsection (a) also includes the approximately 26,313 acres of public land in San Bernardino County, California, identified as ‘Proposed Navy Acquisition Area’ (but excluding the parcel identified as ‘AF Fee Simple’) on the map entitled ‘Cuddeback Land Area’ and dated April 1, 2014, and filed in accordance with section 2912, except that the withdrawal area specifically excludes any public land included within the Grass Valley Wilderness and all private lands otherwise located within the boundaries of the withdrawal area. The Secretary of the Navy shall ensure that the owners of the excluded private land continue to have reasonable access to their private land.”.

(c) MANAGEMENT OF ADDITIONAL PUBLIC LAND.—

Section 2973 of the Military Construction Authorization Act for Fiscal Year 2014 (division B of Public Law 113–66; 127 Stat. 1045) is amended by adding at the end the following new subsection:
“(c) ADDITIONAL MANAGEMENT CONSIDERATIONS FOR CERTAIN LANDS.—Subject to existing laws and to the extent possible without compromising mission readiness, the Secretary of the Navy shall manage the additional lands withdrawn by section 2971(b)(2) to protect existing historic, economic, cultural, recreational, hunting, and scientific features and uses, including access to existing roadways and trails.”.

Subtitle E—White Sands Missile Range, New Mexico

SEC. 2941. ADDITIONAL WITHDRAWAL AND RESERVATION OF PUBLIC LAND TO SUPPORT WHITE SANDS MISSILE RANGE, NEW MEXICO.

Section 2951(b) of the Military Construction Authorization Act for Fiscal Year 2014 (division B of Public Law 113–66; 127 Stat. 1039) is amended—

(1) by striking “The Federal land” and inserting the following:

“(1) INITIAL WITHDRAWAL.—The Federal land”; and

(2) by adding at the end the following new paragraph:

“(2) NORTHERN EXTENSION AREA.—The Federal land referred to in subsection (a) also includes the Federal land under the jurisdiction of the Bu-
reau of Land Management located beneath the boundaries of the Special Use Airspace Areas designated as R–5107C and R–5107H for White Sands Missile Range, New Mexico, as described in Federal Aviation Administration Order JO 7400.8W dated February 16, 2014.”

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

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

Subtitle A—National Security Programs Authorizations

SEC. 3101. NATIONAL NUCLEAR SECURITY ADMINISTRATION.

(a) Authorization of Appropriations.—Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2015 for the activities of the National Nuclear Security Administration in carrying out programs as specified in the funding table in section 4701.

(b) Authorization of New Plant Projects.—From funds referred to in subsection (a) that are available
for carrying out plant projects, the Secretary of Energy may carry out new plant projects for the National Nuclear Security Administration as follows:

Project 15–D–613, Emergency Operations Center, Y–12 National Security Complex, Oak Ridge, Tennessee, $2,000,000.

Project 15–D–612, Emergency Operations Center, Lawrence Livermore National Laboratory, California, $2,000,000.

Project 15–D–611, Emergency Operations Center, Sandia National Laboratories, New Mexico, $4,000,000.


Project 15–D–904, NRF Overpack Storage Expansion 3, Naval Reactors Facility, Idaho, $400,000.

Project 15–D–903, KL Fire System Upgrade, Knolls Atomic Power Laboratory, Schenectady, New York, $600,000.
Project 15–D–902, KS Engineroom Team Trainer Facility, Kesselring Site, West Milton, New York, $1,500,000.

Project 15–D–901, KS Central Office and Prototype Staff Building, Kesselring Site, West Milton, New York, $24,000,000.

SEC. 3102. DEFENSE ENVIRONMENTAL CLEANUP.

(a) Authorization of Appropriations.—Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2015 for defense environmental cleanup activities in carrying out programs as specified in the funding table in section 4701.

(b) Authorization of New Plant Projects.—From funds referred to in subsection (a) that are available for carrying out plant projects, the Secretary of Energy may carry out, for defense environmental cleanup activities, the following new plant projects:


Project 15–D–402, Saltstone Disposal Unit #6, Savannah River Site, Aiken, South Carolina, $34,642,000.

Project 15–D–405, Sludge Processing Facility Build Out, Oak Ridge, Tennessee, $4,200,000.

SEC. 3103. OTHER DEFENSE ACTIVITIES.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2015 for other defense activities in carrying out programs as specified in the funding table in section 4701.

SEC. 3104. ENERGY SECURITY AND ASSURANCE.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2015 for energy security and assurance programs necessary for national security as specified in the funding table in section 4701.

Subtitle B—Program Authorizations, Restrictions, and Limitations

SEC. 3111. DESIGN AND USE OF PROTOTYPES OF NUCLEAR WEAPONS FOR INTELLIGENCE PURPOSES.

(a) In General.—Subsection (a) of section 4509 of the Atomic Energy Defense Act (50 U.S.C. 2660) is amended to read as follows:
“(a) PROTOTYPES.—(1) Not later than the date on which the President submits to Congress under section 1105 of title 31, United States Code, the budget for fiscal year 2016, the directors of the national security laboratories shall jointly develop a multiyear plan to design and build prototypes of nuclear weapons to further intelligence estimates with respect to foreign nuclear weapons activities and capabilities.

“(2) Not later than the date on which the President submits to Congress under section 1105 of title 31, United States Code, the budget for an even-numbered fiscal year occurring after fiscal year 2017, the directors shall jointly develop an update to the plan developed under paragraph (1).

“(3)(A) The directors shall jointly submit to the Secretary of Energy the plan and each update developed under paragraphs (1) and (2), respectively.

“(B) Not later than 30 days after the date on which the directors submit the plan and each update under subparagraph (A), the Secretary of Energy shall submit to the congressional defense committees such plan and each such update, without change.

“(4)(A) The Secretary, in coordination with the directors of the nuclear weapons laboratories, shall carry out
the plan developed under paragraph (1), including the up-
dates to the plan developed under paragraph (2).

“(B) The Secretary may determine the manner in
which the designing and building of prototypes of nuclear
weapons is carried out under such plan.

“(C) The Secretary shall promptly submit to the con-
gressional defense committees written notification of any
changes the Secretary makes to such plan pursuant to
 subparagraph (B), including justifications for such
changes.”.

(b) Matters Included.—Such section is further
amended—

(1) by redesignating subsection (b) as sub-
section (c); and

(2) by inserting after subsection (a) the fol-
lowing new subsection:

“(b) Matters Included.—(1) The directors shall
ensure that the plan developed and updated under sub-
section (a) provides increased information upon which to
base intelligence assessments and emphasizes the com-
petencies of the national security laboratories with respect
to designing and building prototypes of nuclear weapons.

“(2) To carry out paragraph (1), the plan developed
and updated under subsection (a) shall include the fol-
lowing:
“(A) Design and system engineering activities of full-scale engineering prototypes (using surrogate special nuclear materials), including weaponization features as required.

“(B) Design, system engineering, and experimental testing (using surrogate special nuclear materials) of above-ground experiment test hardware.

“(C) Design and system engineering of scaled or subcomponent experimental test articles (using special nuclear materials) for conducting experiments at the Nevada National Security Site.”.

(c) CONFORMING AMENDMENT.—Subsection (c) of such section, as redesignated by subsection (b), is amended by striking “subsection (a), the Administrator” and inserting “this section, the Secretary”.

SEC. 3112. AUTHORIZED PERSONNEL LEVELS OF NATIONAL NUCLEAR SECURITY ADMINISTRATION.

(a) Full-time Equivalent Personnel Levels.—Subsection (a) of section 3241A of the National Nuclear Security Administration Act (50 U.S.C. 2441a) is amended—

(1) in paragraph (1)—

(A) by striking “2014” and inserting “2015”; and
(B) by striking “1,825” and inserting “1,650”; and
(2) in paragraph (2)—
(A) by striking “2015” and inserting “2016”; and
(B) by striking “1,825” and inserting “1,650”.
(b) DEFINITION.—Such section is further amended by adding at the end the following new subsection:
“(e) Office of the Administrator Employees.—In this section, the term ‘Office of the Administrator’, with respect to the employees of the Administration, includes employees whose funding is derived from an account of the Administration titled ‘Federal Salaries and Expenses’.”.

SEC. 3113. COST CONTAINMENT FOR URANIUM CAPABILITIES REPLACEMENT PROJECT.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—
(1) the April 2010 Nuclear Posture Review, a February 2011 letter from the President to the Senate, and many other policy statements and documents have identified the Uranium Capabilities Replacement Project as a critical nuclear modernization priority;
(2) the failure of the Department of Energy and the National Nuclear Security Administration to successfully and efficiently execute and oversee the Uranium Capabilities Replacement Project undermines national security and jeopardizes the long-term credibility of the nuclear deterrent;

(3) the April 8, 2014, testimony of the Acting Administrator for Nuclear Security that “close to half” of the $1,200,000,000 taxpayers have spent on the design of such project has been wasted is a grievous misuse of limited taxpayer funds, and the appropriate officials of the Federal Government and contractors must be held accountable;

(4) the uranium capabilities and modern infrastructure that are to be provided by all three phases of the Uranium Capabilities Replacement Project are critical to national security and Congress fully supports efforts to deliver all of these capabilities efficiently and expeditiously;

(5) focused attention and robust leadership from the highest levels of the executive branch and Congress are required to ensure that such project delivers such critical national security capabilities; and
(6) the Secretary of Energy and the Administrator for Nuclear Security must ensure that lines of responsibility, authority, and accountability for such project are clear going forward.


(1) by amending subsection (d) to read as follows:

“(d) COST OF PHASE I.—

“(1) LIMITATION.—The total cost of Phase I under subsection (a) of the project referred to in such subsection may not exceed $4,200,000,000.

“(2) ADJUSTMENT.—If the Secretary determines the total cost of Phase I will exceed the amount set forth in paragraph (1), the Secretary may adjust such amount if, by not later than March 1, 2015, the Secretary submits to the congressional defense committees a detailed justification for such adjustment, including—

“(A) the amount of the adjustment and the proposed total cost of Phase I;
“(B) a detailed justification for such adjustment, including a description of the changes that would be required to the project referred to in subsection (a) if Phase I were to not exceed the total cost set forth in paragraph (1);

“(C) a detailed description of the actions taken to hold appropriate contractors, employees of contractors, and employees of the Federal Government accountable for the repeated failures within the project;

“(D) a description of the clear lines of responsibility, authority, and accountability for the project as the project continues, including descriptions of the roles and responsibilities for each key Federal and contractor position; and

“(E) a detailed description of the structural reforms planned or implemented by the Secretary to ensure Phase I is executed on time and on schedule.

“(3) ANNUAL CERTIFICATION.—Not later than March 1 of each year through 2025, the Secretary shall certify in writing to the congressional defense committees and the Secretary of Defense that Phase I under subsection (a) of the project referred to in such subsection will meet—
“(A) the total cost set forth in paragraph
(1) (as adjusted pursuant to paragraph (2) if so
adjusted); and
“(B) a schedule that enables, by not later
than 2025—
“(i) uranium operations in building
9212 to cease; and
“(ii) uranium operations in a new fa-
cility constructed under such project to
begin.
“(4) REPORT.—If the Secretary of Energy does
not make a certification by March 1 of any year in
which a certification is required under paragraph
(3), by not later than May 1 of such year, the Chair-
man of the Nuclear Weapons Council shall submit to
the congressional defense committees a report that
identifies the resources of the Department of Energy
that the Chairman determines should be redirected
to enable the Department of Energy to meet the
total cost and schedule described in subparagraphs
(A) and (B) of such paragraph.”;
(2) in subsection (e), by adding at the end the
following new paragraph:
“(3) REPORT.—Not later than March 1, 2015,
the Secretary of Energy and the Secretary of the
Navy shall jointly submit to the congressional defense committees a report detailing the implementation of paragraphs (1) and (2), including—

“(A) a description of the program management, oversight, design, and other responsibilities for the project referred to in subsection (a) that are provided to the Commander of the Naval Facilities Engineering Command pursuant to paragraph (1); and

“(B) a description of the funding used by the Secretary under paragraph (2) to carry out paragraph (1).”; and

(3) by striking subsections (g) and (h).

SEC. 3114. PLUTONIUM PIT PRODUCTION CAPACITY.

(a) FINDINGS.—Congress finds the following:

(1) In 2008, the Department of Defense and the Department of Energy, acting through the Nuclear Weapons Council established by section 179 of title 10, United States Code, agreed on a strategy to balance cost, risk, and stockpile needs and established the requirement for the Department of Energy to produce 50 to 80 plutonium pits per year.

(2) In a memorandum of agreement dated May 3, 2010, entered into by the Secretary of Defense and the Secretary of Energy, the Secretaries agreed
that the Department of Energy would achieve a minimum pit production capacity of 50 to 80 pits per year by 2022.

(3) The current plans of the Secretary of Energy would achieve a pit production capacity of 50 to 80 pits per year by 2031, resulting in a delay of nearly a decade as compared to the agreement described in paragraph (2).

(4) In a report dated January 14, 2014, that the Secretary of Defense submitted to Congress, the Secretary stated that “the Department of Defense has revalidated its requirement for 50 – 80 pits per year based on the demands of stockpile modernization, the commitments to a modern physical infrastructure, and the ability to hedge against technical failure or geopolitical risk.”.

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

(1) the requirement to create a modern, responsive nuclear infrastructure that includes the capability and capacity to produce, at minimum, 50 to 80 pits per year, is a national security priority;

(2) delaying creation of a modern, responsive nuclear infrastructure until the 2030s is an unac-

HR 4435 PCS
ceptable risk to the nuclear deterrent and the na-
tional security of the United States; and

(3) timelines for creating certain capacities for
production of plutonium pits and other nuclear
weapons components must be driven by the require-
ment to hedge against technical and geopolitical risk
and not solely by the needs of life extension pro-
grams.

(e) PIT PRODUCTION.—

(1) IN GENERAL.—Title XLII of the Atomic
Energy Defense Act (50 U.S.C. 2521 et seq.) is
amended by inserting after the item relating to sec-
tion 4218 the following new section:

“SEC. 4219. PLUTONIUM PIT PRODUCTION CAPACITY.

“(a) REQUIREMENT.—Consistent with the require-
ments of the Secretary of Defense, the Secretary of En-
ergy shall ensure that the nuclear security enterprise—

“(1) during 2023, produces not less than 30
war reserve plutonium pits;

“(2) during 2026, produces not less than 50
war reserve plutonium pits; and

“(3) during a pilot period of not less than 90
days during 2027, demonstrates the capability to
produce war reserve plutonium pits at a rate suffi-
cient to produce 80 pits per year.
“(b) ANNUAL CERTIFICATION.—Not later than March 1, 2015, and each year thereafter through 2027, the Secretary shall certify to the congressional defense committees and the Secretary of Defense that the programs and budget of the Secretary will enable the nuclear security enterprise to meet the requirements under subsection (a).

“(c) PLAN.—If the Secretary does not make a certification by March 1 of any year in which a certification is required under subsection (b), by not later than May 1 of such year, the Chairman of the Nuclear Weapons Council shall submit to the congressional defense committees a plan to enable the nuclear security enterprise to meet the requirements under subsection (b). Such plan shall include identification of the resources of the Department of Energy that the Chairman determines should be redirected to support the plan to meet such requirements.”.

(2) CLERICAL AMENDMENT.—The table of contents for the Atomic Energy Defense Act is amended by inserting after the item relating to section 4218 the following new item:

“Sec. 4219. Plutonium pit production capacity.”.
SEC. 3115. DEFINITION OF BASELINE AND THRESHOLD FOR STOCKPILE LIFE EXTENSION PROJECT.

