

## CHAIRMAN'S MARK EN BLOC #2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
56	0	Conaway, K. Michael	CHM	Sense of Congress reaffirming support for the Republic of Georgia	EB 2
111	1	Gallego, Ruben	CHM	Sense of Congress on Baltic States' security.	EB 2
635	1	Cheney, Liz	CHM	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.	EB 2
291	0	Speier, Jackie	CHM	Expand Financial Assistance Program to In-home Child Care Providers	EB 2
494	1	Brown, Anthony G.	CHM	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.	EB 2
535	1	Thornberry, Mac	CHM	Reforming the Department of Defense.	EB 2
36	0	Conaway, K. Michael	CHM	Sense of Congress reaffirming support for the Baltic states.	EB 2
434	2	Keating, William R.	CHM	Providing long-term benefits to all injured USG employees who suffer brain injuries from their service in Cuba or China.	EB 2
475	1	Stefanik, Elise	CHM	Requires a study and recommendations from NIST on China's influence in international standards setting bodies for emerging tech.	EB 2
339	1	Langevin, James	CHM	Defense Industrial Base participation in a threat intelligence sharing program.	EB 2
326	1	Banks, Jim	CHM	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 & employment programs	EB 2
651	0	Cooper, Jim	CHM	\$3M for JASON scientific group	EB 2
639	1	Thornberry, Mac	CHM	Alternative Space Acquisition System for the United States Space Force	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
645	0	Keating, William R.	CHM	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.	EB 2
249	2	Houlahan, Chrissy	CHM	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.	EB 2
566	2	Langevin, James	CHM	Cyber Threat Information Collaboration Environment. (JCE)	EB 2
637	2	Torres Small, Xochitl	CHM	To express the sense of the House on the importance of the extension of limitations on the importation of uranium from the Russian Federation.	EB 2
201	1	Larsen, Rick	CHM	To facilitate U.S. cooperation in R&D projects with allies and partners.	EB 2
408	2	Langevin, James	CHM	Advances nonproliferation efforts, particularly with respect to Iran by establishing an LEU program within NNSA and directing funding within DNN R&D towards LEU for naval propulsion	EB 2
597	4	Speier, Jackie	CHM	Establish Special Inspector General for Racial and Ethnic Disparities in the Armed Forces	EB 2
388	0	Langevin, James	CHM	Establishment of the Integrated Cyber Center	EB 2
640	1	Langevin, James	CHM	Directs an Assessment of the capacity of the National Center for Medical Intelligence to Effectively Forecast and Forewarn Foreign Health Threats	EB 2
399	1	Torres Small, Xochitl	CHM	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.	EB 2
24	2	Langevin, James	CHM	To establish a process for admitting essential scientists and technical experts into the United States to promote and protect the National Security Innovation Base.	EB 2
490	3	Torres Small, Xochitl	CHM	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.	EB 2
282	3	Brown, Anthony G.	CHM	Implements Recommendation 15 from the Military Leadership Diversity Commission and establishes a Chief Diversity Officer that reports directly to the Secretary of Defense.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
615	1	Bacon, Don	CHM	Would require the Secretary of Defense to provide a briefing on the presentation of clear and accurate budget materials to the congressional defense committees	EB 2
215	0	Crow, Jason	CHM	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.	EB 2
293	3	Kim, Andy	CHM	Sense of Congress on Burden Sharing by United States Partners and Allies	EB 2
128	1	Turner, Michael	CHM	Requirement to Buy Certain Satellite Component from National Technology and Industrial Base; updated 6/29/20.	EB 2
28	1	Langevin, James	CHM	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."	EB 2
17	0	Gallagher, Mike	CHM	Eliminates federal marketshare determination requirement for the purchase of products from Federal Prison Industries.	EB 2
62	2	Stefanik, Elise	CHM	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.	EB 2
387	2	Cisneros, Jr., Gilbert Ray	CHM	Authorizes the Secretary to establish a Movement Coordination Center Pacific to coordinate and share airlift capacity with partners and allies.	EB 2
176	2	Waltz, Michael	CHM	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.	EB 2
206	3	Larsen, Rick	CHM	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.	EB 2
315	0	Garamendi, John	CHM	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.	EB 2
571	5	Torres Small, Xochitl	CHM	Increases the LANL clean-up budget by \$45 million to equal \$165 million total funding.	EB 2
310	1	Speier, Jackie	CHM	Amendment to Sec. 811 Strengthening Contractor Whistleblower Protections regarding Nondisclosure Agreements	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
527	1	Sherrill, Mikie	CHM	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.	EB 2
544	1	Keating, William R.	CHM	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.	EB 2
94	1	Gallagher, Mike	CHM	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.	EB 2
644	0	Thornberry, Mac	CHM	MQ-9 O&M Funding ISO CENTCOM	EB 2
316	0	Banks, Jim	CHM	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.	EB 2
138	1	Gabbard, Tulsi	CHM	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).	EB 2
634	0	Sherrill, Mikie	CHM	Extending Minor Military Construction annual locality adjustment until Fiscal Year 2027.	EB 2
295	3	Luria, Elaine G.	CHM	Would require the Secretary of Defense to establish a policy to ensure launch of small-class payloads.	EB 2
254	1	Carbajal, Salud O.	CHM	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&S) as lead.	EB 2
222	1	Crow, Jason	CHM	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.	EB 2
124	1	Garamendi, John	CHM	Authorizes the Secretary of Defense to participate in the Surface Exchange of Services Program of the Movement Coordination Centre Europe.	EB 2
632	1	Keating, William R.	CHM	Report Language for Public Land Conveyance at JBCC	EB 2
184	2	Slotkin, Elissa	CHM	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.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
161	1	Langevin, James	CHM	Increase annual funding for Sec. 1202 Irregular Warfare	EB 2
191	1	Brooks, Mo	CHM	Authorizes the provision of goods and services by the Army at Kwajalein Atoll, RMI.	EB 2
568	1	Carbajal, Salud O.	CHM	Sense of Congress on enhancement of the United States-Taiwan defense relationship.	EB 2
591	1	Torres Small, Xochitl	CHM	DRL urging NNSA to adopt an interpretation of leasing authorities aligned with Government Services Administration (GSA) authorities.	EB 2
511	0	Conaway, K. Michael	CHM	Sense of Congress acknowledging the strong partnership between the United States and Qatar.	EB 2
509	4	Brown, Anthony G.	CHM	Implements Recommendations 5, 16, 17, 18, and 20 from the Military Leadership Diversity Commission on annual reporting and accountability for diversity and inclusion.	EB 2
612	1	Langevin, James	CHM	Cybersecurity Threat Hunting and Sensing, Discovery, and Mitigation	EB 2
539	2	Haaland, Debra A.	CHM	EXTENSION OF PILOT PROGRAM ON UNAVAILABILITY FOR OVERHEAD COSTS OF AMOUNTS SPECIFIED FOR LABORATORY-DIRECTED RESEARCH AND DEVELOPMENT.	EB 2
33	2	Davis, Susan	CHM	Updating language in the mark to reflect the President's stated intent to withdraw from the Open Skies Treaty.	EB 2
347	3	Banks, Jim	CHM	A report on the potential demand for, benefits, and capabilities of high mach and hypersonic aircraft	EB 2
12	1	Slotkin, Elissa	CHM	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.	EB 2
502	2	Trahan, Lori	CHM	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.	EB 2
614	2	Gaetz, Matt	CHM	Increases funding for Gulf Test and Training Range Enhancements by \$3.0 million.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
86	0	Turner, Michael	CHM	Electronic Notarization for Members of the Armed Forces	EB 2
389	1	Cooper, Jim	CHM	Update to the nuclear warhead acquisition process.	EB 2
361	2	Banks, Jim	CHM	A report on the progress of the research, development, and deployment of cost-effective, easily deployable RF and EMP defense technology solutions for the Navy and the DOD as a whole.	EB 2
43	0	Luria, Elaine G.	CHM	Would express the sense of Congress that the mission of the Multinational Force and Observers is a critical institution for regional peace and security and that the United States strongly supports United States military support for and participation in the MFO.	EB 2
378	0	Houlahan, Chrissy	CHM	Allows the Department to reimburse military spouses for expenses incurred for continuing education courses in order to work in the spouse's profession at the next duty station.	EB 2
625	0	Rogers, Mike	CHM	COMSATCOM integration across all orbits	EB 2
321	1	Hartzler, Vicky	CHM	Sense of Congress on the intent and implementation of the Section 889 of the FY19 National Defense Authorization Act pertaining to the prohibition on certain telecommunications and video surveillance services or equipment.	EB 2
413	1	Garamendi, John	CHM	Legislatively conveys the decommissioned Sharpe Army Depot to the Port of Stockton for continued public use.	EB 2
638	0	Garamendi, John	CHM	USFS Land Conveyance to Modoc County.	EB 2
210	0	Larsen, Rick	CHM	To extend Family Separation Allowance eligibility to servicemembers and their families while they are under orders to quarantine onboard the ship prior to deployment.	EB 2
217	0	Speier, Jackie	CHM	Add Violent Extremism Article to UCMJ	EB 2
370	0	Waltz, Michael	CHM	Requires principal investigators at universities to disclose foreign funding sources in applications for Federal research awards	EB 2
524	3	Sherrill, Mikie	CHM	Reauthorizes the National Oceanographic Partnership Program.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
630	1	Brindisi, Anthony	CHM	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.	EB 2
355	2	Banks, Jim	CHM	A report on employing and strengthening the United States' hypersonics research and development workforce	EB 2
155	1	Norcross, Donald	CHM	Revises language in the bill to strike a provision that would limit KC-46 contracts to no more than 12 aircraft per year	EB 2
469	1	Garamendi, John	CHM	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).	EB 2
363	2	Banks, Jim	CHM	A report on the Instrumental Synthetic Training Environment and Modeling and Simulation Capabilities	EB 2
401	1	Torres Small, Xochitl	CHM	Sense of Congress that states that we should compensate all the uranium miners, downwinders, and workers impacted by nuclear weapons.	EB 2
30	1	Rogers, Mike	CHM	Prioritizing the hypersonic and ballistic missile tracking space sensor and extending certification	EB 2
200	0	Kelly, Trent	CHM	Hazardous Duty Pay	EB 2
482	2	DesJarlais, Scott	CHM	Report on remote work with classified information.	EB 2
270	1	Bishop, Rob	CHM	Establishment of a Western Emergency Refined Petroleum Reserve	EB 2
617	1	Langevin, James	CHM	Establish relationship between DoD and Defense Digital Service	EB 2
560	2	Lamborn, Doug	CHM	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.	EB 2
237	1	Speier, Jackie	CHM	Improve Oversight of Next Generation Interceptor Program	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
274	3	Cheney, Liz	CHM	Extends and modernizes required reporting by the Department of Defense on Chinese Communist Party military companies operating in the United States.	EB 2



**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 GEOR-**

2 **GIA.**

3 (a) FINDINGS.—Congress finds the following:

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

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

17 (3) In addition to the European Deterrence Ini-  
18 tiative, Georgia's participation in the NATO initia-  
19 tive Partnership for Peace is paramount to inter-

1 operability with the United States and NATO, and  
2 establishing a more peaceful environment in the re-  
3 gion.

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

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

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

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

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

22 (A) strengthening defensive capabilities  
23 and promote readiness; and

24 (B) improving interoperability with NATO  
25 forces; and

1           (4) further enhance security cooperation and  
2           engagement with Georgia and other Black Sea re-  
3           gional partners.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. GALLEGO OF ARIZONA**

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

1 **SEC. \_\_. SENSE OF CONGRESS ON SUPPORT FOR COORDI-**  
2 **NATED ACTION TO ENSURE THE SECURITY**  
3 **OF BALTIC ALLIES.**

4 It is the sense of Congress that—

5 (1) the continued security of the Baltic states  
6 of Estonia, Latvia, and Lithuania is critical to  
7 achieving United States national security interests  
8 and defense objectives against the acute and formi-  
9 dable threat posed by Russia;

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

17 (3) the Baltic states are model NATO allies in  
18 terms of burden sharing and capital investment in  
19 materiel critical to United States and allied security,

1 investment of over 2 percent of their gross domestic  
2 product on defense expenditure, allocating over 20  
3 percent of their defense budgets on capital mod-  
4 ernization, matching security assistance from the  
5 United States, frequently deploying their forces  
6 around the world in support of allied and United  
7 States objectives, and sharing diplomatic, technical,  
8 military, and analytical expertise on defense and se-  
9 curity matters;

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

15 (5) the United States should pursue consistent  
16 efforts focused on defense and security assistance,  
17 coordination, and planning designed to ensure the  
18 continued security of the Baltic states and on deter-  
19 ring current and future challenges to the national  
20 sovereignty of United States allies and partners in  
21 the Baltic region; and

22 (6) such an initiative should include an innova-  
23 tive and comprehensive conflict deterrence strategy  
24 for the Baltic region encompassing the unique geog-  
25 raphy of the Baltic states, modern and diffuse

1 threats to their land, sea, and air spaces, and nec-  
2 essary improvements to their defense posture, in-  
3 cluding command-and-control infrastructure, intel-  
4 ligence, surveillance, and reconnaissance capabilities,  
5 communications equipment and networks, and spe-  
6 cial 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:

1 **SEC. 6 \_\_\_\_ . AUTHORITY TO PROVIDE FINANCIAL ASSIST-**  
2 **ANCE TO CERTAIN IN-HOME CHILD CARE**  
3 **PROVIDERS FOR MEMBERS OF THE ARMED**  
4 **FORCES AND SURVIVORS OF MEMBERS WHO**  
5 **DIE IN COMBAT IN THE LINE OF DUTY.**

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

8 (1) in subsection (a), in the matter preceding  
9 paragraph (1), by inserting “, or to an in-home child  
10 care provider,” after “youth program services”;

11 (2) by redesignating subsection (c) as sub-  
12 section (d); and

13 (3) by inserting after subsection (b) the fol-  
14 lowing new subsection (c):

15 “(c) **ELIGIBLE IN-HOME CHILD CARE PROVIDERS.**—  
16 The Secretary may determine that an in-home child care  
17 provider is eligible for financial assistance under this sec-  
18 tion.”.

1 (b) IN-HOME CHILD CARE PROVIDER DEFINED.—

2 Section 1800 of such title is amended by adding at the

3 end the following:

4 “(5) The term ‘in-home child care provider’

5 means an individual (including a nanny, babysitter,

6 or au pair) who provides child care services in the

7 home of the child.”.

8 (c) REGULATIONS.—Not later than July 1, 2021, the

9 Secretary of Defense shall prescribe regulations that es-

10 tablish eligibility requirements and amounts of financial

11 assistance for an in-home child care provider under sub-

12 section (c) of section 1798 of title 10, United States Code,

13 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:

1 **SEC. 12 \_\_\_\_ . REPORT ON ENHANCING PARTNERSHIPS BE-**  
2 **TWEEN THE UNITED STATES AND AFRICAN**  
3 **COUNTRIES.**

4 (a) REPORT REQUIRED.—

5 (1) IN GENERAL.—Not later than June 1,  
6 2021, the Secretary of Defense, in coordination with  
7 the Secretary of State, shall submit to the appropriate  
8 congressional committees a report on the activities  
9 and resources required to enhance security  
10 and economic partnerships between the United  
11 States and African countries.

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

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

17 (B) An identification of the ability of the  
18 Department to conduct freedom of movement  
19 on the continent, including identifying the ac-

1 activities of partners, allies, and other Federal de-  
2 partments and agencies that are facilitated by  
3 the Department's ability to conduct freedom of  
4 movement.

5 (C) Recommendations to meet the require-  
6 ments identified in subparagraph (B), includ-  
7 ing—

8 (i) dual-use infrastructure projects;

9 (ii) military construction;

10 (iii) the acquisition of additional mo-  
11 bility capability by African countries or the  
12 United States Armed Forces, including  
13 strategic air lift, tactical air lift, or sealift  
14 capability; or

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

17 (D) Recommendations to expand and  
18 strengthen partner and ally capability, including  
19 traditional activities of the combatant com-  
20 mands, train and equip opportunities, partner-  
21 ships with the National Guard and the United  
22 States Coast Guard, and multilateral contribu-  
23 tions.

24 (E) Recommendations for enhancing joint  
25 exercises and training.

1 (F) An analysis of the security, economic,  
2 and stability benefits of the recommendations  
3 identified under subparagraphs (C) through  
4 (E).

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

8 (I) a detailed assessment of the  
9 resources required to address the ele-  
10 ments described in subparagraphs (B)  
11 through (E), including specific cost  
12 estimates for recommended invest-  
13 ments or projects; and

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

17 (ii) The specific cost estimates re-  
18 quired by clause (i)(I) shall, to the max-  
19 imum extent practicable, include the fol-  
20 lowing:

21 (I) With respect to procurement  
22 accounts—

23 (aa) amounts displayed by  
24 account, budget activity, line

4

1 number, line item, and line item  
2 title; and

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

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

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

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

16 (III) With respect to operation  
17 and maintenance accounts—

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

22 (bb) a description of the  
23 specific manner in which each  
24 such amount would be used.

1 (IV) With respect to military per-  
2 sonnel accounts—

3 (aa) amounts displayed by  
4 account, budget activity, budget  
5 subactivity, and budget sub-  
6 activity title; and

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

10 (V) With respect to each project  
11 under military construction accounts  
12 (including unspecified minor military  
13 construction and amounts for plan-  
14 ning and design), the country, loca-  
15 tion, project title, and project amount  
16 for each fiscal year.

17 (VI) With respect to any expendi-  
18 ture or proposed appropriation not de-  
19 scribed in clause (i) through (iv), a  
20 level of detail equivalent or greater  
21 than the level of detail provided in the  
22 future-years defense program sub-  
23 mitted pursuant to section 221(a) of  
24 title 10, United States Code.

1           (3) CONSIDERATIONS.—In preparing the report  
2           required under paragraph (1), the Secretary shall  
3           consider—

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

6                   (B) the strategic and economic value of the  
7                   relationships between the United States and Af-  
8                   rican countries;

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

12                  (D) the ability of the United States, allies,  
13                  and partners to combat violent extremist orga-  
14                  nizations operating in Africa.

15           (4) FORM.—The report required under para-  
16           graph (1) may be submitted in classified form, but  
17           shall include an unclassified summary.

18           (b) INTERIM BRIEFING REQUIRED.—Not later than  
19           April 15, 2021, the Secretary of Defense (acting through  
20           the Under Secretary of Defense for Policy, the Under Sec-  
21           retary of Defense (Comptroller), and the Director of Cost  
22           Assessment and Program Evaluation) and the Chairman  
23           of the Joint Chiefs of Staff shall provide to the congres-  
24           sional defense committees a joint interim briefing, and any  
25           written comments the Secretary of Defense and the Chair-



1 man of the Joint Chiefs of Staff consider necessary, with  
2 respect to their assessments of the report anticipated to  
3 be submitted under subsection (a).

4 (c) DEFINITIONS.—In this section:

5 (1) DUAL-USE INFRASTRUCTURE PROJECTS.—

6 The term “dual-use infrastructure projects” means  
7 projects that may be used for either military or civil-  
8 ian purposes.

9 (2) APPROPRIATE CONGRESSIONAL COMMIT-  
10 TEES.—The term “appropriate congressional com-  
11 mittees” means—

12 (A) the congressional defense committees;

13 and

14 (B) the Committee on Foreign Relations of  
15 the Senate and the Committee on Foreign Af-  
16 fairs of the House of Representatives.

17 **SEC. 12\_\_\_. EXPANDING THE STATE PARTNERSHIP PRO-**  
18 **GRAM IN AFRICA.**

19 The Secretary of Defense, in coordination with the  
20 Chief of the National Guard Bureau, shall seek to build  
21 partner capacity and interoperability in the United States  
22 Africa Command area of responsibility through increased  
23 partnerships with countries on the African continent, mili-

- 1 tary-to-military engagements, and traditional activities of
- 2 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  
3 take such action as necessary to reform the Department  
4 of Defense to provide more effective, efficient, and eco-  
5 nomical administration and operation, and to eliminate  
6 duplication.

7 (b) NATIONAL DEFENSE STRATEGY.—Each national  
8 defense strategy required by section 113(g) of title 10,  
9 United States Code, shall include a description of the re-  
10 form efforts described under subsection (a).

