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<tbody>
<tr>
<td>56</td>
<td>0</td>
<td>Conaway, K. Michael</td>
<td>CHM</td>
<td>Sense of Congress reaffirming support for the Republic of Georgia</td>
<td>EB 2</td>
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<tr>
<td>111</td>
<td>1</td>
<td>Gallego, Ruben</td>
<td>CHM</td>
<td>Sense of Congress on Baltic States’ security.</td>
<td>EB 2</td>
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<tr>
<td>635</td>
<td>1</td>
<td>Cheney, Liz</td>
<td>CHM</td>
<td>Reiterates the importance of modernized, joint operational concepts and directs the Department of Defense to provide an associated briefing about the Joint Force’s performance against the People’s Liberation Army in a conflict in the Western Pacific.</td>
<td>EB 2</td>
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<tr>
<td>291</td>
<td>0</td>
<td>Speier, Jackie</td>
<td>CHM</td>
<td>Expand Financial Assistance Program to In-home Child Care Providers</td>
<td>EB 2</td>
</tr>
<tr>
<td>494</td>
<td>1</td>
<td>Brown, Anthony G.</td>
<td>CHM</td>
<td>Requires the Secretary Defense, to provide a report on activities and resources required to enhance security and economic partnerships between the United States and African countries, to include dual infrastructure projects, MILCON projects, training, and other activities.</td>
<td>EB 2</td>
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<tr>
<td>535</td>
<td>1</td>
<td>Thornberry, Mac</td>
<td>CHM</td>
<td>Reforming the Department of Defense.</td>
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<td>36</td>
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<td>Conaway, K. Michael</td>
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<td>Sense of Congress reaffirming support for the Baltic states.</td>
<td>EB 2</td>
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<tr>
<td>434</td>
<td>2</td>
<td>Keating, William R.</td>
<td>CHM</td>
<td>Providing long-term benefits to all injured USG employees who suffer brain injuries from their service in Cuba or China.</td>
<td>EB 2</td>
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<tr>
<td>475</td>
<td>1</td>
<td>Stefanik, Elise</td>
<td>CHM</td>
<td>Requires a study and recommendations from NIST on China’s influence in international standards setting bodies for emerging tech.</td>
<td>EB 2</td>
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<tr>
<td>339</td>
<td>1</td>
<td>Langevin, James</td>
<td>CHM</td>
<td>Defense Industrial Base participation in a threat intelligence sharing program.</td>
<td>EB 2</td>
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<tr>
<td>326</td>
<td>1</td>
<td>Banks, Jim</td>
<td>CHM</td>
<td>An amendment to the DOD SMART program to ensure competitive salaries, establish an 8 week industry internship, establish a defense industry participant sponsorship program, and establish a team to build a network and cohesion between all DOD scholarship &amp; employment programs</td>
<td>EB 2</td>
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<tr>
<td>651</td>
<td>0</td>
<td>Cooper, Jim</td>
<td>CHM</td>
<td>$3M for JASON scientific group</td>
<td>EB 2</td>
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<tr>
<td>639</td>
<td>1</td>
<td>Thornberry, Mac</td>
<td>CHM</td>
<td>Alternative Space Acquisition System for the United States Space Force</td>
<td>EB 2</td>
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<td>645</td>
<td>0</td>
<td>Keating, William R.</td>
<td>CHM</td>
<td>Makes Portuguese nationals eligible for E-1 and E-2 nonimmigrant visas if the government of Portugal provides similar nonimmigrant status to U.S. nationals. Access to these investor visas will allow Portuguese investors to support projects in the United States.</td>
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<tr>
<td>249</td>
<td>2</td>
<td>Houlahan, Chrissy</td>
<td>CHM</td>
<td>This bill requires the National Space Council to submit annual reports to Congress and develop an inter-agency strategy on the ability of the United States to effectively compete with foreign space programs and in the emerging commercial space economy.</td>
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<tr>
<td>566</td>
<td>2</td>
<td>Langevin, James</td>
<td>CHM</td>
<td>Cyber Threat Information Collaboration Environment. (JCE)</td>
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<td>637</td>
<td>2</td>
<td>Torres Small, Xochitl</td>
<td>CHM</td>
<td>To express the sense of the House on the importance of the extension of limitations on the importation of uranium from the Russian Federation.</td>
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<tr>
<td>201</td>
<td>1</td>
<td>Larsen, Rick</td>
<td>CHM</td>
<td>To facilitate U.S. cooperation in R&amp;D projects with allies and partners.</td>
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<tr>
<td>408</td>
<td>2</td>
<td>Langevin, James</td>
<td>CHM</td>
<td>Advances nonproliferation efforts, particularly with respect to Iran by establishing an LEU program within NNSA and directing funding within DNN R&amp;D towards LEU for naval propulsion</td>
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<tr>
<td>597</td>
<td>4</td>
<td>Speier, Jackie</td>
<td>CHM</td>
<td>Establish Special Inspector General for Racial and Ethnic Disparities in the Armed Forces</td>
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<tr>
<td>388</td>
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<td>Langevin, James</td>
<td>CHM</td>
<td>Establishment of the Integrated Cyber Center</td>
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<td>640</td>
<td>1</td>
<td>Langevin, James</td>
<td>CHM</td>
<td>Directs an Assessment of the capacity of the National Center for Medical Intelligence to Effectively Forecast and Forewarn Foreign Health Threats</td>
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<tr>
<td>399</td>
<td>1</td>
<td>Torres Small, Xochitl</td>
<td>CHM</td>
<td>Amends the Radiation Exposure Compensation Act to include a Congressional apology to the states of New Mexico, Idaho, Colorado, Arizona, Utah, Texas, Wyoming, Oregon, Washington, South Dakota, North Dakota, Nevada, Guam, and the Northern Mariana Islands.</td>
<td></td>
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<tr>
<td>24</td>
<td>2</td>
<td>Langevin, James</td>
<td>CHM</td>
<td>To establish a process for admitting essential scientists and technical experts into the United States to promote and protect the National Security Innovation Base.</td>
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<tr>
<td>490</td>
<td>3</td>
<td>Torres Small, Xochitl</td>
<td>CHM</td>
<td>Direct report language to require the Secretary of Defense, in consult with the Secretary of Ag, to notify all agricultural operations in an area where covered PFAS have been detected in groundwater that is suspected to have resulted from the use of AFFF at installations.</td>
<td></td>
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<tr>
<td>282</td>
<td>3</td>
<td>Brown, Anthony G.</td>
<td>CHM</td>
<td>Implements Recommendation 15 from the Military Leadership Diversity Commission and establishes a Chief Diversity Officer that reports directly to the Secretary of Defense.</td>
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<td>615</td>
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<td>Bacon, Don</td>
<td>CHM</td>
<td>Would require the Secretary of Defense to provide a briefing on the presentation of clear and accurate budget materials to the congressional defense committees</td>
<td>EB 2</td>
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<tr>
<td>215</td>
<td>0</td>
<td>Crow, Jason</td>
<td>CHM</td>
<td>This amendment serves to update and modernize the statute detailing the mission of the National Geospatial-Intelligence Agency to reflect modern technology, methods, and scope.</td>
<td>EB 2</td>
</tr>
<tr>
<td>293</td>
<td>3</td>
<td>Kim, Andy</td>
<td>CHM</td>
<td>Sense of Congress on Burden Sharing by United States Partners and Allies</td>
<td>EB 2</td>
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<tr>
<td>128</td>
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<td>Turner, Michael</td>
<td>CHM</td>
<td>Requirement to Buy Certain Satellite Component from National Technology and Industrial Base; updated 6/29/20.</td>
<td>EB 2</td>
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<tr>
<td>28</td>
<td>1</td>
<td>Langevin, James</td>
<td>CHM</td>
<td>Requires the Commander of the Office of Naval Intelligence shall submit to the congressional defense committees an unclassified report on the use of distant-water fishing fleets by foreign governments for security gains.”</td>
<td>EB 2</td>
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<td>17</td>
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<td>Gallagher, Mike</td>
<td>CHM</td>
<td>Eliminates federal marketshare determination requirement for the purchase of products from Federal Prison Industries.</td>
<td>EB 2</td>
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<tr>
<td>62</td>
<td>2</td>
<td>Stefanik, Elise</td>
<td>CHM</td>
<td>Provides for an annual briefing on US adversaries’ foreign military bases, and their effects on US bases and forces abroad, as well as ongoing and future military operations.</td>
<td>EB 2</td>
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<tr>
<td>387</td>
<td>2</td>
<td>Cisneros, Jr., Gilbert Ray</td>
<td>CHM</td>
<td>Authorizes the Secretary to establish a Movement Coordination Center Pacific to coordinate and share airlift capacity with partners and allies.</td>
<td>EB 2</td>
</tr>
<tr>
<td>176</td>
<td>2</td>
<td>Waltz, Michael</td>
<td>CHM</td>
<td>Establishes procedures to allow DoD to fully vet and monitor foreign military students training in the U.S. before they are allowed onto a military installation.</td>
<td>EB 2</td>
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<tr>
<td>206</td>
<td>3</td>
<td>Larsen, Rick</td>
<td>CHM</td>
<td>Recognizing NATO’s response to the COVID-19 pandemic and stating it is the sense of Congress that the U.S. should remain committed to strengthening NATO’s operational response to the pandemic.</td>
<td>EB 2</td>
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<td>315</td>
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<td>Garamendi, John</td>
<td>CHM</td>
<td>Requires information from the Burn Pit Registry to be integrated into Electronic Health Records, to better document and track exposures to Occupational Environmental Health hazards.</td>
<td>EB 2</td>
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<tr>
<td>571</td>
<td>5</td>
<td>Torres Small, Xochitl</td>
<td>CHM</td>
<td>Increases the LANL clean-up budget by $45 million to equal $165 million total funding.</td>
<td>EB 2</td>
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<td>310</td>
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<td>Speier, Jackie</td>
<td>CHM</td>
<td>Amendment to Sec. 811 Strengthening Contractor Whistleblower Protections regarding Nondisclosure Agreements</td>
<td>EB 2</td>
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<td>527</td>
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<td>Sherrill, Mikie</td>
<td>CHM</td>
<td>Directs the Office of Science and Technology Policy to convene an interagency entity under the National Science and Technology Council with the responsibility of coordinating federal programs and activities in support of sustainable chemistry.</td>
<td>EB 2</td>
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<tr>
<td>544</td>
<td>1</td>
<td>Keating, William R.</td>
<td>CHM</td>
<td>Requires no less than $15,000,000 of the funds available to DoD for Operation and Maintenance in each fiscal year, to be used for activities consistent with the Women, Peace, and Security Act of 2017.</td>
<td>EB 2</td>
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<tr>
<td>94</td>
<td>1</td>
<td>Gallagher, Mike</td>
<td>CHM</td>
<td>Directs the Secretary of Defense to report on the progress of the Department with respect to denying a fait accompli by a strategic competitor against a covered defense partner.</td>
<td>EB 2</td>
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<tr>
<td>644</td>
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<td>Thornberry, Mac</td>
<td>CHM</td>
<td>MQ-9 O&amp;M Funding ISO CENTCOM</td>
<td>EB 2</td>
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<tr>
<td>316</td>
<td>0</td>
<td>Banks, Jim</td>
<td>CHM</td>
<td>An extension of authority to transfer excess high mobility multipurpose wheeled vehicles to foreign countries for two years and requiring an explanation of why it is in the national interests of the United States to do so.</td>
<td>EB 2</td>
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<tr>
<td>138</td>
<td>1</td>
<td>Gabbard, Tulsi</td>
<td>CHM</td>
<td>This would expand AMBER Alert funding to US territories and would expand the types of transportation and alerts that would be included (like boats and planes).</td>
<td>EB 2</td>
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<tr>
<td>634</td>
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<td>Sherrill, Mikie</td>
<td>CHM</td>
<td>Extending Minor Military Construction annual locality adjustment until Fiscal Year 2027.</td>
<td>EB 2</td>
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<tr>
<td>295</td>
<td>3</td>
<td>Luria, Elaine G.</td>
<td>CHM</td>
<td>Would require the Secretary of Defense to establish a policy to ensure launch of small-class payloads.</td>
<td>EB 2</td>
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<tr>
<td>254</td>
<td>1</td>
<td>Carbajal, Salud O.</td>
<td>CHM</td>
<td>Restricts the SecDef from objecting to an offshore wind energy project off the Central Coast of California until submitting a written notification of continued work with Offshore Wind Working Group. Designates the OUSD (A&amp;S) as lead.</td>
<td>EB 2</td>
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<tr>
<td>222</td>
<td>1</td>
<td>Crow, Jason</td>
<td>CHM</td>
<td>A Sense of Congress on the importance of the U.S.-Peshmerga relationship in the fight against ISIS and for other U.S. national security interests.</td>
<td>EB 2</td>
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<tr>
<td>124</td>
<td>1</td>
<td>Garamendi, John</td>
<td>CHM</td>
<td>Authorizes the Secretary of Defense to participate in the Surface Exchange of Services Program of the Movement Coordination Centre Europe.</td>
<td>EB 2</td>
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<tr>
<td>632</td>
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<td>Keating, William R.</td>
<td>CHM</td>
<td>Report Language for Public Land Conveyance at JBCC</td>
<td>EB 2</td>
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<td>184</td>
<td>2</td>
<td>Slotkin, Elissa</td>
<td>CHM</td>
<td>To create a repository of federally approved plans and specifications for critical medical items that could help manufacturers rapidly produce those items in a crisis.</td>
<td>EB 2</td>
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<td>Langevin, James</td>
<td>CHM</td>
<td>Increase annual funding for Sec. 1202 Irregular Warfare</td>
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<td>191</td>
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<td>Brooks, Mo</td>
<td>CHM</td>
<td>Authorizes the provision of goods and services by the Army at Kwajalein Atoll, RMI.</td>
<td>EB 2</td>
</tr>
<tr>
<td>568</td>
<td>1</td>
<td>Carbajal, Salud O.</td>
<td>CHM</td>
<td>Sense of Congress on enhancement of the United States-Taiwan defense relationship.</td>
<td>EB 2</td>
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<tr>
<td>591</td>
<td>1</td>
<td>Torres Small, Xochitl</td>
<td>CHM</td>
<td>DRL urging NNSA to adopt an interpretation of leasing authorities aligned with Government Services Administration (GSA) authorities.</td>
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<td>511</td>
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<td>Conaway, K. Michael</td>
<td>CHM</td>
<td>Sense of Congress acknowledging the strong partnership between the United States and Qatar.</td>
<td>EB 2</td>
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<tr>
<td>509</td>
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<td>Brown, Anthony G.</td>
<td>CHM</td>
<td>Implements Recommendations 5, 16, 17, 18, and 20 from the Military Leadership Diversity Commission on annual reporting and accountability for diversity and inclusion.</td>
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<td>612</td>
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<td>Langevin, James</td>
<td>CHM</td>
<td>Cybersecurity Threat Hunting and Sensing, Discovery, and Mitigation</td>
<td>EB 2</td>
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<td>539</td>
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<td>Haaland, Debra A.</td>
<td>CHM</td>
<td>EXTENSION OF PILOT PROGRAM ON UNAVAILABILITY FOR OVERHEAD COSTS OF AMOUNTS SPECIFIED FOR LABORATORY-DIRECTED RESEARCH AND DEVELOPMENT.</td>
<td>EB 2</td>
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<td>33</td>
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<td>Davis, Susan</td>
<td>CHM</td>
<td>Updating language in the mark to reflect the President’s stated intent to withdraw from the Open Skies Treaty.</td>
<td>EB 2</td>
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<tr>
<td>347</td>
<td>3</td>
<td>Banks, Jim</td>
<td>CHM</td>
<td>A report on the potential demand for, benefits, and capabilities of high mach and hypersonic aircraft</td>
<td>EB 2</td>
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<td>12</td>
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<td>Slotkin, Elissa</td>
<td>CHM</td>
<td>Requiring the Department of Defense to publish results of drinking and ground water PFAS testing conducted on military installations or former defense sites such that they are publicly available.</td>
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<td>502</td>
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<td>Trahan, Lori</td>
<td>CHM</td>
<td>This would require the GAO to study the Air Force’s Ventures process in relation to its use SBIR/STTR accounts for new approaches to innovation.</td>
<td>EB 2</td>
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<tr>
<td>614</td>
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<td>Gaetz, Matt</td>
<td>CHM</td>
<td>Increases funding for Gulf Test and Training Range Enhancements by $3.0 million.</td>
<td>EB 2</td>
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<td>Turner, Michael</td>
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<td>Electronic Notarization for Members of the Armed Forces</td>
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<td>389</td>
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<td>Cooper, Jim</td>
<td>CHM</td>
<td>Update to the nuclear warhead acquisition process.</td>
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<td>361</td>
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<td>Banks, Jim</td>
<td>CHM</td>
<td>A report on the progress of the research, development, and deployment of</td>
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<td>cost-effective, easily deployable RF and EMP defense technology solutions</td>
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<td>for the Navy and the DOD as a whole.</td>
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<td>43</td>
<td>0</td>
<td>Luria, Elaine G.</td>
<td>CHM</td>
<td>Would express the sense of Congress that the mission of the Multinational</td>
<td>EB 2</td>
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<tr>
<td></td>
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<td>Force and Observers is a critical institution for regional peace and</td>
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<td>security and that the United States strongly supports United States</td>
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<td>military support for and participation in the MFO.</td>
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<td>378</td>
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<td>Houlanah, Chrissy</td>
<td>CHM</td>
<td>Allows the Department to reimburse military spouses for expenses incurred</td>
<td>EB 2</td>
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<td>for continuing education courses in order to work in the spouse's</td>
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<td>profession at the next duty station.</td>
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<td>Rogers, Mike</td>
<td>CHM</td>
<td>COMSATCOM integration across all orbits</td>
<td>EB 2</td>
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<td>321</td>
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<td>Hartzler, Vicky</td>
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<td>Sense of Congress on the intent and implementation of the Section 889</td>
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<td>of the FY19 National Defense Authorization Act pertaining to the prohibition</td>
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<td>on certain telecommunications and video surveillance services or equipment.</td>
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<td>413</td>
<td>1</td>
<td>Garamendi, John</td>
<td>CHM</td>
<td>Legislatively conveys the decommissioned Sharpe Army Depot to the Port of</td>
<td>EB 2</td>
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<td></td>
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<td>Stockton for continued public use.</td>
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<td>638</td>
<td>0</td>
<td>Garamendi, John</td>
<td>CHM</td>
<td>USFS Land Conveyance to Modoc County.</td>
<td>EB 2</td>
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<tr>
<td>210</td>
<td>0</td>
<td>Larsen, Rick</td>
<td>CHM</td>
<td>To extend Family Separation Allowance eligibility to servicemembers and</td>
<td>EB 2</td>
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<td>their families while they are under orders to quarantine onboard the ship</td>
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<td>prior to deployment.</td>
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<td>217</td>
<td>0</td>
<td>Speier, Jackie</td>
<td>CHM</td>
<td>Add Violent Extremism Article to UCMJ</td>
<td>EB 2</td>
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<tr>
<td>370</td>
<td>0</td>
<td>Waltz, Michael</td>
<td>CHM</td>
<td>Requires principal investigators at universities to disclose foreign</td>
<td>EB 2</td>
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<td>funding sources in applications for Federal research awards</td>
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<td>524</td>
<td>3</td>
<td>Sherrill, Mikie</td>
<td>CHM</td>
<td>Reauthorizes the National Oceanographic Partnership Program.</td>
<td>EB 2</td>
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<td>630</td>
<td>1</td>
<td>Brindisi, Anthony</td>
<td>CHM</td>
<td>Allows the DoD to fund behavioral/mental healthcare, regardless of whether that reservist is within his or her pre-deployment window or has never deployed at all. Allows Guard/Reserve to access Vet Centers for mental health screening, counseling, employment assessments, etc.</td>
<td>EB 2</td>
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<tr>
<td>355</td>
<td>2</td>
<td>Banks, Jim</td>
<td>CHM</td>
<td>A report on employing and strengthening the United States’ hypersonics research and development workforce</td>
<td>EB 2</td>
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<td>155</td>
<td>1</td>
<td>Norcross, Donald</td>
<td>CHM</td>
<td>Revises language in the bill to strike a provision that would limit KC-46 contracts to no more than 12 aircraft per year</td>
<td>EB 2</td>
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<td>469</td>
<td>1</td>
<td>Garamendi, John</td>
<td>CHM</td>
<td>Requires DOD to issue new guidance that provides streamlined approval process/expedited review of requests for the use of UAS by the National Guard for emergency operations, SAR, and other activities (i.e. wildfire detection).</td>
<td>EB 2</td>
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<tr>
<td>363</td>
<td>2</td>
<td>Banks, Jim</td>
<td>CHM</td>
<td>A report on the Instrumental Synthetic Training Environment and Modeling and Simulation Capabilities</td>
<td>EB 2</td>
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<tr>
<td>401</td>
<td>1</td>
<td>Torres Small, Xochitl</td>
<td>CHM</td>
<td>Sense of Congress that states that we should compensate all the uranium miners, downwinders, and workers impacted by nuclear weapons.</td>
<td>EB 2</td>
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<td>30</td>
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<td>Rogers, Mike</td>
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<td>Prioritizing the hypersonic and ballistic missile tracking space sensor and extending certification</td>
<td>EB 2</td>
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<td>Kelly, Trent</td>
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<td>Hazardous Duty Pay</td>
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<td>482</td>
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<td>DesJarlais, Scott</td>
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<td>Report on remote work with classified information.</td>
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<td>1</td>
<td>Bishop, Rob</td>
<td>CHM</td>
<td>Establishment of a Western Emergency Refined Petroleum Reserve</td>
<td>EB 2</td>
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<td>617</td>
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<td>Langevin, James</td>
<td>CHM</td>
<td>Establish relationship between DoD and Defense Digital Service</td>
<td>EB 2</td>
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<tr>
<td>560</td>
<td>2</td>
<td>Lamborn, Doug</td>
<td>CHM</td>
<td>Authorizes the Director of the Environmental Security Technology Certification Program to establish a demonstration initiative composed of demonstration projects focused on the development of long-duration energy storage technologies.</td>
<td>EB 2</td>
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<tr>
<td>237</td>
<td>1</td>
<td>Speier, Jackie</td>
<td>CHM</td>
<td>Improve Oversight of Next Generation Interceptor Program</td>
<td>EB 2</td>
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<tr>
<td>274</td>
<td>3</td>
<td>Cheney, Liz</td>
<td>CHM</td>
<td>Extends and modernizes required reporting by the Department of Defense on</td>
<td></td>
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<td>Chinese Communist Party military companies operating in the United States.</td>
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MARKUP ACT: EB 2
AMENDMENT TO H.R. 6395

OFFERED BY MR. CONAWAY OF TEXAS

At the appropriate place in title XII, insert the following:

SEC. 12. SENSE OF CONGRESS ON SUPPORT FOR GEOGRAPHIA.

(a) FINDINGS.—Congress finds the following:

(1) Georgia is a valued friend of the United States and has repeatedly demonstrated its commitment to advancing the mutual interests of both countries, including the deployment of Georgian forces as part of the former International Security Assistance Force (ISAF) and the current Resolute Support Mission led by the North Atlantic Treaty Organization (NATO) in Afghanistan and the Multi-National Force in Iraq.

(2) The European Deterrence Initiative builds the partnership capacity of Georgia so it can work more closely with the United States and NATO, as well as provide for its own defense.

(3) In addition to the European Deterrence Initiative, Georgia’s participation in the NATO initiative Partnership for Peace is paramount to inter-
operability with the United States and NATO, and establishing a more peaceful environment in the re-
gion.

(4) Despite the losses suffered, as a NATO partner, Georgia is committed to the Resolute Sup-
port Mission in Afghanistan with the fifth-largest contingent on the ground.

(b) SENSE OF CONGRESS.—It is the sense of Con-
gress that the United States should—

(1) reaffirm support for an enduring strategic partnership between the United States and Georgia;

(2) support Georgia’s sovereignty and territorial integrity within its internationally-recognized bor-
ders, and does not recognize the independence of the Abkhazia and South Ossetia regions currently occu-
pied by the Russian Federation;

(3) continue support for multi-domain security assistance for Georgia in the form of lethal and non-
lethal measures to build resiliency, bolster deterrence against Russian aggression, and promote stability in the region, by—

(A) strengthening defensive capabilities and promote readiness; and

(B) improving interoperability with NATO forces; and
(4) further enhance security cooperation and engagement with Georgia and other Black Sea regional partners.
AMENDMENT TO H.R. 6395
OFFERED BY MR. GALLEGO OF ARIZONA

At the appropriate place in title XII, insert the following:

SEC. 1. SENSE OF CONGRESS ON SUPPORT FOR COORDINATED ACTION TO ENSURE THE SECURITY OF BALTIC ALLIES.

It is the sense of Congress that—

(1) the continued security of the Baltic states of Estonia, Latvia, and Lithuania is critical to achieving United States national security interests and defense objectives against the acute and formidable threat posed by Russia;

(2) the United States and the Baltic states are leaders in the mission of defending independence and democracy from aggression and in promoting stability and security within the North Atlantic Treaty Organization (NATO), with non-NATO partners, and with other international organizations such as the European Union;

(3) the Baltic states are model NATO allies in terms of burden sharing and capital investment in materiel critical to United States and allied security,
investment of over 2 percent of their gross domestic product on defense expenditure, allocating over 20 percent of their defense budgets on capital modernization, matching security assistance from the United States, frequently deploying their forces around the world in support of allied and United States objectives, and sharing diplomatic, technical, military, and analytical expertise on defense and security matters;

(4) the United States should continue to strengthen bilateral and multilateral defense by, with, and through allied nations, particularly those which possess expertise and dexterity but do not enjoy the benefits of national economies of scale;

(5) the United States should pursue consistent efforts focused on defense and security assistance, coordination, and planning designed to ensure the continued security of the Baltic states and on deterring current and future challenges to the national sovereignty of United States allies and partners in the Baltic region; and

(6) such an initiative should include an innovative and comprehensive conflict deterrence strategy for the Baltic region encompassing the unique geography of the Baltic states, modern and diffuse
threats to their land, sea, and air spaces, and necessary improvements to their defense posture, including command-and-control infrastructure, intelligence, surveillance, and reconnaissance capabilities, communications equipment and networks, and special forces.
Amendment to H.R. 6395
National Defense Authorization Act for Fiscal Year 2021

Offered by: Ms. Cheney of Wyoming

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

Modernized Operational Concepts and the Indo-Pacific

The committee recognizes the importance of modernizing operational concepts, which the 2018 National Defense Strategy describes as the manner in which the United States organizes and employs forces to address new technologies and challenges anticipated in future conflict to ensure effective deterrence, defeat adversary’s theories of victory, and, if necessary, prevail in conflict. As the National Defense Strategy notes, operational concepts are often best developed when the Joint Force is able to identify key problems and work to resolve them.

The committee recognizes that the services, U.S. Indo-Pacific Command, and the Joint Chiefs of Staff are developing operational concepts to address challenges in the Indo-Pacific, and that the Department is working to provide the committee with a report on joint operational concepts and National Defense Strategy implementation, as required by Sec. 1708 of the FY2020 National Defense Authorization Act. Considering the People Liberation Army’s extensive military modernization and increasingly aggressive behavior, the committee believes the Department should ensure that the committee remains apprised of the Department’s progress in developing joint operational concepts for the Indo-Pacific and the application of these concepts in specific, critical warfighting scenarios.

The committee therefore directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services by December 15, 2020, that assesses the Joint Force’s performance against strategic competitors and adversaries in a conflict in the Western Pacific. This briefing shall address: (1) metrics the Department would use to measure success in such a contingency, (2) the specific adversary operational concepts and capabilities that the Joint Force anticipates are likely to create a future military challenge, (3) how these operational concepts and capabilities were coordinated and deconflicted between the services, (4) current and future capability gaps that emerged during the Department’s assessments, including counter-satellite capabilities, offensive cyber operations, undersea warfare capabilities, tiered and layered air defenses, intermediate-range missile
capabilities, and long-range strike capabilities, (5) Department efforts to redress those shortfalls, including the development and validation of new joint operational concepts, and (6) the anticipated impact validated joint operational concepts will have on the measures of success discussed in (1) above.
AMENDMENT TO H.R. 6395

OFFERED BY MS. SPEIER OF CALIFORNIA

At the appropriate place in title VI, insert the following:

SEC. 6. AUTHORITY TO PROVIDE FINANCIAL ASSISTANCE TO CERTAIN IN-HOME CHILD CARE PROVIDERS FOR MEMBERS OF THE ARMED FORCES AND SURVIVORS OF MEMBERS WHO DIE IN COMBAT IN THE LINE OF DUTY.

(a) AUTHORITY.—Section 1798 of title 10, United States Code, is amended—

(1) in subsection (a), in the matter preceding paragraph (1), by inserting “, or to an in-home child care provider,” after “youth program services”; (2) by redesignating subsection (c) as subsection (d); and

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

“(c) ELIGIBLE IN-HOME CHILD CARE PROVIDERS.—The Secretary may determine that an in-home child care provider is eligible for financial assistance under this section.”.
(b) **In-home Child Care Provider Defined.**—

Section 1800 of such title is amended by adding at the end the following:

“(5) The term ‘in-home child care provider’ means an individual (including a nanny, babysitter, or au pair) who provides child care services in the home of the child.”.

(c) **Regulations.**—Not later than July 1, 2021, the Secretary of Defense shall prescribe regulations that establish eligibility requirements and amounts of financial assistance for an in-home child care provider under subsection (c) of section 1798 of title 10, United States Code, as amended by subsection (a).
AMENDMENT TO H.R. 6395
OFFERED BY MR. BROWN OF MARYLAND

At the appropriate place in title XII, insert the following sections:

SEC. 12. REPORT ON ENHANCING PARTNERSHIPS BETWEEN THE UNITED STATES AND AFRICAN COUNTRIES.

(a) REPORT REQUIRED.—

(1) IN GENERAL.—Not later than June 1, 2021, the Secretary of Defense, in coordination with the Secretary of State, shall submit to the appropriate congressional committees a report on the activities and resources required to enhance security and economic partnerships between the United States and African countries.

(2) ELEMENTS.—The report required under paragraph (1) shall include the following:

(A) An assessment of the infrastructure accessible to the Department of Defense on the continent of Africa.

(B) An identification of the ability of the Department to conduct freedom of movement on the continent, including identifying the ac-
tivities of partners, allies, and other Federal departments and agencies that are facilitated by the Department’s ability to conduct freedom of movement.

(C) Recommendations to meet the requirements identified in subparagraph (B), including—

(i) dual-use infrastructure projects;

(ii) military construction;

(iii) the acquisition of additional mobility capability by African countries or the United States Armed Forces, including strategic air lift, tactical air lift, or sealift capability; or

(iv) any other option as determined by the Secretary.

(D) Recommendations to expand and strengthen partner and ally capability, including traditional activities of the combatant commands, train and equip opportunities, partnerships with the National Guard and the United States Coast Guard, and multilateral contributions.

(E) Recommendations for enhancing joint exercises and training.
(F) An analysis of the security, economic, and stability benefits of the recommendations identified under subparagraphs (C) through (E).

(G)(i) A plan to fully resource United States force posture, capabilities, and stability operations, including—

(I) a detailed assessment of the resources required to address the elements described in subparagraphs (B) through (E), including specific cost estimates for recommended investments or projects; and

(II) a detailed timeline to achieve the recommendations described in subparagraphs (B) through (D).

(ii) The specific cost estimates required by clause (i)(I) shall, to the maximum extent practicable, include the following:

(I) With respect to procurement accounts—

(aa) amounts displayed by account, budget activity, line
number, line item, and line item
title; and

(bb) a description of the re-
quirements for each such
amount.

(II) With respect to research, de-
velopment, test, and evaluation ac-
counts—

(aa) amounts displayed by
account, budget activity, line
number, program element, and
program element title; and

(bb) a description of the re-
quirements for each such
amount.

(III) With respect to operation
and maintenance accounts—

(aa) amounts displayed by
account title, budget activity
title, line number, and subactivity
group title; and

(bb) a description of the
specific manner in which each
such amount would be used.
(IV) With respect to military personnel accounts—

(aa) amounts displayed by account, budget activity, budget subactivity, and budget subactivity title; and

(bb) a description of the requirements for each such amount.

(V) With respect to each project under military construction accounts (including unspecified minor military construction and amounts for planning and design), the country, location, project title, and project amount for each fiscal year.

(VI) With respect to any expenditure or proposed appropriation not described in clause (i) through (iv), a level of detail equivalent or greater than the level of detail provided in the future-years defense program submitted pursuant to section 221(a) of title 10, United States Code.
(3) CONSIDERATIONS.—In preparing the report required under paragraph (1), the Secretary shall consider—

(A) the economic development and stability of African countries;

(B) the strategic and economic value of the relationships between the United States and African countries;

(C) the military, intelligence, diplomatic, developmental, and humanitarian efforts of China and Russia on the African continent; and

(D) the ability of the United States, allies, and partners to combat violent extremist organizations operating in Africa.

(4) FORM.—The report required under paragraph (1) may be submitted in classified form, but shall include an unclassified summary.

(b) INTERIM BRIEFING REQUIRED.—Not later than April 15, 2021, the Secretary of Defense (acting through the Under Secretary of Defense for Policy, the Under Secretary of Defense (Comptroller), and the Director of Cost Assessment and Program Evaluation) and the Chairman of the Joint Chiefs of Staff shall provide to the congressional defense committees a joint interim briefing, and any written comments the Secretary of Defense and the Chair-
man of the Joint Chiefs of Staff consider necessary, with respect to their assessments of the report anticipated to be submitted under subsection (a).

(c) DEFINITIONS.—In this section:

(1) DUAL-USE INFRASTRUCTURE PROJECTS.—The term “dual-use infrastructure projects” means projects that may be used for either military or civilian purposes.

(2) APPROPRIATE CONGRESSIONAL COMMITTEES.—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. 12. EXPANDING THE STATE PARTNERSHIP PROGRAM IN AFRICA.