Section 4713 of the Atomic Energy Defense Act (50 U.S.C. 2753) is amended—

(1) in subsection (a)(1)(A), by adding after the period the following new sentence: “In addition to the requirement under subparagraph (B), the cost and schedule baseline of a nuclear stockpile life extension project established under this subparagraph shall be the cost and schedule as determined by the weapon design and cost report required prior to the project entering into the development engineering phase.”; and

(2) in subsection (b)(2), by striking “200” and inserting “150”.

SEC. 3116. PRODUCTION OF NUCLEAR WARHEAD FOR LONG-RANGE STANDOFF WEAPON.

(a) FIRST PRODUCTION UNIT.—The Secretary of Energy shall deliver a first production unit for a nuclear warhead for the long-range standoff weapon by not later than September 30, 2025.

(b) PLAN.—

(1) DEVELOPMENT.—The Secretary of Energy and the Secretary of Defense shall jointly develop a plan to carry out subsection (a).
(2) Submission.—Not later than 180 days after the date of the enactment of this Act, the Secretaries shall jointly submit to the congressional defense committees the plan developed under paragraph (1).

(c) Notification and Assessment.—

(1) Notification.—If at any time the Secretary of Energy determines that the Secretary will not deliver a first production unit for a nuclear warhead for the long-range standoff weapon by not later than September 30, 2025, the Secretary shall notify the congressional defense committees, the Secretary of Defense, and the Commander of the United States Strategic Command of such determination, including an explanation for why the delivery will be delayed.

(2) Assessment.—If the Secretary of Energy makes a notification under paragraph (1), the Commander of the United States Strategic Command shall submit to the congressional defense committees an assessment of the delay described in the notification, including—

(A) the effects of such delay to national security and nuclear deterrence and assurance; and
(B) any mitigation options available.

d) Briefing.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense, in coordination with the Commander of the United States Strategic Command, shall provide to the congressional defense committees a briefing on the justification of the long-range standoff weapon, including—

(1) why such weapon is needed, including any potential redundancies with existing weapons;

(2) the cost of such weapon; and

(3) what warhead, existing or otherwise, is planned to be used for such weapon.

SEC. 3117. DISPOSITION OF WEAPONS-USABLE PLUTONIUM.

(a) Mixed Oxide Fuel Fabrication Facility.—

(1) In general.—Of the funds described in paragraph (2), the Secretary of Energy shall carry out construction and program support activities relating to the MOX facility.

(2) Funds described.—The funds described in this paragraph are the following:

(A) Funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for the National Nuclear Security Administration for the MOX facility for construction and program support activities.
(B) Funds authorized to be appropriated for a fiscal year prior to fiscal year 2015 for the National Nuclear Security Administration for the MOX facility for construction and program support activities that are unobligated as of the date of the enactment of this Act.

(b) STUDY.—

(1) IN GENERAL.—Not later than 30 days after the date of the enactment of this Act, the Secretary shall seek to enter into a contract with a federally funded research and development center to conduct a study to assess and validate the analysis of the Secretary of Energy with respect to surplus weapon-grade plutonium options.

(2) SUBMISSION.—Not later than 180 days after the date of the enactment of this Act, the federally funded research and development center conducting the study under paragraph (1) shall submit to the Secretary the study, including any findings and recommendations.

(c) REPORT.—

(1) PLAN.—Not later than 270 days after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees
a report on the study conducted under subsection (b)(1).

(2) ELEMENTS INCLUDED.—The report under paragraph (1) shall include the following:

(A) The study conducted by the federally funded research and development center under subsection (b)(1), without change.

(B) Identification of the alternatives to the MOX facility considered by the Secretary, including a life-cycle cost analysis for each such alternative.

(C) Identification of the portions of such life cycle cost analyses that are common to all such alternatives.

(D) Discussion on continuation of the MOX facility, including a future funding profile or a detailed discussion of selected alternatives determined appropriate by the Secretary for such discussion.

(E) Discussion of the issues regarding implementation of such selected alternatives, including all regulatory and public acceptance issues, including interactions with affected States.
(F) Explanation of how the alternatives to the MOX facility conform with the Plutonium Disposition Agreement, and if an alternative does not so conform, what measures must be taken to ensure conformance.

(G) Identification of steps the Secretary would have to take to close out all MOX facility related activities, as well as the associated cost.

(H) Any other matters the Secretary determines appropriate.

(d) EXCLUSION OF CERTAIN OPTIONS.—

(1) IN GENERAL.—The study under subsection (b)(1) and the report under subsection (c)(1) shall not include any assessment or discussion of options that involve moving plutonium to a State where the Federal Government—

(A) is not meeting all legally binding deadlines and milestones required under the Tri-Party Agreement and the Consent Decree;

(B) has provided notification that any element of the Tri-Party Agreement or the Consent Decree is at risk of being breached; or

(C) is in dispute resolution with the State regarding the Tri-Party Agreement or the Consent Decree.
(2) DEFINITIONS.—In this subsection:

(A) The term “Tri-Party Agreement” means the comprehensive cleanup and compliance agreement between the Secretary of Energy, the Administrator of the Environmental Protection Agency, and the State of Washington entered into on May 15, 1989.

(B) The term “Consent Decree” means the legal agreement between the Secretary of Energy and the State of Washington finalized in 2010.

(e) DEFINITIONS.—In this section:

(1) The term “MOX facility” means the mixed-oxide fuel fabrication facility at the Savannah River Site, Aiken, South Carolina.

(2) The term “Plutonium Disposition Agreement” means the Agreement Between the Government of the United States of America and the Government of the Russian Federation Concerning the Management and Disposition of Plutonium Designated As No Longer Required for Defense Purposes and Related Cooperation, as amended.

(3) The term “program support activities” means activities that support the design, long-lead
equipment procurement, and site preparation of the
MOX facility.

SEC. 3118. LIMITATION ON AVAILABILITY OF FUNDS FOR
OFFICE OF THE ADMINISTRATOR FOR NUCLEAR SECURITY.

(a) LIMITATION.—Of the funds authorized to be ap-
propriated for fiscal year 2015 by section 3101 and avail-
able for the Office of the Administrator as specified in the
funding table in section 4701, or otherwise made available
for that Office for that fiscal year, not more than 75 per-
cent may be obligated or expended until—

(1) the President transmits to Congress the
matters required to be transmitted during 2015
under section 4205(f)(2) of the Atomic Energy De-
fense Act (50 U.S.C. 2525(f)(2));

(2) the President transmits to the congressional
defense committees, the Committee on Foreign Rela-
tions of the Senate, and the Committee on Foreign
Affairs of the House of Representatives the mat-
ters—

(A) required to be transmitted during
2015 under section 1043 of the National De-
fense Authorization Act for Fiscal Year 2012
(Public Law 112–81; 125 Stat. 1576); and
(B) with respect to which the Secretary of Energy is responsible;

(3) the Secretary submits to the congressional defense committees, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives the report required to be submitted during 2015 under section 3122(b) of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81; 125 Stat. 1710); and

(4) the Administrator for Nuclear Security submits to the congressional defense committees the detailed report on the stockpile stewardship, management, and infrastructure plan required to be submitted during 2015 under section 4203(b)(2) of the Atomic Energy Defense Act (50 U.S.C. 2523(b)(2)).

(b) Office of the Administrator Defined.—In this section, the term “Office of the Administrator”, with respect to accounts of the National Nuclear Security Administration, includes any account from which funds are derived for “Federal Salaries and Expenses”.
SEC. 3119. ADDITIONAL LIMITATION ON AVAILABILITY OF FUNDS FOR OFFICE OF THE ADMINISTRATOR FOR NUCLEAR SECURITY.

(a) LIMITATION.—In addition to the limitation in section 3118, of the funds authorized to be appropriated for fiscal year 2015 by section 3101 and available for the Office of the Administrator as specified in the funding table in section 4701, or otherwise made available for that Office for that fiscal year, not more than 90 percent may be obligated or expended until the date on which the Administrator for Nuclear Security submits to the congressional defense committees a report on the efficiencies proposed by the study titled “2012 Joint DOE/DoD Study on Potential NNSA Management and Work Force Prioritization Efficiencies” conducted jointly by the Administrator and the Director of Cost Assessment and Program Evaluation. Such report shall include details on how the Administrator will carry out during fiscal year 2015 each efficiency measure proposed by such joint study.

(b) REPORT.—Not later than March 1, 2015, the Nuclear Weapons Council established by section 179 of title 10, United States Code, shall submit to the congressional defense committees a report that includes the following:

(1) The efficiencies that the Council recommends the Administrator to carry out during fiscal year 2016.
(2) An assessment by the Council of—

(A) the report submitted by the Administrator under subsection (a)(1) of section 3123 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat. 1711);

(B) the report submitted by the Comptroller General of the United States under subsection (b) of such section; and

(C) each of the matters described in subparagraphs (A) through (E) of subsection (a)(2) of such section.

(e) Office of the Administrator Defined.—In this section, the term “Office of the Administrator”, with respect to accounts of the National Nuclear Security Administration, includes any account from which funds are derived for “Federal Salaries and Expenses”.

SEC. 3120. LIMITATION ON AVAILABILITY OF FUNDS FOR NONPROLIFERATION ACTIVITIES BETWEEN THE UNITED STATES AND THE RUSSIAN FEDERATION.

(a) LIMITATION.—None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for the National Nuclear Security Administration may be used for any contact, cooperation, or
transfer of technology between the United States and the Russian Federation until the Secretary of Energy, in consultation with the Secretary of State and the Secretary of Defense, certifies to the appropriate congressional committees that—

(1) the armed forces of the Russian Federation are no longer illegally occupying Ukrainian territory;

(2) the Russian Federation is respecting the sovereignty of all Ukrainian territory;

(3) the Russian Federation is no longer acting inconsistently with the INF Treaty; and

(4) the Russian Federation is in compliance with the CFE Treaty and has lifted its suspension of Russian observance of its treaty obligations.

(b) WAIVER.—The Secretary of Energy may waive the limitation in subsection (a) if—

(1) the Secretary of Energy, in coordination with the Secretary of State and the Secretary of Defense, submits to the appropriate congressional committees—

(A) a notification that such a waiver is in the national security interests of the United States and a description of the national security interests covered by the waiver; and
(B) a report explaining why the Secretary
of Energy cannot make a certification for such
under subsection (a); and

(2) a period of 30 days has elapsed following
the date on which the Secretary submits the infor-
mation in the report under paragraph (1)(B).

(c) Exception for Certain Military Bases.—
The certification requirement specified in paragraph (1)
of subsection (a) shall not apply to military bases of the
Russian Federation in Ukraine’s Crimean peninsula oper-
ating in accordance with its 1997 agreement on the Status
and Conditions of the Black Sea Fleet Stationing on the
Territory of Ukraine.

(d) Application.—The limitation in subsection (a)
applies with respect to funds described in such subsection
that are unobligated as of the date of the enactment of
this Act.

(e) Definitions.—In this section:

(1) The term “appropriate congressional com-
mittees” means the following:

(A) The congressional defense committees.

(B) The Committee on Foreign Relations
of the Senate and the Committee on Foreign
Affairs of the House of Representatives.


SEC. 3121. LIMITATION ON AVAILABILITY OF FUNDS FOR DEFENSE NUCLEAR NONPROLIFERATION ACTIVITIES AT SITES IN THE RUSSIAN FEDERATION.

(a) LIMITATION.—None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2015 for defense nuclear nonproliferation activities may be obligated or expended for such activities at sites in the Russian Federation until a period of 30 days has elapsed following the date on which the Secretary of Energy certifies to the appropriate congressional committees that such sites are not actively engaged in Russian nuclear weapons, intelligence, or defense activities.
(b) Waiver.—The President, without delegation, may waive the limitation in subsection (a) if a period of 30 days has elapsed following the date on which the President submits to the appropriate congressional committees—

(1) notification that such a waiver is in the national security interest of the United States; and

(2) certification that none of the funds described in subsection (a) will be contributed to the nuclear weapons program of Russia.

(c) Appropriate Congressional Committees Defined.—In this section, the term “appropriate congressional committees” means the following:

(1) The congressional defense committees.

(2) The Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

Subtitle C—Plans and Reports

SEC. 3131. COST ESTIMATION AND PROGRAM EVALUATION BY NATIONAL NUCLEAR SECURITY ADMINISTRATION.

Section 3221(h) of the National Nuclear Security Administration Act (50 U.S.C. 2411) is amended by adding at the end the following new paragraph:
“(3) Administration.—The term ‘Administration’, with respect to any authority, duty, or responsibility provided by this section, does not include the Office of Naval Reactors.”.

SEC. 3132. ANALYSIS AND REPORT ON W88 ALT 370 PROGRAM HIGH EXPLOSIVES OPTIONS.

(a) Report Required.—Not later than 90 days after the date of the enactment of this Act, the Secretary of the Navy, the Administrator for Nuclear Security, and the Chairman of the Nuclear Weapons Council shall jointly submit to the congressional defense committees a report on the W88 Alt 370 program that contains analyses of the costs, benefits, risks, and feasibility of each of the following options:

(1) Incorporating a refresh of the conventional high explosives of the W88 warhead as part of such program.

(2) Not incorporating such a refresh as part of such program.

(b) Matters Included.—The report under subsection (a) shall include, for each option described in paragraphs (1) and (2) of subsection (a), an analysis of the following:
(1) Near-term and lifecycle cost estimates, including costs to both the Navy and the National Nuclear Security Administration.

(2) Potential cost avoidance.

(3) Operational effects to the Navy and to the capacity and throughput of the nuclear security enterprise (as defined in section 4002 of the Atomic Energy Defense Act (50 U.S.C. 2501) of the National Nuclear Security Administration.

(4) The expected longevity of the W88 warhead.

(5) Near-term and long-term safety and security risks and potential risk-mitigation measures.

(6) Any other matters the Secretary, the Administrator, or the Chairman considers appropriate.

SEC. 3133. ANALYSIS OF EXISTING FACILITIES.

(a) REPORT.—Not later than 270 days after the date of the enactment of this Act, the Administrator for Nuclear Security shall submit to the congressional defense committees a report containing an analysis of using or modifying existing facilities across the nuclear security enterprise (as defined in section 4002 of the Atomic Energy Defense Act (50 U.S.C. 2501)) to support the plutonium strategy of the National Nuclear Security Administration.

(b) MATTERS INCLUDED.—The report under subsection (a) shall include the following:
(1) An analysis of the costs, benefits, cost-savings, risks, and effects of using or modifying existing facilities of the nuclear security enterprise as compared to the current plan of the Administrator for supporting the plutonium strategy of the Administration, including all phases of the plan.

(2) Such other matters as the Administrator determines appropriate.

SEC. 3134. PLAN FOR VERIFICATION AND MONITORING OF PROLIFERATION OF NUCLEAR WEAPONS AND FISSILE MATERIAL.

(a) Plan.—The President, in consultation with the Secretary of State, the Secretary of Defense, the Secretary of Energy, the Secretary of Homeland Security, and the Director of National Intelligence, shall develop an interagency plan for verification and monitoring relating to the potential proliferation of nuclear weapons, components of such weapons, and fissile material.

(b) Elements.—The plan developed under subsection (a) shall include the following:

(1) An interagency plan and road map for verification and monitoring, with respect to policy, operations, and research, development, testing, and evaluation, including—
(A) identifying requirements (including funding requirements) for such verification and monitoring; and

(B) identifying and integrating roles, responsibilities, and planning for such verification and monitoring.