11 (c) DEFENSE PLANNING GUIDANCE.—The annual  
12 Defense Planning Guidance (as described in section  
13 113(g)(2)(A) of title 10, United States Code) shall include  
14 an explanation of how the Department of Defense will  
15 carry out the reform efforts described under subsection  
16 (a).

17 (d) DEFENSE AUTHORIZATION REQUEST.—The Sec-  
18 retary of Defense shall include in the annual defense au-  
19 thorization request (as defined in section 113a of title 10,

1 United States Code) a description of the savings from im-  
2 plementing the reform efforts described under subsection  
3 (a). Such description—

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

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

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

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

13 (e) POLICY.—The Secretary of Defense shall develop  
14 a policy and issue guidance to implement reform within  
15 the Department of Defense in order to provide more effec-  
16 tive, efficient, and economical administration and oper-  
17 ations, and to eliminate duplication.

18 (f) REPORT.—The Secretary of Defense shall report  
19 annually to Congress on the expenditures, work, and ac-  
20 complishments of the Department of Defense during the  
21 period covered by the report, together with a report on  
22 the reform efforts described under subsection (a).

23 (g) MILITARY DEPARTMENTS.—Each Secretary of a  
24 military department shall—

1 (1) take such action as necessary to reform the  
2 military department to provide more effective, effi-  
3 cient, and economical administration and operations,  
4 and to eliminate duplication; and

5 (2) develop a policy and issue guidance to im-  
6 plement reform within the military department in  
7 order to provide more effective, efficient, and eco-  
8 nomical administration and operations, and to elimi-  
9 nate duplication.

10 (h) COMBATANT COMMANDS.—Each commander of a  
11 combatant command shall provide the Secretary of De-  
12 fense with recommendations to reform the combatant com-  
13 mand of such commander to provide more effective, effi-  
14 cient, and economical administration and operations, and  
15 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 ESTO-**  
2 **NIA, LATVIA, AND LITHUANIA.**

3 (a) FINDINGS.—Congress finds the following:

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

9 (2) Operation Atlantic Resolve is a series of ex-  
10 ercises and coordinating efforts demonstrating the  
11 United States' commitment to its European partners  
12 and allies, including the Baltic countries of Estonia,  
13 Latvia, and Lithuania, with the shared goal of peace  
14 and stability in the region. Operation Atlantic Re-  
15 solve strengthens communication and understanding,  
16 and is an important effort to deter Russian aggres-  
17 sion in the region.

18 (3) Through Operation Atlantic Resolve, the  
19 European Deterrence Initiative undertakes exercises,

1 training, and rotational presence necessary to reas-  
2 sure and integrate our allies, including the Baltic  
3 countries, into a common defense framework.

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

10 (b) SENSE OF CONGRESS.—Congress—

11 (1) reaffirms its support for the principle of col-  
12 lective defense in Article 5 of the North Atlantic  
13 Treaty for our NATO allies, including Estonia, Lat-  
14 via, and Lithuania;

15 (2) supports the sovereignty, independence, ter-  
16 ritorial integrity, and inviolability of Estonia, Latvia,  
17 and Lithuania as well as their internationally recog-  
18 nized borders, and expresses concerns over increas-  
19 ingly aggressive military maneuvering by the Rus-  
20 sian Federation near their borders and airspace;

21 (3) expresses concern over and condemns sub-  
22 versive and destabilizing activities by the Russian  
23 Federation within the Baltic countries; and

24 (4) encourages the Administration to further  
25 enhance defense cooperation efforts with Estonia,

1 Latvia, and Lithuania and supports the efforts of  
2 their Governments to provide for the defense of their  
3 people and sovereign territory.





**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. KEATING OF MASSACHUSETTS**

At the end of title XI, add the following:

1 **SEC. 11\_\_\_.** **SPECIAL RULES FOR CERTAIN MONTHLY**  
2 **WORKERS' COMPENSATION PAYMENTS AND**  
3 **OTHER PAYMENTS FOR FEDERAL GOVERN-**  
4 **MENT PERSONNEL UNDER CHIEF OF MISSION**  
5 **AUTHORITY.**

6 Section 901 of title IX of division J of the Further  
7 Consolidated Appropriations Act, 2020 (Public Law 116–  
8 94; 22 U.S.C. 2680b) is amended—

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

12 (2) in subsection (e)(2)—

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

15 (B) by inserting after “subsection (f)” the  
16 following: “, but does not include an individual  
17 receiving compensation under section 19A of  
18 the Central Intelligence Agency Act of 1949 (50  
19 U.S.C. 3519b)”; and

1           (3) in subsection (h)(2), by striking the first  
2 sentence and inserting the following: “Nothing in  
3 this section shall limit, modify, or otherwise super-  
4 sede chapter 81 of title 5, United States Code, the  
5 Defense Base Act (42 U.S.C. 1651 et seq.), or sec-  
6 tion 19A of the Central Intelligence Agency Act of  
7 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:

1 **SEC. 17 \_\_\_\_ . STUDY ON CHINESE POLICIES AND INFLUENCE**  
2 **IN THE DEVELOPMENT OF INTERNATIONAL**  
3 **STANDARDS FOR EMERGING TECHNOLOGIES.**

4 (a) IN GENERAL.—Not later than 180 days after the  
5 date of the enactment of this Act, the Director of the Na-  
6 tional Institute of Standards and Technology shall enter  
7 into an agreement with an appropriate non-governmental  
8 entity with relevant expertise, as determined by the Direc-  
9 tor, to conduct a study and make recommendations with  
10 respect to the impact of the policies of the People’s Repub-  
11 lic of China and coordination among industrial entities  
12 within the People’s Republic of China on international  
13 bodies engaged in developing and setting international  
14 standards for emerging technologies. The study may in-  
15 clude—

16 (1) an assessment of how the role of the Peo-  
17 ple’s Republic of China in international standards  
18 setting organizations has grown over the previous 10  
19 years, including in leadership roles in standards-

1 drafting technical committees, and the quality or  
2 value of that participation;

3 (2) an assessment of the impact of the stand-  
4 ardization strategy of the People's Republic of  
5 China, as identified in the "Chinese Standard 2035"  
6 on international bodies engaged in developing and  
7 setting standards for select emerging technologies,  
8 such as advanced communication technologies or  
9 cloud computing and cloud services;

10 (3) an examination of whether international  
11 standards for select emerging technologies are being  
12 designed to promote interests of the People's Repub-  
13 lic of China that are expressed in the "Made in  
14 China 2025" plan to the exclusion of other partici-  
15 pants;

16 (4) an examination of how the previous prac-  
17 tices that the People's Republic of China has utilized  
18 while participating in international standards setting  
19 organizations may foretell how the People's Republic  
20 of China will engage in international standardization  
21 activities of critical technologies like artificial intel-  
22 ligence and quantum information science, and what  
23 may be the consequences;

24 (5) recommendations on how the United States  
25 can take steps to mitigate influence of the People's

1 Republic of China and bolster United States public  
2 and private sector participation in international  
3 standards-setting bodies; and

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

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

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

17 (2) make a copy of such report available on a  
18 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:

1 **SEC. 16 \_\_\_\_ . DEFENSE INDUSTRIAL BASE PARTICIPATION IN**  
2 **A THREAT INTELLIGENCE SHARING PRO-**  
3 **GRAM.**

4 (a) DEFINITION.—In this section, the term “defense  
5 industrial base” means the worldwide industrial complex  
6 with capabilities to perform research and development, de-  
7 sign, produce, deliver, and maintain military weapon sys-  
8 tems, subsystems, components, or parts to meet military  
9 requirements.

10 (b) DEFENSE INDUSTRIAL BASE THREAT INTEL-  
11 LIGENCE PROGRAM.—

12 (1) IN GENERAL.—The Secretary of Defense  
13 shall establish a threat intelligence program to share  
14 with and obtain from the defense industrial base in-  
15 formation and intelligence on threats to national se-  
16 curity.

17 (2) PROGRAM REQUIREMENTS.—At a minimum,  
18 the Secretary of Defense shall ensure the threat in-

1 intelligence sharing program established pursuant to  
2 paragraph (1) includes the following:

3 (A) Cybersecurity incident reporting re-  
4 quirements that—

5 (i) extend beyond current mandatory  
6 incident reporting requirements;

7 (ii) set specific timeframes for all cat-  
8 egories of such mandatory incident report-  
9 ing; and

10 (iii) create a single clearinghouse for  
11 all such mandatory incident reporting to  
12 the Department of Defense, including cov-  
13 ered unclassified information, covered de-  
14 fense information, and classified informa-  
15 tion.

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

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

20 (D) Investments in technology and capa-  
21 bilities to support automated detection and  
22 analysis across the defense industrial base.

23 (E) Coordinated intelligence sharing with  
24 relevant domestic law enforcement and counter-  
25 intelligence agencies, in coordination, respec-

1 tively, with the Director of the Federal Bureau  
2 of Investigation and the Director of National  
3 Intelligence.

4 (F) A process for direct sharing of threat  
5 intelligence related to a specific defense indus-  
6 trial base entity with such entity.

7 (3) EXISTING INFORMATION SHARING PRO-  
8 GRAMS.—The Secretary of Defense may utilize an  
9 existing Department of Defense information sharing  
10 program to satisfy the requirement under paragraph  
11 (1) if such existing program includes, or is modified  
12 to include, two-way sharing of threat information  
13 that is specifically relevant to the defense industrial  
14 base, including satisfying the requirements specified  
15 in paragraph (2).

16 (4) INTELLIGENCE QUERIES.—As part of a  
17 threat intelligence sharing program under this sub-  
18 section, the Secretary of Defense shall require de-  
19 fense industrial base entities holding a Department  
20 of Defense contract to consent to queries of foreign  
21 intelligence collection databases related to such enti-  
22 ty as a condition of such contract.

23 (c) THREAT INTELLIGENCE PROGRAM PARTICIPA-  
24 TION.—



1 (1) PROHIBITION ON PROCUREMENT.—Begin-  
2 ning on the date that is than one year after the date  
3 of the enactment of this Act, the Secretary of De-  
4 fense may not procure or acquire, or extend or  
5 renew a contract to procure or acquire, any item,  
6 equipment, system, or service from any entity that  
7 is not a participant in—

8 (A) the threat intelligence sharing program  
9 established pursuant paragraph (1) of sub-  
10 section (b); or

11 (B) a comparably widely-utilized threat in-  
12 telligence sharing program described in para-  
13 graph (3) of such subsection.

14 (2) APPLICATION TO SUBCONTRACTORS.—No  
15 entity holding a Department of Defense contract  
16 may subcontract any portion of such contract to an-  
17 other entity unless that second entity—

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

20 (B) has received a waiver pursuant to sub-  
21 section (d).

22 (3) IMPLEMENTATION.—In implementing the  
23 prohibition under paragraph (1), the Secretary of  
24 Defense—

1 (A) may create tiers of requirements and  
2 participation within the applicable threat intel-  
3 ligence sharing program referred to in such  
4 paragraph based on—

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

8 (ii) cybersecurity maturity model cer-  
9 tification level; and

10 (B) shall prioritize available funding and  
11 technical support to assist entities as is reason-  
12 ably necessary for such entities to participate in  
13 a threat intelligence sharing program under this  
14 section.

15 (d) WAIVER AUTHORITY.—

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

18 (A) with respect to an entity or class of en-  
19 tities, if the Secretary determines that the re-  
20 quirement to participate in a threat intelligence  
21 sharing program under this section is unneces-  
22 sary to protect the interests of the United  
23 States; or

1 (B) at the request of an entity, if the Sec-  
2 retary determines there is compelling justifica-  
3 tion for such waiver.

4 (2) PERIODIC REEVALUATION.—The Secretary  
5 of Defense shall periodically reevaluate any waiver  
6 issued pursuant to paragraph (1) and promptly re-  
7 voke any waiver the Secretary determines is no  
8 longer warranted.

9 (e) REGULATIONS.—

10 (1) RULEMAKING AUTHORITY.—Not later than  
11 180 days after the date of the enactment of this Act,  
12 the Secretary of Defense shall promulgate such rules  
13 and regulations as are necessary to carry out this  
14 section.

15 (2) CMMC HARMONIZATION.—The Secretary of  
16 Defense shall ensure that the threat intelligence  
17 sharing program requirements set forth in the rules  
18 and regulations promulgated pursuant to paragraph  
19 (1) consider an entity’s maturity and role within the  
20 defense industrial base, in accordance with the ma-  
21 turity certification levels established in the Depart-  
22 ment of Defense Cybersecurity Maturity Model Cer-  
23 tification program.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. BANKS OF INDIANA**

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

1 **SEC. 2** \_\_\_\_ . **ADDITIONAL MODIFICATIONS TO THE SMART**  
2 **PROGRAM.**

3 Section 2192a of title 10, United States Code, is fur-  
4 ther amended—

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

7 “(5) In employing participants during the pe-  
8 riod of obligated service, the Secretary shall ensure  
9 that participants are compensated at a rate that is  
10 comparable to the rate of compensation for employ-  
11 ment in a similar position in the private sector.”.

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

14 (3) by inserting after subsection (d) the fol-  
15 lowing new subsection:

16 “(e) **INTERNSHIP REQUIREMENT.**—In addition to pe-  
17 riod of obligated service required under subsection (d), be-  
18 fore completing a degree program for which a scholarship  
19 was awarded under this section, each participant shall

1 participate in a paid internship for a period of not less  
2 than eight weeks with a defense industry sponsor. The  
3 Secretary shall work with each defense industry sponsor  
4 to ensure there are sufficient paid internships available for  
5 all participants, and that each such defense industry spon-  
6 sor—

7 “(1)(A) may be a potential employer for pur-  
8 pose of the participant’s period of obligated service  
9 as described subsection (d)(1)(B)(ii); or

10 “(B) may offer full time employment for a par-  
11 ticipant’s last year of obligated service after the par-  
12 ticipant completes remaining years owed; and

13 “(2) has agreed to be a defense industry spon-  
14 sor making a minimum contribution for each partici-  
15 pant who receives an internship, which shall be a  
16 minimum amount determined by the Secretary, but  
17 not less than an amount equal to 50 percent of the  
18 cost of an average scholarship under this section.”;

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

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

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

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

1           “(2)(A) The Secretary of Defense shall estab-  
2           lish or designate an organization within the Depart-  
3           ment of Defense which shall have primary responsi-  
4           bility for building cohesion and collaboration across  
5           the various scholarship and employment programs of  
6           the Department.

7           “(B) The organization described in subpara-  
8           graph (A) shall have the following duties:

9                   “(i) Establish an interconnected network  
10                  and database across the scholarship and em-  
11                  ployment programs of the Department, includ-  
12                  ing, at a minimum the SMART Defense Edu-  
13                  cation Program, the Defense Civilian Training  
14                  Corps, the National Defense Science and Engi-  
15                  neering Graduate Fellowship, the Army AEOP  
16                  apprenticeship program, and the Consortium  
17                  Research Fellows Program;

18                   “(ii) aid in matching scholarships to indi-  
19                  viduals pursuing courses of study in in-demand  
20                  skill areas; and

21                   “(iii) build a network of program partici-  
22                  pants, past, present, and future whom DOD de-  
23                  partments can draw on to fill skills gaps.

24           “(C) On an annual basis, the organization de-  
25           scribed in subparagraph (A) shall publish, on a pub-

1       licly accessible website of the Department of De-  
2       fense, an annual report on the workforce require-  
3       ments and expected future needs of the civilian  
4       workforce of the Department of Defense.”;

5           (5) by redesignating subsection (j), as so redesi-  
6       gnated, as subsection (k);

7           (6) by inserting after subsection (i) the fol-  
8       lowing new subsection:

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

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

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

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

22              “(B) a company deemed critical to the na-  
23              tional security infrastructure that makes such a  
24              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:

1 **SEC. 8 \_\_\_\_ . ALTERNATIVE SPACE ACQUISITION SYSTEM FOR**  
2 **THE UNITED STATES SPACE FORCE.**

3 (a) MILESTONE DECISION AUTHORITY FOR MAJOR  
4 DEFENSE ACQUISITION PROGRAMS AND MAJOR SYS-  
5 TEMS.—

6 (1) PROGRAM EXECUTIVE OFFICER.—The Sec-  
7 retary of the Air Force may assign an appropriate  
8 program executive officer as the milestone decision  
9 authority for major defense acquisition programs of  
10 the United States Space Force.

11 (2) PROGRAM MANAGER.—The program execu-  
12 tive officer assigned under paragraph (1) may dele-  
13 gate authority over major systems to an appropriate  
14 program manager.

15 (b) ALTERNATIVE SPACE ACQUISITION SYSTEM.—

16 (1) IN GENERAL.—The Secretary of Defense  
17 shall take such actions necessary to develop an ac-  
18 quisition pathway within the Department of Defense  
19 to be know as the “Alternative Space Acquisition

1 System” that is specifically tailored for space sys-  
2 tems and programs in order to achieve faster acqui-  
3 sition and more rapid fielding of critical systems (in-  
4 cluding by using new commercial capabilities and  
5 services), while maintaining accountability for effec-  
6 tive programs that are delivered on time and on  
7 budget.

8 (2) GOAL.—The goal of the Alternative Space  
9 Acquisition System shall be to quickly and effectively  
10 acquire space warfighting capabilities needed to ad-  
11 dress the requirements of the national defense strat-  
12 egy (as defined under section 113(g) of title 10,  
13 United States Code).

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

19 (A) Proposed United States Space Force  
20 budget line items for fiscal year 2022, includ-  
21 ing—

22 (i) a comparison with budget line  
23 items for major defense acquisition pro-  
24 grams and major systems of the United

1 States Space Force for three previous fis-  
2 cal years; and

3 (ii) measures to ensure sufficient  
4 transparency related to the performance of  
5 the Alternative Space Acquisition System  
6 and opportunities to oversee funding prior-  
7 ities for the Alternative Space Acquisition  
8 System;

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

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

19 (D) A list of space acquisition programs  
20 that may be able to use existing alternative ac-  
21 quisition pathways.

22 (E) Policies for a new Alternative Space  
23 Acquisition System with specific acquisition key  
24 decision points and reporting requirements for  
25 development, fielding, and sustainment activi-

1 ties that meets the requirements of the adaptive  
2 acquisition framework (as described in Depart-  
3 ment of Defense Instruction 5000.02, “Oper-  
4 ation of the Adaptive Acquisition Framework”);

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

8 (G) Policies and a governance structure for  
9 a separate United States Space Force budget  
10 topline, corporate process, and portfolio man-  
11 agement process.

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

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

24 (d) DEFINITIONS.—In this section:

1 (1) MAJOR DEFENSE ACQUISITION PROGRAM.—

2 The term “major defense acquisition program” has  
3 the meaning given in section 2430 of title 10,  
4 United States Code.

5 (2) MAJOR SYSTEM.—The term “major system”  
6 has the meaning given in section 2302 of title 10,  
7 United States Code.

8 (3) MILESTONE DECISION AUTHORITY.—The  
9 term “milestone decision authority” has the meaning  
10 given in section 2431a of title 10, United States  
11 Code.

12 (4) PROGRAM EXECUTIVE OFFICER; PROGRAM  
13 MANAGER.—The terms “program executive officer”  
14 and “program manager” have the meanings given  
15 those terms, respectively, in section 1737 of title 10,  
16 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:

1 **SEC. 17\_\_\_. NONIMMIGRANT STATUS FOR CERTAIN NA-**  
2 **TIONALS OF PORTUGAL.**

3 For purposes of clauses (i) and (ii) of section  
4 101(a)(15)(E) of the Immigration and Nationality Act (8  
5 U.S.C. 1101(a)(15)(E)), Portugal shall be considered to  
6 be a foreign state described in such section if the Govern-  
7 ment of Portugal provides similar nonimmigrant status to  
8 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:

1 **Subtitle \_\_\_\_\_—Space Technology**  
2 **Advancement Report (STAR)**  
3 **Act of 2020**

4 **SEC. \_\_\_\_ . SHORT TITLE.**

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

7 **SEC. \_\_\_\_ . FINDINGS.**

8 Congress finds the following:

9 (1) As stated in the United States-China Eco-  
10 nomic and Security Commission’s 2019 Report to  
11 Congress, the United States retains many advan-  
12 tages over the People’s Republic of China (PRC) in  
13 space, including—

14 (A) the organization and technical exper-  
15 tise of its space program;

16 (B) the capabilities of the National Aero-  
17 nautics and Space Administration for human  
18 spaceflight and exploration;

19 (C) its vibrant commercial space sector;

1 (D) its long history of space leadership;  
2 and  
3 (E) many international partnerships.