The Secretary of Defense, in coordination with the Chief of the National Guard Bureau, shall seek to build partner capacity and interoperability in the United States Africa Command area of responsibility through increased partnerships with countries on the African continent, mili-
tary-to-military engagements, and traditional activities of the combatant commands.
AMENDMENT TO H.R. 6395
OFFERED BY MR. THORNBERRY OF TEXAS

At the appropriate place in title VIII, insert the following new section:

1 SEC. 8. REFORMING THE DEPARTMENT OF DEFENSE.
2 (a) IN GENERAL.—The Secretary of Defense shall take such action as necessary to reform the Department of Defense to provide more effective, efficient, and economical administration and operation, and to eliminate duplication.
3 (b) NATIONAL DEFENSE STRATEGY.—Each national defense strategy required by section 113(g) of title 10, United States Code, shall include a description of the reform efforts described under subsection (a).
4 (c) DEFENSE PLANNING GUIDANCE.—The annual Defense Planning Guidance (as described in section 113(g)(2)(A) of title 10, United States Code) shall include an explanation of how the Department of Defense will carry out the reform efforts described under subsection (a).
5 (d) DEFENSE AUTHORIZATION REQUEST.—The Secretary of Defense shall include in the annual defense authorization request (as defined in section 113a of title 10,
United States Code) a description of the savings from implementing the reform efforts described under subsection (a). Such description—

(1) shall be set forth separately from requested amounts;

(2) may not include savings relating to the deferment of requirements or taking of risk;

(3) shall be identified across the future-years defense plan; and

(4) shall provide a comparison with the savings in the annual defense authorization request from the prior year.

(e) POLICY.—The Secretary of Defense shall develop a policy and issue guidance to implement reform within the Department of Defense in order to provide more effective, efficient, and economical administration and operations, and to eliminate duplication.

(f) REPORT.—The Secretary of Defense shall report annually to Congress on the expenditures, work, and accomplishments of the Department of Defense during the period covered by the report, together with a report on the reform efforts described under subsection (a).

(g) MILITARY DEPARTMENTS.—Each Secretary of a military department shall—
(1) take such action as necessary to reform the military department to provide more effective, efficient, and economical administration and operations, and to eliminate duplication; and

(2) develop a policy and issue guidance to implement reform within the military department in order to provide more effective, efficient, and economical administration and operations, and to eliminate duplication.

(h) COMBATANT COMMANDS.—Each commander of a combatant command shall provide the Secretary of Defense with recommendations to reform the combatant command of such commander to provide more effective, efficient, and economical administration and operations, and to eliminate duplication.
AMENDMENT TO H.R. 6395
OFFERED BY MR. CONAWAY OF TEXAS

At the appropriate place in title XII, insert the following:

1 SEC. 12. SENSE OF CONGRESS ON SUPPORT FOR ESTONIA, LATVIA, AND LITHUANIA.

(a) FINDINGS.—Congress finds the following:

(1) The Baltic countries of Estonia, Latvia, and Lithuania are highly valued allies of the United States, and they have repeatedly demonstrated their commitment to advancing our mutual interests as well as those of the NATO Alliance.

(2) Operation Atlantic Resolve is a series of exercises and coordinating efforts demonstrating the United States’ commitment to its European partners and allies, including the Baltic countries of Estonia, Latvia, and Lithuania, with the shared goal of peace and stability in the region. Operation Atlantic Resolve strengthens communication and understanding, and is an important effort to deter Russian aggression in the region.

(3) Through Operation Atlantic Resolve, the European Deterrence Initiative undertakes exercises,
training, and rotational presence necessary to reassure and integrate our allies, including the Baltic countries, into a common defense framework.

(4) All three Baltic countries contributed to the NATO-led International Security Assistance Force in Afghanistan, sending troops and operating with few caveats. The Baltic countries continue to commit resources and troops to the Resolute Support Mission in Afghanistan.

(b) SENSE OF CONGRESS.—Congress—

(1) reaffirms its support for the principle of collective defense in Article 5 of the North Atlantic Treaty for our NATO allies, including Estonia, Latvia, and Lithuania;

(2) supports the sovereignty, independence, territorial integrity, and inviolability of Estonia, Latvia, and Lithuania as well as their internationally recognized borders, and expresses concerns over increasingly aggressive military maneuvering by the Russian Federation near their borders and airspace;

(3) expresses concern over and condemns subversive and destabilizing activities by the Russian Federation within the Baltic countries; and

(4) encourages the Administration to further enhance defense cooperation efforts with Estonia,
Latvia, and Lithuania and supports the efforts of their Governments to provide for the defense of their people and sovereign territory.
AMENDMENT TO H.R. 6395
OFFERED BY MR. KEATING OF MASSACHUSETTS

At the end of title XI, add the following:

SEC. 11. SPECIAL RULES FOR CERTAIN MONTHLY WORKERS’ COMPENSATION PAYMENTS AND OTHER PAYMENTS FOR FEDERAL GOVERNMENT PERSONNEL UNDER CHIEF OF MISSION AUTHORITY.

Section 901 of title IX of division J of the Further Consolidated Appropriations Act, 2020 (Public Law 116–94; 22 U.S.C. 2680b) is amended—

(1) in subsection (a), by inserting “or the head of any other Federal agency” after “The Secretary of State”;

(2) in subsection (e)(2)—

(A) by striking “the Department of State” and inserting “the Federal Government”; and

(B) by inserting after “subsection (f)” the following: “, but does not include an individual receiving compensation under section 19A of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3519b)”; and
(3) in subsection (h)(2), by striking the first sentence and inserting the following: “Nothing in this section shall limit, modify, or otherwise supersede chapter 81 of title 5, United States Code, the Defense Base Act (42 U.S.C. 1651 et seq.), or section 19A of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3519b).”.
AMENDMENT TO H.R. 6395
OFFERED BY MS. STEFANIK OF NEW YORK

At the appropriate place in title XVII, insert the following:

SEC. 17. STUDY ON CHINESE POLICIES AND INFLUENCE IN THE DEVELOPMENT OF INTERNATIONAL STANDARDS FOR EMERGING TECHNOLOGIES.

(a) In General.—Not later than 180 days after the date of the enactment of this Act, the Director of the National Institute of Standards and Technology shall enter into an agreement with an appropriate non-governmental entity with relevant expertise, as determined by the Director, to conduct a study and make recommendations with respect to the impact of the policies of the People’s Republic of China and coordination among industrial entities within the People’s Republic of China on international bodies engaged in developing and setting international standards for emerging technologies. The study may include—

(1) an assessment of how the role of the People’s Republic of China in international standards setting organizations has grown over the previous 10 years, including in leadership roles in standards-
drafting technical committees, and the quality or value of that participation;

(2) an assessment of the impact of the standardization strategy of the People’s Republic of China, as identified in the “Chinese Standard 2035” on international bodies engaged in developing and setting standards for select emerging technologies, such as advanced communication technologies or cloud computing and cloud services;

(3) an examination of whether international standards for select emerging technologies are being designed to promote interests of the People’s Republic of China that are expressed in the “Made in China 2025” plan to the exclusion of other participants;

(4) an examination of how the previous practices that the People’s Republic of China has utilized while participating in international standards setting organizations may foretell how the People’s Republic of China will engage in international standardization activities of critical technologies like artificial intelligence and quantum information science, and what may be the consequences;

(5) recommendations on how the United States can take steps to mitigate influence of the People’s
Republic of China and bolster United States public
and private sector participation in international
standards-setting bodies; and

(6) any other areas the Director, in consulta-
tion with the entity selected to conduct the study,
believes is important to address.

(b) REPORT TO CONGRESS.—The agreement entered
into under subsection (a) shall require the entity con-
ducting the study to, not later than two years after the
date of the enactment of this Act—

(1) submit to the Committee on Science, Space,
and Technology of the House of Representatives and
the Committee on Commerce, Science, and Trans-
portation of the Senate a report containing the find-
ings and recommendations of the review conducted
under subsection (a); and

(2) make a copy of such report available on a
publicly accessible website.
AMENDMENT TO H.R. 6395
OFFERED BY MR. LANGEVIN OF RHODE ISLAND

Add at the end of subtitle C of title XVI the following:

SEC. 16. DEFENSE INDUSTRIAL BASE PARTICIPATION IN A THREAT INTELLIGENCE SHARING PROGRAM.

(a) DEFINITION.—In this section, the term “defense industrial base” means the worldwide industrial complex with capabilities to perform research and development, design, produce, deliver, and maintain military weapon systems, subsystems, components, or parts to meet military requirements.

(b) DEFENSE INDUSTRIAL BASE THREAT INTELLIGENCE PROGRAM.—

(1) IN GENERAL.—The Secretary of Defense shall establish a threat intelligence program to share with and obtain from the defense industrial base information and intelligence on threats to national security.

(2) PROGRAM REQUIREMENTS.—At a minimum, the Secretary of Defense shall ensure the threat in-
intelligence sharing program established pursuant to paragraph (1) includes the following:

(A) Cybersecurity incident reporting requirements that—

(i) extend beyond current mandatory incident reporting requirements;

(ii) set specific timeframes for all categories of such mandatory incident reporting; and

(iii) create a single clearinghouse for all such mandatory incident reporting to the Department of Defense, including covered unclassified information, covered defense information, and classified information.

(B) A mechanism for developing a shared and real-time picture of the threat environment.

(C) Joint, collaborative, and co-located analytics.

(D) Investments in technology and capabilities to support automated detection and analysis across the defense industrial base.

(E) Coordinated intelligence sharing with relevant domestic law enforcement and counterintelligence agencies, in coordination, respec-
tively, with the Director of the Federal Bureau of Investigation and the Director of National Intelligence.

(F) A process for direct sharing of threat intelligence related to a specific defense industrial base entity with such entity.

(3) **EXISTING INFORMATION SHARING PROGRAMS.**—The Secretary of Defense may utilize an existing Department of Defense information sharing program to satisfy the requirement under paragraph (1) if such existing program includes, or is modified to include, two-way sharing of threat information that is specifically relevant to the defense industrial base, including satisfying the requirements specified in paragraph (2).

(4) **INTELLIGENCE QUERIES.**—As part of a threat intelligence sharing program under this subsection, the Secretary of Defense shall require defense industrial base entities holding a Department of Defense contract to consent to queries of foreign intelligence collection databases related to such entity as a condition of such contract.

(e) **THREAT INTELLIGENCE PROGRAM PARTICIPATION.**—
(1) **Prohibition on Procurement.**—Beginning on the date that is than one year after the date of the enactment of this Act, the Secretary of Defense may not procure or acquire, or extend or renew a contract to procure or acquire, any item, equipment, system, or service from any entity that is not a participant in—

(A) the threat intelligence sharing program established pursuant paragraph (1) of subsection (b); or

(B) a comparably widely-utilized threat intelligence sharing program described in paragraph (3) of such subsection.

(2) **Application to Subcontractors.**—No entity holding a Department of Defense contract may subcontract any portion of such contract to another entity unless that second entity—

(A) is a participant in a threat intelligence sharing program under this section; or

(B) has received a waiver pursuant to subsection (d).

(3) **Implementation.**—In implementing the prohibition under paragraph (1), the Secretary of Defense—
(A) may create tiers of requirements and participation within the applicable threat intelligence sharing program referred to in such paragraph based on—

(i) an evaluation of the role of and relative threats related to entities within the defense industrial base; and

(ii) cybersecurity maturity model certification level; and

(B) shall prioritize available funding and technical support to assist entities as is reasonably necessary for such entities to participate in a threat intelligence sharing program under this section.

(d) WAIVER AUTHORITY.—

(1) WAIVER.—The Secretary of Defense may waive the prohibition under subsection (b)—

(A) with respect to an entity or class of entities, if the Secretary determines that the requirement to participate in a threat intelligence sharing program under this section is unnecessary to protect the interests of the United States; or
(B) at the request of an entity, if the Secretary determines there is compelling justification for such waiver.

(2) **PERIODIC REEVALUATION.**—The Secretary of Defense shall periodically reevaluate any waiver issued pursuant to paragraph (1) and promptly revoke any waiver the Secretary determines is no longer warranted.

(e) **REGULATIONS.**—

(1) **RULEMAKING AUTHORITY.**—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall promulgate such rules and regulations as are necessary to carry out this section.

(2) **CMMC HARMONIZATION.**—The Secretary of Defense shall ensure that the threat intelligence sharing program requirements set forth in the rules and regulations promulgated pursuant to paragraph (1) consider an entity’s maturity and role within the defense industrial base, in accordance with the maturity certification levels established in the Department of Defense Cybersecurity Maturity Model Certification program.
AMENDMENT TO H.R. 6395
OFFERED BY MR. BANKS OF INDIANA

After section 211 (log 70923), insert the following new section:

SEC. 2. ADDITIONAL MODIFICATIONS TO THE SMART PROGRAM.

Section 2192a of title 10, United States Code, is further amended—

(1) in subsection (d), by adding at the end the following new paragraph:

“(5) In employing participants during the period of obligated service, the Secretary shall ensure that participants are compensated at a rate that is comparable to the rate of compensation for employment in a similar position in the private sector.”.

(2) by redesignating subsections (e) through (i) as subsections (f) through (j), respectively;

(3) by inserting after subsection (d) the following new subsection:

“(e) INTERNSHIP REQUIREMENT.—In addition to period of obligated service required under subsection (d), before completing a degree program for which a scholarship was awarded under this section, each participant shall
participate in a paid internship for a period of not less than eight weeks with a defense industry sponsor. The Secretary shall work with each defense industry sponsor to ensure there are sufficient paid internships available for all participants, and that each such defense industry sponsor—

“(1)(A) may be a potential employer for purpose of the participant’s period of obligated service as described subsection (d)(1)(B)(ii); or

“(B) may offer full time employment for a participant’s last year of obligated service after the participant completes remaining years owed; and

“(2) has agreed to be a defense industry sponsor making a minimum contribution for each participant who receives an internship, which shall be a minimum amount determined by the Secretary, but not less than an amount equal to 50 percent of the cost of an average scholarship under this section.”;

(4) in subsection (h), as so redesignated—

(A) by striking “The Secretary of Defense shall” and inserting

“(1) The Secretary of Defense shall”; and

(B) by adding at the end the following new paragraph:
“(2)(A) The Secretary of Defense shall establish or designate an organization within the Department of Defense which shall have primary responsibility for building cohesion and collaboration across the various scholarship and employment programs of the Department.

“(B) The organization described in subparagraph (A) shall have the following duties:

“(i) Establish an interconnected network and database across the scholarship and employment programs of the Department, including, at a minimum the SMART Defense Education Program, the Defense Civilian Training Corps, the National Defense Science and Engineering Graduate Fellowship, the Army AEOP apprenticeship program, and the Consortium Research Fellows Program;

“(ii) aid in matching scholarships to individuals pursuing courses of study in in-demand skill areas; and

“(iii) build a network of program participants, past, present, and future whom DOD departments can draw on to fill skills gaps.

“(C) On an annual basis, the organization described in subparagraph (A) shall publish, on a pub-
licely accessible website of the Department of Defense, an annual report on the workforce requirements and expected future needs of the civilian workforce of the Department of Defense.”;

(5) by redesignating subsection (j), as so redesignated, as subsection (k);

(6) by inserting after subsection (i) the following new subsection:

“(j) SPECIAL RULE.—In each year of the program under this section, not less than 20 percent of the applicants who are awarded scholarships shall be individuals pursuing degrees in computer science or a related field of study.”; and

(7) in subsection (k), as so redesignated, by adding at the end the following new paragraph:

“(3) The term ‘defense industry sponsor’ means—

“(A) a defense contractor with an active government contract that makes the required minimum contribution described in subsection (e)(2); or

“(B) a company deemed critical to the national security infrastructure that makes such a contribution.”.
AMENDMENT TO H.R. 6395

OFFERED BY MR. COOPER

(funding table amendment)

In section 4301 of division D, relating to Operations and Maintenance, Defense-Wide, line 490 relating to Office of Secretary of Defense, increase amount by $3,000,000 for Office of Undersecretary for Acquisition & Sustainment, JASON scientific Advisory group.

In section 4301 of division D, Operations and Maintenance, Space Force, line 80 relating to Contractor Logistics & System Support, reduce the amount by $3,000,000.
AMENDMENT TO H.R. 6395
OFFERED BY MR. THORNBERRY OF TEXAS

At the appropriate place in title VIII, add the following new section:

SEC. 8. ALTERNATIVE SPACE ACQUISITION SYSTEM FOR THE UNITED STATES SPACE FORCE.

(a) Milestone Decision Authority for Major Defense Acquisition Programs and Major Systems.—

(1) Program Executive Officer.—The Secretary of the Air Force may assign an appropriate program executive officer as the milestone decision authority for major defense acquisition programs of the United States Space Force.

(2) Program Manager.—The program executive officer assigned under paragraph (1) may delegate authority over major systems to an appropriate program manager.

(b) Alternative Space Acquisition System.—

(1) In General.—The Secretary of Defense shall take such actions necessary to develop an acquisition pathway within the Department of Defense to be know as the “Alternative Space Acquisition
System” that is specifically tailored for space systems and programs in order to achieve faster acquisition and more rapid fielding of critical systems (including by using new commercial capabilities and services), while maintaining accountability for effective programs that are delivered on time and on budget.

(2) GOAL.—The goal of the Alternative Space Acquisition System shall be to quickly and effectively acquire space warfighting capabilities needed to address the requirements of the national defense strategy (as defined under section 113(g) of title 10, United States Code).

(3) REPORT.—Not later than January 15, 2021, the Secretary of Defense shall submit to the congressional defense committees a report on the Alternative Space Acquisition System that includes the following:

(A) Proposed United States Space Force budget line items for fiscal year 2022, including—

(i) a comparison with budget line items for major defense acquisition programs and major systems of the United
States Space Force for three previous fiscal years; and

(ii) measures to ensure sufficient transparency related to the performance of the Alternative Space Acquisition System and opportunities to oversee funding priorities for the Alternative Space Acquisition System;

(B) Proposed revised, flexible, and streamlined options for joint requirements validation in order to be more responsive and innovative, while ensuring the ability of the Joint Chiefs of Staff to ensure top-level system requirements are properly prioritized to address joint warfighting needs;

(C) A list of acquisition programs of the United States Space Force for which multiyear procurement authorities are recommended.

(D) A list of space acquisition programs that may be able to use existing alternative acquisition pathways.

(E) Policies for a new Alternative Space Acquisition System with specific acquisition key decision points and reporting requirements for development, fielding, and sustainment activi-
ties that meets the requirements of the adaptive acquisition framework (as described in Department of Defense Instruction 5000.02, “Operation of the Adaptive Acquisition Framework”);

(F) Updated determination authority for procurement of useable end items that are not weapon systems.

(G) Policies and a governance structure for a separate United States Space Force budget topline, corporate process, and portfolio management process.

(H) An analysis of the risks and benefits of the delegation of the authority of the head of contracting activity authority to the Chief of Space Operations in a manner that would not expand the operations of the United States Space Force.

(c) COMPTROLLER GENERAL REVIEW.—Not later than 60 days after the submission of the report required under subsection (b)(3), the Comptroller General of the United States shall review such report and submit to the congressional defense committees an analysis and recommendations based on such report.

(d) DEFINITIONS.—In this section:
(1) **Major Defense Acquisition Program.**—The term “major defense acquisition program” has the meaning given in section 2430 of title 10, United States Code.

(2) **Major System.**—The term “major system” has the meaning given in section 2302 of title 10, United States Code.

(3) **Milestone Decision Authority.**—The term “milestone decision authority” has the meaning given in section 2431a of title 10, United States Code.

(4) **Program Executive Officer; Program Manager.**—The terms “program executive officer” and “program manager” have the meanings given those terms, respectively, in section 1737 of title 10, United States Code.
AMENDMENT TO H.R. 6395
OFFERED BY MR. KEATING OF MASSACHUSETTS

At the appropriate place in subtitle B of title XVII, insert the following new section:

SEC. 17. NONIMMIGRANT STATUS FOR CERTAIN NATIONALS OF PORTUGAL.

For purposes of clauses (i) and (ii) of section 101(a)(15)(E) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(15)(E)), Portugal shall be considered to be a foreign state described in such section if the Government of Portugal provides similar nonimmigrant status to nationals of the United States.
AMENDMENT TO H.R. 6395
OFFERED BY MS. HOULAHAN OF PENNSYLVANIA

At the appropriate place in title XVII, insert the following new subtitle:

Subtitle _____—Space Technology Advancement Report (STAR) Act of 2020

SEC. _____. SHORT TITLE.

This subtitle may be cited as the “Space Technology Advancement Report (STAR) Act of 2020”.

SEC. _____. FINDINGS.

Congress finds the following:

(1) As stated in the United States-China Economic and Security Commission’s 2019 Report to Congress, the United States retains many advantages over the People’s Republic of China (PRC) in space, including—

(A) the organization and technical expertise of its space program;

(B) the capabilities of the National Aeronautics and Space Administration for human spaceflight and exploration;

(C) its vibrant commercial space sector;
(D) its long history of space leadership; and

(E) many international partnerships.

(2) The PRC seeks to establish a leading position in the economic and military use of outer space and views space as critical to its future security and economic interests.

(3) The PRC’s national-level commitment to establishing itself as a global space leader harms United States interests and threatens to undermine many of the advantages the United States has worked so long to establish.

(4) For over 60 years, the United States has led the world in space exploration and human space flight through a robust national program that ensures NASA develops and maintains critical spaceflight systems to enable this leadership, including the Apollo program’s Saturn V rocket, the Space Shuttle, the International Space Station and the Space Launch System and Orion today.

(5) The Defense Intelligence Agency noted in its 2019 “Challenges to U.S. Security in Space” report that the PRC was developing a national super-heavy lift rocket comparable to NASA’s Space Launch System.
(6) The United States space program and commercial space sector risks being hollowed out by the PRC’s plans to attain leadership in key technologies.

(7) It is in the economic and security interest of the United States to remain the global leader in space power.

(8) A recent report by the Air Force Research Laboratory and the Defense Innovation Unit found that China’s strategy to bolster its domestic space industry includes a global program of theft and other misappropriation of intellectual property, direct integration of state-owned entities and their technology with commercial start-ups, the use of front companies to invest in United States space companies, vertical control of supply chains, and predatory pricing.

(9) The United States Congress passed the Wolf Amendment as part of the Fiscal Year 2012 Consolidated and Further Continuing Appropriations Act (Public Law 112–55) and every year thereafter in response to the nefarious and offensive nature of Chinese activities in the space industry.

SEC. _____ REPORT; STRATEGY.

(a) REPORT.—
(1) IN GENERAL.—Not later than 1 year after the date of enactment of this section, and annually thereafter in fiscal years 2022 and 2023, the National Space Council shall submit to the appropriate congressional committees an interagency assessment of the ability of the United States to compete with foreign space programs and in the emerging commercial space economy.

(2) CONTENT OF REPORT.—The report shall include information on the following:

(A) An assessment of the human exploration and spaceflight capabilities of the national space program of the United States relative to national programs of the PRC.

(B) An assessment of—

(i) the viability of extraction of space-based precious minerals, onsite exploitation of space-based natural resources, and utilization of space-based solar power;

(ii) the programs of the United States and the PRC that are related to the issues described in clause (i); and

(iii) any potential terrestrial or space environmental impacts of space-based solar power.
(C) An assessment of United States strategic interests in or related to cislunar space.

(D) A comparative assessment of future United States space launch capabilities and those of the PRC.

(E) The extent of foreign investment in the commercial space sector of the United States, especially in venture capital and other private equity investments that seek to work with the Federal government.

(F) The steps by which the National Aeronautics and Space Administration, the Department of Defense, and other United States Federal agencies conduct the necessary due diligence and security reviews prior to investing in private space entities that may have received funding from foreign investment.

(G) Current steps that the United States is taking to identify and help mitigate threats to domestic space industry from influence of the PRC.

(H) An assessment of the current ability, role, costs, and authorities of the Department of Defense to mitigate the threats of commercial communications and navigation in space.
from the PRC’s growing counterspace capabilities, and any actions required to improve this capability.

(I) An assessment of how the PRC’s activities are impacting United States national security, including—

(i) theft by the PRC of United States intellectual property through technology transfer requirements or otherwise; and

(ii) efforts of the PRC to seize control of critical elements of the United States space industry supply chain and United States space industry companies or sister companies with shared leadership; and government cybersecurity capabilities.

(J) An assessment of efforts of the PRC to pursue cooperative agreements with other nations to advance space development.

(K) Recommendations to Congress, including recommendations with respect to—

(i) any legislative proposals to address threats by the PRC to the United States national space programs as well as domestic commercial launch and satellite industries;
(ii) how the United States Government can best utilize existing Federal entities to investigate and prevent potentially harmful investment by the PRC in the United States commercial space industry;

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

(b) STRATEGY.—

(1) IN GENERAL.—Not later than 1 year after the submission of the report required in subsection (a), the President, in consultation with the National Space Council, shall develop and submit to the appropriate congressional committees a strategy to ensure the United States can—

(A) compete with other national space programs;

(B) maintain leadership in the emerging commercial space economy;

(C) identify market, regulatory, and other means to address unfair competition from the PRC based on the findings of in the report required in subsection (a);
(D) leverage commercial space capabilities to ensure United States national security and the security of United States interests in space;

(E) protect United States supply chains and manufacturing critical to competitiveness in space; and

(F) coordinate with international allies and partners in space

(3) FORM.—The strategy required under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(c) DEFINITIONS.—In this section, the following definitions apply:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES OF CONGRESS.—The term “appropriate congressional committees” means—

(A) the Committee on Armed services, the Committee on Foreign Relations, and the Committee on Commerce, Science, and Transportation of the Senate; and

(B) the Committee on Armed Services, the Committee on Foreign Affairs, and the Committee on Science, Space, and Technology of the House of Representatives.
1 (2) PRC.—The term “PRC” means the “Peo-
2 ple’s Republic of China”.

Amendment to H.R. 6395

Offered by Mr. Langevin of Rhode Island

Add at the end of subtitle C of title XVI the following:

SEC. 16. CYBER THREAT INFORMATION COLLABORATION ENVIRONMENT.

(a) In general.—In consultation with the Cyber Threat Data Standards and Interoperability Council established pursuant to subsection (d), the Secretary of Homeland Security, in coordination with the Secretary of Defense and the Director of National Intelligence (acting through the Director of the National Security Agency), shall develop an information collaboration environment and associated analytic tools that enable entities to identify, mitigate, and prevent malicious cyber activity to—

(1) provide limited access to appropriate operationally relevant data about cybersecurity risks and cybersecurity threats, including malware forensics and data from network sensor programs, on a platform that enables query and analysis;

(2) allow such tools to be used in classified and unclassified environments drawing on classified and unclassified data sets;
(3) enable cross-correlation of data on cybersecurity risks and cybersecurity threats at the speed and scale necessary for rapid detection and identification;

(4) facilitate a comprehensive understanding of cybersecurity risks and cybersecurity threats; and

(5) facilitate collaborative analysis between the Federal Government and private sector critical infrastructure entities and information and analysis organizations.

(b) IMPLEMENTATION OF INFORMATION COLLABORATION ENVIRONMENT.—

(1) EVALUATION.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Homeland Security, acting through the Director of the Cybersecurity and Infrastructure Security Agency of the Department of Homeland Security, in coordination with the Secretary of Defense and the Director of National Intelligence (acting through the Director of the National Security Agency), shall—

(A) identify, inventory, and evaluate existing Federal sources of classified and unclassified information on cybersecurity threats;
(B) evaluate current programs, applications, or platforms intended to detect, identify, analyze, and monitor cybersecurity risks and cybersecurity threats; and

(C) coordinate with private sector critical infrastructure entities and, as determined appropriate by the Secretary of Homeland Security, in consultation with the Secretary of Defense, other private sector entities, to identify private sector cyber threat capabilities, needs, and gaps.

(2) IMPLEMENTATION.—Not later than one year after the evaluation required under paragraph (1), the Secretary of Homeland Security, acting through the Director of the Cybersecurity and Infrastructure Security Agency, in coordination with the Secretary of Defense and the Director of National Intelligence (acting through the Director of the National Security Agency), shall begin implementation of the information collaboration environment developed pursuant to subsection (a) to enable participants in such environment to develop and run analytic tools referred to in such subsection on specified data sets for the purpose of identifying, mitigating, and preventing malicious cyber activity that is a
threat to government and critical infrastructure. Such environment and use of such tools shall—

(A) operate in a manner consistent with relevant privacy, civil rights, and civil liberties policies and protections, including such policies and protections established pursuant to section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485);

(B) account for appropriate data standards and interoperability requirements, consistent with the standards set forth in subsection (d);

(C) enable integration of current applications, platforms, data, and information, including classified information, in a manner that supports integration of unclassified and classified information on cybersecurity risks and cybersecurity threats;

(D) incorporate tools to manage access to classified and unclassified data, as appropriate;

(E) ensure accessibility by entities the Secretary of Homeland Security, in consultation with the Secretary of Defense and the Director of National Intelligence (acting through the Director of the National Security Agency), determines appropriate;
(F) allow for access by critical infrastructure stakeholders and other private sector partners, at the discretion of the Secretary of Homeland Security, in consultation with the Secretary of Defense;

(G) deploy analytic tools across classification levels to leverage all relevant data sets, as appropriate;

(H) identify tools and analytical software that can be applied and shared to manipulate, transform, and display data and other identified needs; and

(I) anticipate the integration of new technologies and data streams, including data from government-sponsored network sensors or network-monitoring programs deployed in support of State, local, Tribal, and territorial governments or private sector entities.

(c) ANNUAL REVIEW OF IMPACTS ON PRIVACY, CIVIL RIGHTS, AND CIVIL LIBERTIES.—The Secretary of Homeland Security and the Director of National Intelligence (acting through the Director of the Cybersecurity and Infrastructure Security Agency and the Director of the National Security Agency, respectively) shall direct the Privacy, Civil Rights, and Civil Liberties Officers of their re-
spective agencies, in consultation with Privacy, Civil Rights, and Civil Liberties Officers of other Federal agencies participating in the information collaboration environment, to conduct an annual review of the information collaboration environment for compliance with fair information practices and civil rights and civil liberties policies.

Each such report shall be—

(1) unclassified, to the maximum extent possible, but may contain a non-public or classified annex to protect sources or methods and any other sensitive information restricted by Federal law;

(2) with respect to the unclassified portions of each such report, made available on the public internet websites of the Department of Homeland Security and the Office of the Director of National Intelligence—

(A) not later than 30 days after submission to the appropriate congressional committees; and

(B) in an electronic format that is fully indexed and searchable; and

(3) with respect to a classified annex, submitted to the appropriate congressional committees in an electronic format that is fully indexed and searchable.
(d) POST-DEPLOYMENT ASSESSMENT.—Not later than two years after the implementation of the information collaboration environment under subsection (b), the Secretary of Homeland Security, the Secretary of Defense, and the Director of National Intelligence (acting through the Director of the National Security Agency) shall jointly submit to the appropriate congressional committees an assessment of whether to include additional entities, including critical infrastructure information sharing and analysis organizations, in such environment.

(e) CYBER THREAT DATA STANDARDS AND INTEROPERABILITY COUNCIL.—

(1) ESTABLISHMENT.—There is established an interagency council, to be known as the “Cyber Threat Data Standards and Interoperability Council” (in this subsection referred to as the “council”), chaired by the Secretary of Homeland Security, to establish data standards and requirements for public and private sector entities to participate in the information collaboration environment developed pursuant to subsection (a).

(2) OTHER MEMBERSHIP.—

(A) PRINCIPAL MEMBERS.—In addition to the Secretary of Homeland Security, the council shall be composed of the Director of the Cyber-
security and Infrastructure Security Agency of
the Department of Homeland Security, the Sec-
retary of Defense, and the Director of National
Intelligence (acting through the Director of the
National Security Agency).

(B) ADDITIONAL MEMBERS.—The Presi-
dent shall identify and appoint council members
from public and private sector entities who
oversee programs that generate, collect, or dis-
seminate data or information related to the de-
tection, identification, analysis, and monitoring
of cybersecurity risks and cybersecurity threats,
based on recommendations submitted by the
Secretary of Homeland Security, the Secretary
of Defense, and the Director of National Intel-
ligence (acting through the Director of the Na-
tional Security Agency).

(3) DATA STREAMS.—The council shall identify,
designate, and periodically update programs that
shall participate in or be interoperable with the in-
formation collaboration environment developed pur-
suant to subsection (a), which may include the fol-
lowing:

(A) Network-monitoring and intrusion de-
tection programs.
(B) Cyber threat indicator sharing programs.

(C) Certain government-sponsored network sensors or network-monitoring programs.

(C) Incident response and cybersecurity technical assistance programs.

(D) Malware forensics and reverse-engineering programs.

(E) The defense industrial base threat intelligence program of the Department of Defense.

(4) DATA GOVERNANCE.—The council shall establish a committee comprised of the privacy officers of the Department of Homeland Security, the Department of Defense, and the National Security Agency. Such committee shall establish procedures and data governance structures, as necessary, to protect sensitive data, comply with Federal regulations and statutes, and respect existing consent agreements with private sector critical infrastructure entities that apply to critical infrastructure information.

(5) RECOMMENDATIONS.—The council shall, as appropriate, submit recommendations to the President to support the operation, adaptation, and secu-
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rity of the information collaboration environment de-

dveloped pursuant to subsection (a).

(f) **NO ADDITIONAL ACTIVITIES AUTHORIZED.**—

Nothing in section may be construed to—

(1) alter the responsibility of entities to follow
guidelines issued pursuant to section 105(b) of the
Cybersecurity Act of 2015 (6 U.S.C. 1504(b); en-
acted as division N of the Consolidated Appropria-
tions Act, 2016 (Public Law 114–113)) with respect
to data obtained by an entity in connection with ac-
tivities authorized under the Cybersecurity Act of
2015 and shared through the information collabora-
tion environment developed pursuant to subsection
(a); or

(2) authorize Federal or private entities to
share information in a manner not already permitted
by law.

(g) **DEFINITIONS.**—In this section:

(1) **APPROPRIATE CONGRESSIONAL COMMIT-
TEES.**—The term “appropriate congressional com-
mittees” means—

(A) in the House of Representatives—

(i) the Permanent Select Committee

on Intelligence;
(ii) the Committee on Homeland Security;

(iii) the Committee on the Judiciary;

and

(iv) the Committee on Armed Services; and

(B) in the Senate—

(i) the Select Committee on Intelligence;

(ii) the Committee on Homeland Security and Governmental Affairs;

(iii) the Committee on the Judiciary;

and

(iv) the Committee on Armed Services.