(2) An engagement plan for building cooperation and transparency to improve inspections and monitoring.

(3) A research and development program to—

(A) improve monitoring, detection, and in-field inspection and analysis capabilities, including persistent surveillance, remote monitoring, rapid analysis of large data sets, including open-source data; and

(B) coordinate technical and operational requirements early in the process.

(4) Engagement of relevant departments and agencies of the Federal Government and the military departments (including the Open Source Center and the United States Atomic Energy Detection System), national laboratories, industry, and academia.

(e) SUBMISSION.—

(1) IN GENERAL.—Not later than September 1, 2015, the President shall submit to the appropriate
congressional committees the plan developed under subsection (a).

(2) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this subsection, the term appropriate congressional committees means the following:

(A) The congressional defense committees.

(B) The Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives.

(C) The Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

(D) The Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives.

(E) The Committee on Commerce, Science, and Transportation of the Senate and the Committee on Energy and Commerce of the House of Representatives.
Subtitle D—Other Matters

SEC. 3141. TECHNICAL CORRECTIONS TO ATOMIC ENERGY DEFENSE ACT.


(b) MANAGEMENT STRUCTURE.—Section 4102(b)(3) of such Act (50 U.S.C. 2512(b)(3)) is amended—

(1) in the matter preceding subparagraph (A), by striking “for improving the”;

(2) in subparagraph (A), by inserting “for improving the” before “governance”; and

(3) in subparagraph (B), by inserting “relating to” before “any other”.


HR 4435 PCS
(d) REPORTS ON STOCKPILE.—Section 4205(b)(2) of such Act (50 U.S.C. 2525(b)(2)) is amended by striking “commander” and inserting “Commander”.

(e) ADVICE ON RELIABILITY OF STOCKPILE.—Section 4218 of such Act (50 U.S.C. 2538) is amended—

(1) in subsection (d), by striking “commander” and inserting “Commander”; and

(2) in subsection (e)(1), by striking “representatives” and inserting “a representative”.

(f) DISPOSITION OF CERTAIN PLUTONIUM.—Section 4306 of such Act (50 U.S.C. 2566) is amended—

(1) in subsection (b)(6)(C), by striking “paragraph (A)” and inserting “subparagraph (A)”;

(2) in subsection (c)(2), by striking “2002” and inserting “2002,”; and

(3) in subsection (d)(3), by inserting “of Energy” after “Department”.

(g) LIMITATION ON USE OF FUNDS IN RELATION TO F–CANYON FACILITY.—Section 4454 of such Act (50 U.S.C. 2638) is amended in paragraphs (1) and (2) by inserting “of” after “assessment”.

(h) INSPECTIONS OF CERTAIN FACILITIES.—Section 4501(a) of such Act (50 U.S.C. 2651(a)) is amended by striking “nuclear weapons facility” and inserting “na-
ional security laboratory or nuclear weapons production facility”.

(i) NOTICE RELATING TO CERTAIN FAILURES.—Section 4505 of such Act (50 U.S.C. 2656) is amended—

(1) in subsection (b), by striking the subsection heading and inserting the following: “SIGNIFICANT ATOMIC ENERGY DEFENSE INTELLIGENCE LOSSES”; and

(2) in subsection (e)(2), by striking “50 U.S.C. 413” and inserting “50 U.S.C. 3091”.

(j) REVIEW OF CERTAIN DOCUMENTS BEFORE DECLASSIFICATION AND RELEASE.—Section 4521(b) of such Act (50 U.S.C. 2671(b)) is amended by striking “Executive Order 12958” and inserting “Executive Order No. 13526 (50 U.S.C. 3161 note)”.

(k) PROTECTION AGAINST RELEASE OF RESTRICTED DATA.—Section 4522 of such Act (50 U.S.C. 2672) is amended—


(2) in subsection (b)(1), by striking “Executive Order No. 12958” and inserting “Executive Order No. 13526”;

HR 4435 PCS
(3) in subsection (f)(2), by striking “Executive Order No. 12958” and inserting “Executive Order No. 13526”.

(l) IDENTIFICATION OF DECLASSIFICATION ACTIVITIES IN BUDGET MATERIALS.—Section 4525(a) of such Act (50 U.S.C. 2675(a)) is amended by striking “Executive Order No. 12958 (50 U.S.C. 435 note)” and inserting “Executive Order No. 13526 (50 U.S.C. 3161 note)”.

(m) WORKFORCE RESTRUCTURING PLAN.—Section 4604(f)(3) of such Act (50 U.S.C. 2704(f)(3)) is amended by striking “Nevada and” and inserting “Nevada, and”.

(n) AVAILABILITY OF FUNDS.—Section 4709(b) of such Act (50 U.S.C. 2749(b)) is amended by striking “authorization” and inserting “authorization”.

(o) TRANSFER OF DEFENSE ENVIRONMENTAL CLEANUP FUNDS.—Section 4710(b)(3)(B) of such Act (50 U.S.C. 2750(b)(3)(B)) is amended by striking “management” and inserting “cleanup”.

(p) RESTRICTION ON USE OF FUNDS TO PAY CERTAIN PENALTIES.—Section 4722 of such Act (50 U.S.C. 2762) is amended—

(1) by inserting an em dash after “Department of Energy if”; 

(2) by realigning paragraphs (1) and (2) so as to be indented two ems from the left margin; and
(3) in paragraph (1), by striking “, or” and inserting “; or”.

(q) **RESEARCH AND DEVELOPMENT BY CERTAIN FACILITIES.**—Section 4832(a) of such Act (50 U.S.C. 2812(a)) is amended by striking “for Nuclear Security”.

(r) **REPORT ON HANFORD TANK SAFETY.**—Section 4441 of such Act (50 U.S.C. 2621) is amended by striking subsection (d).

(s) **CRITICAL TECHNOLOGY PARTNERSHIPS.**—Section 4813(a) of such Act (50 U.S.C. 2794(a)) is amended by striking “that atomic energy defense activities research on, and development of, any dual-use critical technology” and inserting “that research on and development of dual-use critical technology carried out through atomic energy defense activities”.

(t) **TABLE OF CONTENTS.**—The table of contents for such Act is amended by striking the item relating to section 4710 and inserting the following:

“Sec. 4710. Transfer of defense environmental cleanup funds.”.

**SEC. 3142. TECHNICAL CORRECTIONS TO NATIONAL NUCLEAR SECURITY ADMINISTRATION ACT.**

(a) **STATUS OF CERTAIN PERSONNEL.**—Section 3220(c) of the National Nuclear Security Administration Act (50 U.S.C. 2410(c)) is amended—

(1) by inserting an em dash after “activities between”;

HR 4435 PCS
(2) by realigning paragraphs (1) and (2) so as to be indented two ems from the left margin; and

(3) in paragraph (1), by striking “; and” and inserting “; and”.

(b) CONGRESSIONAL OVERSIGHT OF CERTAIN PROGRAMS.—Section 3236(a)(2)(B)(iv) of such Act (50 U.S.C. 2426(a)(2)(B)(iv)) is amended—

(1) by inserting an em dash after “program for”; 

(2) by realigning subclauses (I), (II), and (III) so as to be indented six ems from the left margin; 

(3) in subclause (I), by striking “year,” and inserting “year;”; and 

(4) in subclause (II), by striking “; and” and inserting “; and”.

SEC. 3143. BUDGET INCREASE FOR DEFENSE ENVIRONMENTAL CLEANUP.

(a) INCREASE.—Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated in section 3102 for defense environmental cleanup, as specified in the corresponding funding table in section 4701, is hereby increased by $20,000,000.

(b) OFFSET.—Notwithstanding the amounts set forth in the funding tables in division D, the amounts author-
ized to be appropriated in this title for weapons activities, as specified in the corresponding funding table in section 4701, for Inertial confinement fusion ignition and high yield campaign is hereby reduced by $20,000,000.

TITLE XXXII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD

SEC. 3201. AUTHORIZATION.

There are authorized to be appropriated for fiscal year 2015, $30,150,000 for the operation of the Defense Nuclear Facilities Safety Board under chapter 21 of the Atomic Energy Act of 1954 (42 U.S.C. 2286 et seq.).

SEC. 3202. INSPECTOR GENERAL OF DEFENSE NUCLEAR FACILITIES SAFETY BOARD.

Subsection (a) of section 322 of the Atomic Energy Act of 1954 (42 U.S.C. 2286k(a)) is amended to read as follows:

“(a) IN GENERAL.—The Inspector General of the Nuclear Regulatory Commission shall serve as the Inspector General of the Board, in accordance with the Inspector General Act of 1978 (5 U.S.C. App.).”.

SEC. 3203. NUMBER OF EMPLOYEES OF DEFENSE NUCLEAR FACILITIES SAFETY BOARD.

(a) IN GENERAL.—Section 313(b)(1)(A) of the Atomic Energy Act of 1954 (42 U.S.C. 2286b(b)(1)(A))
is amended by striking “150 full-time employees” and inserting “120 full-time employees”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on October 1, 2015.

TITLE XXXIV—NAVAL PETROLEUM RESERVES

SEC. 3401. AUTHORIZATION OF APPROPRIATIONS.

(a) AMOUNT.—There are hereby authorized to be appropriated to the Secretary of Energy $19,950,000 for fiscal year 2015 for the purpose of carrying out activities under chapter 641 of title 10, United States Code, relating to the naval petroleum reserves.

(b) PERIOD OF AVAILABILITY.—Funds appropriated pursuant to the authorization of appropriations in subsection (a) shall remain available until expended.

TITLE XXXV—MARITIME ADMINISTRATION

SEC. 3501. AUTHORIZATION OF APPROPRIATIONS FOR NATIONAL SECURITY ASPECTS OF THE MERCHANT MARINE FOR FISCAL YEAR 2015.

Funds are hereby authorized to be appropriated for fiscal year 2015, to be available without fiscal year limitation if so provided in appropriations Acts, for the use of the Department of Transportation for Maritime Adminis-
tration programs associated with maintaining national se-
curity aspects of the merchant marine, as follows:

(1) For expenses necessary for operations of the
United States Merchant Marine Academy, $79,790,000, of which—

(A) $65,290,000 shall remain available
until expended for Academy operations;

(B) $14,500,000 shall remain available
until expended for capital asset management at
the Academy.

(2) For expenses necessary to support the State
maritime academies, $17,650,000, of which—

(A) $2,400,000 shall remain available until
expended for student incentive payments;

(B) $3,600,000 shall remain available until
expended for direct payments to such acad-
emies;

(C) $11,300,000 shall remain available
until expended for maintenance and repair of
State maritime academy training vessels; and

(D) $350,000 shall remain available until
expended for improving the monitoring of grad-
uates’ service obligation.
(3) For expenses necessary to support Maritime Administration operations and programs, $50,960,000.

(4) For expenses necessary to dispose of vessels in the National Defense Reserve Fleet, $4,800,000, to remain available until expended.

(5) For expenses to maintain and preserve a United States-flag merchant marine to serve the national security needs of the United States under chapter 531 of title 46, United States Code, $186,000,000.

(6) For the cost (as defined in section 502(5) of the Federal Credit Reform Act of 1990 (2 U.S.C. 661a(5)) of loan guarantees under the program authorized by chapter 537 of title 46, United States Code, $73,100,000, of which $3,100,000 shall remain available until expended for administrative expenses of the program.

SEC. 3502. SPECIAL RULE FOR DD–17.

(a) IN GENERAL.—A vessel of the Navy transported in DD–17 (formerly known as USN–YFD–17) in the waters of the State of Alabama shall not be treated as merchandise for purposes of section 55102 of title 46, United States Code.
(b) LIMITATION.—If DD–17 (formerly known as USN–YFD–17) is sold after the date of the enactment of this Act, subsection (a) shall cease to have effect unless the purchaser of DD–17 is an eligible owner described in section 12103(b) of title 46, United States Code.

SEC. 3503. SENSE OF CONGRESS ON THE ROLE OF DOMESTIC MARITIME INDUSTRY IN NATIONAL SECURITY.

(a) FINDINGS.—Congress finds that—

(1) the United States domestic maritime industry carries hundreds of million of tons of cargo annually, supports nearly 500,000 jobs, and provides nearly 100 billion in annual economic output;

(2) the Nation’s military sealift capacity will benefit from one of the fastest growing segments of the domestic trades, 14 domestic trade tankers that are on order to be constructed at United States shipyards as of February 1, 2014;

(3) the domestic trades’ vessel innovations that transformed worldwide maritime commerce include the development of containerships, self-unloading vessels, articulated tug-barges, trailer barges, chemical parcel tankers, railroad-on-barge earfloats, and river flotilla towing systems;
(4) the national security benefits of the domestic maritime industry are unquestioned as the Department of Defense depends on United States domestic trades’ fleet of container ships, roll-on/roll-off ships, and product tankers to carry military cargoes;

(5) the Department of Defense benefits from a robust commercial shipyard and ship repair industry and current growth in that sector is particularly important as Federal budget cuts may reduce the number of new constructed military vessels; and

(6) the domestic fleet is essential to national security and was a primary source of mariners needed to crew United States Government-owned sealift vessels activated from reserve status during Operations Enduring Freedom and Iraqi Freedom in the period 2002 through 2010.

(b) Sense of Congress.—It is the sense of Congress that United States coastwise trade laws promote a strong domestic trade maritime industry, which supports the national security and economic vitality of the United States and the efficient operation of the United States transportation system.
DIVISION D—FUNDING TABLES

SEC. 4001. AUTHORIZATION OF AMOUNTS IN FUNDING TABLES.

(a) In General.—Whenever a funding table in this division specifies a dollar amount authorized for a project, program, or activity, the obligation and expenditure of the specified dollar amount for the project, program, or activity is hereby authorized, subject to the availability of appropriations.

(b) Merit-Based Decisions.—A decision to commit, obligate, or expend funds with or to a specific entity on the basis of a dollar amount authorized pursuant to subsection (a) shall—

(1) be based on merit-based selection procedures in accordance with the requirements of sections 2304(k) and 2374 of title 10, United States Code, or on competitive procedures; and

(2) comply with other applicable provisions of law.

(c) Relationship to Transfer and Programming Authority.—An amount specified in the funding tables in this division may be transferred or reprogrammed under a transfer or reprogramming authority provided by another provision of this Act or by other law.

The transfer or reprogramming of an amount specified in
such funding tables shall not count against a ceiling on such transfers or reprogrammings under section 1001 or section 1522 of this Act or any other provision of law, unless such transfer or reprogramming would move funds between appropriation accounts.

(d) **Applicability to Classified Annex.**—This section applies to any classified annex that accompanies this Act.

(e) **Oral and Written Communications.**—No oral or written communication concerning any amount specified in the funding tables in this division shall supersede the requirements of this section.