4 (2) The PRC seeks to establish a leading posi-  
5 tion in the economic and military use of outer space  
6 and views space as critical to its future security and  
7 economic interests.

8 (3) The PRC's national-level commitment to es-  
9 tablishing itself as a global space leader harms  
10 United States interests and threatens to undermine  
11 many of the advantages the United States has  
12 worked so long to establish.

13 (4) For over 60 years, the United States has  
14 led the world in space exploration and human space  
15 flight through a robust national program that en-  
16 sures NASA develops and maintains critical  
17 spaceflight systems to enable this leadership, includ-  
18 ing the Apollo program's Saturn V rocket, the Space  
19 Shuttle, the International Space Station and the  
20 Space Launch System and Orion today.

21 (5) The Defense Intelligence Agency noted in  
22 its 2019 "Challenges to U.S. Security in Space" re-  
23 port that the PRC was developing a national super-  
24 heavy lift rocket comparable to NASA's Space  
25 Launch System.



1 (6) The United States space program and com-  
2 mercial space sector risks being hollowed out by the  
3 PRC's plans to attain leadership in key technologies.

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

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

17 (9) The United States Congress passed the  
18 Wolf Amendment as part of the Fiscal Year 2012  
19 Consolidated and Further Continuing Appropria-  
20 tions Act (Public Law 112-55) and every year there-  
21 after in response to the nefarious and offensive na-  
22 ture of Chinese activities in the space industry.

23 **SEC. \_\_\_\_ . REPORT; STRATEGY.**

24 (a) REPORT.—

1           (1) IN GENERAL.—Not later than 1 year after  
2           the date of enactment of this section, and annually  
3           thereafter in fiscal years 2022 and 2023, the Na-  
4           tional Space Council shall submit to the appropriate  
5           congressional committees an interagency assessment  
6           of the ability of the United States to compete with  
7           foreign space programs and in the emerging com-  
8           mercial space economy.

9           (2) CONTENT OF REPORT.—The report shall in-  
10          clude information on the following:

11                 (A) An assessment of the human explo-  
12                 ration and spaceflight capabilities of the na-  
13                 tional space program of the United States re-  
14                 lative to national programs of the PRC.

15                 (B) An assessment of—

16                         (i) the viability of extraction of space-  
17                         based precious minerals, onsite exploitation  
18                         of space-based natural resources, and utili-  
19                         zation of space-based solar power;

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

23                         (iii) any potential terrestrial or space  
24                         environmental impacts of space-based solar  
25                         power.

1 (C) An assessment of United States stra-  
2 tegic interests in or related to cislunar space.

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

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

11 (F) The steps by which the National Aero-  
12 nautics and Space Administration, the Depart-  
13 ment of Defense, and other United States Fed-  
14 eral agencies conduct the necessary due dili-  
15 gence and security reviews prior to investing in  
16 private space entities that may have received  
17 funding from foreign investment.

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

22 (H) An assessment of the current ability,  
23 role, costs, and authorities of the Department  
24 of Defense to mitigate the threats of commer-  
25 cial communications and navigation in space

1 from the PRC's growing counterspace capabili-  
2 ties, and any actions required to improve this  
3 capability.

4 (I) An assessment of how the PRC's activi-  
5 ties are impacting United States national secu-  
6 rity, including—

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

10 (ii) efforts of the PRC to seize control  
11 of critical elements of the United States  
12 space industry supply chain and United  
13 States space industry companies or sister  
14 companies with shared leadership; and gov-  
15 ernment cybersecurity capabilities.

16 (J) An assessment of efforts of the PRC to  
17 pursue cooperative agreements with other na-  
18 tions to advance space development.

19 (K) Recommendations to Congress, includ-  
20 ing recommendations with respect to—

21 (i) any legislative proposals to address  
22 threats by the PRC to the United States  
23 national space programs as well as domes-  
24 tic commercial launch and satellite indus-  
25 tries;

1 (ii) how the United States Govern-  
2 ment can best utilize existing Federal enti-  
3 ties to investigate and prevent potentially  
4 harmful investment by the PRC in the  
5 United States commercial space industry;

6 (3) FORM.—The report required under para-  
7 graph (1) shall be submitted in unclassified form,  
8 but may include a classified annex.

9 (b) STRATEGY.—

10 (1) IN GENERAL.—Not later than 1 year after  
11 the submission of the report required in subsection  
12 (a), the President, in consultation with the National  
13 Space Council, shall develop and submit to the ap-  
14 propriate congressional committees a strategy to en-  
15 sure the United States can—

16 (A) compete with other national space pro-  
17 grams;

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

20 (C) identify market, regulatory, and other  
21 means to address unfair competition from the  
22 PRC based on the findings of in the report re-  
23 quired in subsection (a);

1 (D) leverage commercial space capabilities  
2 to ensure United States national security and  
3 the security of United States interests in space;

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

7 (F) coordinate with international allies and  
8 partners in space

9 (3) FORM.—The strategy required under para-  
10 graph (1) shall be submitted in unclassified form,  
11 but may include a classified annex.

12 (c) DEFINITIONS.—In this section, the following defi-  
13 nitions apply:

14 (1) APPROPRIATE CONGRESSIONAL COMMIT-  
15 TEES OF CONGRESS.—The term “appropriate con-  
16 gressional committees” means—

17 (A) the Committee on Armed services, the  
18 Committee on Foreign Relations, and the Com-  
19 mittee on Commerce, Science, and Transpor-  
20 tation of the Senate; and

21 (B) the Committee on Armed Services, the  
22 Committee on Foreign Affairs, and the Com-  
23 mittee on Science, Space, and Technology of  
24 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:

1 **SEC. 16 \_\_\_\_ . CYBER THREAT INFORMATION COLLABORA-**  
2 **TION ENVIRONMENT.**

3           (a) IN GENERAL.—In consultation with the Cyber  
4 Threat Data Standards and Interoperability Council es-  
5 tablished pursuant to subsection (d), the Secretary of  
6 Homeland Security, in coordination with the Secretary of  
7 Defense and the Director of National Intelligence (acting  
8 through the Director of the National Security Agency),  
9 shall develop an information collaboration environment  
10 and associated analytic tools that enable entities to iden-  
11 tify, mitigate, and prevent malicious cyber activity to—

12                   (1) provide limited access to appropriate oper-  
13                   ationally relevant data about cybersecurity risks and  
14                   cybersecurity threats, including malware forensics  
15                   and data from network sensor programs, on a plat-  
16                   form that enables query and analysis;

17                   (2) allow such tools to be used in classified and  
18                   unclassified environments drawing on classified and  
19                   unclassified data sets;



1 (3) enable cross-correlation of data on cyberse-  
2 curity risks and cybersecurity threats at the speed  
3 and scale necessary for rapid detection and identi-  
4 fication;

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

7 (5) facilitate collaborative analysis between the  
8 Federal Government and private sector critical infra-  
9 structure entities and information and analysis orga-  
10 nizations.

11 (b) IMPLEMENTATION OF INFORMATION COLLABO-  
12 RATION ENVIRONMENT.—

13 (1) EVALUATION.—Not later than 180 days  
14 after the date of the enactment of this Act, the Sec-  
15 retary of Homeland Security, acting through the Di-  
16 rector of the Cybersecurity and Infrastructure Secu-  
17 rity Agency of the Department of Homeland Secu-  
18 rity, in coordination with the Secretary of Defense  
19 and the Director of National Intelligence (acting  
20 through the Director of the National Security Agen-  
21 cy), shall—

22 (A) identify, inventory, and evaluate exist-  
23 ing Federal sources of classified and unclassi-  
24 fied information on cybersecurity threats;

1 (B) evaluate current programs, applica-  
2 tions, or platforms intended to detect, identify,  
3 analyze, and monitor cybersecurity risks and  
4 cybersecurity threats; and

5 (C) coordinate with private sector critical  
6 infrastructure entities and, as determined ap-  
7 propriate by the Secretary of Homeland Secu-  
8 rity, in consultation with the Secretary of De-  
9 fense, other private sector entities, to identify  
10 private sector cyber threat capabilities, needs,  
11 and gaps.

12 (2) IMPLEMENTATION.—Not later than one  
13 year after the evaluation required under paragraph  
14 (1), the Secretary of Homeland Security, acting  
15 through the Director of the Cybersecurity and Infra-  
16 structure Security Agency, in coordination with the  
17 Secretary of Defense and the Director of National  
18 Intelligence (acting through the Director of the Na-  
19 tional Security Agency), shall begin implementation  
20 of the information collaboration environment devel-  
21 oped pursuant to subsection (a) to enable partici-  
22 pants in such environment to develop and run ana-  
23 lytic tools referred to in such subsection on specified  
24 data sets for the purpose of identifying, mitigating,  
25 and preventing malicious cyber activity that is a

1 threat to government and critical infrastructure.

2 Such environment and use of such tools shall—

3 (A) operate in a manner consistent with  
4 relevant privacy, civil rights, and civil liberties  
5 policies and protections, including such policies  
6 and protections established pursuant to section  
7 1016 of the Intelligence Reform and Terrorism  
8 Prevention Act of 2004 (6 U.S.C. 485);

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

12 (C) enable integration of current applica-  
13 tions, platforms, data, and information, includ-  
14 ing classified information, in a manner that  
15 supports integration of unclassified and classi-  
16 fied information on cybersecurity risks and cy-  
17 bersecurity threats;

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

20 (E) ensure accessibility by entities the Sec-  
21 retary of Homeland Security, in consultation  
22 with the Secretary of Defense and the Director  
23 of National Intelligence (acting through the Di-  
24 rector of the National Security Agency), deter-  
25 mines appropriate;

1 (F) allow for access by critical infrastruc-  
2 ture stakeholders and other private sector part-  
3 ners, at the discretion of the Secretary of  
4 Homeland Security, in consultation with the  
5 Secretary of Defense;

6 (G) deploy analytic tools across classifica-  
7 tion levels to leverage all relevant data sets, as  
8 appropriate;

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

13 (I) anticipate the integration of new tech-  
14 nologies and data streams, including data from  
15 government-sponsored network sensors or net-  
16 work-monitoring programs deployed in support  
17 of State, local, Tribal, and territorial govern-  
18 ments or private sector entities.

19 (c) ANNUAL REVIEW OF IMPACTS ON PRIVACY, CIVIL  
20 RIGHTS, AND CIVIL LIBERTIES.—The Secretary of Home-  
21 land Security and the Director of National Intelligence  
22 (acting through the Director of the Cybersecurity and In-  
23 frastructure Security Agency and the Director of the Na-  
24 tional Security Agency, respectively) shall direct the Pri-  
25 vacy, Civil Rights, and Civil Liberties Officers of their re-

1 spective agencies, in consultation with Privacy, Civil  
2 Rights, and Civil Liberties Officers of other Federal agen-  
3 cies participating in the information collaboration environ-  
4 ment, to conduct an annual review of the information col-  
5 laboration environment for compliance with fair informa-  
6 tion practices and civil rights and civil liberties policies.

7 Each such report shall be—

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

12 (2) with respect to the unclassified portions of  
13 each such report, made available on the public inter-  
14 net websites of the Department of Homeland Secu-  
15 rity and the Office of the Director of National Intel-  
16 ligence—

17 (A) not later than 30 days after submis-  
18 sion to the appropriate congressional commit-  
19 tees; and

20 (B) in an electronic format that is fully in-  
21 dexed and searchable; and

22 (3) with respect to a classified annex, submitted  
23 to the appropriate congressional committees in an  
24 electronic format that is fully indexed and search-  
25 able.

1 (d) POST-DEPLOYMENT ASSESSMENT.—Not later  
2 than two years after the implementation of the informa-  
3 tion collaboration environment under subsection (b), the  
4 Secretary of Homeland Security, the Secretary of Defense,  
5 and the Director of National Intelligence (acting through  
6 the Director of the National Security Agency) shall jointly  
7 submit to the appropriate congressional committees an as-  
8 sessment of whether to include additional entities, includ-  
9 ing critical infrastructure information sharing and anal-  
10 ysis organizations, in such environment.

11 (e) CYBER THREAT DATA STANDARDS AND INTER-  
12 OPERABILITY COUNCIL.—

13 (1) ESTABLISHMENT.—There is established an  
14 interagency council, to be known as the “Cyber  
15 Threat Data Standards and Interoperability Coun-  
16 cil” (in this subsection referred to as the “council”),  
17 chaired by the Secretary of Homeland Security, to  
18 establish data standards and requirements for public  
19 and private sector entities to participate in the infor-  
20 mation collaboration environment developed pursu-  
21 ant to subsection (a).

22 (2) OTHER MEMBERSHIP.—

23 (A) PRINCIPAL MEMBERS.—In addition to  
24 the Secretary of Homeland Security, the council  
25 shall be composed of the Director of the Cyber-

1 security and Infrastructure Security Agency of  
2 the Department of Homeland Security, the Sec-  
3 retary of Defense, and the Director of National  
4 Intelligence (acting through the Director of the  
5 National Security Agency).

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

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

24 (A) Network-monitoring and intrusion de-  
25 tection programs.

1 (B) Cyber threat indicator sharing pro-  
2 grams.

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

5 (C) Incident response and cybersecurity  
6 technical assistance programs.

7 (D) Malware forensics and reverse-engi-  
8 neering programs.

9 (E) The defense industrial base threat in-  
10 telligence program of the Department of De-  
11 fense.

12 (4) DATA GOVERNANCE.—The council shall es-  
13 tablish a committee comprised of the privacy officers  
14 of the Department of Homeland Security, the De-  
15 partment of Defense, and the National Security  
16 Agency. Such committee shall establish procedures  
17 and data governance structures, as necessary, to  
18 protect sensitive data, comply with Federal regula-  
19 tions and statutes, and respect existing consent  
20 agreements with private sector critical infrastructure  
21 entities that apply to critical infrastructure informa-  
22 tion.

23 (5) RECOMMENDATIONS.—The council shall, as  
24 appropriate, submit recommendations to the Presi-  
25 dent to support the operation, adaptation, and secu-



1 rity of the information collaboration environment de-  
2 veloped pursuant to subsection (a).

3 (f) NO ADDITIONAL ACTIVITIES AUTHORIZED.—

4 Nothing in section may be construed to—

5 (1) alter the responsibility of entities to follow  
6 guidelines issued pursuant to section 105(b) of the  
7 Cybersecurity Act of 2015 (6 U.S.C. 1504(b); en-  
8 acted as division N of the Consolidated Appropria-  
9 tions Act, 2016 (Public Law 114–113)) with respect  
10 to data obtained by an entity in connection with ac-  
11 tivities authorized under the Cybersecurity Act of  
12 2015 and shared through the information collabora-  
13 tion environment developed pursuant to subsection  
14 (a); or

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

18 (g) DEFINITIONS.—In this section:

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

22 (A) in the House of Representatives—

23 (i) the Permanent Select Committee  
24 on Intelligence;

1 (ii) the Committee on Homeland Se-  
2 curity;

3 (iii) the Committee on the Judiciary;  
4 and

5 (iv) the Committee on Armed Serv-  
6 ices; and

7 (B) in the Senate—

8 (i) the Select Committee on Intel-  
9 ligence;

10 (ii) the Committee on Homeland Se-  
11 curity and Governmental Affairs;

12 (iii) the Committee on the Judiciary;  
13 and

14 (iv) the Committee on Armed Serv-  
15 ices.

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

20 (3) CRITICAL INFRASTRUCTURE INFORMA-  
21 TION.—The term “critical infrastructure informa-  
22 tion” has the meaning given such term in section  
23 2222 of the Homeland Security Act of 2002 (6  
24 U.S.C. 671).

1 (4) CYBER THREAT INDICATOR.—The term  
2 “cyber threat indicator” has the meaning given such  
3 term in section 102(6) of the Cybersecurity Act of  
4 2015 (enacted as division N of the Consolidated Ap-  
5 propriations Act, 2016 (Public Law 114–113; 6  
6 U.S.C. 1501(6))).

7 (5) CYBERSECURITY RISK.—The term “cyberse-  
8 curity risk” has the meaning given such term in sec-  
9 tion 2209 of the Homeland Security Act of 2002 (6  
10 U.S.C. 659).

11 (6) CYBERSECURITY THREAT.—The term “cy-  
12 bersecurity threat” has the meaning given such term  
13 in section 102(5) of the Cybersecurity Act of 2015  
14 (enacted as division N of the Consolidated Appro-  
15 priations Act, 2016 (Public Law 114–113; 6 U.S.C.  
16 1501(5))).

17 (7) INFORMATION SHARING AND ANALYSIS OR-  
18 GANIZATION.—The term “information sharing and  
19 analysis organization” has the meaning given such  
20 term in section 2222 of the Homeland Security Act  
21 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:

1 **SEC. \_\_. SENSE OF CONGRESS ON EXTENSION OF LIMITA-**  
2 **TIONS ON IMPORTATION OF URANIUM FROM**  
3 **RUSSIAN FEDERATION.**

4 It is the sense of Congress that—

5 (1) a secure nuclear fuel supply chain is essen-  
6 tial to the economic and national security of the  
7 United States;

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

12 (3) the Agreement Suspending the Antidumping  
13 Investigation on Uranium from the Russian Federa-  
14 tion (commonly referred to as the “Russian Suspen-  
15 sion Agreement”), which limits imports of Russian  
16 uranium to 20 percent of the market share, is vital  
17 to averting American dependence on Russian energy;

18 (4) the United States should—

1 (A) expeditiously complete negotiation of  
2 an extension of the Russian Suspension Agree-  
3 ment to cap the market share for Russian ura-  
4 nium at 20 percent or lower; or

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

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

16 (ii) to protect the United States nu-  
17 clear fuel supply chain from the continued  
18 manipulation of the global and United  
19 States uranium markets by the Russian  
20 Federation and Russian-influenced com-  
21 petitors;

22 (5) a renegotiated, long-term extension of the  
23 Russian Suspension Agreement can prevent adver-  
24 saries of the United States from monopolizing the  
25 nuclear fuel supply chain;

1 (6) as was done in 2008, upon completion of a  
2 new negotiated long-term extension of the Russian  
3 Suspension Agreement, Congress should enact legis-  
4 lation to codify the terms of extension into law to  
5 ensure long-term stability for the domestic nuclear  
6 fuel supply chain; and

7 (7) if the negotiations to extend the Russian  
8 Suspension Agreement prove unsuccessful, Congress  
9 should be prepared to enact legislation to prevent  
10 the manipulation by the Russian Federation of glob-  
11 al uranium markets and potential domination by the  
12 Russian Federation of the United States uranium  
13 market.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. LARSEN OF WASHINGTON**

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

1 **SEC. 2 \_\_ . MODIFICATION OF REQUIREMENTS RELATING**  
2 **TO CERTAIN COOPERATIVE RESEARCH AND**  
3 **DEVELOPMENT AGREEMENTS.**

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

6 (1) in subsection (b)(2), by striking “and the  
7 Under Secretary” and inserting “or the Under Sec-  
8 retary”;

9 (2) in subsection (c)—

10 (A) by striking “Each cooperative” and in-  
11 serting “(1) Except as provided in paragraph  
12 (2), each cooperative”; and

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

15 “(2) A cooperative research and development project  
16 may be entered into under this section under which costs  
17 are shared between the participants on an unequal basis  
18 if the Secretary of Defense, or an official specified in sub-  
19 section (b)(2) to whom the Secretary delegates authority

1 under this paragraph, makes a written determination that  
2 unequal cost sharing provides strategic value to the United  
3 States or another participant in the project.

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

7 (3) in subsection (d)—

8 (A) in paragraph (1), by striking “In order  
9 to” and inserting “Except as provided in para-  
10 graph (2), in order to”;

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

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

15 “(2)(A) The Secretary of Defense, or an official spec-  
16 ified in subsection (b)(2) to whom the Secretary delegates  
17 authority under this paragraph, may waive the prohibition  
18 under paragraph (1) to allow the procurement of qualified  
19 services from a foreign government, foreign research orga-  
20 nization, or other foreign entity on a case-by-case basis.