(2) Critical Infrastructure.—The term “critical infrastructure” has the meaning given such term in section 1016(e) of Public Law 107–56 (42 U.S.C. 5195c(e)).

(3) Critical Infrastructure Information.—The term “critical infrastructure information” has the meaning given such term in section 2222 of the Homeland Security Act of 2002 (6 U.S.C. 671).
(4) Cyber Threat Indicator.—The term “cyber threat indicator” has the meaning given such term in section 102(6) of the Cybersecurity Act of 2015 (enacted as division N of the Consolidated Appropriations Act, 2016 (Public Law 114–113; 6 U.S.C. 1501(6))).

(5) Cybersecurity Risk.—The term “cybersecurity risk” has the meaning given such term in section 2209 of the Homeland Security Act of 2002 (6 U.S.C. 659).

(6) Cybersecurity Threat.—The term “cybersecurity threat” has the meaning given such term in section 102(5) of the Cybersecurity Act of 2015 (enacted as division N of the Consolidated Appropriations Act, 2016 (Public Law 114–113; 6 U.S.C. 1501(5))).

(7) Information Sharing and Analysis Organization.—The term “information sharing and analysis organization” has the meaning given such term in section 2222 of the Homeland Security Act of 2002 (6 U.S.C. 671).
AMENDMENT TO H.R. 6395
OFFERED BY MS. TORRES SMALL OF NEW MEXICO

At the appropriate place in title XVII, insert the following:

SEC. __. SENSE OF CONGRESS ON EXTENSION OF LIMITATIONS ON IMPORTATION OF URANIUM FROM RUSSIAN FEDERATION.

It is the sense of Congress that—

(1) a secure nuclear fuel supply chain is essential to the economic and national security of the United States;

(2) the Government of the Russian Federation uses its control over energy resources, including in the civil nuclear sector, to exert political influence and create economic dependency in other countries;

(3) the Agreement Suspending the Antidumping Investigation on Uranium from the Russian Federation (commonly referred to as the “Russian Suspension Agreement”), which limits imports of Russian uranium to 20 percent of the market share, is vital to averting American dependence on Russian energy;

(4) the United States should—
(A) expeditiously complete negotiation of an extension of the Russian Suspension Agreement to cap the market share for Russian uranium at 20 percent or lower; or

(B) if an agreement to extend the Russian Suspension Agreement cannot be reached, complete the antidumping investigation under title VII of the Tariff Act of 1930 (19 U.S.C. 1671 et seq.) with respect to imports of uranium from the Russian Federation—

(i) to avoid unfair trade in uranium and maintain a nuclear fuel supply chain in the United States, consistent with the national security and nonproliferation goals of the United States; and

(ii) to protect the United States nuclear fuel supply chain from the continued manipulation of the global and United States uranium markets by the Russian Federation and Russian-influenced competitors;

(5) a renegotiated, long-term extension of the Russian Suspension Agreement can prevent adversaries of the United States from monopolizing the nuclear fuel supply chain;
(6) as was done in 2008, upon completion of a new negotiated long-term extension of the Russian Suspension Agreement, Congress should enact legislation to codify the terms of extension into law to ensure long-term stability for the domestic nuclear fuel supply chain; and

(7) if the negotiations to extend the Russian Suspension Agreement prove unsuccessful, Congress should be prepared to enact legislation to prevent the manipulation by the Russian Federation of global uranium markets and potential domination by the Russian Federation of the United States uranium market.
AMENDMENT TO H.R. 6395
OFFERED BY MR. LARSEN OF WASHINGTON

At the appropriate place in title II, insert the following new section:

SEC. 2. MODIFICATION OF REQUIREMENTS RELATING TO CERTAIN COOPERATIVE RESEARCH AND DEVELOPMENT AGREEMENTS.

Section 2350a of title 10, United States Code, is amended—

(1) in subsection (b)(2), by striking “and the Under Secretary” and inserting “or the Under Secretary”;

(2) in subsection (c)—

(A) by striking “Each cooperative” and inserting “(1) Except as provided in paragraph (2), each cooperative”; and

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

“(2) A cooperative research and development project may be entered into under this section under which costs are shared between the participants on an unequal basis if the Secretary of Defense, or an official specified in subsection (b)(2) to whom the Secretary delegates authority
under this paragraph, makes a written determination that unequal cost sharing provides strategic value to the United States or another participant in the project.

“(3) For purposes of this subsection, the term ‘cost’ means the total value of cash and non-cash contributions.”;

(3) in subsection (d)—

(A) in paragraph (1), by striking “In order to” and inserting “Except as provided in paragraph (2), in order to”;

(B) by redesignating paragraph (2) as paragraph (3); and

(C) by inserting after paragraph (1) the following new paragraph:

“(2)(A) The Secretary of Defense, or an official specified in subsection (b)(2) to whom the Secretary delegates authority under this paragraph, may waive the prohibition under paragraph (1) to allow the procurement of qualified services from a foreign government, foreign research organization, or other foreign entity on a case-by-case basis. “(B) Not later than 30 days before issuing a waiver under subparagraph (A), the Secretary of Defense or the official specified in subsection (b)(2) to whom the Secretary delegates authority under this paragraph (as the case may be) shall submit to the congressional defense
committees, the Committee on Foreign Affairs of the House of Representatives, and the Committee on Foreign Relations of the Senate written notice of the intent to issue such a waiver.

“(C) For purposes of this paragraph, the term ‘qualified services’ means engineering support services and local management services, including launch support services, test configuration support services, test range support services, and development support services, that are not covered by a memorandum of understanding (or other formal agreement) to conduct a cooperative research and development project under this section.”
AMENDMENT TO H.R. 6395
OFFERED BY MR. LANGEVIN OF RHODE ISLAND

At the appropriate place in title XXXI, add the following new section:

SEC. 31 PROGRAM FOR RESEARCH AND DEVELOPMENT OF ADVANCED NAVAL NUCLEAR FUEL SYSTEM BASED ON LOW-ENRICHED URANIUM.

(a) Establishment.—Not later than 60 days after the date of the enactment of this Act, the Administrator for Nuclear Security shall establish a program to assess the viability of using low-enriched uranium in naval nuclear propulsion reactors, including such reactors located on aircraft carriers and submarines, that meet the requirements of the Navy.

(b) Activities.—In carrying out the program under subsection (a), the Administrator shall carry out activities to develop an advanced naval nuclear fuel system based on low-enriched uranium, including activities relating to—

(1) down-blending of high-enriched uranium into low-enriched uranium;

(2) manufacturing of candidate advanced low-enriched uranium fuels;
(3) irradiation tests and post-irradiation examination of these fuels; and

(4) modification or procurement of equipment and infrastructure relating to such activities.

(c) REPORT.—Not later than 120 days after the date of the enactment of this Act, the Administrator shall submit to the congressional defense committees a plan outlining the activities the Administrator will carry out under the program established under subsection (a), including the funding requirements associated with developing a low-enriched uranium fuel.
AMENDMENT TO H.R. 6395
OFFERED BY MR. LANGEVIN

(funding table amendment)

In section 4701 of division D, relating to Defense Nuclear Nonproliferation, Defense Nuclear Nonproliferation R&D, insert a new line following the Nonproliferation Stewardship Program titled LEU Research and Development and increase the amount by $20,000,000 for the purpose of LEU Research and Development for Naval Pressurized Water Reactors.

In section 4701 of Division D, relating to Defense Nuclear Nonproliferation, R&D, decrease the amount for Proliferation Detection, nuclear verification and next gen technologies by $20,000,000.
AMENDMENT TO H.R. 6395

OFFERED BY MS. SPEIER OF CALIFORNIA

At the appropriate place in title V of the bill, insert the following:

SEC. 5. ESTABLISHMENT OF SPECIAL INSPECTOR GENERAL FOR RACIAL AND ETHNIC DISPARITIES IN THE ARMED FORCES; AMENDMENTS TO INSPECTOR GENERAL ACT.

(a) Special Inspector General for Racial and Ethnic Disparities in the Armed Forces.—

(1) PURPOSES.—The purposes of this section are the following:

(A) To provide for the independent and objective conduct and supervision of audits and investigations relating to racial and ethnic disparities in military personnel and military justice systems, and white supremacy among military personnel.

(B) To provide recommendations to the Secretary of Defense and to Congress on actions necessary to eliminate racial and ethnic disparities in military personnel and military justice systems.
(2) Office of Inspector General.—To carry out the purposes of paragraph (1), there is hereby established, in the Department of Defense, the Office of the Special Inspector General for Racial and Ethnic Disparities in the Armed Forces.

(3) Appointment of Inspector General.—

(A) Nomination; Appointment.—The head of the Office of the Special Inspector General for Racial and Ethnic Disparities is the Special Inspector General for Racial and Ethnic Disparities (in this section referred to as the “Inspector General”), who shall be appointed by the President, by and with the advice and consent of the Senate.

(B) Qualifications.—The appointment of the Inspector General shall be made solely on the basis of integrity and demonstrated ability in accounting, auditing, financial analysis, law, management analysis, public administration, or investigations.

(C) Deadline for Nomination.—The nomination of an individual as Inspector General shall be made not later than 90 days after the date of the enactment of this Act.
(D) COMPENSATION.—The annual rate of basic pay of the Inspector General shall be the annual rate of basic pay provided for positions at level IV of the Executive Schedule under section 5315 of title 5, United States Code.

(E) PROHIBITION ON POLITICAL ACTIVITIES.—For purposes of section 7324 of title 5, United States Code, the Inspector General shall not be considered an employee who determines policies to be pursued by the United States in the nationwide administration of Federal law.

(F) REMOVAL.—The Inspector General shall be removable from office in accordance with the provisions of section 3(b) of the Inspector General Act of 1978 (5 U.S.C. App.).

(4) ASSISTANT INSPECTORS GENERAL.—The Inspector General shall, in accordance with applicable laws and regulations governing the civil service, appoint an Assistant Inspector General for Military Justice who shall have the responsibility for auditing and investigation activities relating to racial and ethnic disparities within the military justice system.

(5) SUPERVISION.—

(A) IN GENERAL.—Except as provided in subparagraph (B), the Inspector General shall
report directly to, and be under the general supervision of the Secretary of Defense.

(B) INDEPENDENCE TO CONDUCT INVESTIGATIONS AND AUDITS.—No officer of the Department of Defense shall prevent or prohibit the Inspector General from initiating, carrying out, or completing any audit or investigation related to racial and ethnic disparities or from issuing any subpoena during the course of any such audit or investigation.

(6) DUTIES.—

(A) OVERSIGHT OF MILITARY JUSTICE.—It shall be the duty of the Inspector General to conduct, supervise, and coordinate audits and investigations of—

(i) the effect of military justice policies and practices on racial and ethnic disparities, including overrepresentation of minorities in actions related to investigations, courts-martial, nonjudicial punishments, and other military justice actions as determined by the Inspector General;

(ii) the effect of military personnel policies and practices, including recruiting, accessions, and promotions, on racial and
5 ethnic disparities, including underrepresentation of minorities among members of the Armed Forces under the jurisdiction of the Secretary of a military department in grades above E–7;

(iii) the scope and efficacy of existing diversity and inclusion offices and programs within the Department of Defense; and

(iv) white supremacist activities among military personnel and any other issues, determined by the Inspector General, necessary to address racial and ethnic disparities within the Armed Forces under the jurisdiction of the Secretary of a military department.

(B) OTHER DUTIES RELATED TO OVERSIGHT.—The Inspector General shall establish, maintain, and oversee such systems, procedures, and controls as the Inspector General considers appropriate to discharge the duties under subparagraph (A).

(C) DUTIES AND RESPONSIBILITIES UNDER INSPECTOR GENERAL ACT OF 1978.—In addition to the duties specified in subpara-
graphs (A) and (B), the Inspector General shall also have the duties and responsibilities of inspectors general under the Inspector General Act of 1978.

(D) COORDINATION OF EFFORTS.—In carrying out the duties, responsibilities, and authorities of the Inspector General under this section, the Inspector General shall coordinate with, and receive the cooperation of each of the following:

(i) The Inspector General of the Department of Defense.

(ii) The Inspector General of the Army.

(iii) The Inspector General of the Navy.


(7) POWERS AND AUTHORITIES.—

(A) AUTHORITIES UNDER INSPECTOR GENERAL ACT OF 1978.—In carrying out the duties specified in paragraph (6), the Inspector General shall have the authorities provided in section 6 of the Inspector General Act of 1978.
(B) AUDIT STANDARDS.—The Inspector General shall carry out the duties specified in paragraph (6)(A) in accordance with section 4(b)(1) of the Inspector General Act of 1978.

(8) PERSONNEL, FACILITIES, AND OTHER RESOURCES.—

(A) PERSONNEL.—The Inspector General may select, appoint, and employ such officers and employees as may be necessary for carrying out the duties of the Inspector General, subject to the provisions of title 5, United States Code, governing appointments in the competitive service, and the provisions of chapter 51 and subchapter III of chapter 53 of such title, relating to classification and General Schedule pay rates.

(B) EMPLOYMENT OF EXPERTS AND CONSULTANTS.—The Inspector General may obtain services as authorized by section 3109 of title 5, United States Code, at daily rates not to exceed the equivalent rate prescribed for grade GS–15 of the General Schedule by section 5332 of such title.

(C) CONTRACTING AUTHORITY.—To the extent and in such amounts as may be provided
in advance by appropriations Acts, the Inspector General may enter into contracts and other arrangements for audits, studies, analyses, and other services with public agencies and with private persons, and make such payments as may be necessary to carry out the duties of the Inspector General.

(D) RESOURCES.—The Secretary of Defense, as appropriate, shall provide the Inspector General with appropriate and adequate office space at appropriate locations of the Department of Defense, together with such equipment, office supplies, and communications facilities and services as may be necessary for the operation of such offices, and shall provide necessary maintenance services for such offices and the equipment and facilities located therein.

(E) ASSISTANCE FROM FEDERAL AGENCIES.—

(i) IN GENERAL.—Upon request of the Inspector General for information or assistance from any department, agency, or other entity of the Federal Government, the head of such entity shall, insofar as is practicable and not in contravention of any
existing law, furnish such information or assistance to the Inspector General, or an authorized designee.

(ii) REPORTING OF REFUSED ASSISTANCE.—Whenever information or assistance requested by the Inspector General is, in the judgment of the Inspector General, unreasonably refused or not provided, the Inspector General shall report the circumstances to the Secretary of Defense, as appropriate, and to the appropriate congressional committees without delay.

(9) REPORTS.—

(A) QUARTERLY REPORTS.—Not later than 30 days after the end of each fiscal-year quarter, the Inspector General shall submit quarterly reports to the Secretary of Defense and the congressional defense committees summarizing the activities of the Inspector General for the previous quarter.

(B) ANNUAL REPORTS.—The Inspector General shall submit annual reports to the Secretary of Defense and the congressional defense committees presenting recommendations for changes to policy, practice, regulation, and stat-
ute to eliminate disparities within the military personnel and military justice systems and to eliminate white supremacist activities among military personnel.

(C) OCCASIONAL REPORTS.—The Inspector General shall, from time to time, submit additional reports containing findings and recommendations at the discretion of the Inspector General.

(D) ONLINE PUBLICATION.—The Inspector General shall publish each report under this paragraph on a publicly available website not later than seven days after submission to the Secretary of Defense and the congressional defense committees.

(10) FUNDING.—This section shall be carried out using not more than $10,000,000 of funds authorized to be appropriated in this Act for Operation and Maintenance, Defense-wide, and no additional amounts are authorized to be appropriated to carry out this section.

(b) AMENDMENTS TO THE INSPECTOR GENERAL ACT.—The Inspector General Act of 1978 (5 U.S.C. App.) is amended—

(1) in section 3(b)—
(A) by inserting ``(1)'' before “An Inspector General”;

(B) by inserting after the first sentence the following: “An Inspector General may only be removed by the President before the expiration of the term of the Inspector General for permanent incapacity, neglect of duty, malfeasance, conviction of a felony or conduct involving moral turpitude, knowing violation of a law, gross mismanagement, gross waste of funds, or abuse of authority.”; and

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

“(2) If an Inspector General is removed by the President under paragraph (1) fewer than 30 days after the President has communicated in writing the reasons for such removal pursuant to paragraph (1), the Inspector General shall submit to the Council of the Inspectors General on Integrity and Efficiency a report that includes the following information:

“(A) A description of the facts and circumstances of each investigation involving a senior government employee (as defined in section 5 of this Act) being conducted by that Inspector General at the time of such removal.
“(B) Any other matter that the Inspector General determines to include.

“(3) Any individual serving as the head of an Office of Inspector General, after the removal of an Inspector General under paragraph (1), shall issue to the Council of the Inspectors General on Integrity and Efficiency a report identifying any instances in which an investigation or matter described in paragraph (2) is closed prior to its completion, with a description of the reasons for closing the investigation or matter.”; and

(2) in section 8G(e), by adding at the end the following new paragraph:

“(3) In the event of the removal of an Inspector General, the Council of the Inspectors General on Integrity and Efficiency shall—

“(A) investigate the reasons for removal provided by the President;

“(B) publish a report including the determination of the Council whether the reasons described in subparagraph (A) are in accordance with the relevant provisions relating to for cause removal;

“(C) review any investigation that was being conducted by the Inspector General at the time of such removal; and


“(D) submit, to the congressional committees the Council determine to be relevant, a report that includes the determination of the Council whether an investigation described in subparagraph (C) motivated such removal.”.
AMENDMENT TO H.R. 6395
OFFERED BY MR. LANGEVIN

Add at the end of subtitle C of title XVI the following:

SEC. 16. ESTABLISHMENT OF INTEGRATED CYBER CENTER.

(a) In General.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Homeland Security, in coordination with the Secretary of Defense, the Attorney General, the Director of the Federal Bureau of Investigation, and the Director of National Intelligence, shall submit to the relevant congressional committees a report on Federal cybersecurity centers and the potential for better coordination of Federal cyber efforts at an integrated cyber center within the national cybersecurity and communications integration center of the Department of Homeland Security established pursuant to section 2209 of the Homeland Security Act of 2002 (6 U.S.C. 659).

(b) Contents.—To prepare the report required by subsection (a), the Secretary of Homeland Security shall aggregate information from components of the Department of Homeland Security with information provided to...
the Secretary of Homeland Security by the Secretary of Defense, the Attorney General, the Director of the Federal Bureau of Investigation, and the Director of National Intelligence. Such aggregated information shall relate to the following topics:

(1) Any challenges regarding capacity and funding identified by the Secretary of Homeland Security, the Director of the Federal Bureau of Investigation, the Attorney General, the Secretary of Defense, or the Director of National Intelligence that negatively impact coordination with the national cybersecurity and communications integration center of the Department of Homeland Security in furtherance of the security and resilience of critical infrastructure.

(2) Distinct statutory authorities identified by the Secretary of Homeland Security, the Attorney General, the Director of the Federal Bureau of Investigation, the Secretary of Defense, or the Director of National Intelligence that should not be leveraged by an integrated cyber center within the national cybersecurity and communications integration center.

(3) Any challenges associated with effective mission coordination and deconfliction between the
Cybersecurity and Infrastructure Security Agency of the Department of Homeland Security and other Federal agencies that could be addressed with the creation of an integrated cyber center within the national cybersecurity and communications integration center.

(4) How capabilities or missions of existing Federal cyber centers could benefit from greater integration or collocation to support cybersecurity collaboration with critical infrastructure at an integrated cyber center within the national cybersecurity and communications integration center, including the following Federal cyber centers:

(A) The National Security Agency’s Cyber Threat Operations Center.

(B) United States Cyber Command’s Joint Operations Center.

(C) The Office of the Director of National Intelligence’s Cyber Threat Intelligence Integration Center.

(D) The Federal Bureau of Investigation’s National Cyber Investigative Joint Task Force.

(F) The Office of the Director of National Intelligence’s Intelligence Community Security Coordination Center.

(c) ELEMENTS.—The report required under subsection (a) shall—

(1) identify any challenges regarding the Cybersecurity and Infrastructure Security Agency’s current authorities, structure, resources, funding, ability to recruit and retain its workforce, or interagency coordination that negatively impact the ability of the Agency to fulfill its role as the central coordinator for critical infrastructure cybersecurity and resilience pursuant to its authorities under the Homeland Security Act of 2002, and information on how establishing an integrated cyber center within the national cybersecurity and communications integration center would address such challenges;

(2) identify any facility needs for the Cybersecurity and Infrastructure Security Agency to adequately host personnel, maintain sensitive compartmented information facilities, and other resources to serve as the primary coordinating body charged with forging whole-of-government, public-private collaboration in cybersecurity, pursuant to such authorities;
(3) identify any lessons from the United Kingdom’s National Cybersecurity Center model to determine whether an integrated cyber center within the Cybersecurity and Infrastructure Security Agency should be similarly organized into an unclassified environment and a classified environment;

(4) recommend any changes to procedures and criteria for increasing and expanding the participation and integration of public- and private-sector personnel into Federal cyber defense and security efforts, including continuing limitations or hurdles in the security clearance program for private sector partners and integrating private sector partners into a Cybersecurity and Infrastructure Security Agency integrated cyber center; and

(5) propose policies, programs, or practices that could overcome challenges identified in the aggregated information under subsection (b), including the creation of an integrated cyber center within the national cybersecurity and communications integration center, accompanied by legislative proposals, as appropriate.

(d) PLAN.—Upon submitting the report pursuant to subsection (a), the Secretary of Homeland Security, in coordination with the Secretary of Defense, the Attorney
General, the Director of the Federal Bureau of Investigation, and the Director of National Intelligence, shall develop a plan to establish an integrated cyber center within the national cybersecurity and communications integration center.

(e) Establishment.—Not later than one year after the submission of the report required under subsection (a), the Secretary of Homeland Security, in coordination with the Secretary of Defense, the Attorney General, the Director of the Federal Bureau of Investigation, and the Director of National Intelligence, shall begin establishing an integrated cyber center in the national cybersecurity and communications integration center.

(f) Annual Updates.—Beginning one year after the submission of the report required under subsection (a) and annually thereafter, the Secretary of Homeland Security, in coordination with the Secretary of Defense, the Attorney General, the Director of the Federal Bureau of Investigation, and the Director of National Intelligence, shall submit to the relevant congressional committees updates regarding efforts to establish and operate an integrated cyber center in the national cybersecurity and communications integration center pursuant to subsection (e), including information on progress made toward overcoming any

challenges identified in the report required by subsection (a).

(g) PRIVACY REVIEW.—The Privacy Officers of the Department of Homeland Security, the Department of Defense, the Department of Justice, and the Federal Bureau of Investigation, and the Director of National Intelligence shall review and provide to the relevant congressional committees comment, as appropriate, on each report and legislative proposal submitted under this section.

(h) DEFINITION.—In this section, the term “relevant congressional committees” means—

(1) in the House of Representatives—

(A) the Committee on Armed Services;

(B) the Committee on the Judiciary;

(C) the Permanent Select Committee on Intelligence; and

(D) the Committee on Homeland Security;

and

(2) in the Senate—

(A) the Committee on Armed Services;

(B) the Committee on the Judiciary;

(C) the Select Committee on Intelligence; and
1  (D) the Committee on Homeland Security
2  and Governmental Affairs.
Amendment to H.R. 6395
National Defense Authorization Act for Fiscal Year 2021

Offered by: Mr. Langevin of Rhode Island

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

“National Center for Medical Intelligence of the Defense Intelligence Agency responsibilities

The committee directs the Comptroller General to assess the National Center for Medical Intelligence of the Defense Intelligence Agency. The assessment should include:

(1) The types of products that the National Center for Medical Intelligence provides the Director of the Defense Intelligence Agency, the surgeon generals of the military departments, and other departments or agencies of the Federal Government.
(2) The extent to which the National Center for Medical Intelligence has been able to effectively forecast or warn the leaders of the Department of Defense, the surgeon generals of the military departments, and other departments or agencies of the Federal Government prior to past foreign health threats and other medical issues that could have threatened the interests of the United States worldwide;
(3) The extent to which the National Center for Medical Intelligence is providing in a timely manner, and is postured to continue providing, the leaders of the Department of Defense, the surgeon generals of the military departments, and other departments or agencies of the Federal Government with information about foreign health threats and other medical issues that threaten the interests of the United States worldwide;
(4) Gaps in the ability of the National Center for Medical Intelligence to monitor foreign environmental health and infectious disease risks and foreign biotechnology development; and
(5) Any other matters the Comptroller General deems appropriate.

The committee directs the Comptroller General to provide a briefing to the congressional defense committees by March 31, 2021 on preliminary findings and submit a final report to the congressional defense committees at a date agreed to at the time of the briefing.”
AMENDMENT TO H.R. 6395
OFFERED BY MS. TORRES SMALL OF NEW MEXICO

At the appropriate place in title XXXI, insert the following new section:

SEC. 31. FINDINGS, PURPOSE, AND APOLOGY RELATING TO FALLOUT EMITTED DURING THE GOVERNMENT'S ATMOSPHERIC NUCLEAR TESTS.

Section 2(a)(1) of the Radiation Exposure Compensation Act (Public Law 101–426; 42 U.S.C. 2210 note) is amended by inserting ‘‘, including individuals in New Mexico, Idaho, Colorado, Arizona, Utah, Texas, Wyoming, Oregon, Washington, South Dakota, North Dakota, Nevada, Guam, and the Northern Mariana Islands,’’ after ‘‘tests exposed individuals’’.

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AMENDMENT TO H.R. 6395
OFFERED BY MR. LANGEVIN OF RHODE ISLAND

At the appropriate place in title II, insert the following new section:

SEC. 2. STUDY ON MECHANISMS FOR ATTRACTING AND RETAINING HIGH QUALITY TALENT IN THE NATIONAL SECURITY INNOVATION BASE.

(a) Study Required.—The Secretary of Defense shall conduct a study to determine the feasibility of establishing a program to attract and retain covered individuals for employment in the national security innovation base.

(b) Elements.—The study required under subsection (a) shall include an analysis of—

(1) mechanisms the Department of Defense may use to engage institutions of higher education to assist in the identification and recruitment of covered individuals for employment in the national security innovation base;

(2) monetary and nonmonetary incentives that may be provided to retain covered individuals in positions in the national security innovation base;

(3) methods that may be implemented to ensure the proper vetting of covered individuals;
(4) the number of covered individuals needed to advance the competitiveness of the research, development, test, and evaluation efforts of the Department of Defense in the critical technologies identified in the National Defense Strategy; and

(5) the type and amount of resources required to implement the program described in subsection (a).

(e) REPORT.—Not later than February 1, 2021, the Secretary of Defense shall submit to the congressional defense committees a report on the results of the study conducted under subsection (a).

(d) DEFINITIONS.—In this section:

(1) The term “national security innovation base” means the network of persons and organizations, including Federal agencies, institutions of higher education, federally funded research and development centers, defense industrial base entities, nonprofit organizations, commercial entities, and venture capital firms that are engaged in the military and nonmilitary research, development, funding, and production of innovative technologies that support the national security of the United States.

(2) The term “institution of higher education” has the meaning given that term in section 101 of

(3) The term “covered individual” means an individual who—

(A) is employed by a United States employer and engaged in work to promote and protect the national security innovation base;

(B) is engaged in basic or applied research, funded by the Department of Defense, through an institution of higher education in the United States; and

(C) possesses scientific or technical expertise that will advance the development of critical technologies identified in the National Defense Strategy or the National Defense Science and Technology Strategy, required by section 218 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Public Law 115–232; 132 Stat. 1679).
AMENDMENT TO H.R. 6395

OFFERED BY MS. TORRES SMALL OF NEW MEXICO

At the appropriate place in title III, insert the following:

SEC. 3. NOTIFICATION TO AGRICULTURAL OPERATIONS LOCATED IN AREAS EXPOSED TO DEPARTMENT OF DEFENSE PFAS USE.

(a) NOTIFICATION REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense, in consultation with the Secretary of Agriculture, shall provide a notification described in subsection (b) to any agricultural operation located within 10 square miles of a location where covered PFAS—

(1) has been detected in groundwater;

(2) has been hydrologically linked to a local water source, including a water well; and

(3) is suspected to be, or due to a positive test known to be, the result of the use of PFAS at any installation of the Department of Defense located in the United States or any State-owned facility of the National Guard.
(b) **NOTIFICATION REQUIREMENTS.**—The notification required under subparagraph (a) shall include:

1. The name of the Department of Defense or National Guard installation from which the PFAS contamination in groundwater originated.
2. The specific type of PFAS detected in groundwater.
3. The detection levels of PFAS detected.
4. Relevant governmental information regarding the health and safety of the covered PFAS detected, including relevant Federal or State standards for PFAS in groundwater, livestock, food commodities and drinking water, and any known restrictions for sale of agricultural products that have been irrigated or watered with water containing PFAS.

(c) **ADDITIONAL TESTING RESULTS.**—The Secretary of Defense shall provide to an agricultural operation that receives a notice under subsection (a) any pertinent updated information, including any results of new elevated testing, by not later than 15 days after receiving such information.

(d) **REPORT TO CONGRESS.**—Not later than 90 days after the date of the enactment of this Act, and annually thereafter, the Secretary of Defense shall submit to the Committee on Agriculture, Nutrition, and Forestry of the
Senate and the Committee on Agriculture of the House of Representatives a report on the status of providing notice under subsection (a). Such report shall include, for the period covered by the report—

(1) the approximate locations of such operations relative to installations of the Department of Defense located in the United States and State-owned facilities of the National Guard;

(2) the PFAS substances detected in groundwater; and

(3) the levels of PFAS detected.

(e) DEFINITIONS.—In this section:

(1) The term “covered PFAS” means each of the following:

(A) Perfluorooctanoic acid (commonly referred to as “PFOA”) (Chemical Abstracts Service No. 335–67–1).

(B) Perfluorooctane sulfonic acid (commonly referred to as “PFOS”) (Chemical Abstracts Service No. 1763–23–1).

(C) Perfluorobutanesulfonic acid (commonly referred to as “PFBS”) (Chemical Abstracts Service No. 375-73-5).
(D) Perfluorohexane sulfonate (commonly referred to as “PFHxs”) (Chemical Abstracts Service No. 108427-53-8).

(E) Perfluoroheptanoic acid (commonly referred to as “PFHpA”) (Chemical Abstracts Service No. 375-85-9).

(F) Perfluorohexanoic acid (commonly referred to as “PFHxA”) (Chemical Abstracts Service No. 307-24-4).

(G) Perfluorodecanoic acid (commonly referred to as “PFDA”) (Chemical Abstracts Service No. 335-76-2).

(H) Perfluorononanoic acid (commonly referred to as “PFNA”) (Chemical Abstracts Service No. 375-95-1).

(2) The term “PFAS” means a perfluoroalkyl or polyfluoroalkyl substance with at least one fully fluorinated carbon atom, including the chemical GenX.
AMENDMENT TO H.R. 6395
OFFERED BY MR. BROWN OF MARYLAND

At the appropriate place in title IX of the bill, insert the following:

SEC. 9 . CHIEF DIVERSITY OFFICERS.

(a) DEPARTMENT OF DEFENSE.—

(1) IN GENERAL.—Chapter 4 of title 10, United States Code, is amended by adding at the end the following new section:

§ 146. Chief Diversity Officer

“(a) CHIEF DIVERSITY OFFICER.—(1) There is a Chief Diversity Officer of the Department of Defense, appointed from civilian life by the President, by and with the advice and consent of the Senate.

“(2) The Chief Diversity Officer shall be appointed from among persons who have an extensive management or business background and experience with diversity and inclusion. A person may not be appointed as Chief Diversity Officer within seven years after relief from active duty as a commissioned officer of a regular component of an armed force.

“(b) POWERS AND DUTIES.—The Chief Diversity Off-
“(1) is responsible for policy, oversight, guidance, and coordination for all matters of the Department of Defenserelated to diversity and inclusion;

“(2) exercises authority to direct the Secretaries of the military departments and the heads of all other elements of the Department with regard to matters for which the Chief Diversity Officer has responsibility under this section;

“(3) exercises authority, direction, and control over the Office of People Analytics, or any successor organization;

“(4) shall establish and maintain a Department of Defense strategic plan that publicly states a diversity definition, vision, and goals for the Department of Defense;

“(5) shall define a set of strategic metrics that are directly linked to key organizational priorities and goals, actionable, and actively used to implement the strategic plan;

“(6) shall establish training in diversity dynamics and training in practices for leading diverse groups effectively;

“(7) shall establish and maintain a strategic plan for outreach to, and recruiting from, untapped locations and underrepresented demographic groups;
“(8) shall conduct regular, rigorous evaluations and assessments of diversity within the Department of Defense; and

“(9) shall perform such additional duties and exercise such powers as the Secretary of Defense may prescribe.

“(c) Precedence in the Department of Defense.—(1) The Chief Diversity Officer shall report directly to the Secretary of Defense in the performance of duties under this section.

“(2) The Chief Diversity Officer takes precedence in the Department of Defense after the Chief Management Officer.”.

(2) Technical and Conforming Amendments.—

(A) The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“146. Chief Diversity Officer.”.

(B) Section 136(b) of such title is amended by inserting “the Chief Diversity Officer and” after “control of the Secretary of Defense,”.

(b) Department of the Army.—
(1) IN GENERAL.—Chapter 703 of title 10, United States Code, is amended by adding at the end the following new section:

§ 7025. Chief Diversity Officer

(a) CHIEF DIVERSITY OFFICER.—(1) There is a Chief Diversity Officer of the Department of the Army, appointed from civilian life by the President, by and with the advice and consent of the Senate.

(2) The Chief Diversity Officer shall be appointed from among persons who have an extensive management or business background and experience with diversity and inclusion.

(b) POWERS AND DUTIES.—The Chief Diversity Officer—

(1) is responsible for policy, oversight, guidance, and coordination for all matters of the Department of the Army related to diversity and inclusion;

(2) exercises authority to direct the heads of all other elements of the Department with regard to matters for which the Chief Diversity Officer has responsibility under this section;

(3) shall establish training in diversity dynamics and training in practices for leading diverse groups effectively;
“(4) shall conduct regular, rigorous evaluations and assessments of diversity within the Department of the Army; and

“(5) shall perform such additional duties and exercise such powers as the Secretary of the Army may prescribe.”.