**TITLE XLI—PROCUREMENT**

**SEC. 4101. PROCUREMENT.**

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HR 4435 PCS
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<td>PROCUREMENT OF W&amp;TCV, ARMY</td>
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<td>TRACKED COMBAT VEHICLES</td>
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<td>Unfunded requirement-Fourth IDV Brigade</td>
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<td>WEAPONS &amp; OTHER COMBAT VEHICLES</td>
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<td>MOD OF WEAPONS AND OTHER COMBAT VEH</td>
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**OTHER SUPPORT EQUIPMENT**

- **Rapid Equipping Soldier Support Equipment**
- **Physical Security Systems (PSI)**
- **Base Level Support Equipment (BLS)**
- **Modification of In-Svc Equipment (SRI)**

Early to need—watercraft CRISH

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**HR 4435 PCS**
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**AIRCRAFT SPARES AND REPAIR PARTS**

Program decrease: [–3,000]
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**WEAPONS PROCUREMENT, NAVY MODIFICATION OF MISSILES**

- **Trident II M OSs** | 1,190,455 | 1,190,455 |

**SUPPORT EQUIPMENT & FACILITIES**

- **MISSILE INDUSTRIAL FACILITIES** | 5,671 | 5,671 |

**STRATEGIC MISSILES**

- **TOMAHAWK** | 194,258 | 276,258 | Minimum sustaining rate increase | [62,000] |

**TACTICAL MISSILES**

- **AHRAM** | 32,165 | 22,165 |
- **SIDESMITH** | 73,928 | 73,928 |
- **JSMW** | 130,759 | 130,759 |
- **STANDARD MISSILE** | 445,836 | 445,836 |
- **RAM** | 80,792 | 80,792 |
- **STAND OFF PRECISION GUIDED MUNITIONS (SOPGM)** | 1,830 | 1,830 |
- **ARIAL TARGETS** | 48,046 | 48,046 |
- **OTHER MISSILE SUPPORT** | 3,285 | 3,285 |

**MODIFICATION OF MISSILES**

- **Esmi** | 119,414 | 119,414 |
- **HARM MODS** | 111,719 | 111,719 |

**SUPPORT EQUIPMENT & FACILITIES**

- **WEAPONS INDUSTRIAL FACILITIES** | 2,541 | 2,541 |
- **FLEET SATELLITE COMM FOLLOW-ON** | 208,789 | 198,789 | Excess to need | [-9,000] |

**ORDNANCE SUPPORT EQUIPMENT**

- **ORDNANCE SUPPORT EQUIPMENT** | 73,211 | 73,211 |

**TORPEDOES AND RELATED EQUIP**

- **SSTD** | 6,562 | 6,562 |
- **MK-48 TORPEDO** | 14,151 | 14,151 |
- **ASW TARGETS** | 2,515 | 2,515 |

**MOD OF TORPEDOES AND RELATED EQUIP**

- **MK-44 TORPEDO MODS** | 98,928 | 98,928 |
- **MK-48 TORPEDO ADCAP MODS** | 46,893 | 46,893 |
- **QUICKSTRIKE MINES** | 6,966 | 6,966 |

**SUPPORT EQUIPMENT**

- **TORPEDO SUPPORT EQUIPMENT** | 52,670 | 52,670 |
- **ASW RANGE SUPPORT** | 3,795 | 3,795 |

**DESTINATION TRANSPORTATION**

- **FIRST DESTINATION TRANSPORTATION** | 3,892 | 3,892 |

**GUNS AND GUN MOUNTS**

- **SMALL ARMS AND WEAPONS** | 13,240 | 13,240 |

**MODIFICATION OF GUNS AND GUN MOUNTS**

- **CTNS MODS** | 75,108 | 75,108 |
- **COAST GUARD WEAPONS** | 18,948 | 18,948 |
- **GUN MOUNT MODS** | 62,651 | 62,651 |
- **AIRCONE MINES NEUTRALIZATION SYSTEMS** | 15,006 | 15,006 |

**SPARES AND REPAIR PARTS**

- **SPARES AND REPAIR PARTS** | 74,188 | 74,188 |

**TOTAL WEAPONS PROCUREMENT, NAVY** | **3,217,945** | **3,280,945** |

**PROCUREMENT OF AMMO, NAVY & MC NAVY AMMUNITION**

- **GENERAL PURPOSE BOMBS** | 107,069 | 107,069 |
- **AIRDROPPED ROCKETS, ALL TYPES** | 70,196 | 70,196 |
- **MACHINE GUN AMMUNITION** | 20,284 | 20,284 |
- **PRACTICE BOMBS** | 26,701 | 26,701 |
- **CARTRIDGES & CART ACTUATED DEVICES** | 53,866 | 53,866 |
- **AIR EXPENDABLE COUNTERMEASURES** | 59,292 | 59,292 |
- **JATOS** | 2,766 | 2,766 |
- **LILAC 6" LONG RANGE ATTACK PROJECTILE** | 113,092 | 113,092 |
- **5 INCH/54 GUN AMMUNITION** | 35,702 | 35,702 |
- **INTERMEDIATE CALIBER GUN AMMUNITION** | 36,475 | 36,475 |
- **OTHER SHIP GUN AMMUNITION** | 41,906 | 41,906 |
- **SMALL ARMS AND LANDING PARTY AMMO** | 51,535 | 51,535 |
- **PTBOJECTING AND DEBRIDING** | 11,652 | 11,652 |
- **AMMUNITION LESS THAN $5 MILLION** | 4,733 | 4,733 |
- **MARINE CORPS AMMUNITION** | 31,708 | 31,708 |
- **LINEAR CHARGES, ALL TYPES** | 692 | 692 |

HR 4435 PCS
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### OTHER PROCUREMENT, NAVY

#### SHIP PROPULSION EQUIPMENT

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#### OTHER SHIPBOARD EQUIPMENT

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### MISSILE PROCUREMENT, AIR FORCE

#### MISSILE REPLACEMENT EQUIPMENT—BALLISTIC

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### PROCUREMENT OF AMMUNITION, AIR FORCE

#### ROCKETS

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HR 4435 PCS
SEC. 4101. PROCUREMENT

(In Thousands of Dollars)

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### SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

#### TITLE XLII—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

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**TOTAL PROCUREMENT, DEFENSE-WIDE**: 4,221,437, 4,393,537

**JOINT URGENT OPERATIONAL NEEDS FUND**

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**TOTAL JOINT URGENT OPERATIONAL NEEDS FUND**: 20,000, 0

**PRIOR YEAR RESCISSIONS**

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**TOTAL PRIOR YEAR RESCISSIONS**: –265,685, 0

**UNDISTRIBUTED GENERAL PROVISIONS**

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**TOTAL UNDISTRIBUTED GENERAL PROVISIONS**: –265,685, 0

**TOTAL PROCUREMENT**: 89,588,034, 90,983,703

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1. TITLE XLII—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
2. SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
3. SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
4. SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
5. SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
### SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

#### (In Thousands of Dollars)

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**RDT&E MANAGEMENT SUPPORT**

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### SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

**(In Thousands of Dollars)**

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### RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY

**BASIC RESEARCH**

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### SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

#### (In Thousands of Dollars)

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#### ADVANCED TECHNOLOGY DEVELOPMENT

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### SYSTEM DEVELOPMENT & DEMONSTRATION

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#### INTEGRATED SUBSYSTEMS SUPPORT

| 180 | 0604411N | INTEGRATED SUBSYSTEMS SUPPORT | 39,371 | 39,371 |
| 181 | 0604411N | INTEGRATED SUBSYSTEMS SUPPORT | 39,371 | 39,371 |

#### AMPHIBIOUS TACTICAL SUPPORT UNITS (DISPLACEMENT CRFT.)

| 182 | 0604406N | GROUND AIR TASK ORIENTED RAHAR (GATOR) | 69,106 | 69,106 |

| 183 | 0604571N | CONSOLIDATED TRAINING SYSTEMS DEVELOPMENT | 39,922 | 39,922 |
| 184 | 0604374N | CRYPTOLOGIC DIRECT SUPPORT | 1,157 | 1,157 |
| 185 | 0604374N | CRYPTOLOGIC DIRECT SUPPORT | 1,157 | 1,157 |
| 186 | 0604374N | ELECTRONIC WARFARE (EW) READINESS SUPPORT | 22,067 | 22,067 |
| 187 | 0604374N | ELECTRONIC WARFARE (EW) READINESS SUPPORT | 22,067 | 22,067 |
| 188 | 0604374N | TACTICAL DATA LINKS | 151,208 | 151,208 |
| 189 | 0604374N | SURFACE ASW COMBAT SYSTEM INTEGRATION | 26,366 | 26,366 |
| 190 | 0604374N | MK-48 ADCAP | 25,092 | 25,092 |
| 191 | 0604374N | AVIATION IMPROVEMENTS | 106,536 | 106,536 |
| 192 | 0604374N | AVIATION IMPROVEMENTS | 106,536 | 106,536 |
| 193 | 0604374N | MARINE CORPS COMMUNICATIONS SYSTEMS | 77,398 | 77,398 |
| 194 | 0604374N | COMMON AVIATION COMMAND AND CONTROL SYSTEM (CACS) | 32,495 | 32,495 |

#### SUBTOTAL OPERATIONAL SUPPORT

| 195 | 0604374N | MARINE CORPS GROUND COMBAT SUPPORTING ARMS SYSTEMS | 156,626 | 156,626 |
| 196 | 0604374N | MARINE CORPS GROUND COMBAT SUPPORTING ARMS SYSTEMS | 156,626 | 156,626 |

#### SUBTOTAL SYSTEMS DEVELOPMENT

| 197 | 0604374N | MARINE CORPS GROUND COMBAT SUPPORTING ARMS SYSTEMS | 156,626 | 156,626 |
| 198 | 0604374N | MARINE CORPS GROUND COMBAT SUPPORTING ARMS SYSTEMS | 156,626 | 156,626 |

#### SUBTOTAL Systems Development & Demonstration

| 200 | 0604374N | MARINE CORPS GROUND COMBAT SUPPORTING ARMS SYSTEMS | 156,626 | 156,626 |
| 201 | 0604374N | MARINE CORPS GROUND COMBAT SUPPORTING ARMS SYSTEMS | 156,626 | 156,626 |
| 202 | 0604374N | MARINE CORPS GROUND COMBAT SUPPORTING ARMS SYSTEMS | 156,626 | 156,626 |

### Notes

- Unjustified cost growth [–10,000]
- Unjustified cost growth [–10,000]
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**TOTAL ADVANCED TECHNOLOGY DEVELOPMENT:**

1,278,133
## SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

(In Thousands of Dollars)

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1,367,268

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### SUBTOTAL SYSTEM DEVELOPMENT & DEMONSTRATION

3,337,419

3,347,419

### MANAGEMENT SUPPORT

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### SUBTOTAL MANAGEMENT SUPPORT

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1,186,099

Initial Aircraft Qualification [5,298]
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Per Air Force UFR | 10,000 | 10,000 |
### SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

#### (In Thousands of Dollars)

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| 265  | 0602421F        | CLASSIFIED PROGRAMS                    | 31,441,120      | 31,463,920      |
| 266  | 0602422F        | Classified program increase            | 25,000          | 25,000          |
| 267  | 0602423F        | Classified program reduction           | (–102,200)      | (–102,200)      |

**SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT: 15,717,666 15,617,566**

**TOTAL RESEARCH, DEVELOPMENT, TEST & EVALUATION: 23,729,892 23,865,392**

### RESEARCH, DEVELOPMENT, TEST & EVALUATION

| 268  | 0602424F        | BASIC RESEARCH                         |
| 269  | 0602425F        | DEFENSE RESEARCH SCIENCES              |
| 270  | 0602426F        | BASIC RESEARCH INITIATIVES              |
| 271  | 0602427F        | NATIONAL SECURITY SCIENCE AND ELECTRICITY |
| 272  | 0602428F        | NATIONAL DEFENSE EDUCATION PROGRAM     |
| 273  | 0602429F        | HISTORICALLY BLACK COLLEGES & UNIVERSITIES |
| 274  | 0602430F        | CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM |

**SUBTOTAL BASIC RESEARCH: 562,497 572,497**

### APPLIED RESEARCH

| 275  | 0602431F        | JUNIWORDS TECHNOLOGY                   |
| 276  | 0602432F        | BIOLOGICAL TECHNOLOGY                  |
| 277  | 0602433F        | LINCOLN LABORATORY RESEARCH PROGRAM    |
| 278  | 0602434F        | APPLIED RESEARCH FOR THE ADVANCEMENT OF S&T PRIORITIES |
| 279  | 0602435F        | INFORMATION & COMMUNICATIONS TECHNOLOGY |
| 280  | 0602436F        | BIOLOGICAL WARFARE DEFENSE             |
| 281  | 0602437F        | CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM |
| 282  | 0602438F        | COUNTERSECURITY RESEARCH               |
| 283  | 0602439F        | TACTICAL TACTICS                       |
| 284  | 0602440F        | METALLURGICAL AND BIOTECHNOLOGY        |
| 285  | 0602441F        | ELECTRONICS TECHNOLOGY                 |
| 286  | 0602442F        | WEAPONS OF MASS DESTRUCTION DEFENSES    |
| 287  | 0602443F        | SOFTWARE ENGINEERING INSTITUTE (SEI) APPLIED RESEARCH |

**SUBTOTAL APPLIED RESEARCH: 1,692,415 1,692,415**

HR 4435 PCS
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**ADVANCED TECHNOLOGY DEVELOPMENT**

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**ADVANCED COMPONENT DEVELOPMENT AND PROTOTYPES**

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**ADVANCED TECHNOLOGY DEVELOPMENT**

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**SUBTOTAL SYSTEM DEVELOPMENT AND DEMONSTRATION**

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**SUBTOTAL MANAGEMENT SUPPORT**

**SUBTOTAL SYSTEM DEVELOPMENT AND DEMONSTRATION**

**TOTAL**

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**SUBTOTAL MANAGEMENT SUPPORT** | **887,876** | **891,876** |

**OPERATIONAL SYSTEM DEVELOPMENT**

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**TOTAL RESEARCH, DEVELOPMENT, TEST & EVALUATION** | **16,766,084** | **16,989,432** |
### TITLE XLIII—OPERATION AND MAINTENANCE

#### SEC. 4301. OPERATION AND MAINTENANCE.

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#### MOBILIZATION

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TOTAL OPERATIONAL TEST & EVAL, DEFENSE: 167,738
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**HR 4435 PCS**
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**Admin & SRVWD Activities**

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**Subtotal Admin & SRVWD Activities**

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**Subtotal Undistributed**

**Total Operation & Maintenance, NAVY**

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**Reduction in contracts for Other Services**

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**Subtotal Total Operation & Maintenance, NAVY**

**House**

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**Reduction in contracts for Other Services**

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**Subtotal Totals**

**House**

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**Reduction in contracts for Other Services**

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### SEC. 4301. OPERATION AND MAINTENANCE

#### (In Thousands of Dollars)

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Reduction in contracts for Other Services:  
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- 2,500
- 1,000
- 500
- 4,500
- 100
- 46,000
- 34,500
- 60,500
- 2,500
- 1,000
- 500
- 1,000
- 500
- 1,000
- 500
- 2,500

**MOBILIZATION**  
- 31,619,155 | 31,941,255

**TRAINING AND RECRUITING**  
- 932,342 | 886,342

**SUBTOTAL OPERATING FORCES**

**SUBTOTAL MOBILIZATION**
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**UNDISTRIBUTED**

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**OPERATION & MAINTENANCE, MARINE CORPS OPERATING FORCES**

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### SEC. 4301. OPERATION AND MAINTENANCE

**(In Thousands of Dollars)**

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**TOTAL OPERATION & MAINTENANCE, MARINE CORPS**

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**OPERATION & MAINTENANCE, NAVY RES**

**OPERATING FORCES**

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**TOTAL OPERATION & MAINTENANCE, NAVY RES**

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**OPERATION & MAINTENANCE, MC RESERVE**

**OPERATING FORCES**

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**SUBTOTAL MOBILIZATION** | 4,505,541 | 4,498,041 |

**TRAINING AND RECRUITING**

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**SUBTOTAL ADMIN & SRVWD ACTIVITIES** | 6,559,673 | 6,572,673 |

**UNDISTRIBUTED**

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**TOTAL OPERATION & MAINTENANCE, AIR FORCE** | 35,331,193 | 35,151,064 |
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SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

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MISCELLANEOUS APPROPRIATIONS

010 US COURT OF APPEALS FOR THE ARMED FORCES, DEFENSE

020 OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID

030 COOPERATIVE THREAT REDUCTION

040 ACQ WORKFORCE DEV FD

050 ENVIRONMENTAL RESTORATION, ARMY

070 ENVIRONMENTAL RESTORATION, NAVY

080 ENVIRONMENTAL RESTORATION, AIR FORCE

090 ENVIRONMENTAL RESTORATION FORMERLY USED SITES

100 OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND

110 SUPPORT OF INTERNATIONAL SPORTING COMPETITIONS, DEFENSE

SUBTOTAL MISCELLANEOUS APPROPRIATIONS

TOTAL MISCELLANEOUS APPROPRIATIONS

TOTAL OPERATION & MAINTENANCE

TITLE XLIV—MILITARY PERSONNEL

SEC. 4401. MILITARY PERSONNEL

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### SEC. 4501. OTHER AUTHORIZATIONS.