21 “(B) Not later than 30 days before issuing a waiver  
22 under subparagraph (A), the Secretary of Defense or the  
23 official specified in subsection (b)(2) to whom the Sec-  
24 retary delegates authority under this paragraph (as the  
25 case may be) shall submit to the congressional defense



1 committees, the Committee on Foreign Affairs of the  
2 House of Representatives, and the Committee on Foreign  
3 Relations of the Senate written notice of the intent to  
4 issue such a waiver.

5       “(C) For purposes of this paragraph, the term ‘quali-  
6 fied services’ means engineering support services and local  
7 management services, including launch support services,  
8 test configuration support services, test range support  
9 services, and development support services, that are not  
10 covered by a memorandum of understanding (or other for-  
11 mal agreement) to conduct a cooperative research and de-  
12 velopment 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:

1 **SEC. 31 \_\_\_\_ . PROGRAM FOR RESEARCH AND DEVELOPMENT**  
2 **OF ADVANCED NAVAL NUCLEAR FUEL SYS-**  
3 **TEM BASED ON LOW-ENRICHED URANIUM.**

4 (a) ESTABLISHMENT.—Not later than 60 days after  
5 the date of the enactment of this Act, the Administrator  
6 for Nuclear Security shall establish a program to assess  
7 the viability of using low-enriched uranium in naval nu-  
8 clear propulsion reactors, including such reactors located  
9 on aircraft carriers and submarines, that meet the require-  
10 ments of the Navy.

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

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

17 (2) manufacturing of candidate advanced low-  
18 enriched uranium fuels;

1           (3) irradiation tests and post-irradiation exam-  
2           ination of these fuels; and

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

5           (c) REPORT.—Not later than 120 days after the date  
6 of the enactment of this Act, the Administrator shall sub-  
7 mit to the congressional defense committees a plan out-  
8 lining the activities the Administrator will carry out under  
9 the program established under subsection (a), including  
10 the funding requirements associated with developing a  
11 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:

1 **SEC. 5 \_\_\_\_ . ESTABLISHMENT OF SPECIAL INSPECTOR GEN-**  
2 **ERAL FOR RACIAL AND ETHNIC DISPARITIES**  
3 **IN THE ARMED FORCES; AMENDMENTS TO IN-**  
4 **SPECTOR GENERAL ACT.**

5 (a) SPECIAL INSPECTOR GENERAL FOR RACIAL AND  
6 ETHNIC DISPARITIES IN THE ARMED FORCES.—

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

9 (A) To provide for the independent and ob-  
10 jective conduct and supervision of audits and  
11 investigations relating to racial and ethnic dis-  
12 parities in military personnel and military jus-  
13 tice systems, and white supremacy among mili-  
14 tary personnel.

15 (B) To provide recommendations to the  
16 Secretary of Defense and to Congress on ac-  
17 tions necessary to eliminate racial and ethnic  
18 disparities in military personnel and military  
19 justice systems.

1           (2) OFFICE OF INSPECTOR GENERAL.—To  
2 carry out the purposes of paragraph (1), there is  
3 hereby established, in the Department of Defense,  
4 the Office of the Special Inspector General for Ra-  
5 cial and Ethnic Disparities in the Armed Forces.

6           (3) APPOINTMENT OF INSPECTOR GENERAL.—

7           (A) NOMINATION; APPOINTMENT.—The  
8 head of the Office of the Special Inspector Gen-  
9 eral for Racial and Ethnic Disparities is the  
10 Special Inspector General for Racial and Ethnic  
11 Disparities (in this section referred to as the  
12 “Inspector General”), who shall be appointed  
13 by the President, by and with the advice and  
14 consent of the Senate.

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

21           (C) DEADLINE FOR NOMINATION.—The  
22 nomination of an individual as Inspector Gen-  
23 eral shall be made not later than 90 days after  
24 the date of the enactment of this Act.

1 (D) COMPENSATION.—The annual rate of  
2 basic pay of the Inspector General shall be the  
3 annual rate of basic pay provided for positions  
4 at level IV of the Executive Schedule under sec-  
5 tion 5315 of title 5, United States Code.

6 (E) PROHIBITION ON POLITICAL ACTIVI-  
7 TIES.—For purposes of section 7324 of title 5,  
8 United States Code, the Inspector General shall  
9 not be considered an employee who determines  
10 policies to be pursued by the United States in  
11 the nationwide administration of Federal law.

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

16 (4) ASSISTANT INSPECTORS GENERAL.—The  
17 Inspector General shall, in accordance with applica-  
18 ble laws and regulations governing the civil service,  
19 appoint an Assistant Inspector General for Military  
20 Justice who shall have the responsibility for auditing  
21 and investigation activities relating to racial and eth-  
22 nic disparities within the military justice system.

23 (5) SUPERVISION.—

24 (A) IN GENERAL.—Except as provided in  
25 subparagraph (B), the Inspector General shall

1 report directly to, and be under the general su-  
2 pervision of the Secretary of Defense.

3 (B) INDEPENDENCE TO CONDUCT INVES-  
4 TIGATIONS AND AUDITS.—No officer of the De-  
5 partment of Defense shall prevent or prohibit  
6 the Inspector General from initiating, carrying  
7 out, or completing any audit or investigation re-  
8 lated to racial and ethnic disparities or from  
9 issuing any subpoena during the course of any  
10 such audit or investigation.

11 (6) DUTIES.—

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

16 (i) the effect of military justice poli-  
17 cies and practices on racial and ethnic dis-  
18 parities, including overrepresentation of  
19 minorities in actions related to investiga-  
20 tions, courts-martial, nonjudicial punish-  
21 ments, and other military justice actions as  
22 determined by the Inspector General;

23 (ii) the effect of military personnel  
24 policies and practices, including recruiting,  
25 accessions, and promotions, on racial and



1 ethnic disparities, including underrepresenten-  
2 tation of minorities among members of the  
3 Armed Forces under the jurisdiction of the  
4 Secretary of a military department in  
5 grades above E-7;

6 (iii) the scope and efficacy of existing  
7 diversity and inclusion offices and pro-  
8 grams within the Department of Defense;  
9 and

10 (iv) white supremacist activities  
11 among military personnel and any other  
12 issues, determined by the Inspector Gen-  
13 eral, necessary to address racial and ethnic  
14 disparities within the Armed Forces under  
15 the jurisdiction of the Secretary of a mili-  
16 tary department.

17 (B) OTHER DUTIES RELATED TO OVER-  
18 SIGHT.—The Inspector General shall establish,  
19 maintain, and oversee such systems, procedures,  
20 and controls as the Inspector General considers  
21 appropriate to discharge the duties under sub-  
22 paragraph (A).

23 (C) DUTIES AND RESPONSIBILITIES  
24 UNDER INSPECTOR GENERAL ACT OF 1978.—In  
25 addition to the duties specified in subpara-

1 graphs (A) and (B), the Inspector General shall  
2 also have the duties and responsibilities of in-  
3 spectors general under the Inspector General  
4 Act of 1978.

5 (D) COORDINATION OF EFFORTS.—In car-  
6 rying out the duties, responsibilities, and au-  
7 thorities of the Inspector General under this  
8 section, the Inspector General shall coordinate  
9 with, and receive the cooperation of each of the  
10 following:

11 (i) The Inspector General of the De-  
12 partment of Defense.

13 (ii) The Inspector General of the  
14 Army.

15 (iii) The Inspector General of the  
16 Navy.

17 (iv) The Inspector General of the Air  
18 Force.

19 (7) POWERS AND AUTHORITIES.—

20 (A) AUTHORITIES UNDER INSPECTOR GEN-  
21 ERAL ACT OF 1978.—In carrying out the duties  
22 specified in paragraph (6), the Inspector Gen-  
23 eral shall have the authorities provided in sec-  
24 tion 6 of the Inspector General Act of 1978.

1           (B) AUDIT STANDARDS.—The Inspector  
2           General shall carry out the duties specified in  
3           paragraph (6)(A) in accordance with section  
4           4(b)(1) of the Inspector General Act of 1978.

5           (8) PERSONNEL, FACILITIES, AND OTHER RE-  
6           SOURCES.—

7           (A) PERSONNEL.—The Inspector General  
8           may select, appoint, and employ such officers  
9           and employees as may be necessary for carrying  
10          out the duties of the Inspector General, subject  
11          to the provisions of title 5, United States Code,  
12          governing appointments in the competitive serv-  
13          ice, and the provisions of chapter 51 and sub-  
14          chapter III of chapter 53 of such title, relating  
15          to classification and General Schedule pay  
16          rates.

17          (B) EMPLOYMENT OF EXPERTS AND CON-  
18          SULTANTS.—The Inspector General may obtain  
19          services as authorized by section 3109 of title  
20          5, United States Code, at daily rates not to ex-  
21          ceed the equivalent rate prescribed for grade  
22          GS–15 of the General Schedule by section 5332  
23          of such title.

24          (C) CONTRACTING AUTHORITY.—To the  
25          extent and in such amounts as may be provided

1 in advance by appropriations Acts, the Inspec-  
2 tor General may enter into contracts and other  
3 arrangements for audits, studies, analyses, and  
4 other services with public agencies and with pri-  
5 vate persons, and make such payments as may  
6 be necessary to carry out the duties of the In-  
7 spector General.

8 (D) RESOURCES.—The Secretary of De-  
9 fense, as appropriate, shall provide the Inspec-  
10 tor General with appropriate and adequate of-  
11 fice space at appropriate locations of the De-  
12 partment of Defense, together with such equip-  
13 ment, office supplies, and communications fa-  
14 cilities and services as may be necessary for the  
15 operation of such offices, and shall provide nec-  
16 essary maintenance services for such offices and  
17 the equipment and facilities located therein.

18 (E) ASSISTANCE FROM FEDERAL AGEN-  
19 CIES.—

20 (i) IN GENERAL.—Upon request of  
21 the Inspector General for information or  
22 assistance from any department, agency,  
23 or other entity of the Federal Government,  
24 the head of such entity shall, insofar as is  
25 practicable and not in contravention of any

1 existing law, furnish such information or  
2 assistance to the Inspector General, or an  
3 authorized designee.

4 (ii) REPORTING OF REFUSED ASSIST-  
5 ANCE.—Whenever information or assist-  
6 ance requested by the Inspector General is,  
7 in the judgment of the Inspector General,  
8 unreasonably refused or not provided, the  
9 Inspector General shall report the cir-  
10 cumstances to the Secretary of Defense, as  
11 appropriate, and to the appropriate con-  
12 gressional committees without delay.

13 (9) REPORTS.—

14 (A) QUARTERLY REPORTS.—Not later  
15 than 30 days after the end of each fiscal-year  
16 quarter, the Inspector General shall submit  
17 quarterly reports to the Secretary of Defense  
18 and the congressional defense committees sum-  
19 marizing the activities of the Inspector General  
20 for the previous quarter.

21 (B) ANNUAL REPORTS.—The Inspector  
22 General shall submit annual reports to the Sec-  
23 retary of Defense and the congressional defense  
24 committees presenting recommendations for  
25 changes to policy, practice, regulation, and stat-

1           ute to eliminate disparities within the military  
2           personnel and military justice systems and to  
3           eliminate white supremacist activities among  
4           military personnel.

5           (C) OCCASIONAL REPORTS.—The Inspector  
6           General shall, from time to time, submit addi-  
7           tional reports containing findings and rec-  
8           ommendations at the discretion of the Inspector  
9           General.

10          (D) ONLINE PUBLICATION.—The Inspector  
11          General shall publish each report under this  
12          paragraph on a publicly available website not  
13          later than seven days after submission to the  
14          Secretary of Defense and the congressional de-  
15          fense committees.

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

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

25                 (1) in section 3(b)—

1 (A) by inserting “(1)” before “An Inspec-  
2 tor General”;

3 (B) by inserting after the first sentence  
4 the following: “An Inspector General may only  
5 be removed by the President before the expira-  
6 tion of the term of the Inspector General for  
7 permanent incapacity, neglect of duty, malfea-  
8 sance, conviction of a felony or conduct involv-  
9 ing moral turpitude, knowing violation of a law,  
10 gross mismanagement, gross waste of funds, or  
11 abuse of authority.”; and

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

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

21 “(A) A description of the facts and cir-  
22 cumstances of each investigation involving a senior  
23 government employee (as defined in section 5 of this  
24 Act) being conducted by that Inspector General at  
25 the time of such removal.

1           “(B) Any other matter that the Inspector Gen-  
2           eral determines to include.

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

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

13           “(3) In the event of the removal of an Inspector Gen-  
14 eral, the Council of the Inspectors General on Integrity  
15 and Efficiency shall—

16           “(A) investigate the reasons for removal pro-  
17           vided by the President;

18           “(B) publish a report including the determina-  
19           tion of the Council whether the reasons described in  
20           subparagraph (A) are in accordance with the rel-  
21           evant provisions relating to for cause removal;

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



1           “(D) submit, to the congressional committees  
2           the Council determine to be relevant, a report that  
3           includes the determination of the Council whether an  
4           investigation described in subparagraph (C) moti-  
5           vated such removal.”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. LANGEVIN**

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

1 **SEC. 16 \_\_\_\_ . ESTABLISHMENT OF INTEGRATED CYBER CEN-**  
2 **TER.**

3 (a) IN GENERAL.—Not later than 180 days after the  
4 date of the enactment of this Act, the Secretary of Home-  
5 land Security, in coordination with the Secretary of De-  
6 fense, the Attorney General, the Director of the Federal  
7 Bureau of Investigation, and the Director of National In-  
8 telligence, shall submit to the relevant congressional com-  
9 mittees a report on Federal cybersecurity centers and the  
10 potential for better coordination of Federal cyber efforts  
11 at an integrated cyber center within the national cyberse-  
12 curity and communications integration center of the De-  
13 partment of Homeland Security established pursuant to  
14 section 2209 of the Homeland Security Act of 2002 (6  
15 U.S.C. 659).

16 (b) CONTENTS.—To prepare the report required by  
17 subsection (a), the Secretary of Homeland Security shall  
18 aggregate information from components of the Depart-  
19 ment of Homeland Security with information provided to

1 the Secretary of Homeland Security by the Secretary of  
2 Defense, the Attorney General, the Director of the Federal  
3 Bureau of Investigation, and the Director of National In-  
4 telligence. Such aggregated information shall relate to the  
5 following topics:

6 (1) Any challenges regarding capacity and  
7 funding identified by the Secretary of Homeland Se-  
8 curity, the Director of the Federal Bureau of Inves-  
9 tigation, the Attorney General, the Secretary of De-  
10 fense, or the Director of National Intelligence that  
11 negatively impact coordination with the national cy-  
12 bersecurity and communications integration center  
13 of the Department of Homeland Security in further-  
14 ance of the security and resilience of critical infra-  
15 structure.

16 (2) Distinct statutory authorities identified by  
17 the Secretary of Homeland Security, the Attorney  
18 General, the Director of the Federal Bureau of In-  
19 vestigation, the Secretary of Defense, or the Direc-  
20 tor of National Intelligence that should not be lever-  
21 aged by an integrated cyber center within the na-  
22 tional cybersecurity and communications integration  
23 center.

24 (3) Any challenges associated with effective  
25 mission coordination and deconfliction between the

1 Cybersecurity and Infrastructure Security Agency of  
2 the Department of Homeland Security and other  
3 Federal agencies that could be addressed with the  
4 creation of an integrated cyber center within the na-  
5 tional cybersecurity and communications integration  
6 center.

7 (4) How capabilities or missions of existing  
8 Federal cyber centers could benefit from greater in-  
9 tegration or collocation to support cybersecurity col-  
10 laboration with critical infrastructure at an inte-  
11 grated cyber center within the national cybersecurity  
12 and communications integration center, including  
13 the following Federal cyber centers:

14 (A) The National Security Agency's Cyber  
15 Threat Operations Center.

16 (B) United States Cyber Command's Joint  
17 Operations Center.

18 (C) The Office of the Director of National  
19 Intelligence's Cyber Threat Intelligence Integra-  
20 tion Center.

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

23 (E) The Department of Defense's Defense  
24 Cyber Crime Center.

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

4 (c) ELEMENTS.—The report required under sub-  
5 section (a) shall—

6 (1) identify any challenges regarding the Cyber-  
7 security and Infrastructure Security Agency’s cur-  
8 rent authorities, structure, resources, funding, abil-  
9 ity to recruit and retain its workforce, or inter-  
10 agency coordination that negatively impact the abil-  
11 ity of the Agency to fulfill its role as the central co-  
12 ordinator for critical infrastructure cybersecurity  
13 and resilience pursuant to its authorities under the  
14 Homeland Security Act of 2002, and information on  
15 how establishing an integrated cyber center within  
16 the national cybersecurity and communications inte-  
17 gration center would address such challenges;

18 (2) identify any facility needs for the Cyberse-  
19 curity and Infrastructure Security Agency to ade-  
20 quately host personnel, maintain sensitive compart-  
21 mented information facilities, and other resources to  
22 serve as the primary coordinating body charged with  
23 forging whole-of-government, public-private collabo-  
24 ration in cybersecurity, pursuant to such authorities;

1 (3) identify any lessons from the United King-  
2 dom's National Cybersecurity Center model to deter-  
3 mine whether an integrated cyber center within the  
4 Cybersecurity and Infrastructure Security Agency  
5 should be similarly organized into an unclassified en-  
6 vironment and a classified environment;

7 (4) recommend any changes to procedures and  
8 criteria for increasing and expanding the participa-  
9 tion and integration of public- and private-sector  
10 personnel into Federal cyber defense and security ef-  
11 forts, including continuing limitations or hurdles in  
12 the security clearance program for private sector  
13 partners and integrating private sector partners into  
14 a Cybersecurity and Infrastructure Security Agency  
15 integrated cyber center; and

16 (5) propose policies, programs, or practices that  
17 could overcome challenges identified in the aggre-  
18 gated information under subsection (b), including  
19 the creation of an integrated cyber center within the  
20 national cybersecurity and communications integra-  
21 tion center, accompanied by legislative proposals, as  
22 appropriate.

23 (d) PLAN.—Upon submitting the report pursuant to  
24 subsection (a), the Secretary of Homeland Security, in co-  
25 ordination with the Secretary of Defense, the Attorney

1 General, the Director of the Federal Bureau of Investiga-  
2 tion, and the Director of National Intelligence, shall de-  
3 velop a plan to establish an integrated cyber center within  
4 the national cybersecurity and communications integration  
5 center.

6 (e) ESTABLISHMENT.—Not later than one year after  
7 the submission of the report required under subsection (a),  
8 the Secretary of Homeland Security, in coordination with  
9 the Secretary of Defense, the Attorney General, the Direc-  
10 tor of the Federal Bureau of Investigation, and the Direc-  
11 tor of National Intelligence, shall begin establishing an in-  
12 tegrated cyber center in the national cybersecurity and  
13 communications integration center.

14 (f) ANNUAL UPDATES.—Beginning one year after the  
15 submission of the report required under subsection (a) and  
16 annually thereafter, the Secretary of Homeland Security,  
17 in coordination with the Secretary of Defense, the Attor-  
18 ney General, the Director of the Federal Bureau of Inves-  
19 tigation, and the Director of National Intelligence, shall  
20 submit to the relevant congressional committees updates  
21 regarding efforts to establish and operate an integrated  
22 cyber center in the national cybersecurity and communica-  
23 tions integration center pursuant to subsection (e), includ-  
24 ing information on progress made toward overcoming any

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

3 (g) PRIVACY REVIEW.—The Privacy Officers of the  
4 Department of Homeland Security, the Department of  
5 Defense, the Department of Justice, and the Federal Bu-  
6 reau of Investigation, and the Director of National Intel-  
7 ligence shall review and provide to the relevant congres-  
8 sional committees comment, as appropriate, on each re-  
9 port and legislative proposal submitted under this section.