(2) TECHNICAL AND CONFORMING AMENDMENTS.—

(A) The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“7025. Chief Diversity Officer.”.

(B) Section 7014(b) of such title is amended by—

(i) by redesignating paragraphs (2) through (8) as paragraphs (3) through (9), respectively; and

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

“(2) The Chief Diversity Officer.”.

(C) Section 7014(c)(1) of such title is amended by adding at the end the following new subparagraph (H):

“(H) Diversity and inclusion.”.

(c) DEPARTMENT OF THE NAVY.—
(1) IN GENERAL.—Chapter 803 of title 10, United States Code, is amended by adding at the end the following new section:

§ 8029. Chief Diversity Officer

(a) CHIEF DIVERSITY OFFICER.—(1) There is a Chief Diversity Officer of the Department of the Navy, appointed from civilian life by the President, by and with the advice and consent of the Senate.

“(2) The Chief Diversity Officer shall be appointed from among persons who have an extensive management or business background and experience with diversity and inclusion.

(b) POWERS AND DUTIES.—The Chief Diversity Officer—

“(1) is responsible for policy, oversight, guidance, and coordination for all matters of the Department of the Navy related to diversity and inclusion;

“(2) exercises authority to direct the heads of all other elements of the Department with regard to matters for which the Chief Diversity Officer has responsibility under this section;

“(3) shall establish training in diversity dynamics and training in practices for leading diverse groups effectively;
“(4) shall conduct regular, rigorous evaluations and assessments of diversity within the Department of the Navy; and

“(5) shall perform such additional duties and exercise such powers as the Secretary of the Navy may prescribe.”.

(2) TECHNICAL AND CONFORMING AMENDMENTS.—

(A) The table of sections at the beginning of chapter 803 of title 10, United States Code, is amended by adding at the end the following new item:

“8029. Chief Diversity Officer.”.

(B) Section 8014(b) of such title is amended by—

(i) by redesignating paragraphs (2) through (8) as paragraphs (3) through (9), respectively; and

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

“(2) The Chief Diversity Officer.”.

(C) Section 8014(c)(1) of such title is amended by adding at the end the following new subparagraph (H):

“(H) Diversity and inclusion.”.

(d) DEPARTMENT OF THE AIR FORCE.—
(1) IN GENERAL.—Chapter 903 of title 10, United States Code, is amended by adding at the end the following new section:

§ 9025. Chief Diversity Officer

“(a) CHIEF DIVERSITY OFFICER.—(1) There is a Chief Diversity Officer of the Department of the Air Force, appointed from civilian life by the President, by and with the advice and consent of the Senate.

“(2) The Chief Diversity Officer shall be appointed from among persons who have an extensive management or business background and experience with diversity and inclusion.

“(b) POWERS AND DUTIES.—The Chief Diversity Officer—

“(1) is responsible for policy, oversight, guidance, and coordination for all matters of the Department of the Air Force related to diversity and inclusion;

“(2) exercises authority to direct the heads of all other elements of the Department with regard to matters for which the Chief Diversity Officer has responsibility under this section;

“(3) shall establish training in diversity dynamics and training in practices for leading diverse groups effectively;
“(4) shall conduct regular, rigorous evaluations and assessments of diversity within the Department of the Air Force; and

“(5) shall perform such additional duties and exercise such powers as the Secretary of the Air Force may prescribe.”.

(2) TECHNICAL AND CONFORMING AMENDMENTS.—

(A) The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“9025. Chief Diversity Officer.”.

(B) Section 9014(b) of such title is amended by—

(i) by redesignating paragraphs (2) through (8) as paragraphs (3) through (9), respectively; and

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

“(2) The Chief Diversity Officer.”.

(C) Section 9014(e)(1) of such title is amended by adding at the end the following new subparagraph (H):

“(H) Diversity and inclusion.”.

(e) COAST GUARD.—
(1) IN GENERAL.—Chapter 3 of title 14, United States Code, is amended by adding at the end the following new section:

§ 321. Chief Diversity Officer

“(a) ESTABLISHMENT.—(1) There is a Chief Diversity Officer of the Coast Guard, appointed from civilian life by the President, by and with the advice and consent of the Senate.

“(2) The Chief Diversity Officer shall be appointed from among persons who have an extensive management or business background and experience with diversity and inclusion.

“(b) POWERS AND DUTIES.—The Chief Diversity Officer—

“(1) is responsible for policy, oversight, guidance, and coordination for all matters of the Coast Guard related to diversity and inclusion;

“(2) exercises authority to direct the heads of all other elements of the Coast Guard with regard to matters for which the Chief Diversity Officer has responsibility under this section;

“(3) shall establish training in diversity dynamics and training in practices for leading diverse groups effectively;
“(4) shall conduct regular, rigorous evaluations and assessments of diversity within the Coast Guard; and

“(5) shall perform such additional duties and exercise such powers as the Commandant may prescribe.

“(c) PRECEDENCE.—The Chief Diversity Officer shall report directly to the Commandant in the performance of duties under this section.”.

(2) TECHNICAL AND CONFORMING AMENDMENTS.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“321. Chief Diversity Officer.”.

(f) EFFECTIVE DATE.—The amendments made by this section shall take effect on February 1, 2021.
Amendment to H.R. 6395
National Defense Authorization Act for Fiscal Year 2021

Offered by Mr. Bacon of Nebraska

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

Presentation of Defense Budget Materials

The committee believes that a clear and accurate presentation of service budget proposals is essential to assisting the Secretary of Defense in analyzing the requests prepared by each military department and each proposal’s relevance to meeting the objectives of the National Defense Strategy. However, the committee notes that current budget practices may obscure how requested funds are executed. To facilitate the extent to which the Office of the Secretary of Defense ensures clarity and accuracy in the presentation of defense budget materials, the committee requires that the Secretary of Defense include in any budget overview documents provided to Congress a description of the amounts and shares of the defense budget recommended to each of the military services or departments, the defense-wide accounts, and any other or miscellaneous recipients of Department of Defense budget requests. The committee additionally believes that the amounts and shares for each military service or department reported pursuant to this direction should reflect the budget requirements of such service or department, and funding for general defense-wide needs or for other national security purposes be should reflected in defense wide accounts. The committee directs the Secretary of Defense to provide a briefing on options to implement more accurate budget overview documents that reflect these changes to the congressional defense committees. This briefing should be delivered no later than December 1, 2020.
AMENDMENT TO H.R. 6395
OFFERED BY MR. CROW OF COLORADO

At the appropriate place in title XVI, insert the following new section:

SEC. 16. SAFETY OF NAVIGATION MISSION OF THE NATIONAL GEOSPATIAL-INTELLIGENCE AGENCY.

(a) MISSION OF NATIONAL GEOSPATIAL-INTELLIGENCE AGENCY.—Section 442 of title 10, United States Code, is amended—

(1) in subsection (b)—

(A) by striking “means of navigating vessels of the Navy and the merchant marine” and inserting “the means for safe navigation”; and

(B) by striking “and inexpensive nautical charts” and all that follows and inserting “geospatial information for use by the departments and agencies of the United States, the merchant marine, and navigators generally.”;

and

(2) in subsection (c)—

(A) by striking “shall prepare and” and inserting “shall acquire, prepare, and”;

...
(B) by striking “charts” and inserting “safe-for-navigation charts and datasets”; and

(C) by striking “geodetic” and inserting “geomatics”.

(b) MAPS, CHARTS, AND BOOKS.—

(1) IN GENERAL.—Section 451 of title 10, United States Code, is amended—

(A) in the heading, by striking “and books” and inserting “books, and datasets”;

(B) in paragraph (1), by striking “maps, charts, and nautical books” and inserting “nautical and aeronautical charts, topographic and geomatics maps, books, models, and datasets”; and

(C) by amending paragraph (2) to read as follows:

“(2) acquire (by purchase, lease, license, or barter) all necessary rights, including copyrights and other intellectual property rights, required to prepare, publish, and furnish to navigators the products described in paragraph (1).”.

(2) TABLE OF SECTIONS AMENDMENT.—The table of sections at the beginning of subchapter II of chapter 22 of title 10, United States Code, is
amended by striking the item relating to section 451
and inserting the following new item:

“451. Maps, charts, books, and datasets.”.

(c) CIVIL ACTIONS BARRED.—Section 456 of title 10, United States Code, is amended by striking subsections (a) and (b) and inserting the following:

“No civil action may be brought against the United States on the basis of the content of geospatial information prepared or disseminated by the National Geospatial-Intelligence Agency.”.

(d) DEFINITIONS.—Section 467 of title 10, United States Code, is amended—

(1) in paragraph (4)—

(A) in the matter preceding subparagraph (A), by inserting “or about” after “boundaries on”;

(B) in subparagraph (A), by striking “statistical”; and

(C) in subparagraph (B)—

(i) by striking “geodetic” and inserting “geomatics”; and

(ii) by inserting “and services” after “products”; and

(2) in paragraph (5), by inserting “or about” after “activities on”.
AMENDMENT TO H.R. 6395
OFFERED BY MR. KIM OF NEW JERSEY

At the appropriate place in title XII, insert the following:

SEC. 12. SENSE OF CONGRESS ON BURDEN SHARING BY PARTNERS AND ALLIES.

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

(1) The United States’ alliances and other critical defense partnerships are a cornerstone of Department of Defense (DOD) efforts to deter aggression from our adversaries, counter violent extremism, and preserve United States national security interests in the face of challenges to those interests by Russia, China and other actors.

(2) The North Atlantic Treaty Organization (NATO) is the most successful military alliance in history, having deterred war between major state powers for more than 70 years.

(3) Collective security and the responsibility of each member of the security of the other members as well as the alliance as a whole is a pillar of the NATO alliance.
(4) NATO members other than the United States collectively expend over $300,000,000,000 in defense investments annually and maintain military forces totaling an estimated 1,900,000 service members, bolstering the alliance’s collective capacity to counter shared threats.

(5) At the NATO Wales Summit in 2014, NATO members pledged to strive to increase their own defense spending to 2 percent of their respective gross domestic products and to spend at least 20 percent of their defense budgets on equipment by 2024 as part of their burden sharing commitments.

(6) Since 2014, there has been a steady increase in allied defense spending, with 22 member countries meeting defense spending targets in 2018 and having submitted plans to meet the targets by 2024.

(7) In addition to individual defense spending contributions, NATO allies and partners also contribute to NATO and United States operations around the world, including the Resolute Support Mission in Afghanistan and the Global Coalition to Defeat the Islamic State in Iraq and Syria (ISIS).
(8) South Korea hosts a baseline of 28,500 United States forces including the Eighth Army and Seventh Air Force.

(9) South Korea maintains Aegis Ballistic Missile Defense and Patriot Batteries that contribute to regional Ballistic Missile Defense, is a participant in the Enforcement Coordination Center, and is a significant contributor to United Nations peacekeeping operations.

(10) South Korea is an active consumer of United States Foreign Military Sales (FMS) with approximately $30,500,000,000 in active FMS cases and makes significant financial contributions to support forward deployed United States forces in South Korea, including contributions of $924,000,000 under the Special Measures Agreement in 2019 and over 90 percent of the cost of developing Camp Humphreys.

(11) Japan hosts 54,000 United States forces including the Seventh Fleet, the only forward-deployed United States aircraft carrier, and the United States Marine Corps’ III Marine Expeditionary Force.

(12) Japan maintains Aegis Ballistic Missile Defense and Patriot Batteries that contribute to re-
gional Ballistic Missile Defense, conducts bilateral presence operations and mutual asset protection missions with United States forces, and is a capacity building contributor to United Nations peacekeeping operations.

(13) Japan is an active consumer of United States FMS with approximately $28,400,000,000 in active FMS cases and makes significant financial contributions to enable optimized United States military posture, including contributions of approximately $2,000,000,000 annually under the Special Measures Agreement, $187,000,000 annually under the Japan Facilities Improvement Program, $12,100,000,000 for the Futenma Replacement Facility, $4,800,000,000 for Marine Corps Air Station Iwakuni, and $3,100,000,000 for construction on Guam to support the movement of United States Marines from Okinawa.

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

(1) the United States Government should focus on United States national security requirements for investment in forward presence, joint exercises, investments, and commitments that contribute to the security of the United States and collective security,
and cease efforts that solely focus on the financial contributions of United States allies and partners when negotiating joint security arrangements;

(2) the United States must continue to strengthen its alliances and security partnerships with like-minded democracies around the world to deter aggression from authoritarian competitors and promote peace and respect for democratic values and human rights around the world;

(3) United States partners and allies should continue to increase their military capacity and enhance their ability to contribute to global peace and security;

(4) NATO allies should continue working toward their 2014 Wales Defense Investment Pledge commitments;

(5) the United States should maintain forward-deployed United States forces in order to better ensure United States national security and global stability; and

(6) alliances and partnerships are the cornerstone of United States national security and critical to countering the threat posed by malign actors to the post-World War II liberal international order.
AMENDMENT TO H.R. 6395
OFFERED BY MR. TURNER OF OHIO

At the appropriate place in title XVI, insert the following new section:

SEC. 16. REQUIREMENT TO BUY CERTAIN SATELLITE COMPONENT FROM NATIONAL TECHNOLOGY AND INDUSTRIAL BASE.

Section 2534(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(7) STAR TRACKER.—A star tracker used in a satellite weighing more than 400 pounds whose principal purpose is to support the national security, defense, or intelligence needs of the United States Government.”.
AMENDMENT TO H.R. 6395
OFFERED BY MR. LANGEVIN OF RHODE ISLAND

At the appropriate place in title XII, insert the following:

SEC. 12. REPORT ON DIRECTED USE OF FISHING FLEETS.

Not later than 180 days after the date of the enactment of this Act, the Commander of the Office of Naval Intelligence shall submit to the congressional defense committees, the Committee on Foreign Affairs of the House of Representatives, and the Committee on Foreign Relations of the Senate an unclassified report on the use of distant-water fishing fleets by foreign governments as extensions of such countries’ official maritime security forces, including the manner and extent to which such fishing fleets are leveraged in support of naval operations and foreign policy more generally. The report shall also consider the threats, on a country-by-country basis, posed by such use of distant-water fishing fleets to—

(1) fishing or other vessels of the United States and partner countries;

(2) United States and partner naval and coast guard operations; and
(3) other interests of the United States and partner countries.
AMENDMENT TO H.R. 6395
OFFERED BY MR. GALLAGHER OF WISCONSIN

At the appropriate place in title VIII, insert the following:

SEC. 8. COMPETITION REQUIREMENTS FOR PURCHASES FROM FEDERAL PRISON INDUSTRIES.

(a) COMPETITION REQUIREMENTS FOR PURCHASES FROM FEDERAL PRISON INDUSTRIES.—Subsections (a) and (b) of section 2410n of title 10, United States Code, are amended to read as follows:

“(a) MARKET RESEARCH.—Before purchasing a product listed in the latest edition of the Federal Prison Industries catalog published under section 4124(d) of title 18, the Secretary of Defense shall conduct market research to determine whether such product—

“(1) is comparable to products available from the private sector; and

“(2) best meets the needs of the Department of Defense in terms of price, quality, and time of delivery.

“(b) COMPETITION REQUIREMENT.—If the Secretary determines that a Federal Prison Industries product is not comparable to products available from the private sector
and does not best meet the needs of the Department of Defense in terms of price, quality, or time of delivery, the Secretary shall use competitive procedures or make an individual purchase under a multiple award contract for the procurement of the product. In conducting such a competition or making such a purchase, the Secretary shall consider a timely offer from Federal Prison Industries.”.

(b) Effective Date.—The amendment made by subsection (a) shall take effect 60 days after the date of the enactment of this Act.
AMENDMENT TO H.R. 6395
OFFERED BY MS. STEFANIK OF NEW YORK

At the appropriate place in title XII, insert the following new section:

SEC. 12. ANNUAL BRIEFINGS ON CERTAIN FOREIGN MILITARY BASES OF ADVERSARIES.

(a) IN GENERAL.—Chapter 3 of title 10, United States Code, is amended by adding at the end the following new section:

“§130l. Annual briefings on certain foreign military bases of adversaries.

“(a) REQUIREMENT.—Not later than February 15 of each year, the Chairman of the Joint Chiefs of Staff and the Secretary of Defense, acting through the Under Secretary of Defense for Intelligence and Security, shall provide to the congressional defense committees, the Committee on Foreign Affairs of the House of Representatives, and the Committee on Foreign Relations of the Senate a briefing on—

“(1) covered foreign military bases and the related capabilities of that foreign military; and

“(2) the effects of such bases and capabilities on—
“(A) the military installations of the United States located outside the United States; and

“(B) current and future deployments and operations of the armed forces of the United States.

“(b) ELEMENTS.—Each briefing under subsection (a) shall include the following:

“(1) An assessment of covered foreign military bases, including such bases established by China, Russia, and Iran, and any updates to such assessment provided in a previous briefing under such subsection.

“(2) Information regarding known plans for any future covered foreign military base.

“(3) An assessment of the capabilities, including those pertaining to anti-access and area denial, provided by covered foreign military bases to that foreign military, including an assessment of how such capabilities could be used against the armed forces of the United States in the country and the geographic combatant command in which such base is located.

“(4) A description of known ongoing activities and capabilities at covered foreign military bases,
and how such activities and capabilities advance the foreign policy and national security priorities of the relevant foreign countries.

“(5) The extent to which covered foreign military bases could be used to counter the defense priorities of the United States.

“(c) FORM.—Each briefing under subsection (a) shall be provided in classified form.

“(d) COVERED FOREIGN MILITARY BASE DEFINED.—In this section, the term ‘covered foreign military base’ means, with respect to a foreign country that is an adversary of the United States, a military base of that country located in a different country.”.

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

“130l. Annual briefings on certain foreign military bases of adversaries.”.
AMENDMENT TO H.R. 6395
OFFERED BY MR. CISNEROS OF CALIFORNIA

At the appropriate place in title XVII, insert the following:

SEC. 17. AUTHORITY TO ESTABLISH A MOVEMENT CO-
ORDINATION CENTER PACIFIC IN THE
INDOPACIFIC REGION.

(a) AUTHORITY TO ESTABLISH.—

(1) IN GENERAL.—The Secretary of Defense,
with the concurrence of the Secretary of State, may
authorize—

(A) the establishment of a Movement Co-
ordination Center Pacific (in this section re-
ferred to as the “Center”); and

(B) participation of the Department of De-
fense in an Air Transport and Air-to-Air refuel-
ing and other Exchanges of Services program
(in this section referred to as the “ATARES
program”) of the Center.

(2) SCOPE OF PARTICIPATION.—Participation
in the ATARES program under paragraph (1)(B)
shall be limited to the reciprocal exchange or trans-
fer of air transportation and air refueling services on
a reimbursable basis or by replacement-in-kind or
the exchange of air transportation or air refueling
services of an equal value with foreign militaries.

(3) LIMITATIONS.—The Department of De-

defense’s balance of executed transportation hours,
whether as credits or debits, in participation in the
ATARES program under paragraph (1)(B) may not
exceed 500 hours. The Department of Defense’s bal-
ance of executed flight hours for air refueling in the
ATARES program under paragraph (1)(B) may not
exceed 200 hours.

(b) WRITTEN ARRANGEMENT OR AGREEMENT.—

(1) ARRANGEMENT OR AGREEMENT RE-

QUIRED.—The participation of the Department of
Defense in the ATARES or exchange like program
under subsection (a) shall be in accordance with a
written arrangement or agreement entered into by
the Secretary of Defense, with the concurrence of
the Secretary of State.

(2) FUNDING ARRANGEMENTS.—If Department
of Defense facilities, equipment, or funds are used to
support the ATARES program, the written arrange-
ment or agreement under paragraph (1) shall specify
the details of any equitable cost-sharing or other
funding arrangement.
(3) OTHER ELEMENTS.—Any written arrangement or agreement entered into under paragraph (1) shall require that any accrued credits and liabilities resulting from an unequal exchange or transfer of air transportation or air refueling services shall be liquidated, not less than once every five years, through the ATARES program.

(c) IMPLEMENTATION.—In carrying out any written arrangement or agreement entered into under subsection (b), the Secretary of Defense may—

(1) pay the Department of Defense’s equitable share of the operating expenses of the Center and the ATARES program from funds available to the Department of Defense for operation and maintenance; and

(2) assign members of the Armed Forces or Department of Defense civilian personnel, within billets authorized for the United States Indo-Pacific Command, to duty at the Center as necessary to fulfill the Department of Defense obligations under that arrangement or agreement.

(d) REPORTS.—Not later than March 1, 2021, the Secretary of Defense shall submit to the congressional defense committees a report that contains—
(1) a summary of the coordination structure of
the center and program, and details related to its
formation and implementation;

(2) list of the military services, by country, par-
ticipating or seeking to participate in the program;

(3) for each country on the list under para-
graph (2), a description of completed agreements
and those still to be completed with host nations, as
applicable; and

(4) any other relevant matters that the Sec-
retary determines should be included.
AMENDMENT TO H.R. 6395
OFFERED BY MR. WALTZ OF FLORIDA

At the appropriate place in title XVII, insert the following:

SEC. 17. ESTABLISHMENT OF VETTING PROCEDURES AND MONITORING REQUIREMENTS FOR CERTAIN MILITARY TRAINING.

(a) Establishment of Vetting Procedures.—

(1) In general.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall establish procedures to vet covered individuals for eligibility for physical access to Department of Defense installations and facilities within the United States.

(2) Criteria for Procedures.—The procedures established under paragraph (1) shall include biographic and biometric screening of covered individuals, continuous review of whether covered individuals should continue to be authorized for physical access, biographic checks of the immediate family members of covered individuals, and any other measures that the Secretary determines appropriate for vetting.
(3) COLLECTION OF INFORMATION.—The Secretary shall—

(A) collect the information required to vet individuals under the procedures established under this subsection;

(B) as required for the effective implementation of this section, seek to enter into agreements with the relevant departments and agencies of the United States to facilitate the sharing of information in the possession of such departments and agencies concerning covered individuals; and

(C) ensure that the initial vetting of covered individuals is conducted as early and promptly as practicable, to minimize disruptions to United States programs to train foreign military students.

(b) DETERMINATION AUTHORITY.—

(1) REVIEW OF VETTING RESULTS.—The Secretary shall assign to an organization within the Department with responsibility for security and counterintelligence the responsibility of—

(A) reviewing the results of the vetting of a covered individual conducted under subsection (a); and
(B) making a recommendation regarding whether such individual should be given physical access to a Department of Defense installation or facility.

(2) NEGATIVE RECOMMENDATION.—If the recommendation with respect to a covered individual under paragraph (1)(B) is that the individual should not be given physical access to a Department of Defense installation or facility—

(A) such individual may only be given such access if such access is authorized by the Secretary of Defense or the Deputy Secretary of Defense; and

(B) the Secretary of Defense shall ensure that the Secretary of State is promptly provided with notification of such recommendation.

(c) ADDITIONAL SECURITY MEASURES.—

(1) SECURITY MEASURES REQUIRED.—The Secretary of Defense shall ensure that—

(A) all Department of Defense common access cards issued to foreign nationals in the United States comply with the credentialing standards issued by the Office of Personnel Management;
(B) all such common access cards issued to foreign nationals in the United States include a visual indicator as required by the standard developed by the Department of Commerce National Institute of Standards and Technology;

(C) physical access by covered individuals is limited, as appropriate, to those Department of Defense installations or facilities within the United States directly associated with the training or education or necessary for such individuals to access authorized benefits;

(D) a policy is in place covering possession of firearms on Department of Defense property by covered individuals;

(E) covered individuals who have been granted physical access to Department of Defense installations and facilities are incorporated into the Insider Threat Program of the Department of Defense; and

(F) covered individuals are prohibited from transporting, possessing, storing, or using personally owned firearms on Department of Defense installations or property consistent with the Secretary of Defense policy memorandum dated January 16, 2020.
(2) **Effective Date.**—The security measures required under paragraph (1) shall take effect on the date that is 181 days after the date of the enactment of this Act.

(3) **Notification Required.**—Upon the establishment of the security measures required under paragraph (1), the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives notice of the establishment of such security measures.

(d) **Reporting Requirements.**—

(1) **Briefing Requirement.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall provide to the Committee on Armed Services of the Senate and the Committees on Armed Services and Foreign Affairs of the House of Representative a briefing on the establishment of any policy or guidance related to the implementation of this section.

(2) **Report.**—Not later than two years after the date of the enactment of this Act, the Secretary of Defense shall submit to such committees a report on the implementation and effects of this section. Such report shall include a description of—
(A) any positive or negative effects on the training of foreign military students as a result of this section;

(B) the effectiveness of the vetting procedures implemented pursuant to this section in preventing harm to members of the Armed Forces and United States persons;

(C) any mitigation strategies used to address any negative effects of the implementation of this section; and

(D) a proposed plan to mitigate any ongoing negative effects to the vetting and training of foreign military students by the Department of Defense.

(c) DEFINITIONS.—In this section:

(1) The term “covered individual” means any foreign national (except foreign nationals of Australia, Canada, New Zealand, and the United Kingdom who have been granted a security clearance that is reciprocally accepted by the United States for access to classified information) who—

(A) is seeking physical access to a Department of Defense installation or facility within the United States; and

(B) is—
(i) selected, nominated, or accepted for training or education for a period of more than 14 days occurring on a Department of Defense installation or facility within the United States; or

(ii) an immediate family member accompanying any foreign national who has been selected, nominated, or accepted for such training or education.

(2) The term “United States” means the several States, the District of Columbia, the Commonwealth of Puerto Rico, and Guam.

(3) The term “immediate family member” with respect to any individual means the parent, step-parent, sibling, step-sibling, half-sibling, child, or step-child of the individual.
AMENDMENT TO H.R. 6395
OFFERED BY MR. LARSEN OF WASHINGTON

At the appropriate place in title XII of division A, insert the following:

SEC. __. SENSE OF CONGRESS ON NATO’S RESPONSE TO THE COVID-19 PANDEMIC.

(a) FINDINGS.—Congress finds the following:

(1) The North Atlantic Treaty Organization (NATO) has been working with allies and partners to provide support to the civilian response to the Coronavirus Disease 2019 (commonly referred to as “COVID-19”) pandemic, including logistics and planning, field hospitals, and transport, while maintaining NATO’s operational readiness and continuing to carry out critical NATO missions.

(2) Since the beginning of the pandemic, NATO allies and partners have completed more than 350 airlift flights, supplying hundreds of tons of critical supplies globally, have built nearly 100 field hospitals and dedicated more than half a million troops to support the civilian response to the pandemic.

(3) NATO’s Euro-Atlantic Disaster Response Coordination Centre has been operating 24 hours,
seven days a week to coordinate requests for supplies and resources.

(4) The NATO Support and Procurement Agency’s Strategic Airlift Capability and Strategic Airlift International Solution programs have chartered flights to transport medical supplies between partners and allies.

(5) NATO established Rapid Air Mobility to speed up military air transport of medical supplies and resources to allies and partners experiencing a shortage of medical supplies and personal protective equipment.

(6) In June 2020, NATO Defense Ministers agreed to future steps to prepare for a potential second wave of the COVID-19 pandemic, including a new operation plan, establishing a stockpile of medical equipment and supplies, and a new fund to acquire medical supplies and services.

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

(1) NATO’s response to the COVID-19 pandemic is an excellent example of the democratic alliance’s capacity tackling overwhelming logistical challenges through close collaboration;
(2) the United States should remain committed to strengthening NATO’s operational response to the pandemic; and

(3) the United States should fulfill its commitments made at the 2020 NATO Defense Ministerial and continue to bolster the work of the Euro-Atlantic Disaster Response Coordination Centre, the NATO Support and Procurement Agency’s Strategic Airlift Capability and Strategic Airlift International Solution programs, and other efforts to utilize NATO’s capabilities to support the civilian pandemic response.
AMENDMENT TO H.R. 6395
OFFERED BY MR. GARAMENDI OF CALIFORNIA

At the appropriate place in title VII, insert the following:

1 SEC. 7. ADDITION OF BURN PIT REGISTRATION TO ELECTRONIC HEALTH RECORDS OF MEMBERS OF THE ARMED FORCES AND VETERANS.

(a) UPDATES TO ELECTRONIC HEALTH RECORDS.—Beginning not later than one year after the date of the enactment of this Act—

(1) the Secretary of Defense shall ensure that the electronic health record maintained by such Secretary of a member of the Armed Forces registered with the burn pit registry is updated with any information contained in such registry; and

(2) the Secretary of Veterans Affairs shall ensure that the electronic health record maintained by such Secretary of a veteran registered with the burn pit registry is updated with any information contained in such registry.

(b) BURN PIT REGISTRY DEFINED.—In this section, the term “burn pit registry” means the registry estab-
AMENDMENT TO H.R. 6395
OFFERED BY MS. XOCITL TORRES SMALL
(funding table amendment)

In section 4701 of division D, relating to NNSA sites and Nevada off-sites, Department of Energy National Security Programs, increase the amount for Los Alamos National Laboratory, Nuclear facility D & D, by $45,000,000.

In section 4301 of division D, relating to Operations and Maintenance, Navy, reduce the amount for Administration, Line 440, by $30,000,000.

In section 4201 of division D, relating to Research, Development, Test & Evaluation, Space Force, reduce the amount for Global Positioning System III – Operational Control Segment, Line 37 by $5,000,000.

In section 4201 of division D, relating to Research, Development, Test & Evaluation, Space Force, reduce the amount for Family of Advanced BLOS Terminals (FAB-T), Line 27 by $10,000,000.
AMENDMENT TO H.R. 6395
OFFERED BY MS. SPEIER OF CALIFORNIA

Section 811 of title VIII (relating to contractor whistleblower protections relating to nondisclosure agreements) is amended by amending subsection (a)(2) to read as follows:

(2) Notification of employees.—Section 2409(d) of title 10, United States Code, is amended—

(A) by striking “inform” and inserting “submit to the Secretary or Administrator (as applicable) a certification stating that such contractor or subcontractor has informed”; and

(B) by inserting “(including the applicability of such rights and remedies if such an employee has signed, or is subject to, a nondisclosure policy, form, or agreement)” after “under this section”.

Section 811 of title VIII (relating to contractor whistleblower protections relating to nondisclosure agreements) is amended by amending subsection (b)(2) to read as follows:
(2) Notification of Employees.—Section 4712(d) of title 41, United States Code, is amended—

(A) by striking “inform” and inserting “submit to the applicable head of each executive agency a certification stating that such contractor or subcontractor has informed”; and

(B) by inserting “(including the applicability of such rights and remedies if such an employee has signed, or is subject to, a nondisclosure policy, form, or agreement)” after “under this section”.

Section 811 of title VIII (relating to contractor whistleblower protections relating to nondisclosure agreements) is amended by adding at the end the following new subsection:

(e) Notification and Remedies.—

(1) Notification.—A covered contractor shall inform the contracting officer responsible for any contracts of such covered contractor—

(A) if a person engaged in the performance of any such contract has been subjected to a reprisal prohibited by section 2409(a) of title 10,

United States Code, or section 4712(a) of title
41, United States Code, where such reprisal has been substantiated;

(B) any investigation of a complaint relating to any such contract conducted by an Inspector General pursuant to section 2409(b) of title 10, United States Code, or section 4712(b) of title 41, United States Code; and

(C) any action taken by a covered contractor or a covered employee for any such contract to address a substantiated reprisal described in subparagraph (A).

(2) REMEDIES.—In addition to other remedies available, if a covered contractor fails to comply with the requirements of paragraph (1), the relevant head of a Federal agency may—

(A) require the covered contractor to prohibit a covered employee from performing a contract if such covered employee has violated section 2409(a) of title 10, United States Code, or section 4712(a) of title 41, United States Code;

(B) require the covered contractor to terminate a subcontract if the subcontractor for such subcontract has violated such sections;
(C) suspend payments to a covered contractor until such covered contractor has taken appropriate remedial action.

(3) DEFINITIONS.—In this subsection:

(A) COVERED CONTRACTOR.—The term “covered contractor” means—

(i) with respect to a contract of the Department of Defense or the National Aeronautics and Space Administration, a contractor, grantee, or personal services contractor; and

(ii) with respect to a Federal contract or grant (as defined for purposes of division C of title 41), a contractor, grantee, or personal services contractor for such a Federal contract or grant.

(B) COVERED EMPLOYEE.—The term “covered employee” means an employee of a covered contractor or a subcontractor or subgrantee of a covered contractor.

Section 811 of title VIII (relating to contractor whistleblower protections relating to nondisclosure agreements) is further amended by adding at the end the following new subsection:
(d) **TRAINING.**—The Administrator of the Office of Federal Procurement Policy shall update any required training for Federal employees responsible for contract oversight relating to—

1. contracting certification requirements;

2. processes for receiving a complaint from a person alleging discrimination as a reprisal for disclosing information under section 2409(a) of title 10, United States Code, or section 4712(a) of title 41, United States Code; and

3. prohibitions on contracting with entities that require confidentiality agreements.
AMENDMENT TO H.R. 6395
OFFERED BY MS. SHERRILL OF NEW JERSEY

At the end of title II, add the following new subtitle:

Subtitle D—Sustainable Chemistry Research and Development

SEC. 251. SHORT TITLE.
This subtitle may be cited as the “Sustainable Chemistry Research and Development Act of 2020”.

SEC. 252. FINDINGS.
Congress finds that—

(1) Congress recognized the importance and value of sustainable chemistry in section 114 of the American Innovation and Competitiveness Act (Public Law 114–329);

(2) sustainable chemistry and materials transformation is a key value contributor to business competitiveness across many industrial and consumer sectors;

(3) companies across hundreds of supply chains critical to the American economy are seeking to reduce costs and open new markets through innovations in manufacturing and materials, and are in
need of new innovations in chemistry, including sus-
tainable chemistry;

(4) sustainable chemistry can improve the effi-
ciency with which natural resources are used to meet
human needs for chemical products while avoiding
environmental harm, reduce or eliminate the emis-
sions of and exposures to hazardous substances,
minimize the use of resources, and benefit the econ-
omy, people, and the environment; and

(5) a recent report by the Government Account-
ability Office (GAO–18–307) found that the Federal
Government could play an important role in helping
realize the full innovation and market potential of
sustainable chemistry technologies, including
through a coordinated national effort on sustainable
chemistry and standardized tools and definitions to
support sustainable chemistry research, development,
demonstration, and commercialization.