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SEC. 4501. OTHER AUTHORIZATIONS
(In Thousands of Dollars)

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1 TITLE XLVI—MILITARY CONSTRUCTION

2 SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

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## SEC. 4601. MILITARY CONSTRUCTION

### (In Thousands of Dollars)

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### SEC. 4601. MILITARY CONSTRUCTION

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**Total Family Housing Operation & Maintenance, Army**

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### SEC. 4601. MILITARY CONSTRUCTION

(In Thousands of Dollars)

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<td>Unspecified Worldwide Locations</td>
<td>General Reductions</td>
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<tr>
<td>Total General Reductions</td>
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<td></td>
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<tr>
<td>Total Military Construction</td>
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<td></td>
<td>6,557,447</td>
<td>6,532,970</td>
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</tbody>
</table>

### TITLE XLVII—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

### SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

<table>
<thead>
<tr>
<th>Program</th>
<th>FY 2015 Request</th>
<th>House Authorized</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nuclear Energy</td>
<td>104,000</td>
<td>104,000</td>
</tr>
</tbody>
</table>
### Atomic Energy Defense Activities

#### National nuclear security administration:
- Weapons activities .................................................. 8,314,902 8,462,602
- Defense nuclear nonproliferation ................................ 1,555,156 1,565,156
- Naval reactors .................................................. 1,377,100 1,387,100
- Federal salaries and expenses .................................. 410,842 386,842
- Total, National nuclear security administration ........... 11,688,000 11,801,700

#### Environmental and other defense activities:
- Defense environmental cleanup .................................. 5,327,538 4,870,538
- Other defense activities ........................................ 753,000 758,300
- Total, Environmental & other defense activities .......... 6,080,538 5,628,838

#### Total, Atomic Energy Defense Activities ................. 17,738,538 17,430,538

#### Total, Discretionary Funding ............................... 17,842,538 17,534,538

### Nuclear Energy

- Idaho sitewide safeguards and security .......................... 104,000 104,000

### Weapons Activities

#### Directed stockpile work

##### Life extension programs
- B61 Life extension program ...................................... 643,000 643,000
- W76 Life extension program ...................................... 259,168 273,768
- W88 Life extension program ...................................... 165,400 166,600
- Cruise missile warhead life extension program ............ 9,418 17,018
- Total, Life extension programs .................................. 1,076,986 1,100,386

#### Stockpile systems
- B61 Stockpile systems ........................................... 109,615 109,615
- W76 Stockpile systems ........................................... 45,728 45,728
- W78 Stockpile systems ........................................... 62,703 66,403
- W80 Stockpile systems ........................................... 70,610 70,610
- W88 Stockpile systems ........................................... 63,136 63,136
- W87 Stockpile systems ........................................... 91,255 91,255
- W88 Stockpile systems ........................................... 88,069 88,069
- Total, Stockpile systems ......................................... 531,107 534,807

#### Weapons dismantlement and disposition
- Operations and maintenance ...................................... 30,008 30,008

#### Stockpile services
- Production support .................................................. 350,942 363,242
- Research and development support .............................. 29,649 29,649
- R&D certification and safety ...................................... 201,479 212,479
- Management, technology, and production .................. 241,805 241,805
- Plutonium sustainment ........................................... 144,575 172,875
- Tritium readiness .................................................. 140,053 140,053
- Total, Stockpile services .......................................... 1,108,503 1,160,103

#### Total, Directed stockpile work ................................ 2,746,604 2,825,304

### Campaigns:

#### Science campaign
- Advanced certification ............................................ 58,747 58,747
- Primary assessment technologies ............................... 112,000 112,000
- Dynamic materials properties ................................... 117,999 117,999
- Advanced radiography ............................................ 79,340 79,340
- Secondary assessment technologies ........................... 88,344 88,344
- Total, Science campaign .......................................... 456,430 456,430

#### Engineering campaign
- Enhanced surety ..................................................... 52,003 54,403
- Weapon systems engineering assessment technology .... 20,832 20,832
- Nuclear survivability ............................................. 25,371 25,371
- Enhanced surveillance .......................................... 37,799 41,399
- Total, Engineering campaign ................................... 136,005 142,005

#### Inertial confinement fusion ignition and high yield campaign
- Ignition ............................................................... 77,994 77,994
- Support of other stockpile programs ......................... 23,598 23,598
<table>
<thead>
<tr>
<th>Program</th>
<th>FY 2015 Request</th>
<th>House Authorized</th>
</tr>
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<tbody>
<tr>
<td>Diagnostics, cryogenies and experimental support</td>
<td>61,297</td>
<td>61,297</td>
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<tr>
<td>Pulsed power inertial confinement fusion</td>
<td>5,024</td>
<td>5,024</td>
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<tr>
<td>Joint program in high energy density laboratory plasmas</td>
<td>9,100</td>
<td>9,100</td>
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<tr>
<td>Facility operations and target production</td>
<td>335,882</td>
<td>335,882</td>
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<tr>
<td><strong>Total, Inertial confinement fusion and high yield campaign</strong></td>
<td><strong>512,895</strong></td>
<td><strong>512,895</strong></td>
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<tr>
<td>Advanced simulation and computing campaign</td>
<td>610,108</td>
<td>610,108</td>
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<tr>
<td>Nonnuclear Readiness Campaign</td>
<td>125,909</td>
<td>125,909</td>
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<td><strong>Total, Campaigns</strong></td>
<td><strong>1,841,347</strong></td>
<td><strong>1,847,347</strong></td>
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**Readiness in technical base and facilities (RTBF)**

**Operations of facilities**

<table>
<thead>
<tr>
<th>Program</th>
<th>FY 2015 Request</th>
<th>House Authorized</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kansas City Plant</td>
<td>125,000</td>
<td>125,000</td>
</tr>
<tr>
<td>Lawrence Livermore National Laboratory</td>
<td>71,000</td>
<td>71,000</td>
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<tr>
<td>Los Alamos National Laboratory</td>
<td>198,000</td>
<td>198,000</td>
</tr>
<tr>
<td>Nevada National Security Site</td>
<td>89,000</td>
<td>89,000</td>
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<tr>
<td>Pantex</td>
<td>75,000</td>
<td>75,000</td>
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<tr>
<td>Sandia National Laboratory</td>
<td>106,000</td>
<td>106,000</td>
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<tr>
<td>Savannah River Site</td>
<td>81,000</td>
<td>81,000</td>
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<tr>
<td>Y–12 National security complex</td>
<td>151,000</td>
<td>151,000</td>
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<tr>
<td><strong>Total, Operations of facilities</strong></td>
<td><strong>896,000</strong></td>
<td><strong>896,000</strong></td>
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<tr>
<td>Program readiness</td>
<td>136,700</td>
<td>136,700</td>
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<tr>
<td>Material recycle and recovery</td>
<td>138,900</td>
<td>138,900</td>
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<tr>
<td>Containers</td>
<td>26,000</td>
<td>26,000</td>
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<tr>
<td>Storage</td>
<td>40,800</td>
<td>40,800</td>
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<tr>
<td>Maintenance and repair of facilities</td>
<td>205,000</td>
<td>220,000</td>
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<tr>
<td>Recapitalization</td>
<td>209,321</td>
<td>248,321</td>
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<td><strong>Subtotal, Readiness in technical base and facilities</strong></td>
<td><strong>756,721</strong></td>
<td><strong>810,721</strong></td>
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**Construction:**

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<tr>
<th>Program</th>
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<tr>
<td>15–D–613 Emergency Operations Center, Y–12</td>
<td>2,000</td>
<td>2,000</td>
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<tr>
<td>15–D–612 Emergency Operations Center, LLNL</td>
<td>2,000</td>
<td>2,000</td>
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<tr>
<td>15–D–611 Emergency Operations Center, SNL</td>
<td>4,000</td>
<td>4,000</td>
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<tr>
<td>15–D–301 HE Science &amp; Engineering Facility, PX</td>
<td>11,800</td>
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<tr>
<td>12–D–301 TRU waste facilities, LANL</td>
<td>6,938</td>
<td>6,938</td>
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<tr>
<td>11–D–801 TA–55 Reinvestment project Phase 2, LANL</td>
<td>10,000</td>
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<tr>
<td>07–D–220 Radioactive liquid waste treatment facility upgrade project, LANL</td>
<td>15,000</td>
<td>15,000</td>
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<tr>
<td>08–D–141 PED/Construction, Uranium Capabilities Replacement Project Y–12</td>
<td>335,000</td>
<td>335,000</td>
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<td><strong>Total, Construction</strong></td>
<td><strong>402,800</strong></td>
<td><strong>402,800</strong></td>
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<tr>
<td><strong>Total, Readiness in technical base and facilities</strong></td>
<td><strong>2,055,521</strong></td>
<td><strong>2,109,521</strong></td>
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**Secure transportation asset**

<table>
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<tr>
<th>Program</th>
<th>FY 2015 Request</th>
<th>House Authorized</th>
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<tbody>
<tr>
<td>Operations and equipment</td>
<td>132,851</td>
<td>132,851</td>
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<tr>
<td>Program direction</td>
<td>100,962</td>
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<td><strong>Total, Secure transportation asset</strong></td>
<td><strong>233,813</strong></td>
<td><strong>233,813</strong></td>
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</table>

**Nuclear counterterrorism incident response**                            | 173,440         | 182,440          |

**Counterterrorism and Counterproliferation Programs**                   | 76,901          | 76,901           |

**Site stewardship**

<table>
<thead>
<tr>
<th>Program</th>
<th>FY 2015 Request</th>
<th>House Authorized</th>
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</thead>
<tbody>
<tr>
<td>Environmental projects and operations</td>
<td>53,000</td>
<td>53,000</td>
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<tr>
<td>Nuclear materials integration</td>
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<td>16,218</td>
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<tr>
<td>Minority serving institution partnerships program</td>
<td>13,231</td>
<td>13,231</td>
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<tr>
<td><strong>Total, Site stewardship</strong></td>
<td><strong>82,449</strong></td>
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</table>

**Defense nuclear security**

<table>
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<tr>
<th>Program</th>
<th>FY 2015 Request</th>
<th>House Authorized</th>
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</thead>
<tbody>
<tr>
<td>Operations and maintenance</td>
<td>618,123</td>
<td>618,123</td>
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<tr>
<td><strong>Total, Defense nuclear security</strong></td>
<td><strong>618,123</strong></td>
<td><strong>618,123</strong></td>
</tr>
</tbody>
</table>

**Information technology and cybersecurity**                             | 179,646         | 179,646          |

**Legacy contractor pensions**                                            | 307,058         | 307,058          |

**Total, Weapons Activities**                                             | **8,314,902**   | **8,462,602**    |
### Defense Nuclear Nonproliferation

**Defense Nuclear Nonproliferation Programs**

Global threat reduction initiative ........................................ 333,488 413,488

**Defense Nuclear Nonproliferation R&D**

Operations and maintenance ........................................... 360,808 430,808

Nonproliferation and international security ......................... 141,359 177,759

International material protection and cooperation .................. 305,467 129,067

**Fissile materials disposition**

U.S. surplus fissile materials disposition

Operations and maintenance

U.S. plutonium disposition ................................................. 85,000 85,000

U.S. uranium disposition .................................................... 25,000 25,000

Total, Operations and maintenance .................................... 110,000 110,000

Construction:

99-D-143 Mixed oxide fuel fabrication facility, Savannah River, SC ........................................ 196,000 196,000

99-D-141-02 Waste Solidification Building, Savannah River, SC ........................................ 5,125 5,125

Total, Construction ..................................................... 201,125 201,125

Total, U.S. surplus fissile materials disposition ....................... 311,125 311,125

Russian surplus fissile materials disposition

Total, Fissile materials disposition .................................... 1,452,247 1,462,247

Legacy contractor pensions .............................................. 102,909 102,909

Total, Defense Nuclear Nonproliferation .............................. 1,555,156 1,565,156

**Naval Reactors**

Naval reactors operations and infrastructure ......................... 412,380 422,380

Naval reactors development ............................................... 425,700 425,700

Ohio replacement reactor systems development ...................... 156,100 156,100

S8G Prototype refueling .................................................... 126,400 126,400

Program direction ........................................................... 46,600 46,600

Construction:

15-D-904 NRF Overpack Storage Expansion 3 ......................... 400 400

15-D-903 KL Fire System Upgrade ....................................... 600 600

15-D-902 KS Engineer team trainer facility ........................... 1,500 1,500

15-D-901 KS Central office building and prototype staff facility .......................... 24,000 24,000

14-D-901 Spent fuel handling recapitalization project, NRF ........ 141,100 141,100

13-D-905 Remote-handled low-level waste facility, INL .............. 14,429 14,429

13-D-904 KS Radiological work and storage building, KSO ........... 20,100 20,100

10-D-901 Security upgrades, KAPL ...................................... 7,400 7,400

08-D-190 Expended Core Facility M-290 receiving/discharge station, Naval Reactor Facility, ID ........................................... 400 400

Total, Construction ..................................................... 209,920 209,920

Total, Naval Reactors ..................................................... 1,377,100 1,387,100

**Federal Salaries And Expenses**

Program direction ........................................................... 410,842 386,842

Total, Office Of The Administrator ..................................... 410,842 386,842

**Defense Environmental Cleanup**

Closure sites:

Closure sites administration .............................................. 4,889 4,889

Hanford site:

River corridor and other cleanup operations ......................... 322,788 322,788

Central plateau remediation:

Central plateau remediation ............................................ 474,292 474,292

Construction:

15-D-401 Containerized sludge (RI-0012) .................. 26,290 26,290

Total, Central plateau remediation .................................... 500,582 500,582

HR 4435 PCS
### SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

**Program** | **FY 2015 Request** | **House Authorized**
--- | --- | ---
Richland community and regulatory support | 14,701 | 14,701

**Total, Hanford site** | 848,071 | 848,071

**Idaho National Laboratory:**
- Idaho cleanup and waste disposition | 364,293 | 364,293
- Idaho community and regulatory support | 2,910 | 2,910

**Total, Idaho National Laboratory** | 367,203 | 367,203

**NNSA sites**
- Lawrence Livermore National Laboratory | 1,366 | 1,366
- Nevada | 64,851 | 64,851
- Sandia National Laboratories | 2,801 | 2,801
- Los Alamos National Laboratory | 196,017 | 196,017