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

12 (1) in the House of Representatives—

13 (A) the Committee on Armed Services;

14 (B) the Committee on the Judiciary;

15 (C) the Permanent Select Committee on  
16 Intelligence; and

17 (D) the Committee on Homeland Security;

18 and

19 (2) in the Senate—

20 (A) the Committee on Armed Services;

21 (B) the Committee on the Judiciary;

22 (C) the Select Committee on Intelligence;

23 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:

1 **SEC. 31\_\_\_ . FINDINGS, PURPOSE, AND APOLOGY RELATING**  
2 **TO FALLOUT EMITTED DURING THE GOVERN-**  
3 **MENT'S ATMOSPHERIC NUCLEAR TESTS.**

4 Section 2(a)(1) of the Radiation Exposure Com-  
5 pensation Act (Public Law 101-426; 42 U.S.C. 2210  
6 note) is amended by inserting “, including individuals in  
7 New Mexico, Idaho, Colorado, Arizona, Utah, Texas, Wyo-  
8 ming, Oregon, Washington, South Dakota, North Dakota,  
9 Nevada, Guam, and the Northern Mariana Islands,” after  
10 “tests exposed individuals”.



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

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

1 **SEC. 2 \_\_\_\_ . STUDY ON MECHANISMS FOR ATTRACTING AND**  
2 **RETAINING HIGH QUALITY TALENT IN THE**  
3 **NATIONAL SECURITY INNOVATION BASE.**

4 (a) **STUDY REQUIRED.**—The Secretary of Defense  
5 shall conduct a study to determine the feasibility of estab-  
6 lishing a program to attract and retain covered individuals  
7 for employment in the national security innovation base.

8 (b) **ELEMENTS.**—The study required under sub-  
9 section (a) shall include an analysis of—

10 (1) mechanisms the Department of Defense  
11 may use to engage institutions of higher education  
12 to assist in the identification and recruitment of cov-  
13 ered individuals for employment in the national se-  
14 curity innovation base;

15 (2) monetary and nonmonetary incentives that  
16 may be provided to retain covered individuals in po-  
17 sitions in the national security innovation base;

18 (3) methods that may be implemented to ensure  
19 the proper vetting of covered individuals;

1           (4) the number of covered individuals needed to  
2           advance the competitiveness of the research, develop-  
3           ment, test, and evaluation efforts of the Department  
4           of Defense in the critical technologies identified in  
5           the National Defense Strategy; and

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

9           (c) REPORT.—Not later than February 1, 2021, the  
10          Secretary of Defense shall submit to the congressional de-  
11          fense committees a report on the results of the study con-  
12          ducted under subsection (a).

13          (d) DEFINITIONS.—In this section:

14           (1) The term “national security innovation  
15           base” the means the network of persons and organi-  
16           zations, including Federal agencies, institutions of  
17           higher education, federally funded research and de-  
18           velopment centers, defense industrial base entities,  
19           nonprofit organizations, commercial entities, and  
20           venture capital firms that are engaged in the mili-  
21           tary and nonmilitary research, development, funding,  
22           and production of innovative technologies that sup-  
23           port the national security of the United States.

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

1 the Higher Education Act of 1965 (20 U.S.C.  
2 1001).

3 (3) The term “covered individual” means an in-  
4 dividual who—

5 (A) is employed by a United States em-  
6 ployer and engaged in work to promote and  
7 protect the national security innovation base;

8 (B) is engaged in basic or applied re-  
9 search, funded by the Department of Defense,  
10 through an institution of higher education in  
11 the United States; and

12 (C) possesses scientific or technical exper-  
13 tise that will advance the development of crit-  
14 ical technologies identified in the National De-  
15 fense Strategy or the National Defense Science  
16 and Technology Strategy, required by section  
17 218 of the John S. McCain National Defense  
18 Authorization Act for Fiscal Year 2019 (Public  
19 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:

1 **SEC. 3\_\_\_ . NOTIFICATION TO AGRICULTURAL OPERATIONS**  
2 **LOCATED IN AREAS EXPOSED TO DEPART-**  
3 **MENT OF DEFENSE PFAS USE.**

4 (a) NOTIFICATION REQUIRED.—Not later than 60  
5 days after the date of the enactment of this Act, the Sec-  
6 retary of Defense, in consultation with the Secretary of  
7 Agriculture, shall provide a notification described in sub-  
8 section (b) to any agricultural operation located within 10  
9 square miles of a location where covered PFAS—

10 (1) has been detected in groundwater;

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

13 (3) is suspected to be, or due to a positive test  
14 known to be, the result of the use of PFAS at any  
15 installation of the Department of Defense located in  
16 the United States or any State-owned facility of the  
17 National Guard.

1 (b) NOTIFICATION REQUIREMENTS.—The notifica-  
2 tion required under subparagraph (a) shall include:

3 (1) The name of the Department of Defense or  
4 National Guard installation from which the PFAS  
5 contamination in groundwater originated.

6 (2) The specific type of PFAS detected in  
7 groundwater.

8 (3) The detection levels of PFAS detected.

9 (4) Relevant governmental information regard-  
10 ing the health and safety of the covered PFAS de-  
11 tected, including relevant Federal or State standards  
12 for PFAS in groundwater, livestock, food commod-  
13 ities and drinking water, and any known restrictions  
14 for sale of agricultural products that have been irri-  
15 gated or watered with water containing PFAS.

16 (c) ADDITIONAL TESTING RESULTS.—The Secretary  
17 of Defense shall provide to an agricultural operation that  
18 receives a notice under subsection (a) any pertinent up-  
19 dated information, including any results of new elevated  
20 testing, by not later than 15 days after receiving such in-  
21 formation.

22 (d) REPORT TO CONGRESS.—Not later than 90 days  
23 after the date of the enactment of this Act, and annually  
24 thereafter, the Secretary of Defense shall submit to the  
25 Committee on Agriculture, Nutrition, and Forestry of the



1 Senate and the Committee on Agriculture of the House  
2 of Representatives a report on the status of providing no-  
3 tice under subsection (a). Such report shall include, for  
4 the period covered by the report—

5 (1) the approximate locations of such oper-  
6 ations relative to installations of the Department of  
7 Defense located in the United States and State-  
8 owned facilities of the National Guard;

9 (2) the PFAS substances detected in ground-  
10 water; and

11 (3) the levels of PFAS detected.

12 (e) DEFINITIONS.—In this section:

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

15 (A) Perfluorooctanoic acid (commonly re-  
16 ferred to as “PFOA”) (Chemical Abstracts  
17 Service No. 335–67–1).

18 (B) Perfluorooctane sulfonic acid (com-  
19 monly referred to as “PFOS”) (Chemical Ab-  
20 stracts Service No. 1763–23–1).

21 (C) Perfluorobutanesulfonic acid ( com-  
22 monly referred to as “PFBS”) (Chemical Ab-  
23 stracts Service No. 375-73-5).

1 (D) Perfluorohexane sulfonate (commonly  
2 referred to as “PFHxs”) (Chemical Abstracts  
3 Service No. 108427-53-8).

4 (E) Perfluoroheptanoic acid (commonly re-  
5 ferred to as “PFHpA”) (Chemical Abstracts  
6 Service No. 375-85-9).

7 (F) Perfluorohexanoic acid (commonly re-  
8 ferred to as “PFHxA”) (Chemical Abstracts  
9 Service No. 307-24-4).

10 (G) Perfluorodecanoic acid (commonly re-  
11 ferred to as “PFDA”) (Chemical Abstracts  
12 Service No. 335-76-2).

13 (H) Perfluorononanoic acid (commonly re-  
14 ferred to as “PFNA”) (Chemical Abstracts  
15 Service No. 375-95-1).

16 (2) The term “PFAS” means a perfluoroalkyl  
17 or polyfluoroalkyl substance with at least one fully  
18 fluorinated carbon atom, including the chemical  
19 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:

1 **SEC. 9 \_\_\_\_ . CHIEF DIVERSITY OFFICERS.**

2 (a) DEPARTMENT OF DEFENSE.—

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

6 **“§ 146. Chief Diversity Officer**

7 “(a) CHIEF DIVERSITY OFFICER.—(1) There is a  
8 Chief Diversity Officer of the Department of Defense, ap-  
9 pointed from civilian life by the President, by and with  
10 the advice and consent of the Senate.

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

18 “(b) POWERS AND DUTIES.—The Chief Diversity Of-  
19 ficer—

1           “(1) is responsible for policy, oversight, guid-  
2           ance, and coordination for all matters of the Depart-  
3           ment of Defense related to diversity and inclusion;

4           “(2) exercises authority to direct the Secre-  
5           taries of the military departments and the heads of  
6           all other elements of the Department with regard to  
7           matters for which the Chief Diversity Officer has re-  
8           sponsibility under this section;

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

12          “(4) shall establish and maintain a Department  
13          of Defense strategic plan that publicly states a di-  
14          versity definition, vision, and goals for the Depart-  
15          ment of Defense;

16          “(5) shall define a set of strategic metrics that  
17          are directly linked to key organizational priorities  
18          and goals, actionable, and actively used to imple-  
19          ment the strategic plan;

20          “(6) shall establish training in diversity dynam-  
21          ics and training in practices for leading diverse  
22          groups effectively;

23          “(7) shall establish and maintain a strategic  
24          plan for outreach to, and recruiting from, untapped  
25          locations and underrepresented demographic groups;

1           “(8) shall conduct regular, rigorous evaluations  
2           and assessments of diversity within the Department  
3           of Defense; and

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

7           “(c) PRECEDENCE IN THE DEPARTMENT OF DE-  
8 FENSE.—(1) The Chief Diversity Officer shall report di-  
9 rectly to the Secretary of Defense in the performance of  
10 duties under this section.

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

14           (2) TECHNICAL AND CONFORMING AMEND-  
15 MENTS.—

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

“146. Chief Diversity Officer.”.

19           (B) Section 136(b) of such title is amend-  
20           ed by inserting “the Chief Diversity Officer  
21           and” after “control of the Secretary of De-  
22           fense,”.

23           (b) DEPARTMENT OF THE ARMY.—

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

4   **“§ 7025. Chief Diversity Officer**

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

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

13          “(b) POWERS AND DUTIES.—The Chief Diversity Of-  
14          ficer—

15                 “(1) is responsible for policy, oversight, guid-  
16                 ance, and coordination for all matters of the Depart-  
17                 ment of the Army related to diversity and inclusion;

18                 “(2) exercises authority to direct the heads of  
19                 all other elements of the Department with regard to  
20                 matters for which the Chief Diversity Officer has re-  
21                 sponsibility under this section;

22                 “(3) shall establish training in diversity dynam-  
23                 ics and training in practices for leading diverse  
24                 groups effectively;

1           “(4) shall conduct regular, rigorous evaluations  
2           and assessments of diversity within the Department  
3           of the Army; and

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

7           (2) TECHNICAL AND CONFORMING AMEND-  
8           MENTS.—

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

“7025. Chief Diversity Officer.”.

12           (B) Section 7014(b) of such title is amend-  
13           ed by—

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

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

19           “(2) The Chief Diversity Officer.”.

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

23           “(H) Diversity and inclusion.”.

24           (c) DEPARTMENT OF THE NAVY.—

1           (1) IN GENERAL.—Chapter 803 of title 10,  
2           United States Code, is amended by adding at the  
3           end the following new section:

4    **“§ 8029. Chief Diversity Officer**

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

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

13          “(b) POWERS AND DUTIES.—The Chief Diversity Of-  
14          ficer—

15                 “(1) is responsible for policy, oversight, guid-  
16                 ance, and coordination for all matters of the Depart-  
17                 ment of the Navy related to diversity and inclusion;

18                 “(2) exercises authority to direct the heads of  
19                 all other elements of the Department with regard to  
20                 matters for which the Chief Diversity Officer has re-  
21                 sponsibility under this section;

22                 “(3) shall establish training in diversity dynam-  
23                 ics and training in practices for leading diverse  
24                 groups effectively;



1           “(4) shall conduct regular, rigorous evaluations  
2           and assessments of diversity within the Department  
3           of the Navy; and

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

7           (2) TECHNICAL AND CONFORMING AMEND-  
8           MENTS.—

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

“8029. Chief Diversity Officer.”.

13           (B) Section 8014(b) of such title is amend-  
14           ed by—

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

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

20           “(2) The Chief Diversity Officer.”.

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

24           “(H) Diversity and inclusion.”.

25           (d) DEPARTMENT OF THE AIR FORCE.—

1           (1) IN GENERAL.—Chapter 903 of title 10,  
2           United States Code, is amended by adding at the  
3           end the following new section:

4   **“§ 9025. Chief Diversity Officer**

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

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

13          “(b) POWERS AND DUTIES.—The Chief Diversity Of-  
14          ficer—

15                 “(1) is responsible for policy, oversight, guid-  
16                 ance, and coordination for all matters of the Depart-  
17                 ment of the Air Forcerelated to diversity and inclu-  
18                 sion;

19                 “(2) exercises authority to direct the heads of  
20                 all other elements of the Department with regard to  
21                 matters for which the Chief Diversity Officer has re-  
22                 sponsibility under this section;

23                 “(3) shall establish training in diversity dynam-  
24                 ics and training in practices for leading diverse  
25                 groups effectively;

1           “(4) shall conduct regular, rigorous evaluations  
2           and assessments of diversity within the Department  
3           of the Air Force; and

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

7           (2) TECHNICAL AND CONFORMING AMEND-  
8           MENTS.—

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

“9025. Chief Diversity Officer.”.

12           (B) Section 9014(b) of such title is amend-  
13           ed by—

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

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

19           “(2) The Chief Diversity Officer.”.

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

23           “(H) Diversity and inclusion.”.

24           (e) COAST GUARD.—

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

4   **“§ 321. Chief Diversity Officer**

5           “(a) ESTABLISHMENT.—(1) There is a Chief Diver-  
6           sity Officer of the Coast Guard, appointed from civilian  
7           life by the President, by and with the advice and consent  
8           of the Senate.

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

13          “(b) POWERS AND DUTIES.—The Chief Diversity Of-  
14          ficer—

15                 “(1) is responsible for policy, oversight, guid-  
16                 ance, and coordination for all matters of the Coast  
17                 Guard related to diversity and inclusion;

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

22                 “(3) shall establish training in diversity dynam-  
23                 ics and training in practices for leading diverse  
24                 groups effectively;

1           “(4) shall conduct regular, rigorous evaluations  
2           and assessments of diversity within the Coast  
3           Guard; and

4           “(5) shall perform such additional duties and  
5           exercise such powers as the Commandant may pre-  
6           scribe.

7           “(c) PRECEDENCE.—The Chief Diversity Officer  
8           shall report directly to the Commandant in the perform-  
9           ance of duties under this section.”.

10           (2) TECHNICAL AND CONFORMING AMEND-  
11           MENTS.—The table of sections at the beginning of  
12           such chapter is amended by adding at the end the  
13           following new item:

“321. Chief Diversity Officer.”.

14           (f) EFFECTIVE DATE.—The amendments made by  
15           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:

1 **SEC. 16** \_\_\_\_ . **SAFETY OF NAVIGATION MISSION OF THE NA-**  
2 **TIONAL GEOSPATIAL-INTELLIGENCE AGEN-**  
3 **CY.**

4 (a) MISSION OF NATIONAL GEOSPATIAL-INTEL-  
5 LIGENCE AGENCY.—Section 442 of title 10, United States  
6 Code, is amended—

7 (1) in subsection (b)—

8 (A) by striking “means of navigating ves-  
9 sels of the Navy and the merchant marine” and  
10 inserting “the means for safe navigation”; and

11 (B) by striking “and inexpensive nautical  
12 charts” and all that follows and inserting  
13 “geospatial information for use by the depart-  
14 ments and agencies of the United States, the  
15 merchant marine, and navigators generally.”;  
16 and

17 (2) in subsection (c)—

18 (A) by striking “shall prepare and” and in-  
19 serting “shall acquire, prepare, and”;

1 (B) by striking “charts” and inserting  
2 “safe-for-navigation charts and datasets”; and  
3 (C) by striking “geodetic” and inserting  
4 “geomatics”.

5 (b) MAPS, CHARTS, AND BOOKS.—

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

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

11 (B) in paragraph (1), by striking “maps,  
12 charts, and nautical books” and inserting “nau-  
13 tical and aeronautical charts, topographic and  
14 geomatics maps, books, models, and datasets”;  
15 and

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

18 “(2) acquire (by purchase, lease, license, or bar-  
19 ter) all necessary rights, including copyrights and  
20 other intellectual property rights, required to pre-  
21 pare, publish, and furnish to navigators the products  
22 described in paragraph (1).”.

23 (2) TABLE OF SECTIONS AMENDMENT.—The  
24 table of sections at the beginning of subchapter II  
25 of chapter 22 of title 10, United States Code, is



1 amended by striking the item relating to section 451  
2 and inserting the following new item:

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

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

6 “No civil action may be brought against the United  
7 States on the basis of the content of geospatial informa-  
8 tion prepared or disseminated by the National Geospatial-  
9 Intelligence Agency.”.

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

12 (1) in paragraph (4)—

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

16 (B) in subparagraph (A), by striking “sta-  
17 tistical”; and

18 (C) in subparagraph (B)—

19 (i) by striking “geodetic” and insert-  
20 ing “geomatics”; and

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

23 (2) in paragraph (5), by inserting “or about”  
24 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:

1 **SEC. 12 \_\_\_\_ . SENSE OF CONGRESS ON BURDEN SHARING BY**  
2 **PARTNERS AND ALLIES.**

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

5 (1) The United States' alliances and other crit-  
6 ical defense partnerships are a cornerstone of De-  
7 partment of Defense (DOD) efforts to deter aggres-  
8 sion from our adversaries, counter violent extre-  
9 mism, and preserve United States national security  
10 interests in the face of challenges to those interests  
11 by Russia, China and other actors.

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

16 (3) Collective security and the responsibility of  
17 each member of the security of the other members  
18 as well as the alliance as a whole is a pillar of the  
19 NATO alliance.

1           (4) NATO members other than the United  
2 States collectively expend over \$300,000,000,000 in  
3 defense investments annually and maintain military  
4 forces totaling an estimated 1,900,000 service mem-  
5 bers, bolstering the alliance's collective capacity to  
6 counter shared threats.

7           (5) At the NATO Wales Summit in 2014,  
8 NATO members pledged to strive to increase their  
9 own defense spending to 2 percent of their respective  
10 gross domestic products and to spend at least 20  
11 percent of their defense budgets on equipment by  
12 2024 as part of their burden sharing commitments.

13           (6) Since 2014, there has been a steady in-  
14 crease in allied defense spending, with 22 member  
15 countries meeting defense spending targets in 2018  
16 and having submitted plans to meet the targets by  
17 2024.

18           (7) In addition to individual defense spending  
19 contributions, NATO allies and partners also con-  
20 tribute to NATO and United States operations  
21 around the world, including the Resolute Support  
22 Mission in Afghanistan and the Global Coalition to  
23 Defeat the Islamic State in Iraq and Syria (ISIS).

1           (8) South Korea hosts a baseline of 28,500  
2 United States forces including the Eighth Army and  
3 Seventh Air Force.

4           (9) South Korea maintains Aegis Ballistic Mis-  
5 sile Defense and Patriot Batteries that contribute to  
6 regional Ballistic Missile Defense, is a participant in  
7 the Enforcement Coordination Center, and is a sig-  
8 nificant contributor to United Nations peacekeeping  
9 operations.

10          (10) South Korea is an active consumer of  
11 United States Foreign Military Sales (FMS) with  
12 approximately \$30,500,000,000 in active FMS cases  
13 and makes significant financial contributions to sup-  
14 port forward deployed United States forces in South  
15 Korea, including contributions of \$924,000,000  
16 under the Special Measures Agreement in 2019 and  
17 over 90 percent of the cost of developing Camp  
18 Humphreys.

19          (11) Japan hosts 54,000 United States forces  
20 including the Seventh Fleet, the only forward-de-  
21 ployed United States aircraft carrier, and the United  
22 States Marine Corps' III Marine Expeditionary  
23 Force.

24          (12) Japan maintains Aegis Ballistic Missile  
25 Defense and Patriot Batteries that contribute to re-

1 regional Ballistic Missile Defense, conducts bilateral  
2 presence operations and mutual asset protection  
3 missions with United States forces, and is a capacity  
4 building contributor to United Nations peacekeeping  
5 operations.