SEC. 253. NATIONAL COORDINATING ENTITY FOR SUSTAIN-
ABLE CHEMISTRY.

(a) Establishment.—Not later than 180 days after
the date of enactment of this Act, the Director of the Of-

cine of Science and Technology Policy shall convene an
interagency entity (referred to in this subtitle as the “En-
tity”) under the National Science and Technology Council
with the responsibility to coordinate Federal programs and 
activities in support of sustainable chemistry, including those described in [sections 255 and 256].

(b) COORDINATION WITH EXISTING GROUPS.—In convening the Entity, the Director of the Office of Science and Technology Policy shall consider overlap and possible coordination with existing committees, subcommittees, or other groups of the National Science and Technology Council, such as—

(1) the Committee on Environment;
(2) the Committee on Technology;
(3) the Committee on Science; or
(4) related groups or subcommittees.

c) CO-CHAIRS.—The Entity shall be co-chaired by the Director of the Office of Science and Technology Policy and a representative from the Environmental Protection Agency, the National Institute of Standards and Technology, the National Science Foundation, or the Department of Energy, as selected by the Director of the Office of Science and Technology Policy.

(d) AGENCY PARTICIPATION.—The Entity shall include representatives, including subject matter experts, from the Environmental Protection Agency, the National Institute of Standards and Technology, the National Science Foundation, the Department of Energy, the De-
partment of Agriculture, the Department of Defense, the National Institutes of Health, the Centers for Disease Control and Prevention, the Food and Drug Administration, and other related Federal agencies, as appropriate.

(e) TERMINATION.—The Entity shall terminate on the date that is 10 years after the date of enactment of this Act.

SEC. 254. STRATEGIC PLAN FOR SUSTAINABLE CHEMISTRY.

(a) STRATEGIC PLAN.—Not later than 2 years after the date of enactment of this Act, the Entity shall—

(1) consult with relevant stakeholders, including representatives from industry, academia, national labs, the Federal Government, and international entities, to develop and update, as needed, a consensus definition of “sustainable chemistry” to guide the activities under this subtitle;

(2) develop a working framework of attributes characterizing and metrics for assessing sustainable chemistry, as described in subsection (b);

(3) assess the state of sustainable chemistry in the United States as a key benchmark from which progress under the activities described in this subtitle can be measured, including assessing key sectors of the United States economy, key technology
platforms, commercial priorities, and barriers to innovation;

(4) coordinate and support Federal research, development, demonstration, technology transfer, commercialization, education, and training efforts in sustainable chemistry, including budget coordination and support for public-private partnerships, as appropriate;

(5) identify any Federal regulatory barriers to, and opportunities for, Federal agencies facilitating the development of incentives for development, consideration, and use of sustainable chemistry processes and products;

(6) identify major scientific challenges, roadblocks, or hurdles to transformational progress in improving the sustainability of the chemical sciences;

(7) identify other opportunities for expanding Federal efforts in support of sustainable chemistry; and

(8) review, identify, and make efforts to eliminate duplicative Federal funding and duplicative Federal research in sustainable chemistry.

(b) CHARACTERIZING AND ASSESSING SUSTAINABLE CHEMISTRY.—The Entity shall develop a working framework of attributes characterizing and metrics for assessing
sustainable chemistry for the purposes of carrying out the Act. In developing this framework, the Entity shall—

(1) seek advice and input from stakeholders as described in subsection (e);

(2) consider existing definitions of, or frameworks characterizing and metrics for assessing, sustainable chemistry already in use at Federal agencies;

(3) consider existing definitions of, or frameworks characterizing and metrics for assessing, sustainable chemistry already in use by international organizations of which the United States is a member, such as the Organisation for Economic Co-operation and Development; and

(4) consider any other appropriate existing definitions of, or frameworks characterizing and metrics for assessing, sustainable chemistry.

(c) CONSULTATION.—In carrying out the duties described in subsections (a) and (b), the Entity shall consult with stakeholders qualified to provide advice and information to guide Federal activities related to sustainable chemistry through workshops, requests for information, or other mechanisms as necessary. The stakeholders shall include representatives from—
(1) business and industry (including trade associations and small- and medium-sized enterprises from across the value chain);

(2) the scientific community (including the National Academies of Sciences, Engineering, and Medicine, scientific professional societies, national labs, and academia);

(3) the defense community;

(4) State, Tribal, and local governments, including nonregulatory State or regional sustainable chemistry programs, as appropriate;

(5) nongovernmental organizations; and

(6) other appropriate organizations.

(d) REPORT TO CONGRESS.—

(1) IN GENERAL.—Not later than 2 years after the date of enactment of this subtitle, the Entity shall submit a report to the Committee on Environment and Public Works, the Committee on Commerce, Science, and Transportation, and the Committee on Appropriations of the Senate, and the Committee on Science, Space, and Technology, the Committee on Energy and Commerce, and the Committee on Appropriations of the House of Represent-
(A) a summary of federally funded, sustainable chemistry research, development, demonstration, technology transfer, commercialization, education, and training activities;

(B) a summary of the financial resources allocated to sustainable chemistry initiatives by each participating agency;

(C) an assessment of the current state of sustainable chemistry in the United States, including the role that Federal agencies are playing in supporting it;

(D) an analysis of the progress made toward achieving the goals and priorities of this subtitle, and recommendations for future program activities;

(E) an evaluation of steps taken and future strategies to avoid duplication of efforts, streamline interagency coordination, facilitate information sharing, and spread best practices among participating agencies; and

(F) an evaluation of duplicative Federal funding and duplicative Federal research in sustainable chemistry, efforts undertaken by the Entity to eliminate duplicative funding and re-
search, and recommendations on how to achieve these goals.

(2) SUBMISSION TO GAO.—The Entity shall also submit the report described in paragraph (1) to the Comptroller General of the United States for consideration in future Congressional inquiries.

(3) ADDITIONAL REPORTS.—The Entity shall submit a report to Congress and the Comptroller General of the United States that incorporates the information described in subparagraphs (a), (b), (d), (e), and (f) every three years, commencing after the initial report is submitted until the Entity terminates.

SEC. 255. AGENCY ACTIVITIES IN SUPPORT OF SUSTAINABLE CHEMISTRY.

(a) IN GENERAL.—The agencies participating in the Entity shall carry out activities in support of sustainable chemistry, as appropriate to the specific mission and programs of each agency.

(b) ACTIVITIES.—The activities described in subsection (a) shall—

(1) incorporate sustainable chemistry into existing research, development, demonstration, technology transfer, commercialization, education, and
training programs, that the agency determines to be relevant, including consideration of—

(A) merit-based competitive grants to individual investigators and teams of investigators, including, to the extent practicable, early career investigators for research and development;

(B) grants to fund collaborative research and development partnerships among universities, industry, and nonprofit organizations;

(C) coordination of sustainable chemistry research, development, demonstration, and technology transfer conducted at Federal laboratories and agencies;

(D) incentive prize competitions and challenges in coordination with such existing Federal agency programs; and

(E) grants, loans, and loan guarantees to aid in the technology transfer and commercialization of sustainable chemicals, materials, processes, and products;

(2) collect and disseminate information on sustainable chemistry research, development, technology transfer, and commercialization, including information on accomplishments and best practices;
(3) expand the education and training of students at appropriate levels of education, professional scientists and engineers, and other professionals involved in all aspects of sustainable chemistry and engineering appropriate to that level of education and training, including through—

(A) partnerships with industry as described in [section 256];

(B) support for the integration of sustainable chemistry principles into chemistry and chemical engineering curriculum and research training, as appropriate to that level of education and training; and

(C) support for integration of sustainable chemistry principles into existing or new professional development opportunities for professionals including teachers, faculty, and individuals involved in laboratory research (product development, materials specification and testing, life cycle analysis, and management);

(4) as relevant to an agency’s programs, examine methods by which the Federal agencies, in collaboration and consultation with the National Institute of Standards and Technology, may facilitate the development or recognition of validated, standard-
ized tools for performing sustainability assessments
of chemistry processes or products;

(5) through programs identified by an agency,
support (including through technical assistance, par-
ticipation, financial support, communications tools,
awards, or other forms of support) outreach and dis-
semination of sustainable chemistry advances such
as non-Federal symposia, forums, conferences, and
publications in collaboration with, as appropriate, in-
dustry, academia, scientific and professional soci-
eties, and other relevant groups;

(6) provide for public input and outreach to be
integrated into the activities described in this section
by the convening of public discussions, through
mechanisms such as public meetings, consensus con-
ferences, and educational events, as appropriate;

(7) within each agency, develop or adapt
metrics to track the outputs and outcomes of the
programs supported by that agency; and

(8) incentivize or recognize actions that advance
sustainable chemistry products, processes, or initia-
tives, including through the establishment of a na-
tionally recognized awards program through the En-
vironmental Protection Agency to identify, publicize,
and celebrate innovations in sustainable chemistry
and chemical technologies.

(d) LIMITATIONS.—Financial support provided under
this section shall—

(1) be available only for pre-competitive activi-
ties; and

(2) not be used to promote the sale of a specific
product, process, or technology, or to disparage a
specific product, process, or technology.

SEC. 256. PARTNERSHIPS IN SUSTAINABLE CHEMISTRY.

(a) IN GENERAL.—The agencies participating in the
Entity may facilitate and support, through financial, tech-
nical, or other assistance, the creation of partnerships be-
tween institutions of higher education, nongovernmental
organizations, consortia, or companies across the value
chain in the chemical industry, including small- and me-
dium-sized enterprises, to—

(1) create collaborative sustainable chemistry
research, development, demonstration, technology
transfer, and commercialization programs; and

(2) train students and retrain professional sci-
entists, engineers, and others involved in materials
specification on the use of sustainable chemistry con-
cepts and strategies by methods, including—
(A) developing or recognizing curricular materials and courses for undergraduate and graduate levels and for the professional development of scientists, engineers, and others involved in materials specification; and

(B) publicizing the availability of professional development courses in sustainable chemistry and recruiting professionals to pursue such courses.

(b) **PRIVATE SECTOR PARTICIPATION.**—To be eligible for support under this section, a partnership in sustainable chemistry shall include at least one private sector organization.

(c) **SELECTION OF PARTNERSHIPS.**—In selecting partnerships for support under this section, the agencies participating in the Entity shall also consider the extent to which the applicants are willing and able to demonstrate evidence of support for, and commitment to, the goals outlined in the strategic plan and report described in [section 254].

(d) **PROHIBITED USE OF FUNDS.**—Financial support provided under this section may not be used—

(1) to support or expand a regulatory chemical management program at an implementing agency under a State law;
(2) to construct or renovate a building or structure; or

(3) to promote the sale of a specific product, process, or technology, or to disparage a specific product, process, or technology.

SEC. 257. PRIORITIZATION.

In carrying out this subtitle, the Entity shall focus its support for sustainable chemistry activities on those that achieve, to the highest extent practicable, the goals outlined in the Act.

SEC. 258. RULE OF CONSTRUCTION.

Nothing in this subtitle shall be construed to alter or amend any State law or action with regard to sustainable chemistry, as defined by the State.

SEC. 259. MAJOR MULTI-USER RESEARCH FACILITY PROJECT.

Section 110 of the American Innovation and Competitiveness Act (42 U.S.C. 1862s-2) is amended by striking (g)(2) and inserting the following:

“(2) MAJOR MULTI-USER RESEARCH FACILITY PROJECT.—The term ‘major multi-user research facility project’ means a science and engineering facility project that exceeds $100,000,000 in total con-
struction, acquisition, or upgrade costs to the Foundation.”
AMENDMENT TO H.R. 6395
OFFERED BY MR. KEATING OF MASSACHUSETTS

At the appropriate place in title XVII, insert the following new section:

SEC. 17. WOMEN, PEACE, AND SECURITY ACT IMPLEMENTATION.

(a) Sense of Congress.—It is the sense of Congress that $15,000,000 annually is an appropriate allocation of funding to be made available for activities consistent with the Women, Peace, and Security Act of 2017 (Public Law 115–68; 131 Stat. 1202) and with any guidance specified in this section, in order to fully implement such Act and in furtherance of the national security priorities of the United States.

(b) In General.—During the period beginning on the date of the enactment of this Act and ending on September 30, 2025, the Secretary of Defense shall carry out activities consistent with the Women, Peace, and Security Act of 2017 and with the guidance specified in this section, including by carrying out—

(1) any Defense-wide directives and programs that advance the implementation of the Women, Peace, and Security Act of 2017, including directives
relating to military doctrine, programs that are applicable across the Department, and programs that are specific to a combatant command;

(2) the hiring and training of full-time equivalent personnel as gender advisors of the Department;

(3) the integration of gender analysis into training for military personnel across ranks, to include special emphasis on senior level training and support for women, peace, and security; and

(4) security cooperation activities that further implement the Women, Peace, and Security Act of 2017.

(c) SECURITY COOPERATION ACTIVITIES.—Consistent with the Women, Peace, and Security Act of 2017, the Secretary of Defense, in coordination with the Secretary of State, shall incorporate gender analysis and participation by women into security cooperation activities conducted with the national security forces of foreign countries pursuant to subsection (b)(4), including by—

(1) incorporating gender analysis (including data disaggregated by sex) and priorities for women, peace, and security into educational, training, and capacity-building materials and programs, including as authorized by section 333 of title 10, United States Code;
(2) advancing and advising on the recruitment, employment, development, retention, and promotion of women in the national security forces of such foreign countries, including by—

(A) identifying available military career opportunities for women;

(B) promoting such career opportunities among women and girls;

(C) promoting the skills necessary for such careers;

(D) encouraging the interest of women and girls in such careers, including by highlighting as role models women in such careers in the United States or in applicable foreign countries; and

(E) advising on best practices to prevent the harassment and abuse of women serving in the national security forces of such foreign countries;

(3) incorporating training and advising to address sexual harassment and abuse against women within such national security forces;

(4) integrating gender analysis into policy and planning; and
(5) ensuring any infrastructure constructed pursuant to the security cooperation activity addresses the requirements of women serving in such national security forces, including by addressing appropriate equipment.

(d) **PARTNER COUNTRY ASSESSMENTS.**—The Secretary of Defense shall include in any partner country assessment conducted in the course of carrying out security cooperation activities specified in subsection (b)(4) consideration of any barriers or opportunities with respect to women in the national security forces of such partner countries, including any barriers or opportunities relating to—

(1) protections against exploitation, abuse, and harassment; or

(2) recruitment, employment, development, retention, or promotion of the women.

(e) **STANDARDIZATION OF POLICIES.**—

(1) **IN GENERAL.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall initiate a process to standardize policies relating to women, peace, and security across the Department of Defense.

(2) **ROLES, RESPONSIBILITIES, AND REQUIREMENTS.**—In carrying out the process initiated under
paragraph (1), the Secretary shall establish roles, responsibilities, and requirements for gender advisors, gender focal points, and women, peace, and security subject matter experts, including with respect to commander and senior official-level engagement and support for women, peace, and security commitments.

(f) DEPARTMENT EDUCATION, AND TRAINING.—The Secretary of Defense shall—

(1) integrate gender analysis into relevant training for all members of the Armed Forces and civilian employees of the Department of Defense;

(2) develop standardized training, across the Department, for gender advisors, gender focal points, and women, peace, and security subject matter experts; and

(3) ensure that gender analysis and the meaningful participation of women and their relationship to security outcomes is addressed in professional military education curriculum.

(g) BRIEFING.—Not later than one year after the date of the enactment of this Act, the Director of the Defense Security Cooperation Agency shall provide a briefing to the appropriate committees of Congress on the efforts
to build partner defense institution and security force capacity pursuant to this section.

(h) REPORTS.—During the period beginning on the date of the enactment and ending on January 1, 2025, on a basis that is not less frequently than annually, the Secretary of Defense shall submit to the appropriate committees of Congress reports on the steps the Department has taken to implement the Women, Peace, and Security Act of 2017, including with respect to activities carried out under this section.

(i) DEFINITIONS.—In this section:

(1) The term “appropriate committees of Congress” 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 Senate.

(2) The term “gender analysis” has the meaning given that term in the Women’s Entrepreneurship and Economic Empowerment Act of 2018 (Public Law 115–428; 132 Stat. 5509).
AMENDMENT TO H.R. 6395
OFFERED BY MR. GALLAGHER OF WISCONSIN

At the appropriate place in title XII, insert the following:

SEC. 12. REPORT ON PROGRESS OF THE DEPARTMENT
OF DEFENSE WITH RESPECT TO DENYING A
FAIT ACCOMPLI BY A STRATEGIC COMPETITOR AGAINST A COVERED DEFENSE PARTNER.

(a) DEFINITIONS.—In this Act:

(1) COVERED DEFENSE PARTNER.—The term “covered defense partner” means a partner identified in the “Department of Defense Indo-Pacific Strategy Report” issued on June 1, 2019, located within 100 miles off the coast of a strategic competitor.

(2) FAIT ACCOMPLI.—The term “fait accompli” means the strategy of a strategic competitor designed to allow such strategic competitor to use military force to seize control of a covered defense partner before the United States Armed Forces are able to respond effectively.
(3) STRATEGIC COMPETITOR.—The term “strategic competitor” means a country labeled as a strategic competitor in the “Summary of the 2018 National Defense Strategy of the United States of America: Sharpening the American Military’s Competitive Edge” issued by the Department of Defense pursuant to section 113 of title 10, United States Code.

(b) REPORT ON PROGRESS OF THE DEPARTMENT OF DEFENSE WITH RESPECT TO DENYING A FAIT ACCOMPLI BY A STRATEGIC COMPETITOR AGAINST A COVERED DEFENSE PARTNER.—

(1) IN GENERAL.—Not later than April 30 each year, beginning in 2021 and ending in 2026, the Secretary of Defense shall submit to the congressional defense committees a report on the progress of the Department of Defense with respect to improving the ability of the United States Armed Forces to conduct combined joint operations to deny the ability of a strategic competitor to execute a fait accompli against a covered defense partner.

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

(A) An explanation of the objectives for the United States Armed Forces that would be
necessary to deny the fait accompli by a strateg
cetic competitor against a covered defense part-
ner.

(B) An identification of joint warfighting
capabilities and current efforts to organize,
train, and equip the United States Armed
Forces in support of the objectives referred to
in paragraph (1), including—

(i) an assessment of whether the pro-
grams included in the most recent future-
years defense program submitted to Con-
gress under section 221 of title 10, United
States Code, are sufficient to enable the
United States Armed Forces to conduct
joint combined operations to achieve such
objectives;

(ii) a description of additional invest-
ments or force posture adjustments re-
quired to maintain or improve the ability
of the United States Armed Forces to con-
duct joint combined operations to achieve
such objectives;

(iii) a description of the manner in
which the Secretary of Defense intends to
develop and integrate Army, Navy, Air
Force, Marine Corps, and Space Force operational concepts to maintain or improve the ability of the United States Armed Forces to conduct joint combined operations to achieve such objectives; and

(iv) an assessment of the manner in which different options for pre-delegating authorities may improve the ability of the United States Armed Forces to conduct joint combined operations to achieve such objectives.

(C) An assessment of options for deterring limited use of nuclear weapons by a strategic competitor in the Indo-Pacific region without undermining the ability of the United States Armed Forces to maintain deterrence against other strategic competitors and adversaries.

(D) An assessment of a strategic competitor theory of victory for invading and unifying a covered defense partner with such a strategic competitor by military force.

(E) A description of the military objectives a strategic competitor would need to achieve in a covered defense partner campaign.
(F) A description of the military missions a strategic competitor would need to execute a covered defense partner invasion campaign, including—

(i) blockade and bombing operations;

(ii) amphibious landing operations;

and

(iii) combat operations.

(G) An assessment of competing demands on a strategic competitor’s resources and how such demands impact such a strategic competitor’s ability to achieve its objectives in a covered defense partner campaign.

(H) An assessment of a covered defense partner’s self-defense capability and a summary of defense articles and services that are required to enhance such capability.

(I) An assessment of the capabilities of partner and allied countries to conduct combined operations with the United States Armed Forces in a regional contingency.

(3) FORM.—Each report under paragraph (1) shall be submitted in classified form but may include an unclassified executive summary.
AMENDMENT TO H.R. 6395

OFFERED BY MR. THORNBERY

(funding table amendment)

In section 4302 of division D, relating to Operation and Maintenance, Air Force, increase the amount for Combat Enhancement Forces, Line 020, by $62,000,000 for MQ-9 government owned-contractor operated combat line operations in U.S. Central Command.

In section 4302 of division D, relating to Operation and Maintenance, Air Force, reduce the amount for Base Support, Line 090, by $62,000,000.
AMENDMENT TO H.R. 6395
OFFERED BY MR. BANKS OF INDIANA

At the end of subtitle A of title XII of division A, add the following:

SEC. ___. EXTENSION OF AUTHORITY TO TRANSFER EXCESS HIGH MOBILITY MULTIPURPOSE WHEELED VEHICLES TO FOREIGN COUNTRIES.

Section 1276 of the National Defense Authorization Act for Fiscal Year 2018 (Public Law 115–91; 131 Stat. 1699) is amended—

(1) in subsection (b)(2)—

(A) in subparagraph (A), by adding at the end the following: “Such description may include, if applicable, a description of the priority United States security or defense cooperation interest with the recipient country that is fulfilled by the waiver.”; and

(B) by striking subparagraph (B) and inserting the following:

“(B) An explanation of why it is in the national interests of the United States to make the transfer notwithstanding the requirements of subsection (a)(1).”; and
(2) in subsection (c)(2), by striking “three” and inserting “five”.

AMENDMENT TO H.R. 6395
OFFERED BY M_s. Gabbard

At the appropriate place in title XVII, insert the following:

Subtitle —AMBER Alert
Nationwide

SEC. 17. COOPERATION WITH DEPARTMENT OF HOMELAND SECURITY.

Subtitle A of title III of the PROTECT Act (34 U.S.C. 20501 et seq.) is amended—

(1) in section 301—

(A) in subsection (b)—

(i) in paragraph (1), by inserting “(including airports, maritime ports, border crossing areas and checkpoints, and ports of exit from the United States)” after “gaps in areas of interstate travel”; and

(ii) in paragraphs (2) and (3), by inserting “, territories of the United States, and tribal governments” after “States”; and
(B) in subsection (d), by inserting “, the Secretary of Homeland Security,” after “Secretary of Transportation”; and

(2) in section 302—

(A) in subsection (b), in paragraphs (2), (3), and (4) by inserting “, territorial, tribal,” after “State”; and

(B) in subsection (e)—

(i) in paragraph (1), by inserting “, the Secretary of Homeland Security,” after “Secretary of Transportation”; and

(ii) in paragraph (2), by inserting “, territorial, tribal,” after “State”.

SEC. 17. AMBER ALERTS ALONG MAJOR TRANSPORTATION ROUTES.

(a) IN GENERAL.—Section 303 of the PROTECT Act (34 U.S.C. 20503) is amended—

(1) in the section heading, by inserting “AND MAJOR TRANSPORTATION ROUTES” after “ALONG HIGHWAYS”;

(2) in subsection (a)—

(A) by inserting “(referred to in this section as the ‘Secretary’)” after “Secretary of Transportation”; and
(B) by inserting “and at airports, maritime ports, border crossing areas and checkpoints, and ports of exit from the United States” after “along highways”;

(3) in subsection (b)—

(A) in paragraph (1)—

(i) by striking “other motorist information systems to notify motorists” and inserting “other information systems to notify motorists, aircraft passengers, ship passengers, and travelers”; and

(ii) by inserting “, aircraft passengers, ship passengers, and travelers” after “necessary to notify motorists”; and

(B) in paragraph (2)—

(i) in subparagraph (A), by striking “other motorist information systems to notify motorists” and inserting “other information systems to notify motorists, aircraft passengers, ship passengers, and travelers”;

(ii) in subparagraph (D), by inserting “, aircraft passengers, ship passengers, and travelers” after “support the notification of motorists”;

(4) in subsection (c)—

(A) by striking “other motorist information systems to notify motorists” and inserting “other information systems to notify motorists, aircraft passengers, ship passengers, and travelers”;

(B) by striking “other motorist information systems to notify motorists” and inserting “other information systems to notify motorists, aircraft passengers, ship passengers, and travelers”; and

(C) by striking “other motorist information systems to notify motorists” and inserting “other information systems to notify motorists, aircraft passengers, ship passengers, and travelers”.

(iii) by inserting “, aircraft passengers, ship passengers, and travelers” after “necessary to notify motorists”; and

(B) by striking “other motorist information systems to notify motorists” and inserting “other information systems to notify motorists, aircraft passengers, ship passengers, and travelers”;

(ii) by inserting “, aircraft passengers, ship passengers, and travelers” after “support the notification of motorists”; and

(C) by striking “other motorist information systems to notify motorists” and inserting “other information systems to notify motorists, aircraft passengers, ship passengers, and travelers”;

(iii) by inserting “, aircraft passengers, ship passengers, and travelers” after “necessary to notify motorists”; and

(B) by striking “other motorist information systems to notify motorists” and inserting “other information systems to notify motorists, aircraft passengers, ship passengers, and travelers”;

(ii) by inserting “, aircraft passengers, ship passengers, and travelers” after “support the notification of motorists”; and

(C) by striking “other motorist information systems to notify motorists” and inserting “other information systems to notify motorists, aircraft passengers, ship passengers, and travelers”;

(iii) by inserting “, aircraft passengers, ship passengers, and travelers” after “necessary to notify motorists”; and
(iii) in subparagraph (E), by inserting 

“, aircraft passengers, ship passengers, 

and travelers” after “motorists”, each 

place it appears;

(iv) in subparagraph (F), by inserting 

“, aircraft passengers, ship passengers, 

and travelers” after “motorists”; and 

(v) in subparagraph (G), by inserting 

“, aircraft passengers, ship passengers, 

and travelers” after “motorists”;

(4) in subsection (c), by striking “other motor-

ist information systems to notify motorists”, each 

place it appears, and inserting “other information 

systems to notify motorists, aircraft passengers, ship 

passengers, and travelers”;

(5) by amending subsection (d) to read as fol-

lows:

“(d) FEDERAL SHARE.—

“(1) IN GENERAL.—Except as provided in para-

tograph (2), the Federal share of the cost of any ac-

tivities funded by a grant under this section may not 

exceed 80 percent.

“(2) WAIVER.—If the Secretary determines 

that American Samoa, Guam, the Northern Mariana 

Islands, Puerto Rico, or the Virgin Islands of the
United States is unable to comply with the requirement under paragraph (1), the Secretary shall waive such requirement.”;

(6) in subsection (g)—

(A) by striking “In this section” and inserting “In this subtitle”; and

(B) by striking “or Puerto Rico” and inserting “American Samoa, Guam, Puerto Rico, the Northern Mariana Islands, the Virgin Islands of the United States, and any other territory of the United States”; and

(7) in subsection (h), by striking “fiscal year 2004” and inserting “each of fiscal years 2019 through 2023”.

(b) TECHNICAL AND CONFORMING AMENDMENT.—

The table of contents in section 1(b) of the PROTECT Act (Public Law 108–21) is amended by striking the item relating to section 303 and inserting the following:

“Sec. 303. Grant program for notification and communications systems along highways and major transportation routes for recovery of abducted children.”.

SEC. 17. AMBER ALERT COMMUNICATION PLANS IN THE TERRITORIES.

Section 304 of the PROTECT Act (34 U.S.C. 20504) is amended—

(1) in subsection (b)(4), by inserting “a territorial government or” after “with”;

...
(2) by amending subsection (c) to read as fol-

ows:

“(c) FEDERAL SHARE.—

“(1) IN GENERAL.—Except as provided in para-

graph (2), the Federal share of the cost of any ac-

tivities funded by a grant under this section may not

exceed 50 percent.

“(2) WAIVER.—If the Attorney General deter-

mines that American Samoa, Guam, the Northern

Mariana Islands, Puerto Rico, the Virgin Islands of

the United States, or an Indian tribe is unable to

comply with the requirement under paragraph (1),

the Attorney General shall waive such require-

ment.”; and

(3) in subsection (d), by inserting “, including

territories of the United States” before the period at

the end.

SEC. 17. GOVERNMENT ACCOUNTABILITY OFFICE RE-

PORT.

(a) IN GENERAL.—Not later than 5 years after the
date of the enactment of this Act, the Comptroller General
shall conduct a study assessing—

(1) the implementation of the amendments
made by this Act;
(2) any challenges related to integrating the territories of the United States into the AMBER Alert system;

(3) the readiness, educational, technological, and training needs of territorial law enforcement agencies in responding to cases involving missing, abducted, or exploited children; and

(4) any other related matters the Attorney General or the Secretary of Transportation determines appropriate.

(b) REPORT REQUIRED.—The Comptroller General shall submit a report on the findings of the study required under subsection (a) to—

(1) the Committee on the Judiciary and the Committee on Environment and Public Works of the Senate;

(2) the Committee on the Judiciary and the Committee on Transportation and Infrastructure of the House of Representatives; and

(3) each of the delegates or resident commissioner to the House of Representatives from American Samoa, Guam, the Northern Mariana Islands, Puerto Rico, and the Virgin Islands of the United States.
(c) **PUBLIC AVAILABILITY.**—The Comptroller General shall make the report required under subsection (b) available on a public Government website.

(d) **OBTAINING OFFICIAL DATA.**—

(1) **IN GENERAL.**—The Comptroller General may secure information necessary to conduct the study under subsection (a) directly from any Federal agency and from any territorial government receiving grant funding under the PROTECT Act. Upon request of the Comptroller General, the head of a Federal agency or territorial government shall furnish the requested information to the Comptroller General.

(2) **AGENCY RECORDS.**—Notwithstanding paragraph (1), nothing in this subsection shall require a Federal agency or any territorial government to produce records subject to a common law evidentiary privilege. Records and information shared with the Comptroller General shall continue to be subject to withholding under sections 552 and 552a of title 5, United States Code. The Comptroller General is obligated to give the information the same level of confidentiality and protection required of the Federal agency or territorial government. The Comptroller General may be requested to sign a nondisclosure or
other agreement as a condition of gaining access to sensitive or proprietary data to which the Comptroller General is entitled.

(3) PRIVACY OF PERSONAL INFORMATION.— The Comptroller General, and any Federal agency and any territorial government that provides information to the Comptroller General, shall take such actions as are necessary to ensure the protection of the personal information of a minor.
AMENDMENT TO H.R. 6395
OFFERED BY MS. SHERRILL OF NEW JERSEY

At the appropriate place in title XXVIII, insert the following new section:

SEC. 28. EXTENSION OF SUNSET FOR ANNUAL LOCALITY ADJUSTMENT OF DOLLAR THRESHOLDS APPLICABLE TO UNSPECIFIED MINOR MILITARY CONSTRUCTION AUTHORITIES.

Section 2805(f)(3) of title 10, United States Code, is amended by striking ‘‘2022’’ and inserting ‘‘2027’’.
AMENDMENT TO H.R. 6395

OFFERED BY MRS. LURIA OF VIRGINIA

At the appropriate place in subtitle A of title XVI, insert the following new section:

SEC. 16. POLICY TO ENSURE LAUNCH OF SMALL-CLASS PAYLOADS.

(a) IN GENERAL.—The Secretary of Defense shall establish a small launch and satellite policy to ensure responsive and reliable access to space through the processing and launch of Department of Defense small-class payloads.

(b) POLICY.—The policy under subsection (a) shall include, at a minimum, providing resources and policy guidance to sustain—

(1) the availability of small-class payload launch service providers using launch vehicles capable of delivering into space small payloads designated by the Secretary of Defense as a national security payload;

(2) a robust small-class payload space launch infrastructure and industrial base;

(3) the availability of rapid, responsive, and reliable space launches for national security space programs to—
(A) improve the responsiveness and flexibility of a national security space system;
(B) lower the costs of launching a national security space system; and
(C) maintain risks of mission success at acceptable levels;
(4) a minimum number of dedicated launches each year; and
(5) full and open competition including small launch providers and rideshare opportunities.

(c) Acquisition Strategy.—The Secretary shall develop and carry out a five-year phased acquisition strategy, including near and long term, for the small launch and satellite policy under subsection (a).

(d) Elements.—The acquisition strategy under subsection (c) shall—

(1) provide the necessary—

(A) stability in budgeting and acquisition of capabilities;
(B) flexibility to the Federal Government;
and
(C) procedures for fair competition; and

(2) specifically take into account, as appropriate per competition, the effect of—
(A) contracts or agreements for launch services or launch capability entered into by the Department of Defense with small-class payload space launch providers;

(B) the requirements of the Department of Defense, including with respect to launch capabilities and pricing data, that are met by such providers;

(C) the cost of integrating a satellite onto a launch vehicle;

(D) launch performance history (at least three successful launches of the same launch vehicle design) and maturity;

(E) ability of a launch provider to provide the option of dedicated and rideshare launch capabilities; and

(F) any other matters the Secretary considers appropriate.

(e) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees a report describing a plan for the policy under subsection (a), including with respect to the cost of launches and an assessment of mission risk.
AMENDMENT TO H.R. 6395
OFFERED BY MR. CARBAJAL OF CALIFORNIA

At the appropriate place in title III, insert the following:

SEC. 3. OFFSHORE WIND ENERGY DEVELOPMENT,
MORRO BAY, CALIFORNIA.

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

(1) Since 2016, the Department of Defense and Department of the Navy have been working with State and Federal stakeholders to determine whether a commercial lease for the development of renewable energy off the coast of Morro Bay, California could be developed in a manner that is compatible with the training and readiness requirements of the Department of Defense.

(2) Military readiness and the ability to conduct realistic training are critical to our national security; however, energy security and other ocean uses are also important. These interests should be balanced to the extent practicable when analyzing offshore energy proposals.
(3) In August 2019, Members of Congress, the Assistant Secretary of Defense for Sustainment, senior officials from other Federal agencies, and state and local elected representatives met to discuss a path forward to accommodate wind energy development off the Central Coast of California while ensuring the Department of Defense was able to continue meeting its testing, training, and operational requirements.

(4) Following the initial meeting in August 2019, the stakeholder group continued meeting at roughly monthly intervals through 2019 and into 2020 to discuss options and work towards a mutually agreeable solution for renewable energy development and continued military testing, training, and operational requirements off the Central Coast of California.