**Construction:**

**Total, NNSA sites and Nevada off-sites** | 293,635 | 293,635

**Oak Ridge Reservation:**
- OR Nuclear facility D & D | 73,155 | 73,155

**Construction:**
- 14–D–403 Outfall 200 Mercury Treatment Facility | 9,400 | 9,400

**Total, OR Nuclear facility D & D** | 82,555 | 82,555

**U233 Disposition Program** | 41,626 | 41,626

**OR cleanup and disposition:**
- OR cleanup and disposition | 71,137 | 71,137

**Construction:**
- 15–D–405—Sludge Buildout | 4,200 | 4,200

**Total, OR cleanup and disposition** | 75,337 | 75,337

**OR reservation community and regulatory support** | 4,365 | 4,365

**Solid waste stabilization and disposition, Oak Ridge technology development** | 3,000 | 3,000

**Total, Oak Ridge Reservation** | 206,883 | 206,883

**Office of River Protection:**
- Waste treatment and immobilization plant
  - 01–D–416 A-D/ORP-0060 / Major construction | 575,000 | 575,000
  - 01–D–16E Pretreatment facility | 115,000 | 115,000

**Total, Waste treatment and immobilization plant** | 690,000 | 690,000

**Tank farm activities**
- Rad liquid tank waste stabilization and disposition | 522,000 | 522,000

**Construction:**
- 15–D–409 Low Activity Waste Pretreatment System, Hanford | 23,000 | 23,000

**Total, Tank farm activities** | 545,000 | 545,000

**Total, Office of River protection** | 1,235,000 | 1,235,000

**Savannah River sites:**
- Savannah River risk management operations | 416,276 | 416,276
- SR community and regulatory support | 11,013 | 11,013

**Radioactive liquid tank waste:**
- Radioactive liquid tank waste stabilization and disposition | 553,175 | 553,175

**Construction:**
- 15–D–402—Saltstone Disposal Unit #6 | 34,642 | 34,642
- 05–D–405 Salt waste processing facility, Savannah River | 135,000 | 135,000

**Total, Construction** | 169,642 | 169,642

**Total, Radioactive liquid tank waste** | 722,817 | 722,817

**Total, Savannah River site** | 1,150,106 | 1,150,106

**Waste isolation pilot plant** | 216,029 | 216,029

**Program direction** | 280,784 | 280,784
**Program support** | 14,979 | 14,979

**Safeguards and Security:**
- Oak Ridge Reservation | 16,382 | 16,382
- Paducah | 7,297 | 7,297

**Total** | **994** | **994**
<table>
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<tr>
<th>Program</th>
<th>FY 2015 Request</th>
<th>House Authorized</th>
</tr>
</thead>
<tbody>
<tr>
<td>Portsmouth</td>
<td>8,492</td>
<td>8,492</td>
</tr>
<tr>
<td>Richland/Hanford Site</td>
<td>63,668</td>
<td>63,668</td>
</tr>
<tr>
<td>Savannah River Site</td>
<td>132,196</td>
<td>132,196</td>
</tr>
<tr>
<td>Waste Isolation Pilot Project</td>
<td>4,455</td>
<td>4,455</td>
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<tr>
<td>West Valley</td>
<td>1,471</td>
<td>1,471</td>
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<tr>
<td>Technology development</td>
<td>13,007</td>
<td>19,007</td>
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<tr>
<td><strong>Subtotal, Defense environmental cleanup</strong></td>
<td><strong>4,864,538</strong></td>
<td><strong>4,870,538</strong></td>
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<tr>
<td>Uranium enrichment D&amp;D fund contribution</td>
<td>463,000</td>
<td>0</td>
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<tr>
<td><strong>Total, Defense Environmental Cleanup</strong></td>
<td><strong>5,327,538</strong></td>
<td><strong>4,870,538</strong></td>
</tr>
</tbody>
</table>

| Other Defense Activities         |                 |                   |
| Specialized security activities  | 292,152         | 207,452           |
| Environment, health, safety and security |                 |                   |
| Environment, health, safety and security | 118,763         | 118,763           |
| Program direction                | 62,235          | 62,235            |
| **Total, Environment, Health, safety and security** | **180,998**     | **180,998**       |
| Independent enterprise assessments |                 |                   |
| Independent enterprise assessments | 24,068          | 24,068            |
| Program direction                | 49,466          | 49,466            |
| **Total, Independent enterprise assessments** | **73,534**      | **73,534**        |
| Office of Legacy Management      |                 |                   |
| Legacy management                | 158,639         | 158,639           |
| Program direction                | 13,341          | 13,341            |
| **Total, Office of Legacy Management** | **171,980**     | **171,980**       |
| Defense-related activities       |                 |                   |
| Defense related administrative support |                 |                   |
| Chief financial officer          | 46,877          | 46,877            |
| Chief information officer        | 71,959          | 71,959            |
| **Total, Defense related administrative support** | **118,836**     | **118,836**       |
| Office of hearings and appeals   | 5,500           | 5,500             |
| **Subtotal, Other defense activities** | **753,000**     | **758,300**       |
| **Total, Other Defense Activities** | **753,000**     | **758,300**       |

1 DIVISION E—FEDERAL INFORMATION TECHNOLOGY ACQUISITION REFORM

2 SEC. 5001. SHORT TITLE.

3 This division may be cited as the “Federal Information Technology Acquisition Reform Act”.

4 SEC. 5002. TABLE OF CONTENTS.

5 The table of contents for this division is as follows:

DIVISION E—FEDERAL INFORMATION TECHNOLOGY ACQUISITION REFORM
Sec. 5001. Short title.
Sec. 5002. Table of contents.
Sec. 5003. Definitions.

TITLE LI—MANAGEMENT OF INFORMATION TECHNOLOGY WITHIN FEDERAL GOVERNMENT

Sec. 5101. Increased authority of agency Chief Information Officers over information technology.
Sec. 5102. Lead coordination role of Chief Information Officers Council.
Sec. 5103. Reports by Government Accountability Office.

TITLE LII—DATA CENTER OPTIMIZATION

Sec. 5201. Purpose.
Sec. 5202. Definitions.
Sec. 5203. Federal data center optimization initiative.
Sec. 5204. Performance requirements related to data center consolidation.
Sec. 5205. Cost savings related to data center optimization.
Sec. 5206. Reporting requirements to Congress and the Federal Chief Information Officer.

TITLE LIII—ELIMINATION OF DUPLICATION AND WASTE IN INFORMATION TECHNOLOGY ACQUISITION

Sec. 5301. Inventory of information technology software assets.
Sec. 5302. Website consolidation and transparency.
Sec. 5303. Transition to the cloud.
Sec. 5304. Elimination of unnecessary duplication of contracts by requiring business case analysis.

TITLE LIV—STRENGTHENING IT ACQUISITION WORKFORCE

Sec. 5411. Expansion of training and use of information technology acquisition cadres.
Sec. 5412. Plan on strengthening program and project management performance.
Sec. 5413. Personnel awards for excellence in the acquisition of information systems and information technology.

TITLE LV—ADDITIONAL REFORMS

Sec. 5501. Maximizing the benefit of the Federal strategic sourcing initiative.
Sec. 5502. Governmentwide software purchasing program.
Sec. 5503. Promoting transparency of blanket purchase agreements.
Sec. 5504. Additional source selection technique in solicitations.
Sec. 5505. Enhanced transparency in information technology investments.
Sec. 5506. Enhanced communication between government and industry.
Sec. 5507. Clarification of current law with respect to technology neutrality in acquisition of software.
Sec. 5508. No additional funds authorized.

SEC. 5003. DEFINITIONS.

In this division:
(1) **Chief Acquisition Officers Council.**—The term “Chief Acquisition Officers Council” means the Chief Acquisition Officers Council established by section 1311(a) of title 41, United States Code.

(2) **Chief Information Officer.**—The term “Chief Information Officer” means a Chief Information Officer (as designated under section 3506(a)(2) of title 44, United States Code) of an agency listed in section 901(b) of title 31, United States Code.

(3) **Chief Information Officers Council.**—The term “Chief Information Officers Council” or “CIO Council” means the Chief Information Officers Council established by section 3603(a) of title 44, United States Code.

(4) **Director.**—The term “Director” means the Director of the Office of Management and Budget.

(5) **Federal agency.**—The term “Federal agency” means each agency listed in section 901(b) of title 31, United States Code.

(6) **Federal Chief Information Officer.**—The term “Federal Chief Information Officer” means the Administrator of the Office of Electronic
Government established under section 3602 of title 44, United States Code.

(7) **Information Technology or IT.**—The term “information technology” or “IT” has the meaning provided in section 11101(6) of title 40, United States Code.

(8) **Relevant Congressional Committees.**—The term “relevant congressional committees” means each of the following:

(A) The Committee on Oversight and Government Reform and the Committee on Armed Services of the House of Representatives.

(B) The Committee on Homeland Security and Governmental Affairs and the Committee on Armed Services of the Senate.

**TITLE LI—MANAGEMENT OF INFORMATION TECHNOLOGY WITHIN FEDERAL GOVERNMENT**

**SEC. 5101. INCREASED AUTHORITY OF AGENCY CHIEF INFORMATION OFFICERS OVER INFORMATION TECHNOLOGY.**

(a) Presidential Appointment of CIOs of Certain Agencies.—
(1) IN GENERAL.—Section 11315 of title 40, United States Code, is amended—

(A) by redesignating subsection (a) as subsection (e) and moving such subsection to the end of the section; and

(B) by inserting before subsection (b) the following new subsection (a):

“(a) PRESIDENTIAL APPOINTMENT OR DESIGNATION OF CERTAIN CHIEF INFORMATION OFFICERS.—

“(1) IN GENERAL.—There shall be within each agency listed in section 901(b)(1) of title 31 an agency Chief Information Officer. Each agency Chief Information Officer shall—

“(A)(i) be appointed by the President; or

“(ii) be designated by the President, in consultation with the head of the agency; and

“(B) be appointed or designated, as applicable, from among individuals who possess demonstrated ability in general management of, and knowledge of and extensive practical experience in, information technology management practices in large governmental or business entities.

“(2) RESPONSIBILITIES.—An agency Chief Information Officer appointed or designated under this section shall report directly to the head of the agen-
cy and carry out, on a full-time basis, responsibilities as set forth in this section and in section 3506(a) of title 44 for Chief Information Officers designated under paragraph (2) of such section.”.

(2) CONFORMING AMENDMENTS.—Section 3506(a)(2) of title 44, United States Code, is amended—

(A) by striking “(A) Except as provided under subparagraph (B), the head of each agency” and inserting “The head of each agency, other than an agency with a Presidentially appointed or designated Chief Information Officer as provided in section 11315(a)(1) of title 40,”; and

(B) by striking subparagraph (B).

(b) AUTHORITY RELATING TO BUDGET AND PERSONNEL.—Section 11315 of title 40, United States Code, is further amended by inserting after subsection (c) the following new subsection:

“(d) ADDITIONAL AUTHORITIES FOR CERTAIN CIOs.—

“(1) BUDGET-RELATED AUTHORITY.—

“(A) PLANNING.—Notwithstanding any other provision of law, the head of each agency listed in section 901(b)(1) or 901(b)(2) of title
that the Chief Information Officer of the agency has the authority to participate in decisions regarding the budget planning process related to information technology or programs that include significant information technology components.

“(B) ALLOCATION.—Notwithstanding any other provision of law, amounts appropriated for any agency listed in section 901(b)(1) or 901(b)(2) of title 31 and in section 102 of title 5 for any fiscal year that are available for information technology shall be allocated within the agency, consistent with the provisions of appropriations Acts and budget guidelines and recommendations from the Director of the Office of Management and Budget, in such manner as specified by, or approved by, the Chief Information Officer of the agency in consultation with the Chief Financial Officer of the agency and budget officials.

“(2) PERSONNEL-RELATED AUTHORITY.—Notwithstanding any other provision of law, the head of each agency listed in section 901(b)(1) or 901(b)(2) of title 31 shall ensure that the Chief Information
Officer of the agency has the authority necessary to approve the hiring of personnel who will have information technology responsibilities within the agency and to require that such personnel have the obligation to report to the Chief Information Officer in a manner considered sufficient by the Chief Information Officer.”.

(c) Single Chief Information Officer in Each Agency.—

(1) Requirement.—Section 3506(a)(3) of title 44, United States Code, is amended—

(A) by inserting “(A)” after “(3)”; and

(B) by adding at the end the following new subparagraph:

“(B) Each agency shall have only one individual with the title and designation of ‘Chief Information Officer’. Any bureau, office, or subordinate organization within the agency may designate one individual with the title ‘Deputy Chief Information Officer’, ‘Associate Chief Information Officer’, ‘Assistant Chief Information Officer’. “.

(2) Effective Date.—Section 3506(a)(3)(B) of title 44, United States Code, as added by paragraph (1), shall take effect as of October 1, 2014.
Any individual serving in a position affected by such section before such date may continue in that position if the requirements of such section are fulfilled with respect to that individual.

SEC. 5102. LEAD COORDINATION ROLE OF CHIEF INFORMATION OFFICERS COUNCIL.

(a) Lead Coordination Role.—Subsection (d) of section 3603 of title 44, United States Code, is amended to read as follows:

“(d) Lead Interagency Forum.—

“(1) In General.—The Council is designated the lead interagency forum for improving agency coordination of practices related to the design, development, modernization, use, operation, sharing, performance, and review of Federal Government information resources investment. As the lead interagency forum, the Council shall develop cross-agency portfolio management practices to allow and encourage the development of cross-agency shared services and shared platforms. The Council shall also issue guidelines and practices for infrastructure and common information technology applications, including expansion of the Federal Enterprise Architecture process if appropriate. The guidelines and practices may address broader transparency, common inputs,
common outputs, and outcomes achieved. The guidelines and practices shall be used as a basis for comparing performance across diverse missions and operations in various agencies.

“(2) REPORT.—Not later than December 1 in each of the 6 years following the date of the enactment of this paragraph, the Council shall submit to the relevant congressional committees a report (to be known as the ‘CIO Council Report’) summarizing the Council's activities in the preceding fiscal year and containing such recommendations for further congressional action to fulfill its mission as the Council considers appropriate.

“(3) RELEVANT CONGRESSIONAL COMMITTEES.—For purposes of the report required by paragraph (2), the relevant congressional committees are each of the following:

“(A) The Committee on Oversight and Government Reform and the Committee on Armed Services of the House of Representatives.

“(B) The Committee on Homeland Security and Governmental Affairs and the Committee on Armed Services of the Senate.”.
(b) REFERENCES TO ADMINISTRATOR OF E-GOVERN-
MENT AS FEDERAL CHIEF INFORMATION OFFICER.—

(1) REFERENCES.—Section 3602(b) of title 44, United States Code, is amended by adding at the end the following: “The Administrator may also be referred to as the Federal Chief Information Offi-
cer.”.

(2) DEFINITION.—Section 3601(1) of such title is amended by inserting “or Federal Chief Informa-
tion Officer” before “means”.

SEC. 5103. REPORTS BY GOVERNMENT ACCOUNTABILITY OFFICE.

(a) REQUIREMENT TO EXAMINE EFFECTIVENESS.—
The Comptroller General of the United States shall exam-
ine the effectiveness of the Chief Information Officers Council in meeting its responsibilities under section 3603(d) of title 44, United States Code, as added by sec-
tion 5102, with particular focus on whether agencies are actively participating in the Council and heeding the Council’s advice and guidance.

(b) REPORTS.—Not later than 1 year, 3 years, and 5 years after the date of the enactment of this Act, the Comptroller General shall submit to the relevant congres-
sional committees a report containing the findings and
recommendations of the Comptroller General from the ex-
amination required by subsection (a).