6 (13) Japan is an active consumer of United  
7 States FMS with approximately \$28,400,000,000 in  
8 active FMS cases and makes significant financial  
9 contributions to enable optimized United States mili-  
10 tary posture, including contributions of approxi-  
11 mately \$2,000,000,000 annually under the Special  
12 Measures Agreement, \$187,000,000 annually under  
13 the Japan Facilities Improvement Program,  
14 \$12,100,000,000 for the Futenma Replacement Fa-  
15 cility, \$4,800,000,000 for Marine Corps Air Station  
16 Iwakuni, and \$3,100,000,000 for construction on  
17 Guam to support the movement of United States  
18 Marines from Okinawa.

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

21 (1) the United States Government should focus  
22 on United States national security requirements for  
23 investment in forward presence, joint exercises, in-  
24 vestments, and commitments that contribute to the  
25 security of the United States and collective security,

1 and cease efforts that solely focus on the financial  
2 contributions of United States allies and partners  
3 when negotiating joint security arrangements;

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

10 (3) United States partners and allies should  
11 continue to increase their military capacity and en-  
12 hance their ability to contribute to global peace and  
13 security;

14 (4) NATO allies should continue working to-  
15 ward their 2014 Wales Defense Investment Pledge  
16 commitments;

17 (5) the United States should maintain forward-  
18 deployed United States forces in order to better en-  
19 sure United States national security and global sta-  
20 bility; and

21 (6) alliances and partnerships are the corner-  
22 stone of United States national security and critical  
23 to countering the threat posed by malign actors to  
24 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:

1 **SEC. 16 \_\_\_\_. REQUIREMENT TO BUY CERTAIN SATELLITE**  
2 **COMPONENT FROM NATIONAL TECHNOLOGY**  
3 **AND INDUSTRIAL BASE.**

4 Section 2534(a) of title 10, United States Code, is  
5 amended by adding at the end the following new para-  
6 graph:

7 “(7) STAR TRACKER.—A star tracker used in a  
8 satellite weighing more than 400 pounds whose prin-  
9 ciple purpose is to support the national security, de-  
10 fense, or intelligence needs of the United States  
11 Government.”.



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

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

1 **SEC. 12\_\_\_. REPORT ON DIRECTED USE OF FISHING**  
2 **FLEETS.**

3 Not later than 180 days after the date of the enact-  
4 ment of this Act, the Commander of the Office of Naval  
5 Intelligence shall submit to the congressional defense com-  
6 mittees, the Committee on Foreign Affairs of the House  
7 of Representatives, and the Committee on Foreign Rela-  
8 tions of the Senate an unclassified report on the use of  
9 distant-water fishing fleets by foreign governments as ex-  
10 tensions of such countries' official maritime security  
11 forces, including the manner and extent to which such  
12 fishing fleets are leveraged in support of naval operations  
13 and foreign policy more generally. The report shall also  
14 consider the threats, on a country-by-country basis, posed  
15 by such use of distant-water fishing fleets to—

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

18 (2) United States and partner naval and coast  
19 guard operations; and



2

1 (3) other interests of the United States and  
2 partner countries.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. GALLAGHER OF WISCONSIN**

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

1 **SEC. 8 \_\_\_\_ . COMPETITION REQUIREMENTS FOR PURCHASES**  
2 **FROM FEDERAL PRISON INDUSTRIES.**

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

7 “(a) MARKET RESEARCH.—Before purchasing a  
8 product listed in the latest edition of the Federal Prison  
9 Industries catalog published under section 4124(d) of title  
10 18, the Secretary of Defense shall conduct market re-  
11 search to determine whether such product—

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

14 “(2) best meets the needs of the Department of  
15 Defense in terms of price, quality, and time of deliv-  
16 ery.

17 “(b) COMPETITION REQUIREMENT.—If the Secretary  
18 determines that a Federal Prison Industries product is not  
19 comparable to products available from the private sector

1 and does not best meet the needs of the Department of  
2 Defense in terms of price, quality, or time of delivery, the  
3 Secretary shall use competitive procedures or make an in-  
4 dividual purchase under a multiple award contract for the  
5 procurement of the product. In conducting such a competi-  
6 tion or making such a purchase, the Secretary shall con-  
7 sider a timely offer from Federal Prison Industries.”.

8 (b) EFFECTIVE DATE.—The amendment made by  
9 subsection (a) shall take effect 60 days after the date of  
10 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:

1 **SEC. 12 \_\_\_. ANNUAL BRIEFINGS ON CERTAIN FOREIGN**  
2 **MILITARY BASES OF ADVERSARIES.**

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

6 **“§ 1301. Annual briefings on certain foreign military**  
7 **bases of adversaries.**

8 “(a) REQUIREMENT.—Not later than February 15 of  
9 each year, the Chairman of the Joint Chiefs of Staff and  
10 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,  
11 and the Committee on Foreign Relations of the Senate  
12 a briefing on—

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

18 “(2) the effects of such bases and capabilities  
19 on—

1           “(A) the military installations of the  
2           United States located outside the United  
3           States; and

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

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

9           “(1) An assessment of covered foreign military  
10          bases, including such bases established by China,  
11          Russia, and Iran, and any updates to such assess-  
12          ment provided in a previous briefing under such sub-  
13          section.

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

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

24          “(4) A description of known ongoing activities  
25          and capabilities at covered foreign military bases,

1 and how such activities and capabilities advance the  
2 foreign policy and national security priorities of the  
3 relevant foreign countries.

4 “(5) The extent to which covered foreign mili-  
5 tary bases could be used to counter the defense pri-  
6 orities of the United States.

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

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

14 (b) CLERICAL AMENDMENT.—The table of sections  
15 at the beginning of such chapter is amended by adding  
16 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:

1 **SEC. 17 \_\_\_\_ . AUTHORITY TO ESTABLISH A MOVEMENT CO-**  
2 **ORDINATION CENTER PACIFIC IN THE**  
3 **INDOPACIFIC REGION.**

4 (a) **AUTHORITY TO ESTABLISH.—**

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

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

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

16 (2) **SCOPE OF PARTICIPATION.—**Participation  
17 in the ATARES program under paragraph (1)(B)  
18 shall be limited to the reciprocal exchange or trans-  
19 fer of air transportation and air refueling services on

1 a reimbursable basis or by replacement-in-kind or  
2 the exchange of air transportation or air refueling  
3 services of an equal value with foreign militaries.

4 (3) LIMITATIONS.—The Department of De-  
5 fense's balance of executed transportation hours,  
6 whether as credits or debits, in participation in the  
7 ATARES program under paragraph (1)(B) may not  
8 exceed 500 hours. The Department of Defense's bal-  
9 ance of executed flight hours for air refueling in the  
10 ATARES program under paragraph (1)(B) may not  
11 exceed 200 hours.

12 (b) WRITTEN ARRANGEMENT OR AGREEMENT.—

13 (1) ARRANGEMENT OR AGREEMENT RE-  
14 QUIRED.—The participation of the Department of  
15 Defense in the ATARES or exchange like program  
16 under subsection (a) shall be in accordance with a  
17 written arrangement or agreement entered into by  
18 the Secretary of Defense, with the concurrence of  
19 the Secretary of State.

20 (2) FUNDING ARRANGEMENTS.—If Department  
21 of Defense facilities, equipment, or funds are used to  
22 support the ATARES program, the written arrange-  
23 ment or agreement under paragraph (1) shall specify  
24 the details of any equitable cost-sharing or other  
25 funding arrangement.



1           (3) OTHER ELEMENTS.—Any written arrange-  
2           ment or agreement entered into under paragraph (1)  
3           shall require that any accrued credits and liabilities  
4           resulting from an unequal exchange or transfer of  
5           air transportation or air refueling services shall be  
6           liquidated, not less than once every five years,  
7           through the ATARES program.

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

11           (1) pay the Department of Defense’s equitable  
12           share of the operating expenses of the Center and  
13           the ATARES program from funds available to the  
14           Department of Defense for operation and mainte-  
15           nance; and

16           (2) assign members of the Armed Forces or De-  
17           partment of Defense civilian personnel, within billets  
18           authorized for the United States Indo-Pacific Com-  
19           mand, to duty at the Center as necessary to fulfill  
20           the Department of Defense obligations under that  
21           arrangement or agreement.

22           (d) REPORTS.—Not later than March 1, 2021, the  
23           Secretary of Defense shall submit to the congressional de-  
24           fense committees a report that contains—

1           (1) a summary of the coordination structure of  
2 the center and program, and details related to its  
3 formation and implementation;

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

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

10          (4) any other relevant matters that the Sec-  
11 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:

1 **SEC. 17 \_\_\_\_ . ESTABLISHMENT OF VETTING PROCEDURES**  
2 **AND MONITORING REQUIREMENTS FOR CER-**  
3 **TAIN MILITARY TRAINING.**

4 (a) ESTABLISHMENT OF VETTING PROCEDURES.—

5 (1) IN GENERAL.—Not later than 90 days after  
6 the date of the enactment of this Act, the Secretary  
7 of Defense shall establish procedures to vet covered  
8 individuals for eligibility for physical access to De-  
9 partment of Defense installations and facilities with-  
10 in the United States.

11 (2) CRITERIA FOR PROCEDURES.—The proce-  
12 dures established under paragraph (1) shall include  
13 biographic and biometric screening of covered indi-  
14 viduals, continuous review of whether covered indi-  
15 viduals should continue to be authorized for physical  
16 access, biographic checks of the immediate family  
17 members of covered individuals, and any other meas-  
18 ures that the Secretary determines appropriate for  
19 vetting.

1 (3) COLLECTION OF INFORMATION.—The Sec-  
2 retary shall—

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

6 (B) as required for the effective implemen-  
7 tation of this section, seek to enter into agree-  
8 ments with the relevant departments and agen-  
9 cies of the United States to facilitate the shar-  
10 ing of information in the possession of such de-  
11 partments and agencies concerning covered in-  
12 dividuals; and

13 (C) ensure that the initial vetting of cov-  
14 ered individuals is conducted as early and  
15 promptly as practicable, to minimize disruptions  
16 to United States programs to train foreign mili-  
17 tary students.

18 (b) DETERMINATION AUTHORITY.—

19 (1) REVIEW OF VETTING RESULTS.—The Sec-  
20 retary shall assign to an organization within the De-  
21 partment with responsibility for security and coun-  
22 terintelligence the responsibility of—

23 (A) reviewing the results of the vetting of  
24 a covered individual conducted under subsection  
25 (a); and

1 (B) making a recommendation regarding  
2 whether such individual should be given phys-  
3 ical access to a Department of Defense installa-  
4 tion or facility.

5 (2) NEGATIVE RECOMMENDATION.—If the rec-  
6 ommendation with respect to a covered individual  
7 under paragraph (1)(B) is that the individual should  
8 not be given physical access to a Department of De-  
9 fense installation or facility—

10 (A) such individual may only be given such  
11 access if such access is authorized by the Sec-  
12 retary of Defense or the Deputy Secretary of  
13 Defense; and

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

17 (c) ADDITIONAL SECURITY MEASURES.—

18 (1) SECURITY MEASURES REQUIRED.—The Sec-  
19 retary of Defense shall ensure that—

20 (A) all Department of Defense common ac-  
21 cess cards issued to foreign nationals in the  
22 United States comply with the credentialing  
23 standards issued by the Office of Personnel  
24 Management;

1 (B) all such common access cards issued to  
2 foreign nationals in the United States include a  
3 visual indicator as required by the standard de-  
4 veloped by the Department of Commerce Na-  
5 tional Institute of Standards and Technology;

6 (C) physical access by covered individuals  
7 is limited, as appropriate, to those Department  
8 of Defense installations or facilities within the  
9 United States directly associated with the train-  
10 ing or education or necessary for such individ-  
11 uals to access authorized benefits;

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

15 (E) covered individuals who have been  
16 granted physical access to Department of De-  
17 fense installations and facilities are incor-  
18 porated into the Insider Threat Program of the  
19 Department of Defense; and

20 (F) covered individuals are prohibited from  
21 transporting, possessing, storing, or using per-  
22 sonally owned firearms on Department of De-  
23 fense installations or property consistent with  
24 the Secretary of Defense policy memorandum  
25 dated January 16, 2020.

1           (2) EFFECTIVE DATE.—The security measures  
2           required under paragraph (1) shall take effect on  
3           the date that is 181 days after the date of the enact-  
4           ment of this Act.

5           (3) NOTIFICATION REQUIRED.—Upon the es-  
6           tablishment of the security measures required under  
7           paragraph (1), the Secretary of Defense shall submit  
8           to the Committees on Armed Services of the Senate  
9           and House of Representatives notice of the estab-  
10          lishment of such security measures.

11          (d) REPORTING REQUIREMENTS.—

12           (1) BRIEFING REQUIREMENT.—Not later than  
13           90 days after the date of the enactment of this Act,  
14           the Secretary of Defense shall provide to the Com-  
15           mittee on Armed Services of the Senate and the  
16           Committees on Armed Services and Foreign Affairs  
17           of the House of Representative a briefing on the es-  
18           tablishment of any policy or guidance related to the  
19           implementation of this section.

20           (2) REPORT.—Not later than two years after  
21           the date of the enactment of this Act, the Secretary  
22           of Defense shall submit to such committees a report  
23           on the implementation and effects of this section.  
24           Such report shall include a description of—

1 (A) any positive or negative effects on the  
2 training of foreign military students as a result  
3 of this section;

4 (B) the effectiveness of the vetting proce-  
5 dures implemented pursuant to this section in  
6 preventing harm to members of the Armed  
7 Forces and United States persons;

8 (C) any mitigation strategies used to ad-  
9 dress any negative effects of the implementation  
10 of this section; and

11 (D) a proposed plan to mitigate any ongo-  
12 ing negative effects to the vetting and training  
13 of foreign military students by the Department  
14 of Defense.

15 (e) DEFINITIONS.—In this section:

16 (1) The term “covered individual” means any  
17 foreign national (except foreign nationals of Aus-  
18 tralia, Canada, New Zealand, and the United King-  
19 dom who have been granted a security clearance  
20 that is reciprocally accepted by the United States for  
21 access to classified information) who—

22 (A) is seeking physical access to a Depart-  
23 ment of Defense installation or facility within  
24 the United States; and

25 (B) is—



1 (i) selected, nominated, or accepted  
2 for training or education for a period of  
3 more than 14 days occurring on a Depart-  
4 ment of Defense installation or facility  
5 within the United States; or

6 (ii) an immediate family member ac-  
7 companying any foreign national who has  
8 been selected, nominated, or accepted for  
9 such training or education.

10 (2) The term “United States” means the sev-  
11 eral States, the District of Columbia, the Common-  
12 wealth of Puerto Rico, and Guam.

13 (3) The term “immediate family member” with  
14 respect to any individual means the parent, step-par-  
15 ent, sibling, step-sibling, half-sibling, child, or step-  
16 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:

1 **SEC. \_\_. SENSE OF CONGRESS ON NATO'S RESPONSE TO**  
2 **THE COVID-19 PANDEMIC.**

3 (a) FINDINGS.—Congress finds the following:

4 (1) The North Atlantic Treaty Organization  
5 (NATO) has been working with allies and partners  
6 to provide support to the civilian response to the  
7 Coronavirus Disease 2019 (commonly referred to as  
8 “COVID-19”) pandemic, including logistics and  
9 planning, field hospitals, and transport, while main-  
10 taining NATO’s operational readiness and con-  
11 tinuing to carry out critical NATO missions.

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

18 (3) NATO’s Euro-Atlantic Disaster Response  
19 Coordination Centre has been operating 24 hours,

1 seven days a week to coordinate requests for sup-  
2 plies and resources.

3 (4) The NATO Support and Procurement  
4 Agency's Strategic Airlift Capability and Strategic  
5 Airlift International Solution programs have char-  
6 tered flights to transport medical supplies between  
7 partners and allies.

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

13 (6) In June 2020, NATO Defense Ministers  
14 agreed to future steps to prepare for a potential sec-  
15 ond wave of the COVID-19 pandemic, including a  
16 new operation plan, establishing a stockpile of med-  
17 ical equipment and supplies, and a new fund to ac-  
18 quire medical supplies and services.

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

21 (1) NATO's response to the COVID-19 pan-  
22 demic is an excellent example of the democratic alli-  
23 ance's capacity tackling overwhelming logistical chal-  
24 lenges through close collaboration;

1           (2) the United States should remain committed  
2           to strengthening NATO's operational response to  
3           the pandemic; and

4           (3) the United States should fulfill its commit-  
5           ments made at the 2020 NATO Defense Ministerial  
6           and continue to bolster the work of the Euro-Atlan-  
7           tic Disaster Response Coordination Centre, the  
8           NATO Support and Procurement Agency's Strategic  
9           Airlift Capability and Strategic Airlift International  
10          Solution programs, and other efforts to utilize  
11          NATO's capabilities to support the civilian pandemic  
12          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**  
2 **ELECTRONIC HEALTH RECORDS OF MEM-**  
3 **BERS OF THE ARMED FORCES AND VET-**  
4 **ERANS.**

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

8 (1) the Secretary of Defense shall ensure that  
9 the electronic health record maintained by such Sec-  
10 retary of a member of the Armed Forces registered  
11 with the burn pit registry is updated with any infor-  
12 mation contained in such registry; and

13 (2) the Secretary of Veterans Affairs shall en-  
14 sure that the electronic health record maintained by  
15 such Secretary of a veteran registered with the burn  
16 pit registry is updated with any information con-  
17 tained in such registry.

18 (b) **BURN PIT REGISTRY DEFINED.—**In this section,  
19 the term “burn pit registry” means the registry estab-

1 lished under section 201 of the Dignified Burial and Other  
2 Veterans' Benefits Improvement Act of 2012 (Public Law  
3 112-260; 38 U.S.C. 527 note).



**AMENDMENT TO H.R. 6395**

**OFFERED BY MS. XOCHITL 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:

1           (2) NOTIFICATION OF EMPLOYEES.—Section  
2           2409(d) of title 10, United States Code, is amend-  
3           ed—

4                   (A) by striking “inform” and inserting  
5                   “submit to the Secretary or Administrator (as  
6                   applicable) a certification stating that such con-  
7                   tractor or subcontractor has informed”; and

8                   (B) by inserting “(including the applica-  
9                   bility of such rights and remedies if such an  
10                  employee has signed, or is subject to, a non-  
11                  disclosure policy, form, or agreement)” after  
12                  “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:



1           (2) NOTIFICATION OF EMPLOYEES.—Section  
2           4712(d) of title 41, United States Code, is amend-  
3           ed—

4                   (A) by striking “inform” and inserting  
5                   “submit to the applicable head of each executive  
6                   agency a certification stating that such con-  
7                   tractor or subcontractor has informed”; and

8                   (B) by inserting “(including the applica-  
9                   bility of such rights and remedies if such an  
10                  employee has signed, or is subject to, a non-  
11                  disclosure policy, form, or agreement)” after  
12                  “under this section”.

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

13           (c) NOTIFICATION AND REMEDIES.—

14                   (1) NOTIFICATION.—A covered contractor shall  
15                   inform the contracting officer responsible for any  
16                   contracts of such covered contractor—

17                           (A) if a person engaged in the performance  
18                           of any such contract has been subjected to a re-  
19                           prisal prohibited by section 2409(a) of title 10,  
20                           United States Code, or section 4712(a) of title

1           41, United States Code, where such reprisal has  
2           been substantiated;

3           (B) any investigation of a complaint relat-  
4           ing to any such contract conducted by an In-  
5           specter General pursuant to section 2409(b) of  
6           title 10, United States Code, or section 4712(b)  
7           of title 41, United States Code; and

8           (C) any action taken by a covered con-  
9           tractor or a covered employee for any such con-  
10          tract to address a substantiated reprisal de-  
11          scribed in subparagraph (A).

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

16                (A) require the covered contractor to pro-  
17                hibit a covered employee from performing a  
18                contract if such covered employee has violated  
19                section 2409(a) of title 10, United States Code,  
20                or section 4712(a) of title 41, United States  
21                Code;

22                (B) require the covered contractor to ter-  
23                minate a subcontract if the subcontractor for  
24                such subcontract has violated such sections;

1 (C) suspend payments to a covered con-  
2 tractor until such covered contractor has taken  
3 appropriate remedial action.