(5) In May 2020, the Assistant Secretary of the Navy for Energy, Installations, and Environment notified stakeholders that despite the previous year of negotiations, it was his view any wind energy developments off the Central Coast of California may not be viewed as being compatible with military activities. This unilateral decision was made abruptly, without providing any supporting analysis or ac-
knowledge of the progress and commitments
made during previous negotiations, and was not in
the spirit of cooperation and collaboration that had
driven the previous nine months of stakeholder en-
gagements.

(6) Stakeholder confidence in the Department
of Defense review process is paramount. Abrupt and
unilateral changes of course erode confidence and
undermine the State, local, and industry trust in a
fair, transparent, and predictable adjudication of po-
tential conflicts.

(7) In early 2019, in order to create continuity
between the offshore and terrestrial processes, the
Department of Defense consolidated its review of
proposed energy development projects so that off-
shore energy proposals were now included in the
Military Aviation and Installation Assurance Clear-
inghouse (the Clearinghouse). The Clearinghouse
has a proven record for reviewing proposed energy
development projects through a fair and transparent
process. The Morro Bay proposal pre-dates this con-
solidation but underwent a similar Department of
Defense led compatibility review.

(8) Congress has generally supported the trans-
parent and fair Clearinghouse review process, as well
as all efforts between the Department of Defense and other stakeholders to reach solutions that allow for the development of energy projects in a manner that is compatible with military testing, training, and operational requirements.

(9) Legislating a solution to a specific energy development proposal should only be reserved for rare occasions. Due to Navy’s abrupt and unilateral decision to walk away from productive negotiations, after months of good-faith efforts by other stakeholders and public engagement, the threshold for congressional intervention has been reached.

(b) RESPONSIBILITY.—All interaction on behalf of the Department of the Navy with the California Energy Commission, Federal agencies, State and local governments, and potential energy developers regarding proposed offshore wind energy off the central coast of California shall be performed through the Office of the Under Secretary of Defense for Acquisition and Sustainment.

(c) BRIEFING REQUIREMENT; LIMITATION.—

(1) BRIEFING.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall provide to the Committees on Armed Services and the Committee on Natural Resources of the House of Representatives a briefing
on status of the review by the Offshore Energy Working Group of the request to locate at least two offshore wind lease areas proximate to and within the Morro Bay Call Area. Such briefing shall include—

(A) a detailed map that shows any areas identified;

(B) proposed mitigations that would enable compatible development in the areas identified;

(C) any unresolved issues; and

(D) any other terms of the agreement reached with the California Energy Commission, other Federal agencies, State and local governments, and potential energy developers.

(2) LIMITATION.—The Secretary of Defense may not issue a final offshore wind assessment that proposes wind exclusion areas and may not object to an offshore energy project in the Central Coast of California that has filed for review by the Military Aviation and Installation Assurance Clearinghouse until the Secretary provides the briefing required under paragraph (1).

(d) LIMITATION ON USE OF FUNDS.—Of the amounts authorized to be appropriated by this Act or otherwise made available for the Department of Defense for
fiscal year 2021, not more than 75 percent may be obligated or expended for the Office of the Assistant Secretary of the Navy for Energy, Installations, and Environment until the date that is 30 days after the date on which the briefing required under subsection (e)(1) is provided.
AMENDMENT TO H.R. 6395
OFFERED BY MR. CROW OF COLORADO

At the appropriate place in subtitle C of title XII, insert the following:

SEC. 12. SENSE OF CONGRESS ON PESHMERGA FORCES
AS A PARTNER IN OPERATION INHERENT RESOLVE.

It is the sense of Congress that—

(1) the Peshmerga of the Kurdistan Region of Iraq have made, and continue to make, significant contributions to the security of Northern Iraq, by defending nearly 650 miles of critical terrain, to degrade, dismantle, and ultimately defeat the Islamic State of Iraq and Syria (ISIS) in Iraq as a partner in Operation Inherent Resolve;

(2) although ISIS has been severely degraded, their ideology and combatants still linger and pose a threat of resurgence if regional security is not sustained;

(3) a strong Peshmerga and Kurdistan Regional Government is critical to maintaining a stable and tolerant Iraq in which all faiths, sects, and ethnicities are afforded equal protection under the
law and full integration into the Government and society of Iraq;

(4) continued security assistance, as appropriate, to the Ministry of Peshmerga Affairs of the Kurdistan Region of Iraq in support of counter-ISIS operations, in coordination with the Government of Iraq, is critical to United States national security interests; and

(5) continued United States support to the Peshmerga, coupled with security sector reform in the region, will enable them to more effectively partner with other elements of the Iraqi Security Forces, the United States, and other coalition members to consolidate gains, hold territory, and protect infrastructure from ISIS and its affiliates in an effort to deal a lasting defeat to ISIS and prevent its reemergence in Iraq.
AMENDMENT TO H.R. 6395

OFFERED BY Mr. Garamendi

At the appropriate place in title XII, insert the following:

SEC. 12. DEPARTMENT OF DEFENSE PARTICIPATION IN EUROPEAN PROGRAM ON MULTILATERAL EXCHANGE OF SURFACE TRANSPORTATION SERVICES.

(a) IN GENERAL.—Subchapter II of chapter 138 of title 10, United States Code, is amended by adding at the end the following:

§2350o. Participation in European Program on Multilateral Exchange of Surface Transportation Services

“(a) PARTICIPATION AUTHORIZED.—(1) The Secretary of Defense may, with the concurrence of the Secretary of State, authorize the participation of the United States in the Surface Exchange of Services program (in this section referred to as the ‘SEOS program’) of the Movement Coordination Centre Europe.

“(2) Participation in the SEOS program under paragraph (1) may include—
“(A) the reciprocal exchange or transfer of surface transportation on a reimbursable basis or by replacement-in-kind; or

“(B) the exchange of surface transportation services of equal value.

“(b) Written Arrangements or Agreements.—

(1) The participation of the United States in the SEOS program under subsection (a) shall be in accordance with a written arrangement or agreement entered into by the Secretary of Defense, with the concurrence of the Secretary of State, and the Movement Coordination Centre Europe.

“(2) If facilities, equipment, or funds of the Department of Defense are used to support the SEOS program, the written arrangement or agreement entered into under paragraph (1) shall specify the details of any equitable cost sharing or other funding arrangement.

“(3) Any written arrangement or agreement entered into under paragraph (1) shall require that any accrued credits and liabilities resulting from an unequal exchange or transfer of surface transportation services shall be liquidated, not less than once every five years, through the SEOS program.
“(c) IMPLEMENTATION.—In carrying out any arrangement or agreement entered into under subsection (b)(1), the Secretary of Defense may—

“(1) from funds available to the Department of Defense for operation and maintenance, pay the equitable share of the United States for the operating expenses of the Movement Coordination Centre Europe and the SEOS program; and

“(2) assign members of the armed forces or civilian personnel of the Department of Defense, from among members and personnel within billets authorized for the United States European Command, to duty at the Movement Coordination Centre Europe as necessary to fulfill the obligations of the United States under that arrangement or agreement.

“(d) CREDITING OF RECEIPTS.—Any amount received by the United States as part of the SEOS program shall be credited, at the option of the Secretary of Defense, to—

“(1) the appropriation, fund, or account used in incurring the obligation for which such amount is received; or

“(2) an appropriate appropriation, fund, or account currently available for the purposes for which the expenditures were made.
“(e) Expiration.—The authority provided by this section to participate in the SEOS program shall expire five years after the date on which the Secretary of Defense first enters into a written arrangement or agreement under subsection (b). The Secretary shall publish notice of such date on a public website of the Department of Defense.

“(f) Limitation on Statutory Construction.—Nothing in this section may be construed to authorize the use of foreign sealift in violation of section 2631 of this title.”.

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

“2350o. Participation in European program on multilateral exchange of surface transportation services.”.
Amendment to H.R. 6395
National Defense Authorization Act for Fiscal Year 2021

Offered by: Mr. Keating of Massachusetts

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

Disposition of Building 158 at Joint Base Cape Cod

The Committee is aware of the efforts being undertaken by the Commonwealth of Massachusetts and various stakeholders, including academia, various private sector firms, and public entities in the region to support a range of requirements for the Department of Defense. In particular, the Committee is aware of the value of harnessing this region’s innovation and industries supporting the maritime sector. The Committee is encouraged by the scope of research, development, testing and prototyping of unmanned underwater vehicles occurring in the region. Further, the Committee is aware of the potential value of utilizing building 158 on Joint Base Cape Cod to provide greater access to testing of these systems in a controlled environment. The Committee urges the Commonwealth of Massachusetts and the Air National Guard to continue their planning to leverage Building 158 in support of these opportunities. The Committee directs the Air National Guard to report to the congressional defense committees by December 1, 2020 on the status of the discussions with the Commonwealth of Massachusetts and options for the disposition of building 158.
AMENDMENT TO H.R. 6395
OFFERED BY MS. SLOTKIN OF MICHIGAN

At the appropriate place in title XVII, insert the following new section:

SEC. 17. DEVELOPING CRISIS CAPABILITIES TO MEET NEEDS FOR HOMELAND SECURITY-CRITICAL SUPPLIES.

(a) IN GENERAL.—The Secretary of Homeland Security shall coordinate with the Secretary of Health and Human Services, the Administrator of the Environmental Protection Agency, and the heads of other relevant Federal departments and agencies—

(1) to identify categories of homeland security-critical supplies that would be needed to address potential national emergencies or disasters, including any public health emergency, act of terrorism (as defined in section 3077 of title 18, United States Code), cyber attack, and other attack;

(2) to develop plans, designs, and guidance relating to the production, in accordance with other applicable law, of the categories of homeland security-critical supplies identified pursuant to paragraph (1) to address the respective national emer-
gencies and disasters, including such production by nontraditional manufacturers; and

(3) based on such final plans, designs, and guidance, to enter into such contingent arrangements with governmental and private entities, in accordance with other applicable law, as may be necessary to expedite the production of homeland security-critical supplies in the event of a national emergency or disaster.

(b) Process.—In coordinating the development or revision of a plan, design, or guidance with respect to any homeland security-critical supply under this section:

(1) The Secretary of Homeland Security shall give each Federal department or agency with responsibility for regulating the supply an opportunity—

(A) to contribute to the development or revision of the plan, design, or guidance; and

(B) to approve or disapprove the plan, design, or guidance under regulations appropriate to approving the supply for emergency or disaster use.

(2) If a Federal department or agency with responsibility for regulating the homeland security-critical supply disapproves of the plan, design, or guidance with respect to the supply, the head of the
disapproving department or agency shall provide to
the Secretary of Homeland Security the rationale for
the disapproval.

(3) The Secretary of Homeland Security may—

(A) if no Federal department or agency
disapproves a plan, design, or guidance as de-
scribed in paragraphs (1)(B) and (2), finalize
the plan, design, or guidance for purposes of
subsections (a)(3) and (e); and

(B) if a Federal department or agency
does disapprove a plan, design, or guidance as
described in paragraphs (1)(B) and (2), provide
an updated plan, design, or guidance for review
and approval or disapproval in accordance with
paragraphs (1) and (2).

(e) PUBLIC POSTING.—The Secretary of Homeland
Security shall publish each final plan, design, or guidance
that is developed under this section on a public Internet
website, except that the Secretary may withhold publica-
tion of, or redact information from the publication of, a
plan, design, or guidance if—

(1) publicly posting the information would not
be in the interest of homeland security;

(2) the information is protected from public dis-
closure by other applicable law; or
(3) the information is protected from public disclosure by contract.

(d) RELATION TO OTHER LAW.—Nothing in this section shall be construed to expand, repeal, limit, or otherwise affect the provisions of other applicable law pertaining to the regulation of a homeland security-critical supply.

(e) BIENNIAL REVIEW.—Not less than every two years, in accordance with subsections (a) through (e), the Secretary of Homeland Security shall coordinate the review and, as needed, revision of each plan, design, and guidance in effect under this section.

(f) DEFINITION.—In this section:

(1) The term “homeland security-critical supply”—

(A) means any supply needed to ensure public safety and welfare during—

(i) a national emergency or disaster, including any public health emergency, act of terrorism (as defined in section 3077 of title 18, United States Code), cyber attack, and other attack; or

(ii) any other reasonably foreseeable contingency of grave consequence to the
United States during which shortages are reasonably anticipated; and

(B) includes a vaccine, a medication, medical equipment, and personal protective equipment.

(2) The term “nontraditional manufacturer” may include (as determined by the Secretary)—

(A) a home craftsperson;

(B) a distiller;

(C) a cosmetic manufacturer;

(D) a manufacturing facility primarily designed for an industry other than manufacturing homeland security-critical supplies;

(E) an institution of higher education;

(F) an advanced manufacturing facility;

(G) a machine shop; and

(H) a research laboratory.
AMENDMENT TO H.R. 6395
OFFERED BY MR. LANGEVIN OF RHODE ISLAND

At the end of subtitle A of title XII, add the following:

SEC. 1. MODIFICATION AND EXTENSION OF SUPPORT OF SPECIAL OPERATIONS FOR IRREGULAR WARFARE.

(a) Authority.—Subsection (a) of section 1202 of the National Defense Authorization Act for Fiscal Year 2018 (Public Law 115–91; 131 Stat. 1639) is amended—

(1) by striking “$10,000,000” and inserting “$15,000,000”; and

(2) by striking “2023” and inserting “2025”.

(b) Notification.—Subsection (d)(2) of such section is amended—

(1) by redesignating subparagraph (E) as subparagraph (G);

(2) by inserting after subparagraph (D) the following:

“(E) A description of steps taken to ensure the support is consistent with other United States diplomatic and security interests, includ-
ing issues related to local political dynamics, civil-military relations, and human rights.

“(F) A description of steps taken to ensure that the recipients of the support have not and will not engage in human rights violations or violations of the Geneva Conventions of 1949, including vetting, training, and support for adequately investigating allegations of violations and removing support in case of credible reports of violations.”; and

(3) in clause (i) of subparagraph (G), as redesignated, to read as follows:

“(i) An introduction of United States Armed Forces (including as such term is defined in section 8(c) of the War Powers Resolution (50 U.S.C. 1547(c))) into hostilities, or into situations where hostilities are clearly indicated by the circumstances, without specific statutory authorization within the meaning of section 5(b) of such Resolution (50 U.S.C. 1544(b)).”.

(c) CONSTRUCTION OF AUTHORITY.—Subsection (f)(2) of such section is amended by striking “of section 5(b)”.
(d) CLARIFICATION.—Such section, as so amended, is further amended—

(1) by redesignating subsections (g), (h), and (i) as subsections (h), (i), and (j), respectively; and

(2) by inserting after subsection (f) the following:

“(g) CLARIFICATION.—The provision of support to foreign forces, irregular forces, groups, or individuals pursuant to subsection (a) constitutes support to a unit of a foreign security force for purposes of section 362 of title 10, United States Code.”.
AMENDMENT TO H.R. 6395
OFFERED BY MR. BROOKS OF ALABAMA

At the appropriate place in title XII, insert the following:

SEC. 12. PROVISION OF GOODS AND SERVICES TO KWAJALEIN ATOLL.

(a) AUTHORITY FOR PROVISION OF GOODS AND SERVICES.—Chapter 767 of title 10, United States Code, is amended by adding at the end the following new section:

“§ 7596. Provision of goods and services to Kwajalein Atoll

“(a) AUTHORITY.—

“(1) IN GENERAL.—The Secretary of the Army may, subject to the concurrence of the Secretary of State as provided in paragraph (2), use any amounts appropriated to the Department of the Army to provide goods and services, including inter-atoll transportation, to the Government of the Republic of the Marshall Islands and to other eligible patrons at Kwajalein Atoll, under regulations and at rates to be prescribed by the Secretary of the Army in accordance with this section.
“(2) Effect on Compact.—The Secretary of State may not concur to the provision of goods and services under paragraph (1) if the Secretary determines that such provision would be inconsistent with the Compact of Free Association between the Government of the United States of America and the Government of the Republic of the Marshall Islands (as set forth in title II of the Compact of Free Association Act of 1985 (48 U.S.C. 1901 et seq.) or with any subsidiary agreement or implementing arrangement with respect to such Compact.

“(b) Reimbursement.—

“(1) Authority to collect reimbursement.—The Secretary of the Army may collect reimbursement from the Government of the Republic of the Marshall Islands or eligible patrons for the provision of goods and services under this section in an amount that does not exceed the costs to the United States of providing such goods or services.

“(2) Maximum reimbursement.—The total amount collected in a fiscal year pursuant to the authority under paragraph (1) may not exceed $7,000,000.”.

(b) CLERICAL AMENDMENTS.—The table of contents for chapter 767 of title 10, United States Code, is amended by adding at the end the following new item:

"Sec. 7595. Provision of goods and services to Kwajalein Atoll."
AMENDMENT TO H.R. 6395
OFFERED BY MR. CARBAJAL OF CALIFORNIA

At the end of subtitle E of title XII, add the following:

SEC. 12. SENSE OF CONGRESS ON ENHANCEMENT OF THE UNITED STATES-TAIWAN DEFENSE RELATIONSHIP.

It is the sense of Congress that—

(1) Taiwan is a vital partner of the United States and is critical to a free and open Indo-Pacific region;

(2) the Taiwan Relations Act (22 U.S.C. 3301 et seq.) and the “Six Assurances” are both cornerstones of United States relations with Taiwan;

(3) the United States should continue to strengthen defense and security cooperation with Taiwan to support the development of capable, ready, and modern defense forces necessary for Taiwan to maintain a sufficient self-defense capability;

(4) consistent with the Taiwan Relations Act, the United States should strongly support the acquisition by Taiwan of defense articles and services through foreign military sales, direct commercial
sales, and industrial cooperation, with an emphasis
on anti-ship, coastal defense, anti-armor, air defense,
defensive naval mining, and resilient command and
control capabilities that support the asymmetric de-
defense strategy of Taiwan;

(5) the President and Congress should deter-
mine the nature and quantity of such defense arti-
cles and services based solely upon their judgment of
the needs of Taiwan, as required by the Taiwan Re-
lations Act and in accordance with procedures estab-
lished by law;

(6) the United States should continue efforts to
improve the predictability of United States arms
sales to Taiwan by ensuring timely review of and re-
response to requests of Taiwan for defense articles
and services;

(7) the Secretary of Defense should promote
policies concerning exchanges that enhance the secu-
rity of Taiwan, including—

(A) opportunities with Taiwan for practical
training and military exercises that—

(i) enable Taiwan to maintain a suffi-
cient self-defense capability, as described
in section 3(a) of the Taiwan Relations Act
(22 U.S.C. 3302(a)); and
(ii) emphasize capabilities consistent with the asymmetric defense strategy of Taiwan;

(B) exchanges between senior defense officials and general officers of the United States and Taiwan, consistent with the Taiwan Travel Act (Public Law 115–135), especially for the purpose of enhancing cooperation on defense planning and improving the interoperability of United States and Taiwan forces; and

(C) opportunities for exchanges between junior officers and senior enlisted personnel of the United States and Taiwan;

(8) the Secretary of Defense should consider expanded air and naval engagements and training with Taiwan to enhance regional security;

(9) the United States and Taiwan should expand cooperation in humanitarian assistance and disaster relief including conducting port calls in Taiwan with the United States Naval Ship Comfort and United States Naval Ship Mercy;

(10) the Secretary of Defense should consider options, including exercising ship visits and port calls, as appropriate, to expand the scale and scope of humanitarian assistance and disaster response co-
operation with Taiwan and other regional partners so as to improve disaster response planning and preparedness;

(11) the Secretary of Defense should continue regular transits of United States Navy vessels through the Taiwan Strait and encourage allies and partners to follow suit in conducting such transits to demonstrate the commitment of the United States and its allies and partners to fly, sail, and operate anywhere international law allows;

(12) the violation of international law by the Government of China with respect to the Joint Declaration of the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the People’s Republic of China on the Question of Hong Kong, done at Beijing December 19, 1984, is gravely concerning and erodes international confidence in China’s willingness to honor its international commitments, including not to change the status quo with respect to Taiwan by force;

(13) the increasingly coercive and aggressive behavior of China towards Taiwan, including growing military maneuvers targeting Taiwan, is contrary
to the expectation of the peaceful resolution of the future of Taiwan; and

(14) the United States and Taiwan should expand consultation and cooperation on combating the Coronavirus Disease 2019 ("COVID-19") and seek to share the best practices and cooperate on a range of activities under this partnership.
Amendment to H.R. 6395
National Defense Authorization Act for Fiscal Year 2021

Offered by: Rep. Xochitl Torres Small

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

Leasing authority for National Nuclear Security Administration and Management and Operating Contractors

The committee urges the National Nuclear Security Administration (NNSA) to adopt an interpretation of leasing authorities aligned with Government Services Administration (GSA) authorities contained in 40 U.S.C. § 356 and § 585 and similar to those applied to Department of Energy Office of Science laboratories such that the NNSA Administrator may enter into a lease agreement or authorize a Management and Operating Contractor of the NNSA to enter into a lease agreement with any person for the accommodation of the Administration in a building (or improvement), to be used by the Administration as offices, warehouses, light laboratory use or other similar use, without regard to whether the building exists or is being constructed by the lessor. The committee encourages the NNSA to consider cost savings and long term costs when considering such authorizes. Therefore, the Committee directs the NNSA Administrator to provide a briefing to the House Committee on Armed Services no later than November 1, 2020 on the NNSA interpretation of leasing authorities.
AMENDMENT TO H.R. 6395
OFFERED BY MR. CONAWAY OF TEXAS

At the appropriate place in title XII, insert the following:

SEC. 12. SENSE OF CONGRESS WITH RESPECT TO QATAR.

It is the sense of Congress that—

(1) the United States and the country of Qatar have built a strong, enduring, and forward-looking strategic partnership based on long-standing and mutually beneficial cooperation, including through security, defense, and economic ties;

(2) robust security cooperation between the United States and Qatar is crucial to promoting peace and stability in the Middle East region;

(3) Qatar plays a unique role as host of the forward headquarters for the United States Central Command, and that partnership facilitates United States coalition operations countering terrorism;

(4) Qatar is a major security cooperation partner of the United States, as recognized in the 2018 Strategic Dialogue and the 2019 Memorandum of Understanding to expand Al Udeid Air Base to im-
prove and expand accommodation for United States military personnel;

(5) the United States values Qatar’s provision of access to its military facilities and its management and financial assistance in expanding the Al Udeid Air Base, which supports the continued security presence of the United States in the Middle East region; and

(6) the United States should—

(A) continue to strengthen the relationship between the United States and Qatar, including through security and economic cooperation; and

(B) seek a resolution to the dispute between partner countries of the Arabian Gulf, which would promote peace and stability in the Middle East region.
AMENDMENT TO H.R. 6395
OFFERED BY MR. BROWN OF MARYLAND

At the appropriate place in title V of the bill, insert the following:

SEC. 5. DIVERSITY AND INCLUSION REPORTING REQUIREMENTS.

(a) Standard Diversity Metrics and Annual Reporting Requirement.—Section 113 of title 10, United States Code is amended—

(1) in subsection (c)—

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

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

“(2) a report from each military department on the goals, barriers, and status of diversity and inclusion of that military department;”; and

(2) in subsection (g)(1)(B), by inserting after clause (vi), the following new clause (vii):

“(vii) Strategic metrics and benchmarks evaluating how the officer and enlisted corps reflects the eligible United
States population across all armed forces and ranks.”;

(3) by redesignating subsections (m) and (n) as subsections (n) and (o), respectively; and

(4) by inserting after subsection (k), the following new subsections (l) and (m):

“(l)(1) The Secretary of Defense shall establish and maintain a standard set of strategic metrics and benchmarks toward objectives of:

“(A) an officer and enlisted corps that reflects the eligible U.S. population across all armed forces and ranks; and

“(B) a military force that is able to prevail in its wars, prevent and deter conflict, defeat adversaries and succeed in a wide range of contingencies, and preserve and enhance the all-volunteer force.

“(2) In implementing the requirement in paragraph (1), the Secretary shall—

“(A) establish a universal data collection system to ensure comparability across each military department;

“(B) establish standard definitions of demographic groups, a common methodology, and a common reporting structure across each military department;
“(C) conduct annual barrier analyses to review demographic diversity patterns across the military life cycle, starting with accessions; and

“(D) each year meet with the Secretaries of the military departments, the Chiefs of Staff of the armed forces, and the Chairman of the Joint Chiefs of Staff to assess progress towards the objective under paragraph (1) and establish recommendations to meet such objective.

“(m) The Secretary shall include in each national defense strategy under subsection (g)—

“(1) the demographics, disaggregated by grade, ethnicity, race, gender, and military occupational specialty, for—

“(A) accession into the armed forces;

“(B) the enlisted corps;

“(C) the commissioned officers;

“(D) graduates of the military service academies;

“(E) the rate of promotion in the promotion zone;

“(F) the rate of promotion below the zone for promotion;

“(G) the rates of retention;

“(H) command selection;
“(I) special assignments;
“(J) career broadening assignments;
“(K) aides to general officers and flag officers; and
“(L) any other matter the Secretary determines appropriate;
“(2) an analysis of assignment patterns by ethnicity, race, and gender;
“(3) an analysis of attitudinal survey data by ethnicity, race, and gender;
“(4) an assessment of the available pool of qualified of Asian American, Native Hawaiian, Pacific Islander, African American, Hispanic, Puerto Rican, Native American, Alaska Native and female candidates for pay grades O–9 and O–10;
“(5) identification of persistent, group-specific deviations from overall averages and plans to investigate underlying causes; and
“(6) summaries of progress made on previous actions.”.

(b) NATIONAL GUARD DIVERSITY REPORTING.—Section 10504 of title 10, United States Code is amended by adding at the end the following new subsection (d):
“(d) REPORT ON DIVERSITY AND INCLUSION.—
“(1) IN GENERAL.—Not less than once every four years, the Chief of the National Guard Bureau shall report in writing to the Secretary of Defense and the Congress on the status of diversity in each State, Territory, and the District of Columbia for all ranks of the Army and Air National Guard.

“(2) ELEMENTS.—Each report under paragraph (1) shall include—

“(A) the demographics, disaggregated by State, grade, ethnicity, race, gender, and military occupational specialty, for—

“(i) accession into the National Guard;

“(ii) the enlisted corps;

“(iii) the commissioned officers;

“(iv) the rate of promotion in the promotion zone;

“(v) the rate of promotion below the zone for promotion;

“(vi) the rates of retention;

“(vii) command selection;

“(viii) special assignments;

“(ix) career broadening assignments;

“(x) aides to a general officer; and
“(xi) any other matter the Chief of the National Guard Bureau determines appropriate;

“(B) an analysis of assignment patterns by ethnicity, race, and gender;

“(C) an analysis of attitudinal survey data by ethnicity, race, and gender;

“(D) an assessment of the available pool of qualified of Asian American, Native Hawaiian, Pacific Islander, African American, Hispanic, Puerto Rican, Native American, Alaska Native and female candidates for pay grades O–9 and O–10;

“(E) identification of persistent, group-specific deviations from overall averages and plans to investigate underlying causes; and

“(F) summaries of progress made on previous actions.

“(3) PUBLIC AVAILABILITY.—The Chief of the National Guard Bureau shall—

“(A) publish on an appropriate publicly available website of the National Guard the reports required under paragraph (1); and

“(B) ensure that any data included with the report is made available in a machine-read-
able format that is downloadable, searchable, and sortable.’’.

(c) COAST GUARD DIVERSITY REPORTING.—Section 5101 of title 14, United States Code is amended—

(1) in subsection (b)—

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

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

“(2) the goals, barriers, and status of diversity and inclusion;”; and

(3) by adding at the end the following new subsection (c):

“(c) Not less than once every four years, the Secretary shall include in the annual request under subsection (a)—

(a)—

“(1) the demographics, disaggregated by grade, ethnicity, race, gender, and military occupational specialty, for—

(A) accession into the Coast Guard;

(B) the enlisted corps;

(C) the commissioned officers;

(D) graduates of the Coast Guard Academy;
“(E) the rate of promotion in the promotion zone;

“(F) the rate of promotion below the zone for promotion;

“(G) the rates of retention;

“(H) command selection;

“(I) special assignments;

“(J) career broadening assignments;

“(K) aides to a flag officer; and

“(L) any other matter the Secretary determines appropriate;

“(2) an analysis of assignment patterns by ethnicity, race, and gender;

“(3) an analysis of attitudinal survey data by ethnicity, race, and gender;

“(4) an assessment of the available pool of qualified of Asian American, Native Hawaiian, Pacific Islander, African American, Hispanic, Puerto Rican, Native American, Alaska Native and female candidates for pay grades O–9 and O–10;

“(5) identification of persistent, group-specific deviations from overall averages and plans to investigate underlying causes; and

“(6) summaries of progress made on previous actions.”.
(d) Requirement to Consider Minority Officers for O–9 and O–10 Grades.—

(1) Army, Navy, Air Force, Marine Corps,

and Space Force.—Section 601 of title 10, United States Code is amended by adding at the end the following new subsections:

“(e) The Chairman of the Joint Chiefs of Staff shall consider all Asian American, Native Hawaiian, Pacific Islander, African American, Hispanic, Puerto Rican, Native American, Alaska Native and female candidates prior to recommending to the President an initial appointment to the grade of lieutenant general or vice admiral, or an initial appointment to the grade of general or admiral.

“(f) When seeking the advice and consent of the Senate under subsection (a), the President shall submit to the Committee on Armed Services of the Senate a certification that—

“(1) all Asian American, Native Hawaiian, Pacific Islander, African American, Hispanic, Puerto Rican, Native American, Alaska Native and female candidates were considered for appointment; and

“(2)(A) none of the candidates under subparagraph (A) met the qualifications needed by an officer serving in that position or office to carry out ef-
fectively the duties and responsibilities of that position or office; or

“(B) the officers in the positions designated under subsection (a) represent the diversity of the armed forces to the extent practicable.”.

(2) COAST GUARD.—Section 305(a) of title 14, United States Code, is amended by adding at the end the following new paragraphs:

“(4) The Commandant shall consider all Asian American, Native Hawaiian, Pacific Islander, African American, Hispanic, Puerto Rican, Native American, Alaska Native and female candidates prior to recommending to the President an initial appointment to the grade of vice admiral, or an initial appointment to the grade of admiral.

“(5) When seeking the advice and consent of the Senate under subsection (a), the President shall submit to the committee of the Senate with jurisdiction over the department in which the Coast Guard is operating a certification that—

“(A) all Asian American, Native Hawaiian, Pacific Islander, African American, Hispanic, Puerto Rican, Native American, Alaska Native and female candidates were considered for appointment; and

“(B)(i) none of the candidates under subparagraph (A) met the qualifications needed by an offi-
cer serving in that position or office to carry out effectively the duties and responsibilities of that position or office; or

“(ii) the officers in the positions designated under subsection (a) represent the diversity of the armed forces to the extent practicable.”.
AMENDMENT TO H.R. 6395
OFFERED BY M R. LANGEVIN

Add at the end of subtitle C of title XVI the following:

SEC. 16. DEFENSE INDUSTRIAL BASE CYBERSECURITY THREAT HUNTING AND SENSING, DISCOVERY, AND MITIGATION.

(a) DEFINITION.—In this section:

(1) DEFENSE INDUSTRIAL BASE.—The term “defense industrial base” means the worldwide industrial complex with capabilities to perform research and development, design, produce, deliver, and maintain military weapon systems, subsystems, components, or parts to meet military requirements.

(2) ADVANCED DEFENSE INDUSTRIAL BASE.—The term “advanced defense industrial base” means any entity in the defense industrial base holding a Department of Defense contract that requires a cybersecurity maturity model certification of level 4 or higher.

(b) DEFENSE INDUSTRIAL BASE CYBERSECURITY THREAT HUNTING STUDY.—
(1) IN GENERAL.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a study of the feasibility and resourcing required to establish the Defense Industrial Base Cybersecurity Threat Hunting Program (in this section referred to as the “Program”) described in subsection (c).

(2) ELEMENTS.—The study required under paragraph (1) shall—

(A) establish the resources necessary, governance structures, and responsibility for execution of the Program, as well as any other relevant considerations determined by the Secretary;

(B) include a conclusive determination of the Department of Defense’s capacity to establish the Program by the end of fiscal year 2021; and

(C) identify any barriers that would prevent such establishment.

(c) DEFENSE INDUSTRIAL BASE CYBERSECURITY THREAT HUNTING PROGRAM.—

(1) IN GENERAL.—Upon a positive determination of the Program’s feasibility pursuant to the
study required under subsection (b), the Secretary of Defense shall establish the Program to actively identify cybersecurity threats and vulnerabilities within the information systems, including covered defense networks containing controlled unclassified information, of entities in the defense industrial base.

(2) PROGRAM LEVELS.—In establishing the Program in accordance with paragraph (1), the Secretary of Defense shall develop a tiered program that takes into account the following:

(A) The cybersecurity maturity of entities in the defense industrial base.

(B) The role of such entities.

(C) Whether each such entity possesses controlled unclassified information and covered defense networks.

(D) The covered defense information to which such an entity has access as a result of contracts with the Department of Defense.

(3) PROGRAM REQUIREMENTS.—The Program shall—

(A) include requirements for mitigating any vulnerabilities identified pursuant to the Program;
(B) provide a mechanism for the Department of Defense to share with entities in the defense industrial base malicious code, indicators of compromise, and insights on the evolving threat landscape;

(C) provide incentives for entities in the defense industrial base to share with the Department of Defense, including the National Security Agency’s Cybersecurity Directorate, threat and vulnerability information collected pursuant to threat monitoring and hunt activities; and

(D) mandate a minimum level of program participation for any entity that is part of the advanced defense industrial base.

(d) THREAT IDENTIFICATION PROGRAM PARTICIPATION.—

(1) PROHIBITION ON PROCUREMENT.—If the Program is established pursuant to subsection (c), beginning on the date that is one year after the date of the enactment of this Act, the Secretary of Defense may not procure or obtain, or extend or renew a contract to procure or obtain, any item, equipment, system, or service from any entity in the de-
fense industrial base that is not in compliance with
the requirements of the Program.

(2) IMPLEMENTATION.—In implementing the
prohibition under paragraph (1), the Secretary of
Defense shall prioritize available funding and tech-
nical support to assist affected entities in the de-
fense industrial base as is reasonably necessary for
such affected entities to commence participation in
the Program and satisfy Program requirements.