TITLE LII—DATA CENTER
OPTIMIZATION

SEC. 5201. PURPOSE.

The purpose of this title is to optimize Federal data
center usage and efficiency.

SEC. 5202. DEFINITIONS.

In this title:

(1) FEDERAL DATA CENTER OPTIMIZATION INI-
TIATIVE.—The term “Federal Data Center Optimi-
zation Initiative” or the “Initiative” means the ini-
tiative developed and implemented by the Director,
through the Federal Chief Information Officer, as
required under section 5203.

(2) COVERED AGENCY.—The term “covered
agency” means any agency included in the Federal
Data Center Optimization Initiative.

(3) DATA CENTER.—The term “data center”
means a closet, room, floor, or building for the stor-
age, management, and dissemination of data and in-
formation, as defined by the Federal Chief Informa-
tion Officer under guidance issued pursuant to this
section.
(4) **Federal data center.**—The term “Federal data center” means any data center of a covered agency used or operated by a covered agency, by a contractor of a covered agency, or by another organization on behalf of a covered agency.

(5) **Server utilization.**—The term “server utilization” refers to the activity level of a server relative to its maximum activity level, expressed as a percentage.

(6) **Power usage effectiveness.**—The term “power usage effectiveness” means the ratio obtained by dividing the total amount of electricity and other power consumed in running a data center by the power consumed by the information and communications technology in the data center.

**SEC. 5203. FEDERAL DATA CENTER OPTIMIZATION INITIATIVE.**

(a) **Requirement for initiative.**—The Federal Chief Information Officer, in consultation with the chief information officers of covered agencies, shall develop and implement an initiative, to be known as the Federal Data Center Optimization Initiative, to optimize the usage and efficiency of Federal data centers by meeting the requirements of this division and taking additional measures, as appropriate.
(b) Requirement for Plan.—Within 6 months after the date of the enactment of this Act, the Federal Chief Information Officer, in consultation with the chief information officers of covered agencies, shall develop and submit to Congress a plan for implementation of the Initiative required by subsection (a) by each covered agency. In developing the plan, the Federal Chief Information Officer shall take into account the findings and recommendations of the Comptroller General review required by section 5205(e).

(c) Matters Covered.—The plan shall include—

(1) descriptions of how covered agencies will use reductions in floor space, energy use, infrastructure, equipment, applications, personnel, increases in multiorganizational use, server virtualization, cloud computing, and other appropriate methods to meet the requirements of the initiative; and

(2) appropriate consideration of shifting Federally owned data center workload to commercially owned data centers.

SEC. 5204. PERFORMANCE REQUIREMENTS RELATED TO DATA CENTER CONSOLIDATION.

(a) Server Utilization.—Each covered agency may use the following methods to achieve the maximum
server utilization possible as determined by the Federal Chief Information Officer:

(1) The closing of existing data centers that lack adequate server utilization, as determined by the Federal Chief Information Officer. If the agency fails to close such data centers, the agency shall provide a detailed explanation as to why this data center should remain in use as part of the submitted plan. The Federal Chief Information Officer shall include an assessment of the agency explanation in the annual report to Congress.

(2) The consolidation of services within existing data centers to increase server utilization rates.

(3) Any other method that the Federal Chief Information Officer, in consultation with the chief information officers of covered agencies, determines necessary to optimize server utilization.

(b) POWER USAGE EFFECTIVENESS.—Each covered agency may use the following methods to achieve the maximum energy efficiency possible as determined by the Federal Chief Information Officer:

(1) The use of the measurement of power usage effectiveness to calculate data center energy efficiency.
(2) The use of power meters in facilities dedicated to data center operations to frequently measure power consumption over time.

(3) The establishment of power usage effectiveness goals for each data center.

(4) The adoption of best practices for managing—

(A) temperature and airflow in facilities dedicated to data center operations; and

(B) power supply efficiency.

(5) The implementation of any other method that the Federal Chief Information Officer, in consultation with the Chief Information Officers of covered agencies, determines necessary to optimize data center energy efficiency.

SEC. 5205. COST SAVINGS RELATED TO DATA CENTER OPTIMIZATION.

(a) REQUIREMENT TO TRACK COSTS.—

(1) IN GENERAL.—Each covered agency shall track costs resulting from implementation of the Federal Data Center Optimization Initiative within the agency and submit a report on those costs annually to the Federal Chief Information Officer. Covered agencies shall determine the net costs from data consolidation on an annual basis.
(2) **FACTORS.**—In calculating net costs each year under paragraph (1), a covered agency shall use the following factors:

(A) Energy costs.

(B) Personnel costs.

(C) Real estate costs.

(D) Capital expense costs.

(E) Maintenance and support costs such as operating subsystem, database, hardware, and software license expense costs.

(F) Other appropriate costs, as determined by the agency in consultation with the Federal Chief Information Officer.

(b) **REQUIREMENT TO TRACK SAVINGS.**—

(1) **IN GENERAL.**—Each covered agency shall track realized and projected savings resulting from implementation of the Federal Data Center Optimization Initiative within the agency and submit a report on those savings annually to the Federal Chief Information Officer. Covered agencies shall determine the net savings from data consolidation on an annual basis.

(2) **FACTORS.**—In calculating net savings each year under paragraph (1), a covered agency shall use the following factors:
(A) Energy savings.

(B) Personnel savings.

(C) Real estate savings.

(D) Capital expense savings.

(E) Maintenance and support savings such as operating subsystem, database, hardware, and software license expense savings.

(F) Other appropriate savings, as determined by the agency in consultation with the Federal Chief Information Officer.

(3) PUBLIC AVAILABILITY.—The Federal Chief Information Officer shall make publicly available a summary of realized and projected savings for each covered agency. The Federal Chief Information Officer shall identify any covered agency that failed to provide the annual report required under paragraph (1).

(c) REQUIREMENT TO USE COST-EFFECTIVE MEASURES.—Covered agencies shall use the most cost-effective measures to implement the Federal Data Center Optimization Initiative, such as using estimation to measure or track costs and savings using a methodology approved by the Federal Chief Information Officer.

(d) GOVERNMENT ACCOUNTABILITY OFFICE REVIEW.—Not later than 6 months after the date of the en-
actment of this Act, the Comptroller General of the United States shall examine methods for calculating savings from the Initiative and using them for the purposes identified in subsection (d), including establishment and use of a special revolving fund that supports data centers and server optimization, and shall submit to the Federal Chief Information Officer and Congress a report on the Comptroller General’s findings and recommendations.

SEC. 5206. REPORTING REQUIREMENTS TO CONGRESS AND THE FEDERAL CHIEF INFORMATION OFFICER.

(a) AGENCY REQUIREMENT TO REPORT TO CIO.—

(1) IN GENERAL.—Except as provided in paragraph (2), each covered agency each year shall submit to the Federal Chief Information Officer a report on the implementation of the Federal Data Center Optimization Initiative, including savings resulting from such implementation. The report shall include an update of the agency’s plan for implementing the Initiative.

(2) DEPARTMENT OF DEFENSE.—The Secretary of Defense shall comply with paragraph (1) each year by submitting to the Federal Chief Information Officer a report with relevant information collected under section 2867 of Public Law 112–81
(1) (10 U.S.C. 2223a note) or a copy of the report re-
quired under section 2867(d) of such law.

(b) *Federal Chief Information Officer Re-
quirement To Report to Congress.*—Each year, the
Federal Chief Information Officer shall submit to the rel-
evant congressional committees a report that assesses
agency progress in carrying out the Federal Data Center
Optimization Initiative and updates the plan under section
5203. The report may be included as part of the annual
report required under section 3606 of title 44, United
States Code.

**TITLE LIII—ELIMINATION OF**
**DUPLICATION AND WASTE IN**
**INFORMATION TECHNOLOGY**
**ACQUISITION**

**SEC. 5301. INVENTORY OF INFORMATION TECHNOLOGY**
**SOFTWARE ASSETS.**

(a) *Plan.*—The Director shall develop a plan for con-
ducting a Governmentwide inventory of information tech-
nology software assets.

(b) *Matters Covered.*—The plan required by sub-
section (a) shall cover the following:

(1) The manner in which Federal agencies can
achieve the greatest possible economies of scale and
cost savings in the procurement of information tech-
nology software assets, through measures such as reducing the procurement of new software licenses until such time as agency needs exceed the number of existing and unused licenses.

(2) The capability to conduct ongoing Governmentwide inventories of all existing software licenses on an application-by-application basis, including duplicative, unused, overused, and underused licenses, and to assess the need of agencies for software licenses.

(3) A Governmentwide spending analysis to provide knowledge about how much is being spent for software products or services to support decisions for strategic sourcing under the Federal strategic sourcing program managed by the Office of Federal Procurement Policy.

(c) Availability.—The inventory of information technology software assets shall be available to Chief Information Officers and such other Federal officials as the Chief Information Officers may, in consultation with the Chief Information Officers Council, designate.

(d) Deadline and Submission to Congress.—Not later than 180 days after the date of the enactment of this Act, the Director shall complete and submit to Congress the plan required by subsection (a).
(e) Implementation.—Not later than two years after the date of the enactment of this Act, the Director shall complete implementation of the plan required by subsection (a).

(f) Review by Comptroller General.—Not later than two years after the date of the enactment of this Act, the Comptroller General of the United States shall review the plan required by subsection (a) and submit to the relevant congressional committees a report on the review.

SEC. 5302. WEBSITE CONSOLIDATION AND TRANSPARENCY.

(a) Website Consolidation.—The Director shall—

(1) in consultation with Federal agencies, and after reviewing the directory of public Federal Government websites of each agency (as required to be established and updated under section 207(f)(3) of the E-Government Act of 2002 (Public Law 107–347; 44 U.S.C. 3501 note)), assess all the publicly available websites of Federal agencies to determine whether there are duplicative or overlapping websites; and

(2) require Federal agencies to eliminate or consolidate those websites that are duplicative or overlapping.
(b) **Website Transparency.**—The Director shall issue guidance to Federal agencies to ensure that the data on publicly available websites of the agencies are open and accessible to the public.

(c) **Matters Covered.**—In preparing the guidance required by subsection (b), the Director shall—

(1) develop guidelines, standards, and best practices for interoperability and transparency;

(2) identify interfaces that provide for shared, open solutions on the publicly available websites of the agencies; and

(3) ensure that Federal agency Internet home pages, web-based forms, and web-based applications are accessible to individuals with disabilities in conformance with section 508 of the Rehabilitation Act of 1973 (29 U.S.C. 794d).

(d) **Deadline for Guidance.**—The guidance required by subsection (b) shall be issued not later than 180 days after the date of the enactment of this Act.

**SEC. 5303. Transition to the Cloud.**

(a) **Sense of Congress.**—It is the sense of Congress that transition to cloud computing offers significant potential benefits for the implementation of Federal information technology projects in terms of flexibility, cost, and operational benefits.
(b) **GOVERNMENTWIDE APPLICATION.**—In assessing cloud computing opportunities, the Chief Information Officers Council shall define policies and guidelines for the adoption of Governmentwide programs providing for a standardized approach to security assessment and operational authorization for cloud products and services.

(c) **ADDITIONAL BUDGET AUTHORITIES FOR TRANSITION.**—In transitioning to the cloud, a Chief Information Officer of an agency listed in section 901(b) of title 31, United States Code, may establish such cloud service Working Capital Funds, in consultation with the Chief Financial Officer of the agency, as may be necessary to transition to cloud-based solutions. Any establishment of a new Working Capital Fund under this subsection shall be reported to the Committees on Appropriations of the House of Representatives and the Senate and relevant Congressional committees.

**SEC. 5304. ELIMINATION OF UNNECESSARY DUPLICATION OF CONTRACTS BY REQUIRING BUSINESS CASE ANALYSIS.**

(a) **PURPOSE.**—The purpose of this section is to leverage the Government's buying power and achieve administrative efficiencies and cost savings by eliminating unnecessary duplication of contracts.
(b) Requirement for Business Case Approval.—

(1) In general.—Chapter 33 of title 41, United States Code, is amended by adding at the end the following new section:

“§ 3312. Requirement for business case approval for new Governmentwide contracts

“(a) In general.—An executive agency may not issue a solicitation for a covered Governmentwide contract unless the agency performs a business case analysis for the contract and obtains an approval of the business case analysis from the Administrator for Federal Procurement Policy.

“(b) Review of business case analysis.—

“(1) In general.—With respect to any covered Governmentwide contract, the Administrator for Federal Procurement Policy shall review the business case analysis submitted for the contract and provide an approval or disapproval within 60 days after the date of submission. Any business case analysis not disapproved within such 60-day period is deemed to be approved.

“(2) Basis for approval of business case.—The Administrator for Federal Procurement Policy shall approve or disapprove a business case
analysis based on the adequacy of the analysis submitted. The Administrator shall give primary consideration to whether an agency has demonstrated a compelling need that cannot be satisfied by existing Governmentwide contract in a timely and cost-effective manner.

“(c) CONTENT OF BUSINESS CASE ANALYSIS.—The Administrator for Federal Procurement Policy shall issue guidance specifying the content for a business case analysis submitted pursuant to this section. At a minimum, the business case analysis shall include details on the administrative resources needed for such contract, including an analysis of all direct and indirect costs to the Federal Government of awarding and administering such contract and the impact such contract will have on the ability of the Federal Government to leverage its purchasing power.

“(b) DEFINITIONS.—In this section:

“(1) COVERED GOVERNMENTWIDE CONTRACT.—The term ‘covered Governmentwide contract’ means any contract, blanket purchase agreement, or other contractual instrument for acquisition of information technology or other goods or services that allows for an indefinite number of orders to be placed under the contract, agreement, or instrument, and that is established by one executive agency for
use by multiple executive agencies to obtain goods or services. The term does not include—

“(A) a multiple award schedule contract awarded by the General Services Administration;

“(B) a Governmentwide acquisition contract for information technology awarded pursuant to sections 11302(c) and 11314(a)(2) of title 40;

“(C) orders under Governmentwide contracts in existence before the effective date of this section; or

“(D) any contract in an amount less than $10,000,000, determined on an average annual basis.

“(2) EXECUTIVE AGENCY.—The term ‘executive agency’ has the meaning provided that term by section 105 of title 5.”.

(2) CLERICAL AMENDMENT.—The table of sections for chapter 33 of title 41, United States Code, is amended by adding after the item relating to section 3311 the following new item:

“3312. Requirement for business case approval for new Governmentwide contracts.”.

(c) REPORT.—Not later than June 1 in each of the next 6 years following the date of the enactment of this
Act, the Administrator for Federal Procurement Policy shall submit to the relevant congressional committees a report on the implementation of section 3312 of title 41, United States Code, as added by subsection (b), including a summary of the submissions, reviews, approvals, and disapprovals of business case analyses pursuant to such section.

(d) GUIDANCE.—The Administrator for Federal Procurement Policy shall issue guidance for implementing section 3312 of such title.

(e) REVISION OF FAR.—Not later than 180 days after the date of the enactment of this Act, the Federal Acquisition Regulation shall be amended to implement section 3312 of such title.

(g) EFFECTIVE DATE.—Section 3312 of such title is effective on and after 180 days after the date of the enactment of this Act.

TITLE LIV—STRENGTHENING IT ACQUISITION WORKFORCE

SEC. 5411. EXPANSION OF TRAINING AND USE OF INFORMATION TECHNOLOGY ACQUISITION CADRES.