4 (3) DEFINITIONS.—In this subsection:

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

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

12 (ii) with respect to a Federal contract  
13 or grant (as defined for purposes of divi-  
14 sion C of title 41), a contractor, grantee,  
15 or personal services contractor for such a  
16 Federal contract or grant.

17 (B) COVERED EMPLOYEE.—The term  
18 “covered employee” means an employee of a  
19 covered contractor or a subcontractor or sub-  
20 grantee 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:

1 (d) TRAINING.—The Administrator of the Office of  
2 Federal Procurement Policy shall update any required  
3 training for Federal employees responsible for contract  
4 oversight relating to—

5 (1) contracting certification requirements;

6 (2) processes for receiving a complaint from a  
7 person alleging discrimination as a reprisal for dis-  
8 closing information under section 2409(a) of title  
9 10, United States Code, or section 4712(a) of title  
10 41, United States Code; and

11 (3) prohibitions on contracting with entities  
12 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:

1 **Subtitle D—Sustainable Chemistry**  
2 **Research and Development**

3 **SEC. 251. SHORT TITLE.**

4 This subtitle may be cited as the “Sustainable Chem-  
5 istry Research and Development Act of 2020”.

6 **SEC. 252. FINDINGS.**

7 Congress finds that—

8 (1) Congress recognized the importance and  
9 value of sustainable chemistry in section 114 of the  
10 American Innovation and Competitiveness Act (Pub-  
11 lic Law 114–329);

12 (2) sustainable chemistry and materials trans-  
13 formation is a key value contributor to business  
14 competitiveness across many industrial and con-  
15 sumer sectors;

16 (3) companies across hundreds of supply chains  
17 critical to the American economy are seeking to re-  
18 duce costs and open new markets through innova-  
19 tions in manufacturing and materials, and are in

1 need of new innovations in chemistry, including sus-  
2 tainable chemistry;

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

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

19 **SEC. 253. NATIONAL COORDINATING ENTITY FOR SUSTAIN-**  
20 **ABLE CHEMISTRY.**

21 (a) ESTABLISHMENT.—Not later than 180 days after  
22 the date of enactment of this Act, the Director of the Of-  
23 fice of Science and Technology Policy shall convene an  
24 interagency entity (referred to in this subtitle as the “En-  
25 tity”) under the National Science and Technology Council

1 with the responsibility to coordinate Federal programs and  
2 activities in support of sustainable chemistry, including  
3 those described in [sections 255 and 256].

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

- 10 (1) the Committee on Environment;
- 11 (2) the Committee on Technology;
- 12 (3) the Committee on Science; or
- 13 (4) related groups or subcommittees.

14 (c) CO-CHAIRS.—The Entity shall be co-chaired by  
15 the Director of the Office of Science and Technology Pol-  
16 icy and a representative from the Environmental Protec-  
17 tion Agency, the National Institute of Standards and  
18 Technology, the National Science Foundation, or the De-  
19 partment of Energy, as selected by the Director of the  
20 Office of Science and Technology Policy.

21 (d) AGENCY PARTICIPATION.—The Entity shall in-  
22 clude representatives, including subject matter experts,  
23 from the Environmental Protection Agency, the National  
24 Institute of Standards and Technology, the National  
25 Science Foundation, the Department of Energy, the De-

1 partment of Agriculture, the Department of Defense, the  
2 National Institutes of Health, the Centers for Disease  
3 Control and Prevention, the Food and Drug Administra-  
4 tion, and other related Federal agencies, as appropriate.

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

8 **SEC. 254. STRATEGIC PLAN FOR SUSTAINABLE CHEMISTRY.**

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

11 (1) consult with relevant stakeholders, including  
12 representatives from industry, academia, national  
13 labs, the Federal Government, and international en-  
14 tities, to develop and update, as needed, a consensus  
15 definition of “sustainable chemistry” to guide the  
16 activities under this subtitle;

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

20 (3) assess the state of sustainable chemistry in  
21 the United States as a key benchmark from which  
22 progress under the activities described in this sub-  
23 title can be measured, including assessing key sec-  
24 tors of the United States economy, key technology



1 platforms, commercial priorities, and barriers to in-  
2 novation;

3 (4) coordinate and support Federal research,  
4 development, demonstration, technology transfer,  
5 commercialization, education, and training efforts in  
6 sustainable chemistry, including budget coordination  
7 and support for public-private partnerships, as ap-  
8 propriate;

9 (5) identify any Federal regulatory barriers to,  
10 and opportunities for, Federal agencies facilitating  
11 the development of incentives for development, con-  
12 sideration, and use of sustainable chemistry proc-  
13 esses and products;

14 (6) identify major scientific challenges, road-  
15 blocks, or hurdles to transformational progress in  
16 improving the sustainability of the chemical sciences;

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

20 (8) review, identify, and make efforts to elimi-  
21 nate duplicative Federal funding and duplicative  
22 Federal research in sustainable chemistry.

23 (b) CHARACTERIZING AND ASSESSING SUSTAINABLE  
24 CHEMISTRY.—The Entity shall develop a working frame-  
25 work of attributes characterizing and metrics for assessing

1 sustainable chemistry for the purposes of carrying out the  
2 Act. In developing this framework, the Entity shall—

3 (1) seek advice and input from stakeholders as  
4 described in subsection (c);

5 (2) consider existing definitions of, or frame-  
6 works characterizing and metrics for assessing, sus-  
7 tainable chemistry already in use at Federal agen-  
8 cies;

9 (3) consider existing definitions of, or frame-  
10 works characterizing and metrics for assessing, sus-  
11 tainable chemistry already in use by international  
12 organizations of which the United States is a mem-  
13 ber, such as the Organisation for Economic Co-oper-  
14 ation and Development; and

15 (4) consider any other appropriate existing defi-  
16 nitions of, or frameworks characterizing and metrics  
17 for assessing, sustainable chemistry.

18 (c) CONSULTATION.—In carrying out the duties de-  
19 scribed in subsections (a) and (b), the Entity shall consult  
20 with stakeholders qualified to provide advice and informa-  
21 tion to guide Federal activities related to sustainable  
22 chemistry through workshops, requests for information, or  
23 other mechanisms as necessary. The stakeholders shall in-  
24 clude representatives from—

1           (1) business and industry (including trade asso-  
2           ciations and small- and medium-sized enterprises  
3           from across the value chain);

4           (2) the scientific community (including the Na-  
5           tional Academies of Sciences, Engineering, and Med-  
6           icine, scientific professional societies, national labs,  
7           and academia);

8           (3) the defense community;

9           (4) State, Tribal, and local governments, in-  
10          cluding nonregulatory State or regional sustainable  
11          chemistry programs, as appropriate;

12          (5) nongovernmental organizations; and

13          (6) other appropriate organizations.

14          (d) REPORT TO CONGRESS.—

15           (1) IN GENERAL.—Not later than 2 years after  
16           the date of enactment of this subtitle, the Entity  
17           shall submit a report to the Committee on Environ-  
18           ment and Public Works, the Committee on Com-  
19           merce, Science, and Transportation, and the Com-  
20           mittee on Appropriations of the Senate, and the  
21           Committee on Science, Space, and Technology, the  
22           Committee on Energy and Commerce, and the Com-  
23           mittee on Appropriations of the House of Represent-  
24           atives. In addition to the elements described in sub-  
25           sections (a) and (b), the report shall include—

1 (A) a summary of federally funded, sus-  
2 tainable chemistry research, development, dem-  
3 onstration, technology transfer, commercializa-  
4 tion, education, and training activities;

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

8 (C) an assessment of the current state of  
9 sustainable chemistry in the United States, in-  
10 cluding the role that Federal agencies are play-  
11 ing in supporting it;

12 (D) an analysis of the progress made to-  
13 ward achieving the goals and priorities of this  
14 subtitle, and recommendations for future pro-  
15 gram activities;

16 (E) an evaluation of steps taken and fu-  
17 ture strategies to avoid duplication of efforts,  
18 streamline interagency coordination, facilitate  
19 information sharing, and spread best practices  
20 among participating agencies; and

21 (F) an evaluation of duplicative Federal  
22 funding and duplicative Federal research in  
23 sustainable chemistry, efforts undertaken by the  
24 Entity to eliminate duplicative funding and re-

1 search, and recommendations on how to achieve  
2 these goals.

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

7 (3) ADDITIONAL REPORTS.—The Entity shall  
8 submit a report to Congress and the Comptroller  
9 General of the United States that incorporates the  
10 information described in subparagraphs (a), (b), (d),  
11 (e), and (f) every three years, commencing after the  
12 initial report is submitted until the Entity termi-  
13 nates.

14 **SEC. 255. AGENCY ACTIVITIES IN SUPPORT OF SUSTAIN-**  
15 **ABLE CHEMISTRY.**

16 (a) IN GENERAL.—The agencies participating in the  
17 Entity shall carry out activities in support of sustainable  
18 chemistry, as appropriate to the specific mission and pro-  
19 grams of each agency.

20 (b) ACTIVITIES.—The activities described in sub-  
21 section (a) shall—

22 (1) incorporate sustainable chemistry into exist-  
23 ing research, development, demonstration, tech-  
24 nology transfer, commercialization, education, and

1 training programs, that the agency determines to be  
2 relevant, including consideration of—

3 (A) merit-based competitive grants to indi-  
4 vidual investigators and teams of investigators,  
5 including, to the extent practicable, early career  
6 investigators for research and development;

7 (B) grants to fund collaborative research  
8 and development partnerships among univer-  
9 sities, industry, and nonprofit organizations;

10 (C) coordination of sustainable chemistry  
11 research, development, demonstration, and tech-  
12 nology transfer conducted at Federal labora-  
13 tories and agencies;

14 (D) incentive prize competitions and chal-  
15 lenges in coordination with such existing Fed-  
16 eral agency programs; and

17 (E) grants, loans, and loan guarantees to  
18 aid in the technology transfer and commer-  
19 cialization of sustainable chemicals, materials,  
20 processes, and products;

21 (2) collect and disseminate information on sus-  
22 tainable chemistry research, development, technology  
23 transfer, and commercialization, including informa-  
24 tion on accomplishments and best practices;

1           (3) expand the education and training of stu-  
2           dents at appropriate levels of education, professional  
3           scientists and engineers, and other professionals in-  
4           volved in all aspects of sustainable chemistry and en-  
5           gineering appropriate to that level of education and  
6           training, including through—

7                   (A) partnerships with industry as de-  
8                   scribed in **section 256**;

9                   (B) support for the integration of sustain-  
10                  able chemistry principles into chemistry and  
11                  chemical engineering curriculum and research  
12                  training, as appropriate to that level of edu-  
13                  cation and training; and

14                  (C) support for integration of sustainable  
15                  chemistry principles into existing or new profes-  
16                  sional development opportunities for profes-  
17                  sionals including teachers, faculty, and individ-  
18                  uals involved in laboratory research (product  
19                  development, materials specification and test-  
20                  ing, life cycle analysis, and management);

21           (4) as relevant to an agency's programs, exam-  
22           ine methods by which the Federal agencies, in col-  
23           laboration and consultation with the National Insti-  
24           tute of Standards and Technology, may facilitate the  
25           development or recognition of validated, standard-

1        ized tools for performing sustainability assessments  
2        of chemistry processes or products;

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

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

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

20           (8) incentivize or recognize actions that advance  
21        sustainable chemistry products, processes, or initia-  
22        tives, including through the establishment of a na-  
23        tionally recognized awards program through the En-  
24        vironmental Protection Agency to identify, publicize,



1 and celebrate innovations in sustainable chemistry  
2 and chemical technologies.

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

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

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

10 **SEC. 256. PARTNERSHIPS IN SUSTAINABLE CHEMISTRY.**

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

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

21 (2) train students and retrain professional sci-  
22 entists, engineers, and others involved in materials  
23 specification on the use of sustainable chemistry con-  
24 cepts and strategies by methods, including—

1 (A) developing or recognizing curricular  
2 materials and courses for undergraduate and  
3 graduate levels and for the professional develop-  
4 ment of scientists, engineers, and others in-  
5 volved in materials specification; and

6 (B) publicizing the availability of profes-  
7 sional development courses in sustainable chem-  
8 istry and recruiting professionals to pursue  
9 such courses.

10 (b) PRIVATE SECTOR PARTICIPATION.—To be eligi-  
11 ble for support under this section, a partnership in sus-  
12 tainable chemistry shall include at least one private sector  
13 organization.

14 (c) SELECTION OF PARTNERSHIPS.—In selecting  
15 partnerships for support under this section, the agencies  
16 participating in the Entity shall also consider the extent  
17 to which the applicants are willing and able to dem-  
18 onstrate evidence of support for, and commitment to, the  
19 goals outlined in the strategic plan and report described  
20 in **section 254**.

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

23 (1) to support or expand a regulatory chemical  
24 management program at an implementing agency  
25 under a State law;

1 (2) to construct or renovate a building or struc-  
2 ture; or

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

6 **SEC. 257. PRIORITIZATION.**

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

11 **SEC. 258. RULE OF CONSTRUCTION.**

12 Nothing in this subtitle shall be construed to alter  
13 or amend any State law or action with regard to sustain-  
14 able chemistry, as defined by the State.

15 **SEC. 259. MAJOR MULTI-USER RESEARCH FACILITY**  
16 **PROJECT.**

17 Section 110 of the American Innovation and Com-  
18 petitiveness Act (42 U.S.C. 1862s-2) is amended by strik-  
19 ing (g)(2) and inserting the following:

20 “(2) MAJOR MULTI-USER RESEARCH FACILITY  
21 PROJECT.—The term ‘major multi-user research fa-  
22 cility project’ means a science and engineering facil-  
23 ity project that exceeds \$100,000,000 in total con-

1       struction, acquisition, or upgrade costs to the Foun-  
2       dation.”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. KEATING OF MASSACHUSETTS**

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

1 **SEC. 17\_\_\_ . WOMEN, PEACE, AND SECURITY ACT IMPLE-**  
2 **MENTATION.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-  
4 gress that \$15,000,000 annually is an appropriate alloca-  
5 tion of funding to be made available for activities con-  
6 sistent with the Women, Peace, and Security Act of 2017  
7 (Public Law 115–68; 131 Stat. 1202) and with any guid-  
8 ance specified in this section, in order to fully implement  
9 such Act and in furtherance of the national security prior-  
10 ities of the United States.

11 (b) IN GENERAL.—During the period beginning on  
12 the date of the enactment of this Act and ending on Sep-  
13 tember 30, 2025, the Secretary of Defense shall carry out  
14 activities consistent with the Women, Peace, and Security  
15 Act of 2017 and with the guidance specified in this sec-  
16 tion, including by carrying out—

17 (1) any Defense-wide directives and programs  
18 that advance the implementation of the Women,  
19 Peace, and Security Act of 2017, including directives

1 relating to military doctrine, programs that are ap-  
2 plicable across the Department, and programs that  
3 are specific to a combatant command;

4 (2) the hiring and training of full-time equiva-  
5 lent personnel as gender advisors of the Department;

6 (3) the integration of gender analysis into  
7 training for military personnel across ranks, to in-  
8 clude special emphasis on senior level training and  
9 support for women, peace, and security; and

10 (4) security cooperation activities that further  
11 implement the Women, Peace, and Security Act of  
12 2017.

13 (c) SECURITY COOPERATION ACTIVITIES.—Con-  
14 sistent with the Women, Peace, and Security Act of 2017,  
15 the Secretary of Defense, in coordination with the Sec-  
16 retary of State, shall incorporate gender analysis and par-  
17 ticipation by women into security cooperation activities  
18 conducted with the national security forces of foreign  
19 countries pursuant to subsection (b)(4), including by—

20 (1) incorporating gender analysis (including  
21 data disaggregated by sex) and priorities for women,  
22 peace, and security into educational, training, and  
23 capacity-building materials and programs, including  
24 as authorized by section 333 of title 10, United  
25 States Code;

1           (2) advancing and advising on the recruitment,  
2           employment, development, retention, and promotion  
3           of women in the national security forces of such for-  
4           eign countries, including by—

5                   (A) identifying available military career op-  
6                   portunities for women;

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

9                   (C) promoting the skills necessary for such  
10                  careers;

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

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

20           (3) incorporating training and advising to ad-  
21           dress sexual harassment and abuse against women  
22           within such national security forces;

23           (4) integrating gender analysis into policy and  
24           planning; and

1           (5) ensuring any infrastructure constructed  
2           pursuant to the security cooperation activity ad-  
3           dresses the requirements of women serving in such  
4           national security forces, including by addressing ap-  
5           propriate equipment.

6           (d) PARTNER COUNTRY ASSESSMENTS.—The Sec-  
7           retary of Defense shall include in any partner country as-  
8           sessment conducted in the course of carrying out security  
9           cooperation activities specified in subsection (b)(4) consid-  
10          eration of any barriers or opportunities with respect to  
11          women in the national security forces of such partner  
12          countries, including any barriers or opportunities relating  
13          to—

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

16           (2) recruitment, employment, development, re-  
17          tention, or promotion of the women.

18          (e) STANDARDIZATION OF POLICIES.—

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

24           (2) ROLES, RESPONSIBILITIES, AND REQUIRE-  
25          MENTS.—In carrying out the process initiated under



1 paragraph (1), the Secretary shall establish roles, re-  
2 sponsibilities, and requirements for gender advisors,  
3 gender focal points, and women, peace, and security  
4 subject matter experts, including with respect to  
5 commander and senior official-level engagement and  
6 support for women, peace, and security commit-  
7 ments.

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

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

13 (2) develop standardized training, across the  
14 Department, for gender advisors, gender focal  
15 points, and women, peace, and security subject mat-  
16 ter experts; and

17 (3) ensure that gender analysis and the mean-  
18 ingful participation of women and their relationship  
19 to security outcomes is addressed in professional  
20 military education curriculum.

21 (g) BRIEFING.—Not later than one year after the  
22 date of the enactment of this Act, the Director of the De-  
23 fense Security Cooperation Agency shall provide a briefing  
24 to the appropriate committees of Congress on the efforts

1 to build partner defense institution and security force ca-  
2 pacity pursuant to this section.

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

11 (i) DEFINITIONS.—In this section:

12 (1) The term “appropriate committees of Con-  
13 gress” means—

14 (A) the Committee on Armed Services and  
15 the Committee on Foreign Affairs of the House  
16 of Representatives; and

17 (B) the Committee on Armed Services and  
18 the Committee on Foreign Relations of the Sen-  
19 ate.

20 (2) The term “gender analysis” has the mean-  
21 ing given that term in the Women’s Entrepreneur-  
22 ship and Economic Empowerment Act of 2018  
23 (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:

1 **SEC. 12 \_\_\_\_ . REPORT ON PROGRESS OF THE DEPARTMENT**  
2 **OF DEFENSE WITH RESPECT TO DENYING A**  
3 **FAIT ACCOMPLI BY A STRATEGIC COMPET-**  
4 **ITOR AGAINST A COVERED DEFENSE PART-**  
5 **NER.**

6 (a) DEFINITIONS.—In this Act:

7 (1) COVERED DEFENSE PARTNER.—The term  
8 “covered defense partner” means a partner identi-  
9 fied in the “Department of Defense Indo-Pacific  
10 Strategy Report” issued on June 1, 2019, located  
11 within 100 miles off the coast of a strategic competi-  
12 tor.

13 (2) FAIT ACCOMPLI.—The term “fait accompli”  
14 means the strategy of a strategic competitor de-  
15 signed to allow such strategic competitor to use mili-  
16 tary force to seize control of a covered defense part-  
17 ner before the United States Armed Forces are able  
18 to respond effectively.

1           (3) STRATEGIC COMPETITOR.—The term “stra-  
2           tegic competitor” means a country labeled as a stra-  
3           tegic competitor in the “Summary of the 2018 Na-  
4           tional Defense Strategy of the United States of  
5           America: Sharpening the American Military’s Com-  
6           petitive Edge” issued by the Department of Defense  
7           pursuant to section 113 of title 10, United States  
8           Code.