(3) WAIVER AUTHORITY.—

(A) WAIVER.—The Secretary of Defense
may waive the prohibition under paragraph
(1)—

(i) with respect to an entity or class
of entities in the defense industrial base, if
the Secretary determines that the require-
ment to participate in the Program is un-
necessary to protect the interests of the
United States; or

(ii) at the request of such an entity,
if the Secretary determines there is a com-
pelling justification for such waiver.

(B) PERIODIC REEVALUATION.—The Sec-
retary of Defense shall periodically reevaluate
any waiver issued pursuant to subparagraph
(A) and revoke any such waiver the Secretary determines is no longer warranted.

(c) USE OF PERSONNEL AND THIRD-PARTY THREAT HUNTING AND SENSING CAPABILITIES.—In carrying out the Program, the Secretary of Defense may—

(1) utilize Department of Defense personnel to hunt for threats and vulnerabilities within the information systems of entities in the defense industrial base that have an active contract with Department of Defense;

(2) certify third-party providers to hunt for threats and vulnerabilities on behalf of the Department of Defense;

(3) require the deployment of network sensing technologies capable of identifying and filtering malicious network traffic; or

(4) employ a combination of Department of Defense personnel and third-party providers and tools, as the Secretary determines necessary and appropriate, for the entity described in paragraph (1).

(f) REGULATIONS.—

(1) RULEMAKING AUTHORITY.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall promulgate such rules
and regulations as are necessary to carry out this section.

(2) CMMC HARMONIZATION.—In promulgating rules and regulations pursuant to paragraph (1), the Secretary of Defense shall consider how best to integrate the requirements of this section with the Department of Defense Cybersecurity Maturity Model Certification program.
AMENDMENT TO H.R. 6395
OFFERED BY MS. HAALAND OF NEW MEXICO

At the appropriate place in subtitle B of title XXXI, insert the following new section:

SEC. 31. EXTENSION OF PILOT PROGRAM ON UNAVAILABILITY FOR OVERHEAD COSTS OF AMOUNTS SPECIFIED FOR LABORATORY-DIRECTED RESEARCH AND DEVELOPMENT.

Section 3119 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 50 U.S.C. 2791 note) is amended—

(1) in subsection (c)(2), by striking “four” and inserting “five”; and

(2) in subsection (d), by striking “February 15, 2020” and inserting “December 31, 2020”.

☒
AMENDMENT TO H.R. 6395
OFFERED BY MRS. DAVIS OF CALIFORNIA

In subsection (a) of section 1234 (relating to United States participation in the Open Skies Treaty)—

(1) in paragraph (1), strike “Prior to the” and insert “Upon”; and

(2) strike “provision of notice of intent to withdraw the United States from the Open Skies Treaty to either treaty depository pursuant to Article XV of the Treaty” each place it appears and insert “withdrawal of the United States from the Open Skies Treaty pursuant to Article XV of the Treaty”.

☐
Amendment to H.R. 6395
National Defense Authorization Act for Fiscal Year 2021

Offered by: Mr. Jim Banks of Indiana

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

A Report to Congress on High Mach and Hypersonic Aircraft Capabilities

The committee continues to be concerned about the threats posed by hypersonic weapons and the imperative to develop offensive and defensive hypersonic weapons systems. Further, report language accompanying the House Department of Defense Appropriations Act for Fiscal Year 2020 encouraged Air Force research into reusable hypersonic propulsion technologies including high Mach turbines. The committee is aware of ongoing efforts to mature technologies necessary to develop aircraft capable of high Mach and hypersonic flight, and believes these aircraft have the potential to greatly expand operational capability and flexibility in intelligence, surveillance, and reconnaissance, responsive space access, payload delivery, and transport. Therefore, the committee directs the Under Secretary of Defense for Research and Engineering to provide a briefing to the House Committee on Armed Services no later than the February 1, 2021 on current capability gaps that will be filled by high Mach and hypersonic aircraft, the Department’s acquisition strategy for these programs, and an updated road map.
AMENDMENT TO H.R. 6395
OFFERED BY MS. SLOTKIN OF MICHIGAN

At the appropriate place in title III, insert the following:

SEC. 3. PUBLIC DISCLOSURE OF RESULTS OF DEPARTMENT OF DEFENSE TESTING FOR PERFLUOROALKYL OR POLYFLUOROALKYL SUBSTANCES.

(a) Public Disclosure of PFAS Testing.—The Secretary of Defense shall publicly disclose the results of any testing for perfluoroalkyl or polyfluoroalkyl substances (commonly referred to as “PFAS”) conducted on military installations or formerly used defense sites, including—

(1) all such testing results conducted by the Department of Defense; and

(2) all such testing results conducted by a non-Department entity (including any Federal agency and any public or private entity) under contract by or pursuant to an agreement with the Department of Defense.

(b) Nature of Disclosure.—The Secretary of Defense may satisfy the disclosure requirement under subsection (a) by publishing the information, datasets, and
results relating to the testing referred to in such subsection—

(1) on the publicly available website established under section 331(b) of the National Defense Authorization Act of 2020 (Public Law 116-92)

(2) on another publicly available website of the Department of Defense; or

(3) in the Federal Register.

(e) REQUIREMENTS.—The information required to be disclosed by the Secretary of Defense under subsection (a) and published under subsection (b) shall—

(1) constitute a record for the purposes of chapter 21, 29, 31, and 33 of title 44, United States Code; and

(2) include any underlying datasets or additional information of interest to the public, as determined by the Secretary of Defense.

(d) LOCAL NOTIFICATION.—Prior to conducting any testing for perfluoroalkyl or polyfluoroalkyl substances, the Secretary of Defense shall provide to the managers of the public water system and the publicly owned treatment works serving the areas located immediately adjacent to the military installation where such testing is to occur notice in writing of the testing.

(e) DEFINITIONS.—In this section:
(1) The term “formerly used defense site” means any site formerly used by the Department of Defense or National Guard eligible for environmental restoration by the Secretary of Defense funded under the “Environmental Restoration Account, Formerly Used Defense Sites” account established under section 2703(a)(5) of title 10, United States Code.

(2) The term “military installation” has the meaning given such term in section 2801(c)(4) of title 10, United States Code.

(3) The term “perfluoroalkyl or polyfluoroalkyl substance” means any per or polyfluoroalkyl substance with at least one fully fluorinated carbon atom.

(4) The term “public water system” has the meaning given such term under section 1401(4) of the Safe Drinking Water Act (42 U.S.C. 300f(4)).

(5) The term “treatment works” has the meaning given such term in section 212(2) of the Federal Water Pollution Control Act (33 U.S.C. 1292(2)).
Amendment to H.R. 6395
National Defense Authorization Act for Fiscal Year 2021

Offered by: MS. TRAHAN OF MASSACHUSETTS

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

GAO Study on AF Ventures Alignment with SBIR/STTR Funding

Title II—Research, Development, Test & Evaluation
Air Force
Items of Special Interest

Air Force Small Business Innovation Research (SBIR) Program

The committee is aware of the Air Force’s alterations to its Small Business Research Innovation (SBIR) and Small Business Technology Transfer (STTR) program through the AF Ventures process, as well as the alignment of the program to the AF technology accelerator, AFWERX. The committee is encouraged by the Department’s inclusion of the SBIR/STTR funding in its technology development strategy and budget plans, and looks forward to closer collaboration with Service acquisition executives to harness the innovation opportunities of the SBIR/STTR program.

The committee appreciates the Air Force’s continued engagement as it establishes performance metrics and monitors lessons learned from the new approach’s challenges and successes. The committee agrees with the Air Force that this new approach should be assessed according to the letter and intent of the SBIR statute as written in Chapter 638 of title 15, United States Code, including:

1. Tracking commercialization of companies by monitoring growth in Phase II or later funding commitments from private sector or non-SBIR (other Government) sources (15 USC 638 (e)(4)(b)(ii) and (iii));
2. Expanding SBIR access to more small businesses across the country by tracking the total number of companies that are new to government or to the SBIR program that submit proposals and are awarded contracts (15 USC 638(a));
3. Ensuring small businesses are financially secure and able to perform critical research quickly by reducing the time from solicitation to contract award (2019 NDAA Sec 854(b)(2)(A)(ii) and (iii)); and
4. Expanding SBIR access to diverse businesses across the United States that are women owned and socially and economically disadvantaged (15 USC 638(j)(2)(F), as well as diverse geographically and by size (15 USC 638(jj)(4)(B)(iii)).
The committee therefore directs the Comptroller General to review and assess the Air Force’s Ventures Process and SBIR/STTR effort on the above criteria. The reports shall also include trend analysis for no less than five years of:

- Funding awarded to Open Topics versus traditional SBIR topics;
- Entry and exit Technology Readiness Levels (TRL) for Phase I and II awards;
- Process and capability to measure technical merit; and
- Which Air Force missions are receiving SBIR funding.

The committee directs the Comptroller General to provide a briefing to the congressional defense committees by March 1, 2021 on preliminary findings and submit a final report to the congressional defense committees at a date agreed to at the time of the briefing.
AMENDMENT TO H.R. 6395

OFFERED BY MR. GAETZ OF FLORIDA

(funding table amendment)

In section 4201 of division D, relating to Research, Development, Test, and Evaluation, Defense-Wide, increase the amount for Central Test and Evaluation Investment Development (CTEIP), Line 148, by $3.0 million for the Gulf Test range and training enhancements.

In section 4501 of division D, relating to Chem Agent and Munitions Destruction, reduce the amount for Chem Demilitarization RDT&E, Line 002, by $3.0 million.
AMENDMENT TO H.R. 6395
OFFERED BY MR. TURNER OF OHIO

At the appropriate place in title V, insert the following:

SEC. 5. ELECTRONIC NOTARIZATION FOR MEMBERS OF THE ARMED FORCES.

Section 1044a of title 10, United States Code, is amended by adding at the end the following new subsection:

“(e)(1) A person named in subsection (b) may exercise the powers described in subsection (a) through electronic means, including under circumstances where the individual with respect to whom such person is performing the notarial act is not physically present in the same location as such person.

“(2) A determination of the authenticity of a notarial act authorized in this section shall be made without regard to whether the notarial act was performed through electronic means.

“(3) A log or journal of a notarial act authorized in this section shall be considered for evidentiary purposes
without regard to whether the log or journal is in electronic form.”
AMENDMENT TO H.R. 6395
OFFERED BY Mr. Cooper

At the appropriate place in title XXXI, insert the following new section:

1 SEC. 31. NUCLEAR WARHEAD ACQUISITION PROCESSES.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) in its 25th year, the science-based Stockpile Stewardship Program established under section 4201 of the Atomic Energy Defense Act (50 U.S.C. 2521) has succeeded in providing the United States with a credible nuclear deterrent in the absence of nuclear explosive testing;

(2) maintaining global moratoria on nuclear explosive testing is in the national security interest of the United States;

(3) a robust, second-to-none science and technology enterprise is required to maintain and certify the nuclear weapons stockpile of the United States;

and

(4) the National Nuclear Security Administration must continue to improve program management
and execution of the major acquisition programs of
the Administration.

(b) REQUIREMENTS.—

(1) PHASES.—Subtitle A of title XLII of the
Atomic Energy Defense Act (50 U.S.C. 4201 et
seq.) is amended by adding at the end the following
new section:

“SEC. 4223. REQUIREMENTS FOR CERTAIN JOINT NUCLEAR
WEAPONS LIFE CYCLE PHASES.

“(a) DESIGN AND ENGINEERING REQUIREMENTS.—
The Administrator shall ensure the following:

“(1) The national security laboratories engage
in peer review of proposed designs of nuclear weap-
ons.

“(2) The nuclear weapons production facilities
are involved early and often during the design and
engineering process of nuclear weapons in order to
take into account how such design and engineering
will affect the production of the nuclear weapons.

“(b) REQUIREMENTS AFTER PHASE 1.—After the
Administrator completes phase 1 of the joint nuclear
weapons life cycle for a nuclear weapon, the Nuclear
Weapons Council shall submit to the congressional defense
committees a report containing the following:
“(1) A description of the potential military characteristics of the nuclear weapon.

“(2) A description of the stockpile-to-target sequence requirements of the nuclear weapon.

“(3) A description of any other requirements of the Administration or the Department of Energy that will affect the nuclear weapon, including the first product unit date, the initial operational capability date, the final operational capability date, or requirements relating to increased safety and surety.

“(4) Initial assessments of the effect to the nuclear security enterprise workforce and any required new or recapitalized major facilities or capabilities relating to the nuclear weapon.

“(c) Requirements Entering Into Phase 2.—Not later than 15 days after the date on which the Nuclear Weapons Council approves a nuclear weapon for phase 2 of the joint nuclear weapons life cycle, the Administrator shall submit to the congressional defense committees a plan to implement an independent peer-review process, a board of experts, or both, with respect to the non-nuclear weapon component and subsystem design and engineering aspects of such nuclear weapon. The Administrator shall ensure that such process—
“(1) uses all relevant capabilities of the Federal Government, the defense industrial base, and academia, and other capabilities that the Administrator determines necessary; and

“(2) informs the entire development life cycle of such nuclear weapon.

“(d) REQUIREMENTS ENTERING INTO PHASE 3.—

“(1) INDEPENDENT COST ASSESSMENT.—Before the Nuclear Weapons Council approves a nuclear weapon for phase 3 of the joint nuclear weapons life cycle, the Administrator shall ensure that an independent cost assessment is conducted for phase 3 that includes assigning a percentage of confidence level with respect to the Administrator being able to carry out phase 3 within the estimated schedule and cost objectives.

“(2) CERTIFICATIONS AND REPORTS.—Not later than 15 days after the date on which the Nuclear Weapons Council approves a nuclear weapon for phase 3 of the joint nuclear weapons life cycle—

“(A) the Administrator shall certify to the congressional defense committees that—

“(i) the joint nuclear weapons life cycle process for phases 1 through 5 of the nuclear weapon has equal or greater rigor
as the life extension process under each part of phase 6; and

“(ii) the level of design and technology maturity of the proposed design of the nuclear weapon can be carried out within the estimated schedule and cost objectives specified in the cost assessment under paragraph (1); and

“(B) the Commander of the United States Strategic Command shall submit to the congressional defense committees a report containing—

“(i) the specific warhead requirements for the delivery system of the nuclear weapon, including such planned requirements during the 15-year period following the date of the report; and

“(ii) an identification of the tail numbers of the warheads for that delivery system that may require life extensions, be retired, or be altered during such period, and a description of the considerations for deciding on such actions.

“(e) WAIVERS.—Subsections (b) through (d) may be waived during a period of war declared by Congress after
the date of the enactment of the National Defense Author-
ization Act for Fiscal Year 2021.

“(f) JOINT NUCLEAR WEAPONS LIFE CYCLE DE-
FINED.—In this section, the term ‘joint nuclear weapons
life cycle’ has the meaning given that term in section
4220.”.

(2) CLERICAL AMENDMENT.—The table of con-
tents for the Atomic Energy Defense Act is amended
by inserting after the item relating to section 4222
the following new item:

“Sec. 4223. Requirements for certain joint nuclear weapons life cycle phases.”.

(e) SELECTED ACQUISITION REPORTS AND INDE-
PENDENT COST ESTIMATES.—Section 4217(b)(1) of such
Act (50 U.S.C. 2537(b)(1)) is amended—

(1) in subparagraph (A)—

(A) in clause (i), by striking “phase 6.2A”
and inserting “phase 2A and phase 6.2A”;

(B) in clause (ii), by striking “phase 6.3”
and inserting “phase 3 and phase 6.3”; and

(C) in clause (iii)—

(i) by striking “phase 6.4” and insert-
ing “phase 4 and phase 6.4”; and

(ii) by striking “phase 6.5” and in-
serting “phase 5 and phase 6.5”; and

(2) in subparagraph (B), by striking “phase
6.2” and inserting “phase 2 and phase 6.2”.

(d) REPORT.—Not later than 120 days after the date of the enactment of this Act, the Director for Cost Estimating and Program Evaluation of the National Nuclear Security Administration shall submit to the congressional defense committees a report containing recommendations to strengthen governance, program execution, and program management controls with respect to the process of the joint nuclear weapons life cycle (as defined in section 4220 of the Atomic Energy Defense Act (50 U.S.C. 2538b)).
Amendment to H.R. 6395
National Defense Authorization Act for Fiscal Year 2021

Offered by: Mr. Jim Banks of Indiana

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

*RF and EMP defense technology solutions*

The committee is concerned that the United States faces an increasing and serious threat from hostile entities and state-sponsored terrorist organizations employing malicious Radio Frequency (RF) energy devices to actively interrogate, interfere, and compromise sensitive United States military assets and operational capabilities. The United States Navy has had no durable repeat-use solution to shield against RF energy that is flexible enough to be draped over sensitive equipment and could be formed into a practical cover. The committee understands through Cooperative Research and Development Agreements, the Naval Surface Warfare Center has developed cost effective and easily deployable RF shielding materials that mitigate or prevent the use of the RF spectrum by adversaries. The material developed through the Navy’s efforts is also being researched as a defensive shield against Electro-Magnetic Pulse (EMP) signals from both natural and hostile sources and other tactical solutions. The committee recognizes the significance of technology to defend against RF and EMP threats. Therefore, the committee directs the Assistant Secretary of the Navy for Research, Development and Acquisition to provide a report to the congressional defense committees by February 15th, 2021 on the progress of the research, development, and deployment of cost-effective, easily deployable RF and EMP defense technology solutions. The report shall include recommendations for funding continued research and deployment of RF and EMP shielding cover technology.
AMENDMENT TO H.R. 6395
OFFERED BY MRS. LURIA OF VIRGINIA

At the appropriate place in title XII, insert the following:

SEC. __. SENSE OF CONGRESS ON UNITED STATES MILITARY SUPPORT FOR AND PARTICIPATION IN THE MULTINATIONAL FORCE AND OBSERVERS.

It is the sense of Congress that—

(1) the mission of the Multinational Force and Observers (MFO) is to supervise implementation of the security provisions of the Egypt-Israel Peace Treaty, signed at Washington on March 26, 1979, and employ best efforts to prevent any violation of its terms;

(2) the MFO was established by the Protocol to the Egypt-Israel Peace Treaty, signed on August 3, 1981, and remains a critical institution for regional peace and stability; and

(3) as a signatory to the Egypt-Israel Peace Treaty and subsequent Protocol, the United States strongly supports and encourages continued United
States military support for and participation in the MFO.
AMENDMENT TO H.R. 6395
OFFERED BY MS. HOULAHAN OF PENNSYLVANIA

At the appropriate place in title V, insert the following:

SEC. 5. EXPANSION OF REIMBURSABLE STATE LICEN- 
SURE AND CERTIFICATION COSTS FOR A 
MILITARY SPOUSE ARISING FROM RELOCA- 
TION.

Section 476(p)(5) of title 37, United States Code, is 
amended in the matter preceding subparagraph (A), by 
striking “and” and inserting “fees, continuing education 
courses, and”.

☐
In the portion of the report to accompany H.R. 6395 titled Space-Based Broadband and Cellular Technologies”, insert in the second paragraph after the first sentence, the following new text:

“The committee also recognizes that commercial satellite communications capabilities in geostationary and other orbits enhance resiliency of a hybrid satellite communications architecture.”

Also insert after the second paragraph, the following new paragraph:

“The committee further expects future budget submissions to clearly delineate funding for commercial satellite communications efforts from MILSATCOM funding.”
AMENDMENT TO H.R. 6395
OFFERED BY MRS. HARTZLER OF MISSOURI

At the appropriate place in title VIII, add the following new section:

SEC. 8. SENSE OF CONGRESS ON THE PROHIBITION ON CERTAIN TELECOMMUNICATIONS AND VIDEO SURVEILLANCE SERVICES OR EQUIPMENT.

(a) FINDINGS.—Congress finds the following:

(1) Prohibiting the use of telecommunications and video surveillance products or services from certain Chinese entities within the Federal Government’s supply chain is essential to our national security.

(2) Section 889 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Public Law 115–232; 132 Stat. 1917; 41 U.S.C. note prec. 3901) restricts Federal agencies from procuring, contracting with entities that use, or funding the purchase of certain telecommunications products of Chinese companies determined by Congress to pose a substantial threat to the security of our communication infrastructure.
(3) Specifically, section 889(a)(1)(B) of such Act, effective August 13, 2020, will prohibit Federal agencies from entering into, extending, or renewing a contract with an entity that uses covered telecommunications and video surveillance equipment or services from designated Chinese companies, including Huawei and ZTE, in their supply chains.

(4) As of July 1, 2020, the Federal Acquisition Regulatory Council has yet to release a draft rule for public comment on the implementation of the prohibitions described in section 889(a)(1)(B) of such Act, leaving Federal agencies and contractors that provide equipment and services to the Federal Government without implementation guidance necessary to adequately plan for or comply with the prohibitions.

(5) Belated, and then hurried, implementation of this critical prohibition puts at risk the Federal Government’s ability to acquire essential goods and services and increases vulnerability in the supply chain through inconsistent implementation.

(6) A senior Department of Defense leader testified on June 10, 2020, that, “I am very concerned about being able to implement [the prohibition] in
August, as well as totally comply within two years...
I believe we need more time”.

(7) Subsequent to the enactment of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Public Law 115–232), Congress established the Federal Acquisition Security Council (FASC)—comprised of senior officials from the Office of Management and Budget, General Services Administration, Department of Defense, Department of Homeland Security and the intelligence community—to streamline the Federal Government’s supply chain risk management efforts and develop criteria and processes for supply chain information sharing among executive agencies.

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

(1) successful implementation of the prohibition on using or procuring certain telecommunications and video surveillance equipment under section 889 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Public Law 115–232; 132 Stat. 1917; 41 U.S.C. note prec. 3901) is critical to protecting the supply chain of the Federal Government, and Federal agencies should draw upon the expert resources available (such as the Federal
Acquisition Security Council established under sub-
chapter III of chapter 13 of title 41, United States
Code) to ensure implementation of such prohibition
is done in a comprehensive and deliberative manner;
and

(2) the Federal Acquisition Regulatory Council
shall ensure successful implementation of such pro-
hibition by providing sufficient time for public com-
ment and review of any related rulemaking.
AMENDMENT TO H.R. 6395
OFFERED BY MR. GARAMENDI OF CALIFORNIA

At the end of subtitle D of title XXVIII, add the following new section:

SEC. 28. LAND CONVEYANCE, SHARPE ARMY DEPOT, LATHROP, CALIFORNIA.

(a) CONVEYANCE AUTHORIZED.—If the Secretary of the Army determines that no department or agency of the Federal Government will accept the transfer of a parcel of real property consisting of approximately 525 acres at Sharpe Army Depot in Lathrop, California, the Secretary may convey to the Port of Stockton, California, all right, title, and interest of the United States in and to the property, including any improvements thereon, for the purpose of permitting the Port of Stockton to use the property for the development or operation of a port facility.

(b) MODIFICATION OF PARCEL AUTHORIZED FOR CONVEYANCE.—If a department or agency of the Federal Government will accept the transfer of a portion of the parcel of real property described in subsection (a), the Secretary shall modify the conveyance authorized by such subsection to exclude the portion of the parcel to be accepted by that department or agency.
(c) CONSIDERATION.—

(1) PUBLIC BENEFIT CONVEYANCE.—The Secretary of the Army may assign the property for conveyance under subsection (a) as a public benefit conveyance without monetary consideration to the Federal Government if the Port of Stockton satisfies the conveyance requirements specified in section 554 of title 40, United States Code.

(2) FAIR MARKET VALUE.—If the Port of Stockton fails to qualify for a public benefit conveyance under paragraph (1) and still desires to acquire the real property described in subsection (a), the Port of Stockton shall pay to the United States an amount equal to the fair market value of the property to be conveyed. The Secretary shall determine the fair market value of the property using an independent appraisal based on the highest and best use of the property.

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

(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.

(f) SUNSET.—If the real property authorized for conveyance by subsection (a) is not conveyed within one year after the date of the enactment of this Act, the Secretary of the Army may report the property excess for disposal in accordance with existing law.
AMENDMENT TO H.R. 6395
OFFERED BY Mr. Garamendi

At the end of subtitle D of title XXVIII, add the following new section:

SEC. 28. LAND CONVEYANCE, OVER-THE-HORIZON BACKSCATTER RADAR SYSTEM RECEIVING STATION, MODOC COUNTY, CALIFORNIA.

(a) CONVEYANCE REQUIRED.—

(1) IN GENERAL.—As soon as practicable after receiving a request from Modoc County, California (in this section referred to as the “County”) regarding the conveyance required by this section, but subject to paragraph (2), the Secretary of Agriculture shall convey to the County all right, title, and interest of the United States in and to a parcel of National Forest System land, including improvements thereon, consisting of approximately 927 acres in Modoc National Forest in the State of California and containing an obsolete Over-the-Horizon Backscatter Radar System receiving station established on the parcel pursuant to a memorandum of agreement between the Department of the Air Force and Forest Service dated May 18 and 23, 1987.
(2) APPLICABLE LAW AND NATIONAL SECURITY DETERMINATION.—The Secretary of Agriculture shall carry out the conveyance under subsection (a) in accordance with this section and all other applicable law, including the condition that the conveyance not take place until the Secretary, in consultation with the Secretary of the Air Force, determines that the conveyance will not harm the national security interests of the United States.

(b) PURPOSE OF CONVEYANCE.—The purpose of the conveyance under subsection (a) is to preserve and utilize the improvements constructed on the parcel of National Forest System land described in such subsection and to permit the County to use the conveyed property, including improvements thereon, for the development of renewable energy, including solar and biomass cogeneration.

(c) CONSIDERATION.—

(1) IN GENERAL.—As consideration for the conveyance under subsection (a), the County shall pay to the Secretary of Agriculture an amount that is not less than the fair market value of the parcel of land to be conveyed, as determined in accordance with the Uniform Appraisal Standards for Federal Land Acquisition and the Uniform Standards of Professional Appraisal Practice.
(2) **TREATMENT OF CASH CONSIDERATION.**—

The Secretary shall deposit the payment received under paragraph (1) in the account in the Treasury established by Public Law 90–171 (commonly known as the Sisk Act; 16 U.S.C. 484a). The amount deposited shall be available to the Secretary, in such amounts as may be provided in advance in appropriation Acts, to pay any necessary and incidental costs incurred by the Secretary in connection with the improvement, maintenance, reconstruction, or construction of a facility or improvement for the National Forest System located in the State of California.

(d) **RESERVATION OF EASEMENT RELATED TO CONTINUED USE OF WATER WELLS.**—The conveyance required by subsection (a) shall be conditioned on the reservation of an easement by the Secretary of Agriculture, subject to such terms and conditions as the Secretary deems appropriate, necessary to provide access for use authorized by the Secretary of the four water wells in existence on the date of the enactment of this Act and associated water conveyance infrastructure on the parcel of National Forest System lands to be conveyed.

(c) **WITHDRAWAL.**—The National Forest System land described in subsection (a) is withdrawn from the op-
eration of the mining and mineral leasing laws of the United States.

(f) **PAYMENT OF COSTS OF CONVEYANCE.**—

(1) **PAYMENT REQUIRED.**—The Secretary of Agriculture shall require the County 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 County 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 County.

(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 of Agriculture 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
(g) ENVIRONMENTAL REMEDIATION.—

(1) IN GENERAL.—To expedite the conveyance of the parcel of National Forest System land described in subsection (a), including improvements thereon, environmental remediation of the land by the Department of the Air Force shall be limited to the removal of the perimeter wooden fence, which was treated with an arsenic-based weatherproof coating, and treatment of soil affected by leaching of such chemical.

(2) POTENTIAL FUTURE ENVIRONMENTAL REMEDIATION RESPONSIBILITIES.—Notwithstanding the conveyance of the parcel of National Forest System land described in subsection (a), the Secretary of the Air Force shall be responsible for the remediation of any environmental contamination, discovered post-conveyance, that is attributed to Air Force occupancy of and operations on the parcel pre-conveyance.

(h) COMPLIANCE WITH ENVIRONMENTAL LAWS.—Notwithstanding the requirements of section 120(h) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9620(h)), the Sec-
Secretary of Agriculture shall not be required to provide any of the covenants and warranties otherwise required under such section in connection with the conveyance of the property under subsection (a).

(i) 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 Agriculture.
AMENDMENT TO H.R. 6395
OFFERED BY MR. LARSEN OF WASHINGTON

At the appropriate place in title VI, insert the following:

SEC. 6. CLARIFICATION OF 30 DAYS OF CONTINUOUS DUTY ON BOARD A SHIP REQUIRED FOR FAMILY SEPARATION ALLOWANCE FOR MEMBERS OF THE UNIFORMED SERVICES.

Section 427(a)(1)(B) of title 37, United States Code, is amended by inserting “(or under orders to remain on board the ship while at the home port)” after “of the ship”.

□
AMENDMENT TO H.R. 6395
OFFERED BY MS. SPEIER OF CALIFORNIA

At the appropriate place in title V, insert the following new section:

SEC. 5. PUNITIVE ARTICLE ON VIOLENT EXTREMISM.

(a) VIOLENT EXTREMISM.—

(1) IN GENERAL.—Subchapter X of chapter 47 of title 10, United States Code, is amended by inserting after section 916 (article 116 of the Uniform Code of Military Justice) the following new section (article):

"§ 916a. Art. 116a. Violent extremism

"(a) PROHIBITION.—Any person subject to this chapter who—

"(1) knowingly commits a covered offense against—

"(A) the Government of the United States;

or

"(B) any person or class of people;

"(2)(A) with the intent to intimidate or coerce any person or class of people; or
“(B) with the intent to influence, affect, or retaliate against the policy or conduct of the Government of the United States or any State; and

“(3) does so—

“(A) to achieve political, ideological, religious, social, or economic goals; or

“(B) in the case of an act against a person or class of people, for reasons relating to the race, religion, color, ethnicity, sex, age, disability status, national origin, sexual orientation, or gender identity of the person or class of people concerned;

is guilty of violent extremism and shall be punished as a court-martial may direct.

“(b) ATTEMPTS, SOLICITATION, AND CONSPIRACY.—

Any person who attempts, solicits, or conspires to commit an offense under this section shall be punished in the same manner as a person who completes the offense.

“(c) DEFINITIONS.—In this section:

“(1) COVERED OFFENSE.—The term ‘covered offense’ means—

“(A) loss, damage, destruction, or wrongful disposition of military property of the United States, in violation of section 908 of this title (article 108);
“(B) waste, spoilage, or destruction of property other than military property of the United States, in violation of section 909 of this title (article 109);

“(C) communicating threats, in violation of section 915 of this title (article 115);

“(D) riot or breach of peace, in violation of section 916 of this title (article 116);

“(E) provoking speech or gestures, in violation of section 917 of this title (article 117);

“(F) murder, in violation of section 918 of this title (article 118);

“(G) manslaughter, in violation of section 919 of this title (article 119);

“(H) larceny or wrongful appropriation, in violation of section 921 of this title (article 121);

“(I) robbery, in violation of section 922 of this title (article 122);

“(J) kidnapping, in violation of section 925 of this title (article 125);

“(K) assault, in violation of section 928 of this title (article 128);

“(L) conspiracy to commit an offense specified in any of subparagraphs (A) through (K),
as punishable under section 881 of this title (article 81);

“(M) solicitation to commit an offense specified in any of subparagraphs (A) through (K), as punishable under section 882 of this title (article 82); or

“(N) an attempt to commit an offense specified in any of subparagraphs (A) through (K), as punishable under section 880 of this title (article 80).

“(2) STATE.—The term ‘State’ includes any State of the United States, the District of Columbia, the Commonwealth of Puerto Rico, and any other possession or territory of the United States.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such subchapter is amended by inserting after the item relating to section 916 (article 116) the following new item:

“916a. 116a. Violent extremism.”.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect on the date of the enactment of this Act and shall apply to offenses committed on or after such date.
AMENDMENT TO H.R. 6395

OFFERED BY MR. WALTZ OF FLORIDA

At the appropriate place in title II, insert the following new section:

SEC. 2. DISCLOSURE OF FOREIGN FUNDING SOURCES IN APPLICATIONS FOR FEDERAL RESEARCH AWARDS.

(a) Disclosure Requirement.—Each Federal research agency shall require—

(1) any individual applying for funds from that agency as a principal investigator or co-principal investigator under a grant or cooperative agreement to disclose all current and pending support and the sources of such support at the time of the application for funds; and

(2) any institution of higher education applying for funds from that agency to certify that every principal investigator or co-principal investigator who is employed by the institution of higher education and is applying for such funds has been made aware of the requirement under paragraph (1).

(b) Consistency.—The Director of the Office of Science and Technology Policy, acting through the Na-
tional Science and Technology Council and in accordance with the authority provided under section 1746 of the National Defense Authorization Act for Fiscal Year 2020 (Public Law 116–92; 42 U.S.C. 6601 note) shall ensure that the requirements issued by Federal research agencies under subsection (a) are consistent.

(c) **ENFORCEMENT.—**

(1) **IN GENERAL.**—In the event that an individual or entity violates the disclosure requirements under subsection (a), a Federal research agency may take one or more of the following actions against such individual or entity:

(A) Reject an application for a grant or cooperative agreement because the disclosed current and pending support violates agency terms and conditions.

(B) Reject an application for a grant or cooperative agreement because current and pending support have not been disclosed as required under subsection (a).

(C) Temporarily or permanently discontinue any or all funding from that agency for any principal investigator or co-principal investigator who has failed to properly disclose
current and pending support pursuant to subsection (a).

(D) Temporarily or permanently suspend or debar a researcher, in accordance with part 180 of title 2, Code of Federal Regulations, from receiving funding from that agency when failure to disclose current and pending support pursuant to subsection (a) as done knowingly and willfully.

(E) Refer a failure to disclose under subsection (a) to Federal law enforcement authorities to determine whether any criminal statutes have been violated.

(2) NOTICE.—A Federal research agency intending to take action under any of subparagraphs (A), (B), (C), or (D) of paragraph (1) shall notify the institution of higher education, principal investigator and any co-principal investigators subject to such action about the specific reason for the action, and shall provide the institution, principal investigator, and co-principal investigator, as applicable, with the opportunity and a process by which to contest the proposed action.