(a) PURPOSE.—The purpose of this section is to ensure timely progress by Federal agencies toward developing, strengthening, and deploying personnel with highly specialized skills in information technology acquisition, in-
including program and project managers, to be known as information technology acquisition cadres.

(b) REPORT TO CONGRESS.—Section 1704 of title 41, United States Code, is amended by adding at the end the following new subsection:

“(j) STRATEGIC PLAN ON INFORMATION TECHNOLOGY ACQUISITION CADRES.—

“(1) FIVE-YEAR STRATEGIC PLAN TO CONGRESS.—Not later than June 1 following the date of the enactment of this subsection, the Director shall submit to the relevant congressional committees a 5-year strategic plan (to be known as the ‘IT Acquisition Cadres Strategic Plan’) to develop, strengthen, and solidify information technology acquisition cadres. The plan shall include a timeline for implementation of the plan and identification of individuals responsible for specific elements of the plan during the 5-year period covered by the plan.

“(2) MATTERS COVERED.—The plan shall address, at a minimum, the following matters:

“(A) Current information technology acquisition staffing challenges in Federal agencies, by previous year’s information technology acquisition value, and by the Federal Government as a whole.
“(B) The variety and complexity of information technology acquisitions conducted by each Federal agency covered by the plan, and the specialized information technology acquisition workforce needed to effectively carry out such acquisitions.

“(C) The development of a sustainable funding model to support efforts to hire, retain, and train an information technology acquisition cadre of appropriate size and skill to effectively carry out the acquisition programs of the Federal agencies covered by the plan, including an examination of interagency funding methods and a discussion of how the model of the Defense Acquisition Workforce Development Fund could be applied to civilian agencies.

“(D) Any strategic human capital planning necessary to hire, retain, and train an information acquisition cadre of appropriate size and skill at each Federal agency covered by the plan.

“(E) Governmentwide training standards and certification requirements necessary to enhance the mobility and career opportunities of the Federal information technology acquisition
cadre within the Federal agencies covered by
the plan.

“(F) New and innovative approaches to
workforce development and training, including
cross-functional training, rotational develop-
ment, and assignments both within and outside
the Government.

“(G) Appropriate consideration and align-
ment with the needs and priorities of the acquis-
sition intern programs.

“(H) Assessment of the current workforce
competency and usage trends in evaluation
technique to obtain best value, including proper
handling of tradeoffs between price and
nonprice factors.

“(I) Assessment of the current workforce
competency in designing and aligning perform-
ance goals, life cycle costs, and contract incen-
tives.

“(J) Assessment of the current workforce
competency in avoiding brand-name preference
and using industry-neutral functional specifica-
tions to leverage open industry standards and
competition.
“(K) Use of integrated program teams, including fully dedicated program managers, for each complex information technology investment.

“(L) Proper assignment of recognition or accountability to the members of an integrated program team for both individual functional goals and overall program success or failure.

“(M) The development of a technology fellows program that includes provisions for recruiting, for rotation of assignments, and for partnering directly with universities with well-recognized information technology programs.

“(N) The capability to properly manage other transaction authority (where such authority is granted), including ensuring that the use of the authority is warranted due to unique technical challenges, rapid adoption of innovative or emerging commercial or noncommercial technologies, or other circumstances that cannot readily be satisfied using a contract, grant, or cooperative agreement in accordance with applicable law and the Federal Acquisition Regulation.
“(O) The use of student internship and scholarship programs as a talent pool for permanent hires and the use and impact of special hiring authorities and flexibilities to recruit diverse candidates.

“(P) The assessment of hiring manager satisfaction with the hiring process and hiring outcomes, including satisfaction with the quality of applicants interviewed and hires made.

“(Q) The assessment of applicant satisfaction with the hiring process, including the clarity of the hiring announcement, the user-friendliness of the application process, communication from the hiring manager or agency regarding application status, and timeliness of the hiring decision.

“(R) The assessment of new hire satisfaction with the onboarding process, including the orientation process, and investment in training and development for employees during their first year of employment.

“(S) Any other matters the Director considers appropriate.

“(3) ANNUAL REPORT.—Not later than June 1 in each of the 5 years following the year of submis-
sion of the plan required by paragraph (1), the Di-
rector shall submit to the relevant congressional
committees an annual report outlining the progress
made pursuant to the plan.

“(4) GOVERNMENT ACCOUNTABILITY OFFICE
REVIEW OF THE PLAN AND ANNUAL REPORT.—

“(A) Not later than 1 year after the sub-
mission of the plan required by paragraph (1),
the Comptroller General of the United States
shall review the plan and submit to the relevant
congressional committees a report on the re-
view.

“(B) Not later than 6 months after the
submission of the first, third, and fifth annual
report required under paragraph (3), the Comp-
troller General shall independently assess the
findings of the annual report and brief the rel-
levant congressional committees on the Com-
troller General’s findings and recommendations
to ensure the objectives of the plan are accom-
plished.

“(5) DEFINITIONS.—In this subsection:

“(A) The term ‘Federal agency’ means
each agency listed in section 901(b) of title 31.
“(B) The term ‘relevant congressional committees’ means each of the following:

“(i) The Committee on Oversight and Government Reform and the Committee on Armed Services of the House of Representatives.

“(ii) The Committee on Homeland Security and Governmental Affairs and the Committee on Armed Services of the Senate.”.

SEC. 5412. PLAN ON STRENGTHENING PROGRAM AND PROJECT MANAGEMENT PERFORMANCE.

(a) Plan on Strengthening Program and Project Management Performance.—Not later than June 1 following the date of the enactment of this Act, the Director, in consultation with the Director of the Office of Personnel Management, shall submit to the relevant congressional committees a plan for improving management of IT programs and projects.

(b) Matters Covered.—The plan required by subsection (a) shall include, at a minimum, the following:

(1) Creation of a specialized career path for program management.
(2) The development of a competency model for program management consistent with the IT project manager model.

(3) A career advancement model that requires appropriate expertise and experience for advancement.

(4) A career advancement model that is more competitive with the private sector and that recognizes both Government and private sector experience.

(c) COMBINATION WITH OTHER CADRES PLAN.—The Director may combine the plan required by subsection (a) with the IT Acquisition Cadres Strategic Plan required under section 1704(j) of title 41, United States Code, as added by section 5411.

SEC. 5413. PERSONNEL AWARDS FOR EXCELLENCE IN THE ACQUISITION OF INFORMATION SYSTEMS AND INFORMATION TECHNOLOGY.

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Director of the Office of Personnel Management shall develop policy and guidance for agencies to develop a program to recognize excellent performance by Federal Government employees and teams of such employees in the acquisition of information systems and information technology for the agency.
(b) Elements.—The program referred to in subsection (a) shall, to the extent practicable—

(1) obtain objective outcome measures; and

(2) include procedures for—

(A) the nomination of Federal Government employees and teams of such employees for eligibility for recognition under the program; and

(B) the evaluation of nominations for recognition under the program by 1 or more agency panels of individuals from Government, academia, and the private sector who have such expertise, and are appointed in such a manner, as the Director of the Office of Personal Management shall establish for purposes of the program.

(c) Award of Cash Bonuses and Other Incentives.—In carrying out the program referred to in subsection (a), the Director of the Office of Personnel Management, in consultation with the Director of the Office of Management and Budget, shall establish policies and guidance for agencies to reward any Federal Government employee or teams of such employees recognized pursuant to the program—

(1) with a cash bonus, to the extent that the performance of such individual or team warrants the
award of such bonus and is authorized by any provision of law;

(2) through promotions and other nonmonetary awards;

(3) by publicizing—

(A) acquisition accomplishments by individual employees; and

(B) the tangible end benefits that resulted from such accomplishments, as appropriate;

and

(4) through other awards, incentives, or bonuses that the head of the agency considers appropriate.

TITLE LV—ADDITIONAL REFORMS

SEC. 5501. MAXIMIZING THE BENEFIT OF THE FEDERAL STRATEGIC SOURCING INITIATIVE.

Not later than 180 days after the date of the enactment of this Act, the Administrator for Federal Procurement Policy shall prescribe regulations providing that when the Federal Government makes a purchase of services and supplies offered under the Federal Strategic Sourcing Initiative (managed by the Office of Federal Procurement Policy) but such Initiative is not used, the contract file for the purchase shall include a brief analysis
of the comparative value, including price and nonprice fac-
tors, between the services and supplies offered under such
Initiative and services and supplies offered under the
source or sources used for the purchase.

SEC. 5502. GOVERNMENTWIDE SOFTWARE PURCHASING
PROGRAM.

(a) In General.—The Administrator of General
Services, in collaboration with the Department of Defense,
shall identify and develop a strategic sourcing initiative
to enhance Governmentwide acquisition, shared use, and
dissemination of software, as well as compliance with end
user license agreements.

(b) Examination of Methods.—In developing the
initiative under subsection (a), the Administrator shall ex-
amine the use of realistic and effective demand aggrega-
tion models supported by actual agency commitment to
use the models, and supplier relationship management
practices, to more effectively govern the Government’s ac-
quision of information technology.

(c) Governmentwide User License Agreement.—The Administrator, in developing the initiative
under subsection (a), shall allow for the purchase of a li-
cense agreement that is available for use by all executive
agencies as one user to the maximum extent practicable
and as appropriate.
SEC. 5503. PROMOTING TRANSPARENCY OF BLANKET PURCHASE AGREEMENTS.

(a) Price Information To Be Treated as Public Information.—The final negotiated price offered by an awardee of a blanket purchase agreement shall be treated as public information.

(b) Publication of Blanket Purchase Agreement Information.—Not later than 180 days after the date of the enactment of this Act, the Administrator of General Services shall make available to the public a list of all blanket purchase agreements entered into by Federal agencies under its Federal Supply Schedules contracts and the prices associated with those blanket purchase agreements. The list and price information shall be updated at least once every 6 months.

SEC. 5504. ADDITIONAL SOURCE SELECTION TECHNIQUE IN SOLICITATIONS.

Section 3306(d) of title 41, United States Code, is amended—

(1) by striking “or” at the end of paragraph (1);

(2) by striking the period and inserting “; or” at the end of paragraph (2); and

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

...
“(3) stating in the solicitation that the award will be made using a fixed price technical competition, under which all offerors compete solely on nonprice factors and the fixed award price is pre-announced in the solicitation.”

SEC. 5505. ENHANCED TRANSPARENCY IN INFORMATION TECHNOLOGY INVESTMENTS.

(a) Public Availability of Information About IT Investments.—Section 11302(e) of title 40, United States Code, is amended—

(1) by redesignating paragraph (2) as paragraph (3); and

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

“(2) Public Availability.—

“(A) In general.—The Director shall make available to the public the cost, schedule, and performance data for all of the IT investments listed in subparagraph (B), notwithstanding whether the investments are for new IT acquisitions or for operations and maintenance of existing IT.

“(B) Investments listed.—The investments listed in this subparagraph are the following:
“(i) At least 80 percent (by dollar value) of all information technology investments Governmentwide.

“(ii) At least 60 percent (by dollar value) of all information technology investments in each Federal agency listed in section 901(b) of title 31.

“(iii) Every major information technology investment (as defined by the Office of Management and Budget) in each Federal agency listed in section 901(b) of title 31.

“(C) Quarterly Review and Certification.—For each investment listed in subparagraph (B), the agency Chief Information Officer and the program manager of the investment within the agency shall certify, at least once every quarter, that the information is current, accurate, and reflects the risks associated with each listed investment. The Director shall conduct quarterly reviews and publicly identify agencies with an incomplete certification or with significant data quality issues.

“(D) Continuous Availability.—The information required under subparagraph (A),
in its most updated form, shall be publicly available at all times.

“(E) Waiver or limitation authority.—The applicability of subparagraph (A) may be waived or the extent of the information may be limited—

“(i) by the Director, with respect to IT investments Governmentwide; and

“(ii) by the Chief Information Officer of a Federal agency, with respect to IT investments in that agency;

if the Director or the Chief Information Officer, as the case may be, determines that such a waiver or limitation is in the national security interests of the United States.”.

(b) Additional Report Requirements.—Paragraph (3) of section 11302(c) of such title, as redesignated by subsection (a), is amended by adding at the end the following: “The report shall include an analysis of agency trends reflected in the performance risk information required in paragraph (2).”.

SEC. 5506. ENHANCED COMMUNICATION BETWEEN GOVERNMENT AND INDUSTRY.

Not later than 180 days after the date of the enactment of this Act, the Federal Acquisition Regulatory
Council shall prescribe a regulation making clear that agency acquisition personnel are permitted and encouraged to engage in responsible and constructive exchanges with industry, so long as those exchanges are consistent with existing law and regulation and do not promote an unfair competitive advantage to particular firms.

SEC. 5507. CLARIFICATION OF CURRENT LAW WITH RESPECT TO TECHNOLOGY NEUTRALITY IN ACQUISITION OF SOFTWARE.

(a) PURPOSE.—The purpose of this section is to establish guidance and processes to clarify that software acquisitions by the Federal Government are to be made using merit-based requirements development and evaluation processes that promote procurement choices—

(1) based on performance and value, including the long-term value proposition to the Federal Government;

(2) free of preconceived preferences based on how technology is developed, licensed, or distributed; and

(3) generally including the consideration of proprietary, open source, and mixed source software technologies.

(b) TECHNOLOGY NEUTRALITY.—Nothing in this section shall be construed to modify the Federal Govern-
ment’s long-standing policy of following technology-neutral principles and practices when selecting and acquiring information technology that best fits the needs of the Federal Government.

(c) GUIDANCE.—Not later than 180 days after the date of the enactment of this Act, the Director, in consultation with the Chief Information Officers Council, shall issue guidance concerning the technology-neutral procurement and use of software within the Federal Government.

(d) MATTERS COVERED.—In issuing guidance under subsection (c), the Director shall include, at a minimum, the following:

(1) Guidance to clarify that the preference for commercial items in section 3307 of title 41, United States Code, includes proprietary, open source, and mixed source software that meets the definition of the term “commercial item” in section 103 of title 41, United States Code, including all such software that is used for non-Government purposes and is licensed to the public.

(2) Guidance regarding the conduct of market research to ensure the inclusion of proprietary, open source, and mixed source software options.
(3) Guidance to define Governmentwide standards for security, redistribution, indemnity, and copyright in the acquisition, use, release, and collaborative development of proprietary, open source, and mixed source software.

(4) Guidance for the adoption of available commercial practices to acquire proprietary, open source, and mixed source software for widespread Government use, including issues such as security and redistribution rights.

(5) Guidance to establish standard service level agreements for maintenance and support for proprietary, open source, and mixed source software products widely adopted by the Government, as well as the development of Governmentwide agreements that contain standard and widely applicable contract provisions for ongoing maintenance and development of software.

(c) REPORT TO CONGRESS.—Not later than 2 years after the issuance of the guidance required by subsection (b), the Comptroller General of the United States shall submit to the relevant congressional committees a report containing—

(1) an assessment of the effectiveness of the guidance;
(2) an identification of barriers to widespread use by the Federal Government of specific software technologies; and

(3) such legislative recommendations as the Comptroller General considers appropriate to further the purposes of this section.

SEC. 5508. NO ADDITIONAL FUNDS AUTHORIZED.

No additional funds are authorized to carry out the requirements of this division and the amendments made by this division. Such requirements shall be carried out using amounts otherwise authorized or appropriated.

Passed the House of Representatives May 22, 2014.

Attest: KAREN L. HAAS,

Clerk.
AN ACT

To authorize appropriations for fiscal year 2015 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

JUNE 5, 2014

Referred to House Committee on Appropriations.