(3) EVIDENTIAL STANDARDS.—A Federal research agency seeking suspension or debarment
under paragraph (1)(D) shall abide by the procedures and evidentiary standards set forth in part 180 of title 2, Code of Federal Regulations.

(d) DEFINITIONS.—In this section:

(1) CURRENT AND PENDING SUPPORT.—The term “current and pending support” means all resources made available to an individual in direct support of the individual’s research efforts, regardless of whether such resources have monetary value, and includes in-kind contributions requiring a commitment of time and directly supporting the individual’s research efforts, such as the provision of office or laboratory space, equipment, supplies, employees, and students.

(2) INSTITUTION OF HIGHER EDUCATION.—The term “institution of higher education” has the meaning given that term in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001).

(3) FEDERAL RESEARCH AGENCY.—The term “Federal research agency” includes the following and any organizations and elements thereof:

(A) The Department of Agriculture.

(B) The Department of Commerce.

(C) The Department of Defense.

(D) The Department of Education.
(E) The Department of Energy.

(F) The Department of Health and Human Services.

(G) The Department of Homeland Security

(H) The Department of Transportation.

(I) The Environmental Protection Agency.

(J) The National Aeronautics and Space Administration.

(K) The National Science Foundation.
AMENDMENT TO H.R. 6395
OFFERED BY MS. SHERRILL OF NEW JERSEY

At the appropriate place in title X, insert the following new section:

1 SEC. 10. REAUTHORIZATION OF NATIONAL OCEANOGRAPHIC PARTNERSHIP PROGRAM.

Chapter 893 of title 10, United States Code, is amended to read as follows:

“SEC. 893. NATIONAL OCEANOGRAPHIC PARTNERSHIP PROGRAM.

“(a) ESTABLISHMENT.—The Secretary of the Navy shall establish a program to be known as the ‘National Oceanographic Partnership Program’.

“(b) PURPOSES.—The purposes of the program are as follows:

“(1) To promote the national goals of assuring national security, advancing economic development, protecting quality of life, ensuring environmental stewardship, and strengthening science education and communication through improved knowledge of the ocean.

“(2) To coordinate and strengthen oceanographic efforts in support of those goals by—
“(A) creating and carrying out partnerships among Federal agencies, academia, industry, and other members of the oceanographic community in the areas of science, data, resources, education, and communication; and

“(B) accepting, planning, and executing oceanographic research projects funded by grants, contracts, cooperative agreements, or other vehicles as appropriate, that contribute to assuring national security, advancing economic development, protecting quality of life, ensuring environmental stewardship, and strengthening science education and communication through improved knowledge of the ocean.

“SEC. 8932. OCEAN POLICY COMMITTEE.

“(a) COMMITTEE.—There is established an Ocean Policy Committee (hereinafter referred to as the ‘Committee’). The Committee shall retain the membership, co-chairs, and subcommittees outlined in Executive Order 13840.

“(b) RESPONSIBILITIES.—The Committee shall continue the activities of that Committee as it was in existence on the day before the date of enactment of this Act. In discharging its responsibilities and to assist in the execution of the activities delineated in this subparagraph,
the Committee may delegate to a subcommittee, as appropriate. The Committee shall:

“(1) Prescribe policies and procedures to implement the National Oceanographic Partnership Program.

“(2) Engage and collaborate, pursuant to existing laws and regulations, with stakeholders, including regional ocean partnerships, to address ocean-related matters that may require interagency or intergovernmental solutions.

“(3) Facilitate coordination and integration of Federal activities in ocean and coastal waters to inform ocean policy and identify priority ocean research, technology, and data needs; and

“(4) Review, select, and identify partnership projects for implementation under the program, based on the following criteria:

“(A) Whether the project addresses important research objectives or operational goals.

“(B) Whether the project has, or is designed to have, appropriate participation within the oceanographic community of public, academic, commercial, private participation or support.
“(C) Whether the partners have a long-term commitment to the objectives of the project.

“(D) Whether the resources supporting the project are shared among the partners.

“(E) Whether the project has been subjected to adequate review according to each of the supporting agencies.

“(e) **Annual Report and Brief.**—Not later than March 1 of each year, the Committee shall post a report on a publicly available website and brief the Committee on Commerce, Science, and Transportation of the Senate; the Committee on Armed Services of the Senate; the Committee on Natural Resources of the House of Representatives; the Committee on Science, Space, and Technology of the House of Representatives; and the Committee on Armed Services of the House of Representatives on the National Oceanographic Partnership Program. The report and brief shall discuss the following:

“(1) A description of activities of the program carried out during the prior fiscal year.

“(2) A general outline of the activities planned for the program during the current fiscal year.

“(3) A summary of projects, partnerships, and collaborations, including the Federal and non-Fed-
eral sources of funding, continued from the prior fiscal year and projects expected to begin during the current and subsequent fiscal years, as required in the program office report outlined in section 8932(f)(2)(C).

“(4) The amounts requested in the budget submitted to Congress pursuant to section 1105(a) of title 31 for the subsequent fiscal year, for the programs, projects, activities and the estimated expenditures under such programs, projects, and activities, to execute the National Oceanographic Partnership Program.

“(5) A summary of national ocean research priorities informed by the Ocean Research Advisory Panel required in section 8933(b)(4).

“(6) A list of the members of the Ocean Research Advisory Panel described in section 8933(a) and any working groups described in section 8932(f)(2)(A) in existence during the fiscal years covered.

The report and all briefing materials shall be posted to a publicly available website not later than 30 days after the briefing.

“(d) NATIONAL OCEANOGRAPHIC PARTNERSHIP FUND.—There is established in the Treasury a separate
account to be known as the National Oceanographic Partnership Program Fund to be jointly managed by the Secretary of the Navy, the Administrator of the National Oceanic and Atmospheric Administration, and any other Federal agency that contributes amounts to the Fund.

“(1) Appropriation and Authorized Uses.—Amounts in the Fund shall be available to the NOPP without further appropriation to remain available for up to 5 years from the date contributed or until expended for the purpose of carrying out this section.

“(2) Crediting of Amounts to Fund.—There is authorized to be credited to the Fund the following:

“(A) Such amounts as determined appropriate to be transferred to the Fund by the head of a Federal agency or entity participating in the National Oceanographic Partnership Program.

“(B) Funds provided by a State, local government, tribal government, territory, or possession, or any subdivisions thereof.

“(C) Funds contributed by a non-profit organization, individual, or Congressionally-estab-
lished foundation; by private grants, contracts, and donations.

“(3) CONTRACT AND GRANT AUTHORITY.—For the purpose of carrying out this section, as directed by the Committee, departments or agencies represented on the Committee may enter into contracts, make grants, including transactions authorized by paragraph (4), and may transfer funds available to the National Oceanographic Partnership Program under paragraph (2) to participating departments and agencies for such purposes.

“(4) COOPERATION WITH OTHER AGENCIES, STATES, TERRITORIES, AND POLITICAL SUBDIVISIONS.—The Committee or any participating Federal agency or entity may enter into an agreement to use, with or without reimbursement, the land, services, equipment, personnel, and facilities of any department, agency, or instrumentality of the United States, or of any State, local government, Indian tribal government, Territory, District of Columbia, or possession, or of any political subdivision thereof, or of any foreign government or international organization or individual, for the purpose of carrying out this section.
(e) Establishment and Forms of Partnership Projects.—A partnership project under the National Oceanographic Partnership Program—

“(1) may be established by any instrument that the Committee considers appropriate; and

“(2) may include demonstration projects.

(f) Partnership Program Office.—

“(1) In general.—The Secretary of the Navy and Administrator of the National Oceanic and Atmospheric Administration shall jointly establish a partnership program office for the National Oceanographic Partnership Program. Competitive procedures will be used to select an external operator for the partnership program office.

“(2) Duties.—The Committee will monitor the performance of the duties of the partnership program office, which shall consist of the following:

“(A) To support working groups established by the Committee or subcommittee and report working group activities to the Committee, including working group proposals for partnership projects.

“(B) To support the process for proposing partnership projects to the Committee, includ-
ing, where appropriate, managing review of
such projects.

“(C) To submit to the Committee and
make publicly available an annual report on the
status of all partnership projects, including the
Federal and non-Federal sources of funding for
each project, and activities of the office.

“(D) To perform any additional duties for
the administration of the National Oceano-
graphic Partnership Program that the Com-
mittee considers appropriate.

“SEC. 8933. OCEAN RESEARCH ADVISORY PANEL.

“(a) E STABLISHMENT.—The Committee shall estab-
lish an Ocean Research Advisory Panel consisting of not
less than 10 and not more than 18 members appointed
by the Co-chairs, including the following:

“(1) Three members who will represent the Na-
tional Academies of Sciences, Engineering, and Med-
icine.

“(2) Members selected from among individuals
who will represent the views of ocean industries,
State, tribal, territorial or local governments, aca-
demia, and such other views as the Co-chairs con-
sider appropriate.
“(3) Members selected from among individuals eminent in the fields of marine science, marine technology, and marine policy, or related fields.

The Committee shall ensure that an appropriate balance of academic, scientific, industry, and geographical interests and gender and racial diversity are represented by the members of the Advisory Panel.

“(b) Responsibilities.—The Committee shall assign the following responsibilities to the Advisory Panel:

“(1) To advise the Committee on policies and procedures to implement the National Oceanographic Partnership Program.

“(2) To advise the Committee on matters relating to national oceanographic science, engineering, facilities, or resource requirements.

“(3) To advise the Committee on improving diversity, equity, and inclusion in the ocean sciences and related fields.

“(4) To advise the Committee on national ocean research priorities.

“(5) Any additional responsibilities that the Committee considers appropriate.

“(6) To meet no fewer than two times a year.

“(c) Administrative and Technical Support.—
pheric Administration shall provide such administrative
and technical support as the Ocean Research Advisory
Panel may require.

“(d) FEDERAL ADVISORY COMMITTEE ACT.—Section
14 of the Federal Advisory Committee Act (5 U.S.C.
App.) shall not apply to the Ocean Research Advisory
Panel appointed under section 8933.”
AMENDMENT TO H.R. 6395
OFFERED BY MR. BRINDISI OF NEW YORK

At the appropriate place in title VII, add the following:

Subtitle —Mental Health Services
From Department of Veterans Affairs for Members of Reserve Components

SEC. 7. SHORT TITLE.

This subtitle may be cited as the “Care and Readiness Enhancement for Reservists Act of 2020” or the “CARE for Reservists Act of 2020”.

SEC. 7. EXPANSION OF ELIGIBILITY FOR READJUSTMENT COUNSELING AND RELATED OUTPATIENT SERVICES FROM DEPARTMENT OF VETERANS AFFAIRS TO INCLUDE MEMBERS OF RESERVE COMPONENTS OF THE ARMED FORCES.

(a) READJUSTMENT COUNSELING.—Subsection (a)(1) of section 1712A of title 38, United States Code, is amended by adding at the end the following new sub-paragraph:
“(D)(i) The Secretary, in consultation with the Secretary of Defense, may furnish to any member of the reserve components of the Armed Forces who has a behavioral health condition or psychological trauma, counseling under subparagraph (A)(i), which may include a comprehensive individual assessment under subparagraph (B)(i).

“(ii) A member of the reserve components of the Armed Forces described in clause (i) shall not be required to obtain a referral before being furnished counseling or an assessment under this subparagraph.”.

(b) OUTPATIENT SERVICES.—Subsection (b) of such section is amended—

(1) in paragraph (1)—

(A) by inserting “to an individual” after “If, on the basis of the assessment furnished”; and

(B) by striking “veteran” each place it appears and inserting “individual”; and

(2) in paragraph (2), by striking “veteran” and inserting “individual”.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date that is one year after the date of the enactment of this Act.
SEC. 7. PROVISION OF MENTAL HEALTH SERVICES
FROM DEPARTMENT OF VETERANS AFFAIRS
TO MEMBERS OF RESERVE COMPONENTS OF
THE ARMED FORCES.

(a) In General.—Subchapter VIII of chapter 17 of
title 38, United States Code, is amended by adding at the
end the following new section:

“§ 1789. Mental health services for members of the re-
serve components of the Armed Forces

“The Secretary, in consultation with the Secretary of
Defense, may furnish mental health services to members
of the reserve components of the Armed Forces.”.

(b) Clerical Amendment.—The table of sections
at the beginning of such subchapter is amended by insert-
ing after the item relating to section 1788 the following
new item:

“1789. Mental health services for members of the reserve components of the
Armed Forces.”.

SEC. 7. INCLUSION OF MEMBERS OF RESERVE COMPON-
ENTS IN MENTAL HEALTH PROGRAMS OF
DEPARTMENT OF VETERANS AFFAIRS.

(a) Suicide Prevention Program.—

(1) In General.—Section 1720F of title 38,
United States Code, is amended by adding at the
end the following new subsection:
“(l)(1) COVERED INDIVIDUAL DEFINED.—In this section, the term ‘covered individual’ means a veteran or a member of the reserve components of the Armed Forces.

“(2) In determining coverage of members of the reserve components of the Armed Forces under the comprehensive program, the Secretary shall consult with the Secretary of Defense.”.

(2) CONFORMING AMENDMENTS.—Such section is further amended—

(A) in subsection (a), by striking “veterans” and inserting “covered individuals”;

(B) in subsection (b), by striking “veterans” each place it appears and inserting “covered individuals”;

(C) in subsection (c)—

(i) in the subsection heading, by striking “OF VETERANS”;

(ii) by striking “veterans” each place it appears and inserting “covered individuals”; and

(iii) by striking “veteran” and inserting “individual”;

(D) in subsection (d), by striking “to veterans” each place it appears and inserting “to covered individuals”;}
(E) in subsection (e), in the matter preceding paragraph (1), by striking “veterans” and inserting “covered individuals”;  

(F) in subsection (f)—  

(i) in the first sentence, by striking “veterans” and inserting “covered individuals”; and  

(ii) in the second sentence, by inserting “or members” after “veterans”;  

(G) in subsection (g), by striking “veterans” and inserting “covered individuals”;  

(H) in subsection (h), by striking “veterans” and inserting “covered individuals”;  

(I) in subsection (i)—  

(i) in the subsection heading, by striking “FOR VETERANS AND FAMILIES”;  

(ii) in the matter preceding paragraph (1), by striking “veterans and the families of veterans” and inserting “covered individuals and the families of covered individuals”;  

(iii) in paragraph (2), by striking “veterans” and inserting “covered individuals”; and
(iv) in paragraph (4), by striking “veterans” each place it appears and inserting “covered individuals”; 

(J) in subsection (j)—

(i) in paragraph (1), by striking “veterans” each place it appears and inserting “covered individuals”; and  

(ii) in paragraph (4)—

(I) in subparagraph (A), in the matter preceding clause (i), by striking “women veterans” and inserting “covered individuals who are women”;  

(II) in subparagraph (B), by striking “women veterans who” and inserting “covered individuals who are women and”; and  

(III) in subparagraph (C), by striking “women veterans” and inserting “covered individuals who are women”; and  

(K) in subsection (k), by striking “veterans” and inserting “covered individuals”.

(3) CLERICAL AMENDMENTS.—

(A) IN GENERAL.—Such section is further amended, in the section heading, by inserting
“and members of the reserve components of the Armed Forces” after “veterans”.

(B) Table of Sections.—The table of sections at the beginning of such subchapter is amended by striking the item relating to section 1720F and inserting the following new item:

“1720F. Comprehensive program for suicide prevention among veterans and members of the reserve components of the Armed Forces.”.

(b) Mental Health Treatment for Individuals Who Served in Classified Missions.—

(1) In General.—Section 1720H of such title is amended—

(A) in subsection (a)—

(i) in paragraph (1)—

(I) by striking “eligible veteran” and inserting “eligible individual”;

and

(II) by striking “the veteran” and inserting “the individual”; and

(ii) in paragraph (3), by striking “eligible veterans” and inserting “eligible individuals”; and

(B) in subsection (b)—

(i) by striking “a veteran” and inserting “an individual”; and
(ii) by striking “eligible veteran” and inserting “eligible individual”; and

(C) in subsection (c)—

(i) in paragraph (2), in the matter preceding subparagraph (A), by striking “The term ‘eligible veteran’ means a veteran” and inserting “The term ‘eligible individual’ means a veteran or a member of the reserve components of the Armed Forces”; and

(ii) in paragraph (3), by striking “eligible veteran” and inserting “eligible individual”.

(2) CLERICAL AMENDMENTS.—

(A) IN GENERAL.—Such section is further amended, in the section heading, by inserting “and members of the reserve components of the Armed Forces” after “veterans”.

(B) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 17 of such title is amended by striking the item relating to section 1720H and inserting the following new item:

“1720H. Mental health treatment for veterans and members of the reserve components of the Armed Forces who served in classified missions.”
SEC. 7. REPORT ON MENTAL HEALTH AND RELATED SERVICES PROVIDED BY DEPARTMENT OF VETERANS AFFAIRS TO MEMBERS OF THE ARMED FORCES.

(a) IN GENERAL.—Not later than one year after the date of the enactment of this Act, the Secretary of Veterans Affairs shall submit to the congressional defense committees and the Committees on Veterans' Affairs of the Senate and the House of Representatives a report that includes an assessment of the following:

(1) The increase, as compared to the day before the date of the enactment of this Act, of the number of members of the Armed Forces that use readjustment counseling or outpatient mental health care from the Department of Veterans Affairs, disaggregated by State, Vet Center location, and clinical care site of the Department, as appropriate.

(2) The number of members of the reserve components of the Armed Forces receiving telemental health care from the Department.

(3) The increase, as compared to the day before the date of the enactment of this Act, of the annual cost associated with readjustment counseling and outpatient mental health care provided by the Department to members of the reserve components of the Armed Forces.
(4) The changes, as compared to the day before the date of the enactment of this Act, in staffing, training, organization, and resources required for the Department to offer readjustment counseling and outpatient mental health care to members of the reserve components of the Armed Forces.

(5) Any challenges the Department has encountered in providing readjustment counseling and outpatient mental health care to members of the reserve components of the Armed Forces.

(b) Vet Center Defined.—In this section, the term “Vet Center” has the meaning given that term in section 1712A(h) of title 38, United States Code.
Amendment to H.R. 6395  
National Defense Authorization Act for Fiscal Year 2021  
Offered by: Mr. Jim Banks of Indiana

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

*Report on Employing and Strengthening the United States’ Hypersonics Research and Development Workforce*

The committee commends the Department of Defense’s increased attention on and strong investment in hypersonic weapons development to rapidly achieve operational capability. However, the committee is concerned that the Department’s investments focus on near-term integration of existing capabilities and may fail to advance next-generation technologies at the pace needed to sustain or extend the nation’s hypersonics technological advantage. The committee directs the Under Secretary of Defense for Research and Engineering to brief the congressional defense committees no later than January 31st 2021 on lower technology readiness level (6.1, 6.2, 6.3, and 6.4) investments being made in next generation hypersonic capabilities; the lack of test facilities accessible to the hypersonics industrial base, and specifically the lack of hypersonic wind tunnels; the number and status of hypersonics contracts in place with small businesses; and a comprehensive inventory of U.S. hypersonic test assets, including those owned and/or operated by universities, government laboratories, Federally-Funded Research and Development Centers, and industry.
AMENDMENT TO H.R. 6395
OFFERED BY MR. NORCROSS OF NEW JERSEY

In subsection (a) of section 127 (log 71590), strike “The Secretary of the Air Force may not” and insert “None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2021 for the Air Force may be used to”.

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AMENDMENT TO H.R. 6395
OFFERED BY MR. GARAMENDI OF CALIFORNIA

At the appropriate place in title V of the bill, insert the following:

SEC. 5. GUIDANCE FOR USE OF UNMANNED AIRCRAFT SYSTEMS BY THE NATIONAL GUARD.

(a) New Guidance.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall issue new guidance that provides for the expedited review of requests for the use of unmanned aircraft systems by the National Guard for covered activities within the United States.

(b) Covered Activities Defined.—In this section, “covered activities” means the following:

(1) Emergency operations.

(2) Search and rescue operations.

(3) Defense support to civil authorities.

(4) Support under section 502(f) of title 32, United States Code.
Amendment to H.R. 6395  
National Defense Authorization Act for Fiscal Year 2021  

Offered by: Mr. Jim Banks of Indiana  

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

*Instrumental Synthetic Training Environment and Modeling and Simulation Capabilities*

The committee is aware of potential adversaries’ investments in leap-ahead technologies, including dual-use commercial technologies, to gain an asymmetric advantage over the United States. The committee urges the Department to use its alternative acquisition mechanism authorities provided by Congress to enable prototyping of emerging technologies and engage with the private sector to continue driving vital innovation in these critical areas.

The committee therefore directs the Assistant Secretary of the Army for Acquisition, Logistics and Technology to submit a briefing to the House Committee on Armed Services by January 31, 2021 on the Army’s plan to continue to integrate virtual training and simulations into its future force design decisions. The briefing shall include how the Army is partnering with the Navy and Marine Corps to further integrate advanced simulation and virtual training technologies to inform future force design and foster force development through expanded wargaming, live-virtual-constructive training, and scalable realistic simulations.
AMENDMENT TO H.R. 6395
OFFERED BY MS. TORRES SMALL OF NEW MEXICO

At the appropriate place in title XXXI, insert the following new section:

SEC. 31. SENSE OF CONGRESS REGARDING URANIUM MINING AND NUCLEAR TESTING.

It is the sense of Congress that the United States should compensate and recognize all of the miners, workers, downwinders, and others suffering from the effects of uranium mining and nuclear testing carried out during the Cold War.
AMENDMENT TO H.R. 6395
OFFERED BY MR. ROGERS OF ALABAMA

At the appropriate place in title XVI, insert the following new section:

SEC. 16. ANNUAL CERTIFICATION ON HYPERSONIC AND BALLISTIC MISSILE TRACKING SPACE SENSOR PAYLOAD.

(a) FINDING; SENSE OF CONGRESS.—

(1) FINDING.—Congress finds that the budget submitted by the President under section 1105(a) of title 31, United States Code, for fiscal year 2021 does not fully fund an operational capability for the hypersonic and ballistic missile tracking space sensor within the tracking layer of the persistent space-based sensor architecture of the Space Development Agency, despite such space sensor being a requirement by the combatant commanders and being highlighted as a needed capability against both hypersonic and ballistic threats in the Missile Defense Review published in 2019.

(2) SENSE OF CONGRESS.—It is the sense of Congress that the Missile Defense Agency hypersonic and ballistic missile tracking space sensor...
must be prioritized within the persistent space-based sensor architecture of the Space Development Agency to ensure the delivery of capabilities to the warfighter as soon as possible.

(b) ANNUAL CERTIFICATION.—Subsection (d) of section 1683 of the National Defense Authorization Act for Fiscal Year 2018 (Public Law 115–91; 10 U.S.C. 2431 note), as amended by section 1683 of the National Defense Authorization Act for Fiscal Year 2020 (Public Law 116–92), is amended by adding at the end the following new paragraph:

“(3) ANNUAL CERTIFICATION.—On an annual basis until the date on which the hypersonic and ballistic tracking space sensor payload achieves full operational capability, the Secretary of Defense, without delegation, shall submit to the appropriate congressional committees a certification that—

“(A) the most recent future-years defense program submitted under section 221 of title 10, United States Code, includes estimated expenditures and proposed appropriations in amounts necessary to ensure the development and deployment of such space sensor payload as a component of the sensor architecture developed under subsection (a); and
“(B) the Commander of the United States Space Command has validated both the ballistic and hypersonic tracking requirements of, and the timeline to deploy, such space sensor payload.”
AMENDMENT TO H.R. 6395
OFFERED BY MR. KELLY OF MISSISSIPPI

At the appropriate place in title VI, insert the following:

SEC. 6. INCREASE IN CERTAIN HAZARDOUS DUTY PAY FOR MEMBERS OF THE UNIFORMED SERVICES.

Section 351(b) of title 37, United States Code, is amended by striking “$250” both places it appears and inserting “$275”.

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Amendment to H.R. 6395
National Defense Authorization Act for Fiscal Year 2021
Offered by: Dr. DesJarlais of Tennessee

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language: Report on the Security of DOD Networks while Expanding Remote Work for Classified Information and Data.

The Committee understands that several organizations within the Department of Defense (DOD) are expanding remote access to classified information up to the secret level for certain personnel in response to the COVID-19 pandemic. Since the beginning of the pandemic, every service has approved significant increases in remote work. The CARES Act appropriated $300M for the DOD to procure additional information technology (IT), meant to rapidly increase network capacity, improve cybersecurity, and expand IT programs to ensure missions across the globe can continue uninterrupted. It is imperative for servicemembers and civilians in DOD organizations to have access to the information and data they need to do their jobs.

The committee recognizes that an increased user base also increases the risk to the Department of Defense Information Network (DoDIN). Peer competitors like Russia and China, their proxies, and non-state actors routinely test DOD networks for vulnerabilities, seeking to gain valuable information through cyber means.

Therefore, the committee directs the Secretary of Defense to provide a briefing to the Congressional Defense Committees no later than December 31st, 2020, outlining the procedures for securing its networks in DOD organizations that are expanding the use of remote classified access on its expedited timeline.
AMENDMENT TO H.R. 6395
OFFERED BY MR. BISHOP OF UTAH

At the appropriate place in title XVII, insert the following new section:

SEC. 17. ESTABLISHMENT OF WESTERN EMERGENCY RENDEED PETROLEUM PRODUCTS RESERVE.

(a) ESTABLISHMENT.—The Secretary of Defense, acting through the Director of the Defense Logistics Agency, shall establish a reserve, to be known as the “Western Emergency Refined Petroleum Products Reserve” (in this section referred to as the “Reserve”), to store refined petroleum products that may be made available to military and governmental entities during an emergency situation, as determined appropriate by the Secretary of Defense.

(b) USE OF RESERVE.—In accordance with subsection (a), the Secretary of Defense may make refined petroleum products stored in the Reserve available to other Federal agencies, State and local governments, and any other public entity determined appropriate by the Secretary of Defense.

(c) REIMBURSEMENT.—The Secretary of Defense shall require reimbursement for associated costs for stor-
age capacity or refined petroleum products made available
to other Federal agencies, State or local governments, or
any other public entity pursuant to this section.

(d) LOCATION.—The Reserve shall—

(1) be located in the western region of the
United States;

(2) utilize salt cavern storage; and

(3) be in immediate proximity to existing pipeline, rail, and highway infrastructure.

(e) CONDITION ON COMMENCEMENT.—Commencement of the program shall be subject to the availability
of appropriations for the program.
AMENDMENT TO H.R. 6395
OFFERED BY M. LANGEVIN

Add at the end of subtitle C of title XVI the following:

SEC. 16. DEFENSE DIGITAL SERVICE.

(a) RELATIONSHIP WITH UNITED STATES DIGITAL SERVICE.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense and the Administrator of the United States Digital Service shall establish a direct relationship between the Department of Defense and the United States Digital Service to address authorities, hiring processes, roles, and responsibilities.

(b) CERTIFICATION.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense and the Administrator of the United States Digital Service shall jointly certify to the congressional defense committees that the skills and qualifications of the Department of Defense personnel assigned to and supporting the core functions of the Defense Digital Service are consistent with the skills and qualifications United States Digital Service personnel.
AMENDMENT TO H.R. 6395
OFFERED BY MR. LAMBORN OF COLORADO

At the appropriate place in title III, insert the following:

1 SEC. 3. LONG-DURATION DEMONSTRATION INITIATIVE AND JOINT PROGRAM.

   (a) Establishment of Initiative.—Not later than January 15, 2021, the Director of the Environmental Security Technology Certification Program of the Department of Defense (hereinafter in this section referred to as the “Director”) may establish a demonstration initiative composed of demonstration projects focused on the development of long-duration energy storage technologies.

   (b) Selection of Projects.—To the maximum extent practicable, in selecting demonstration projects to participate in the demonstration initiative under subsection (a), the Director may—

      (1) ensure a range of technology types;

      (2) ensure regional diversity among projects;

      and

      (3) consider bulk power level, distribution power level, behind-the-meter, microgrid (grid-connected or islanded mode), and off-grid applications.
(c) JOINT PROGRAM.—

(1) ESTABLISHMENT.—As part of the demonstration initiative under subsection (a), the Director, in consultation with the Secretary of Energy, may establish within the Department of Defense a joint program to carry out projects—

(A) to demonstrate promising long-duration energy storage technologies at different scales to promote energy resiliency; and

(B) to help new, innovative long-duration energy storage technologies become commercially viable.

(2) MEMORANDUM OF UNDERSTANDING.—Not later than 200 days after the date of enactment of this Act, the Director may enter into a memorandum of understanding with the Secretary of Energy to administer the joint program.

(3) INFRASTRUCTURE.—In carrying out the joint program, the Director and the Secretary of Energy may—

(A) use existing test-bed infrastructure at—

(i) installations of the Department of Defense; and
(ii) facilities of the Department of Energy; and

(B) develop new infrastructure for identified projects, if appropriate.

(4) GOALS AND METRICS.—The Director and the Secretary of Energy may develop goals and metrics for technological progress under the joint program consistent with energy resilience and energy security policies.

(5) SELECTION OF PROJECTS.—

(A) IN GENERAL.—To the maximum extent practicable, in selecting projects to participate in the joint program, the Director and the Secretary of Energy may—

(i) ensure that projects are carried out under conditions that represent a variety of environments with different physical conditions and market constraints; and

(ii) ensure an appropriate balance of—

(I) larger, operationally-scaled projects, adapting commercially-proven technology that meets military service defined requirements; and

(II) smaller, lower-cost projects.
(B) PRIORITY.—In carrying out the joint program, the Director and the Secretary of Energy may give priority to demonstration projects that—

(i) make available to the public project information that will accelerate deployment of long-duration energy storage technologies that promote energy resilience; and

(ii) will be carried out as field demonstrations fully integrated into the installation grid at an operational scale.
AMENDMENT TO H.R. 6395
OFFERED BY MS. SPEIER OF CALIFORNIA

At the appropriate place in title XVI, add the following new section:

SEC. 16. OVERSIGHT OF NEXT GENERATION INTERCEPTOR PROGRAM.

(a) Findings; Sense of Congress.—

(1) Findings.—Congress finds that the Secretary of Defense discovered major technical problems with the redesigned kill vehicle program, which led to cancelling the program in August 2019 and caused significant delays to the improved defense of the United States against rogue nation ballistic missile threats and wasted $1,200,000,000.

(2) Sense of Congress.—It is the sense of Congress that the Secretary of Defense should ensure robust oversight and accountability for the acquisition of the future next generation interceptor program to avoid making the same errors that were experienced in the redesigned kill vehicle effort.

(b) Independent Cost Assessment and Validation.—
(1) ASSESSMENT.—The Director of Cost Assessment and Program Evaluation shall conduct an independent cost assessment of the next generation interceptor program.

(2) VALIDATION.—The Under Secretary of Defense for Acquisition and Sustainment shall validate the preliminary cost assessment conducted under paragraph (1) that will be used to inform the award of the contract for the next generation interceptor.

(3) SUBMISSION.—Not later than the date on which the Director of the Missile Defense Agency awards a contract for the next generation interceptor, the Secretary of Defense shall submit to the congressional defense committees a report containing the preliminary independent cost assessment under paragraph (1) and the validation under paragraph (2).

(c) FLIGHT TESTS.—In addition to the requirements of section 2399 of title 10, United States Code, the Director of the Missile Defense Agency may not make any decision regarding the initial production, or equivalent, of the next generation interceptor unless the Director has—

(1) certified to the congressional defense committees that the Director has conducted not fewer
than two successful intercept flight tests of the next
generation interceptor; and

(2) provided to such committees a briefing on
the details of such tests, including with respect to
the operational realism of such tests.
AMENDMENT TO H.R. 6395
OFFERED BY MS. CHENEY OF WYOMING

At the appropriate place in title XII, insert the following:

SEC. 12. PUBLIC REPORTING OF CHINESE MILITARY COMPANIES OPERATING IN THE UNITED STATES.

(a) DETERMINATION OF OPERATIONS.—Not later than 1 year after the date of the enactment of this Act, and on an ongoing basis thereafter, the Secretary of Defense shall identify each entity the Secretary determines, based on the most recent information available, is—

(1)(A) directly or indirectly owned, controlled, or beneficially owned by, or in an official or unofficial capacity acting as an agent of or on behalf of, the People’s Liberation Army or any of its affiliates; or

(B) identified as a military-civil fusion contributor to the Chinese defense industrial base;

(2) engaged in providing commercial services, manufacturing, producing, or exporting; and
(3) operating directly or indirectly in the United States, including any of its territories and possessions.

(b) SUBMISSION; PUBLICATION.—

(1) SUBMISSION.—Not later than 1 year after the date of the enactment of this Act, and every 2 years thereafter, the Secretary shall submit to the Committees on Armed Services of the House of Representatives and the Senate an updated list of each entity determined to be a Chinese military company pursuant to subsection (a), in classified and unclassified forms.

(2) PUBLICATION.—Concurrent with the submission of a list under paragraph (1), the Secretary shall publish the unclassified portion of such list in the Federal Register.

(c) CONSULTATION.—The Secretary may consult with the head of any appropriate Federal department or agency in making the determinations required under subsection (a) and shall transmit a copy of each list submitted under subsection (b)(1) to the heads of each appropriate Federal department and agency.

(d) DEFINITIONS.—
(1) MILITARY-CIVIL FUSION CONTRIBUTOR.—In this section, the term “military-civil fusion contributor” includes—

(A) entities receiving assistance from the Government of China through science and technology efforts initiated under the Chinese military industrial planning apparatus;

(B) entities affiliated with the Chinese Ministry of Industry and Information Technology, including entities connected through Ministry schools, research partnerships, and state-aided science and technology projects;

(C) entities receiving assistance from the Government of China or operational direction or policy guidance from the State Administration for Science, Technology and Industry for National Defense;

(D) entities recognized and awarded with receipt of an innovation prize for science and technology by such State Administration;

(E) any other entity or subsidiary defined as a “defense enterprise” by the Chinese State Council; and

(F) entities residing in or affiliated with a military-civil fusion enterprise zone or receiving
assistance from the Government of China through such enterprise zone.

(2) **People’s Liberation Army.**—The term “People’s Liberation Army” means the land, naval, and air military services, the police, and the intelligence services of the Government of China, and any member of any such service or of such police.