9           (b) REPORT ON PROGRESS OF THE DEPARTMENT OF  
10          DEFENSE WITH RESPECT TO DENYING A FAIT ACCOMPLI  
11          BY A STRATEGIC COMPETITOR AGAINST A COVERED DE-  
12          FENSE PARTNER.—

13           (1) IN GENERAL.—Not later than April 30 each  
14          year, beginning in 2021 and ending in 2026, the  
15          Secretary of Defense shall submit to the congress-  
16          sional defense committees a report on the progress  
17          of the Department of Defense with respect to im-  
18          proving the ability of the United States Armed  
19          Forces to conduct combined joint operations to deny  
20          the ability of a strategic competitor to execute a fait  
21          accompli against a covered defense partner.

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

24                   (A) An explanation of the objectives for  
25                   the United States Armed Forces that would be

1           necessary to deny the fait accompli by a stra-  
2           tegic competitor against a covered defense part-  
3           ner.

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

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

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

23                   (iii) a description of the manner in  
24                   which the Secretary of Defense intends to  
25                   develop and integrate Army, Navy, Air

1 Force, Marine Corps, and Space Force  
2 operational concepts to maintain or im-  
3 prove the ability of the United States  
4 Armed Forces to conduct joint combined  
5 operations to achieve such objectives; and

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

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

18 (D) An assessment of a strategic compet-  
19 itor theory of victory for invading and unifying  
20 a covered defense partner with such a strategic  
21 competitor by military force.

22 (E) A description of the military objectives  
23 a strategic competitor would need to achieve in  
24 a covered defense partner campaign.

1 (F) A description of the military missions  
2 a strategic competitor would need to execute a  
3 covered defense partner invasion campaign, in-  
4 cluding—

- 5 (i) blockade and bombing operations;  
6 (ii) amphibious landing operations;  
7 and  
8 (iii) combat operations.

9 (G) An assessment of competing demands  
10 on a strategic competitor's resources and how  
11 such demands impact such a strategic competi-  
12 tor's ability to achieve its objectives in a cov-  
13 ered defense partner campaign.

14 (H) An assessment of a covered defense  
15 partner's self-defense capability and a summary  
16 of defense articles and services that are re-  
17 quired to enhance such capability.

18 (I) An assessment of the capabilities of  
19 partner and allied countries to conduct com-  
20 bined operations with the United States Armed  
21 Forces in a regional contingency.

22 (3) FORM.—Each report under paragraph (1)  
23 shall be submitted in classified form but may include  
24 an unclassified executive summary.



**AMENDMENT TO H.R. 6395**

**OFFERED BY MR. THORNBERRY**

**(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:

1 **SEC. \_\_. EXTENSION OF AUTHORITY TO TRANSFER EXCESS**  
2 **HIGH MOBILITY MULTIPURPOSE WHEELED**  
3 **VEHICLES TO FOREIGN COUNTRIES.**

4 Section 1276 of the National Defense Authorization  
5 Act for Fiscal Year 2018 (Public Law 115–91; 131 Stat.  
6 1699) is amended—

7 (1) in subsection (b)(2)—

8 (A) in subparagraph(A), by adding at the  
9 end the following: “Such description may in-  
10 clude, if applicable, a description of the priority  
11 United States security or defense cooperation  
12 interest with the recipient country that is ful-  
13 filled by the waiver.”; and

14 (B) by striking subparagraph (B) and in-  
15 serting the following:

16 “(B) An explanation of why it is in the na-  
17 tional interests of the United States to make  
18 the transfer notwithstanding the requirements  
19 of subsection (a)(1).”; and

2

1           (2) in subsection (c)(2), by striking “three” and  
2           inserting “five”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY Ms. G a b b a r d**

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

1           **Subtitle \_\_\_\_\_—AMBER Alert**  
2                           **Nationwide**

3   **SEC. 17\_\_\_\_. COOPERATION WITH DEPARTMENT OF HOME-**  
4                           **LAND SECURITY.**

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

7                   (1) in section 301—

8                           (A) in subsection (b)—

9                                   (i) in paragraph (1), by inserting  
10                                   “(including airports, maritime ports, bor-  
11                                   der crossing areas and checkpoints, and  
12                                   ports of exit from the United States)”  
13                                   after “gaps in areas of interstate travel”;  
14                                   and

15                                   (ii) in paragraphs (2) and (3), by in-  
16                                   serting “, territories of the United States,  
17                                   and tribal governments” after “States”;  
18                                   and

1 (B) in subsection (d), by inserting “, the  
2 Secretary of Homeland Security,” after “Sec-  
3 retary of Transportation”; and

4 (2) in section 302—

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

8 (B) in subsection (c)—

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

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

14 **SEC. 17\_\_\_ . AMBER ALERTS ALONG MAJOR TRANSPOR-**  
15 **TATION ROUTES.**

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

18 (1) in the section heading, by inserting “**AND**  
19 **MAJOR TRANSPORTATION ROUTES**” after  
20 “**ALONG HIGHWAYS**”;

21 (2) in subsection (a)—

22 (A) by inserting “(referred to in this sec-  
23 tion as the ‘Secretary’)” after “Secretary of  
24 Transportation”; and

1 (B) by inserting “and at airports, mari-  
2 time ports, border crossing areas and check-  
3 points, and ports of exit from the United  
4 States” after “along highways”;

5 (3) in subsection (b)—

6 (A) in paragraph (1)—

7 (i) by striking “other motorist infor-  
8 mation systems to notify motorists” and  
9 inserting “other information systems to no-  
10 tify motorists, aircraft passengers, ship  
11 passengers, and travelers”; and

12 (ii) by inserting “, aircraft passengers,  
13 ship passengers, and travelers” after “nec-  
14 essary to notify motorists”; and

15 (B) in paragraph (2)—

16 (i) in subparagraph (A), by striking  
17 “other motorist information systems to no-  
18 tify motorists” and inserting “other infor-  
19 mation systems to notify motorists, air-  
20 craft passengers, ship passengers, and  
21 travelers”;

22 (ii) in subparagraph (D), by inserting  
23 “, aircraft passengers, ship passengers,  
24 and travelers” after “support the notifica-  
25 tion of motorists”;

1 (iii) in subparagraph (E), by inserting  
2 “, aircraft passengers, ship passengers,  
3 and travelers” after “motorists”, each  
4 place it appears;

5 (iv) in subparagraph (F), by inserting  
6 “, aircraft passengers, ship passengers,  
7 and travelers” after “motorists”; and

8 (v) in subparagraph (G), by inserting  
9 “, aircraft passengers, ship passengers,  
10 and travelers” after “motorists”;

11 (4) in subsection (c), by striking “other motor-  
12 ist information systems to notify motorists”, each  
13 place it appears, and inserting “other information  
14 systems to notify motorists, aircraft passengers, ship  
15 passengers, and travelers”;

16 (5) by amending subsection (d) to read as fol-  
17 lows:

18 “(d) FEDERAL SHARE.—

19 “(1) IN GENERAL.—Except as provided in para-  
20 graph (2), the Federal share of the cost of any ac-  
21 tivities funded by a grant under this section may not  
22 exceed 80 percent.

23 “(2) WAIVER.—If the Secretary determines  
24 that American Samoa, Guam, the Northern Mariana  
25 Islands, Puerto Rico, or the Virgin Islands of the

1 United States is unable to comply with the require-  
2 ment under paragraph (1), the Secretary shall waive  
3 such requirement.”;

4 (6) in subsection (g)—

5 (A) by striking “In this section” and in-  
6 serting “In this subtitle”; and

7 (B) by striking “or Puerto Rico” and in-  
8 serting “American Samoa, Guam, Puerto Rico,  
9 the Northern Mariana Islands, the Virgin Is-  
10 lands of the United States, and any other terri-  
11 tory of the United States”; and

12 (7) in subsection (h), by striking “fiscal year  
13 2004” and inserting “each of fiscal years 2019  
14 through 2023”.

15 (b) TECHNICAL AND CONFORMING AMENDMENT.—

16 The table of contents in section 1(b) of the PROTECT  
17 Act (Public Law 108–21) is amended by striking the item  
18 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 ab-  
ducted children.”.

19 **SEC. 17 \_\_\_\_ . AMBER ALERT COMMUNICATION PLANS IN THE**  
20 **TERRITORIES.**

21 Section 304 of the PROTECT Act (34 U.S.C. 20504)  
22 is amended—

23 (1) in subsection (b)(4), by inserting “a terri-  
24 torial government or” after “with”;

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

3 “(c) FEDERAL SHARE.—

4 “(1) IN GENERAL.—Except as provided in para-  
5 graph (2), the Federal share of the cost of any ac-  
6 tivities funded by a grant under this section may not  
7 exceed 50 percent.

8 “(2) WAIVER.—If the Attorney General deter-  
9 mines that American Samoa, Guam, the Northern  
10 Mariana Islands, Puerto Rico, the Virgin Islands of  
11 the United States, or an Indian tribe is unable to  
12 comply with the requirement under paragraph (1),  
13 the Attorney General shall waive such require-  
14 ment.”; and

15 (3) in subsection (d), by inserting “, including  
16 territories of the United States” before the period at  
17 the end.

18 **SEC. 17\_\_\_ . GOVERNMENT ACCOUNTABILITY OFFICE RE-**  
19 **PORT.**

20 (a) IN GENERAL.—Not later than 5 years after the  
21 date of the enactment of this Act, the Comptroller General  
22 shall conduct a study assessing—

23 (1) the implementation of the amendments  
24 made by this Act;



1           (2) any challenges related to integrating the  
2 territories of the United States into the AMBER  
3 Alert system;

4           (3) the readiness, educational, technological,  
5 and training needs of territorial law enforcement  
6 agencies in responding to cases involving missing,  
7 abducted, or exploited children; and

8           (4) any other related matters the Attorney Gen-  
9 eral or the Secretary of Transportation determines  
10 appropriate.

11       (b) REPORT REQUIRED.—The Comptroller General  
12 shall submit a report on the findings of the study required  
13 under subsection (a) to—

14           (1) the Committee on the Judiciary and the  
15 Committee on Environment and Public Works of the  
16 Senate;

17           (2) the Committee on the Judiciary and the  
18 Committee on Transportation and Infrastructure of  
19 the House of Representatives; and

20           (3) each of the delegates or resident commis-  
21 sioner to the House of Representatives from Amer-  
22 ican Samoa, Guam, the Northern Mariana Islands,  
23 Puerto Rico, and the Virgin Islands of the United  
24 States.

1 (c) PUBLIC AVAILABILITY.—The Comptroller Gen-  
2 eral shall make the report required under subsection (b)  
3 available on a public Government website.

4 (d) OBTAINING OFFICIAL DATA.—

5 (1) IN GENERAL.—The Comptroller General  
6 may secure information necessary to conduct the  
7 study under subsection (a) directly from any Federal  
8 agency and from any territorial government receiv-  
9 ing grant funding under the PROTECT Act. Upon  
10 request of the Comptroller General, the head of a  
11 Federal agency or territorial government shall fur-  
12 nish the requested information to the Comptroller  
13 General.

14 (2) AGENCY RECORDS.—Notwithstanding para-  
15 graph (1), nothing in this subsection shall require a  
16 Federal agency or any territorial government to  
17 produce records subject to a common law evidentiary  
18 privilege. Records and information shared with the  
19 Comptroller General shall continue to be subject to  
20 withholding under sections 552 and 552a of title 5,  
21 United States Code. The Comptroller General is ob-  
22 ligated to give the information the same level of con-  
23 fidentiality and protection required of the Federal  
24 agency or territorial government. The Comptroller  
25 General may be requested to sign a nondisclosure or

1 other agreement as a condition of gaining access to  
2 sensitive or proprietary data to which the Comp-  
3 troller General is entitled.

4 (3) PRIVACY OF PERSONAL INFORMATION.—

5 The Comptroller General, and any Federal agency  
6 and any territorial government that provides infor-  
7 mation to the Comptroller General, shall take such  
8 actions as are necessary to ensure the protection of  
9 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:

1 **SEC. 28 \_\_ . EXTENSION OF SUNSET FOR ANNUAL LOCAL-**  
2 **ITY ADJUSTMENT OF DOLLAR THRESHOLDS**  
3 **APPLICABLE TO UNSPECIFIED MINOR MILI-**  
4 **TARY CONSTRUCTION AUTHORITIES.**

5 Section 2805(f)(3) of title 10, United States Code,  
6 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:

1 **SEC. 16 \_\_\_\_ . POLICY TO ENSURE LAUNCH OF SMALL-CLASS**  
2 **PAYLOADS.**

3 (a) IN GENERAL.—The Secretary of Defense shall es-  
4 tablish a small launch and satellite policy to ensure re-  
5 sponsive and reliable access to space through the proc-  
6 essing and launch of Department of Defense small-class  
7 payloads.

8 (b) POLICY.—The policy under subsection (a) shall  
9 include, at a minimum, providing resources and policy  
10 guidance to sustain—

11 (1) the availability of small-class payload launch  
12 service providers using launch vehicles capable of de-  
13 livering into space small payloads designated by the  
14 Secretary of Defense as a national security payload;

15 (2) a robust small-class payload space launch  
16 infrastructure and industrial base;

17 (3) the availability of rapid, responsive, and re-  
18 liable space launches for national security space pro-  
19 grams to—

1 (A) improve the responsiveness and flexi-  
2 bility of a national security space system;

3 (B) lower the costs of launching a national  
4 security space system; and

5 (C) maintain risks of mission success at  
6 acceptable levels;

7 (4) a minimum number of dedicated launches  
8 each year; and

9 (5) full and open competition including small  
10 launch providers and rideshare opportunities.

11 (c) ACQUISITION STRATEGY.—The Secretary shall  
12 develop and carry out a five-year phased acquisition strat-  
13 egy, including near and long term, for the small launch  
14 and satellite policy under subsection (a).

15 (d) ELEMENTS.—The acquisition strategy under sub-  
16 section (c) shall—

17 (1) provide the necessary—

18 (A) stability in budgeting and acquisition  
19 of capabilities;

20 (B) flexibility to the Federal Government;  
21 and

22 (C) procedures for fair competition; and

23 (2) specifically take into account, as appro-  
24 priate per competition, the effect of—

1 (A) contracts or agreements for launch  
2 services or launch capability entered into by the  
3 Department of Defense with small-class payload  
4 space launch providers;

5 (B) the requirements of the Department of  
6 Defense, including with respect to launch capa-  
7 bilities and pricing data, that are met by such  
8 providers;

9 (C) the cost of integrating a satellite onto  
10 a launch vehicle;

11 (D) launch performance history (at least  
12 three successful launches of the same launch ve-  
13 hicle design) and maturity;

14 (E) ability of a launch provider to provide  
15 the option of dedicated and rideshare launch ca-  
16 pabilities; and

17 (F) any other matters the Secretary con-  
18 siders appropriate.

19 (e) REPORT.—Not later than 180 days after the date  
20 of the enactment of this Act, the Secretary shall submit  
21 to the congressional defense committees a report describ-  
22 ing a plan for the policy under subsection (a), including  
23 with respect to the cost of launches and an assessment  
24 of mission risk.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. CARBAJAL OF CALIFORNIA**

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

1 **SEC. 3 \_\_\_ . OFFSHORE WIND ENERGY DEVELOPMENT,**  
2 **MORRO BAY, CALIFORNIA.**

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

5 (1) Since 2016, the Department of Defense and  
6 Department of the Navy have been working with  
7 State and Federal stakeholders to determine wheth-  
8 er a commercial lease for the development of renew-  
9 able energy off the coast of Morro Bay, California  
10 could be developed in a manner that is compatible  
11 with the training and readiness requirements of the  
12 Department of Defense.

13 (2) Military readiness and the ability to conduct  
14 realistic training are critical to our national security;  
15 however, energy security and other ocean uses are  
16 also important. These interests should be balanced  
17 to the extent practicable when analyzing offshore en-  
18 ergy proposals.



1           (3) In August 2019, Members of Congress, the  
2           Assistant Secretary of Defense for Sustainment, sen-  
3           ior officials from other Federal agencies, and state  
4           and local elected representatives met to discuss a  
5           path forward to accommodate wind energy develop-  
6           ment off the Central Coast of California while ensur-  
7           ing the Department of Defense was able to continue  
8           meeting its testing, training, and operational re-  
9           quirements.

10           (4) Following the initial meeting in August  
11           2019, the stakeholder group continued meeting at  
12           roughly monthly intervals through 2019 and into  
13           2020 to discuss options and work towards a mutu-  
14           ally agreeable solution for renewable energy develop-  
15           ment and continued military testing, training, and  
16           operational requirements off the Central Coast of  
17           California.

18           (5) In May 2020, the Assistant Secretary of the  
19           Navy for Energy, Installations, and Environment  
20           notified stakeholders that despite the previous year  
21           of negotiations, it was his view any wind energy de-  
22           velopments off the Central Coast of California may  
23           not be viewed as being compatible with military ac-  
24           tivities. This unilateral decision was made abruptly,  
25           without providing any supporting analysis or ac-

1 knowledge of the progress and commitments  
2 made during previous negotiations, and was not in  
3 the spirit of cooperation and collaboration that had  
4 driven the previous nine months of stakeholder en-  
5 gagements.

6 (6) Stakeholder confidence in the Department  
7 of Defense review process is paramount. Abrupt and  
8 unilateral changes of course erode confidence and  
9 undermine the State, local, and industry trust in a  
10 fair, transparent, and predictable adjudication of po-  
11 tential conflicts.

12 (7) In early 2019, in order to create continuity  
13 between the offshore and terrestrial processes, the  
14 Department of Defense consolidated its review of  
15 proposed energy development projects so that off-  
16 shore energy proposals were now included in the  
17 Military Aviation and Installation Assurance Clear-  
18 inghouse (the Clearinghouse). The Clearinghouse  
19 has a proven record for reviewing proposed energy  
20 development projects through a fair and transparent  
21 process. The Morro Bay proposal pre-dates this con-  
22 solidation but underwent a similar Department of  
23 Defense led compatibility review.

24 (8) Congress has generally supported the trans-  
25 parent and fair Clearinghouse review process, as well

1 as all efforts between the Department of Defense  
2 and other stakeholders to reach solutions that allow  
3 for the development of energy projects in a manner  
4 that is compatible with military testing, training,  
5 and operational requirements.

6 (9) Legislating a solution to a specific energy  
7 development proposal should only be reserved for  
8 rare occasions. Due to Navy's abrupt and unilateral  
9 decision to walk away from productive negotiations,  
10 after months of good-faith efforts by other stake-  
11 holders and public engagement, the threshold for  
12 congressional intervention has been reached.

13 (b) RESPONSIBILITY.—All interaction on behalf of  
14 the Department of the Navy with the California Energy  
15 Commission, Federal agencies, State and local govern-  
16 ments, and potential energy developers regarding proposed  
17 offshore wind energy off the central coast of California  
18 shall be performed through the Office of the Under Sec-  
19 retary of Defense for Acquisition and Sustainment.

20 (c) BRIEFING REQUIREMENT; LIMITATION.—

21 (1) BRIEFING.—Not later than 180 days after  
22 the date of the enactment of this Act, the Secretary  
23 of Defense shall provide to the Committees on  
24 Armed Services and the Committee on Natural Re-  
25 sources of the House of Representatives a briefing

1 on status of the review by the Offshore Energy  
2 Working Group of the request to locate at least two  
3 offshore wind lease areas proximate to and within  
4 the Morro Bay Call Area. Such briefing shall in-  
5 clude—

6 (A) a detailed map that shows any areas  
7 identified;

8 (B) proposed mitigations that would enable  
9 compatible development in the areas identified;

10 (C) any unresolved issues; and

11 (D) any other terms of the agreement  
12 reached with the California Energy Commis-  
13 sion, other Federal agencies, State and local  
14 governments, and potential energy developers.

15 (2) LIMITATION.—The Secretary of Defense  
16 may not issue a final offshore wind assessment that  
17 proposes wind exclusion areas and may not object to  
18 an offshore energy project in the Central Coast of  
19 California that has filed for review by the Military  
20 Aviation and Installation Assurance Clearinghouse  
21 until the Secretary provides the briefing required  
22 under paragraph (1).

23 (d) LIMITATION ON USE OF FUNDS.—Of the  
24 amounts authorized to be appropriated by this Act or oth-  
25 erwise made available for the Department of Defense for

6

1 fiscal year 2021, not more than 75 percent may be obli-  
2 gated or expended for the Office of the Assistant Secretary  
3 of the Navy for Energy, Installations, and Environment  
4 until the date that is 30 days after the date on which the  
5 briefing required under subsection (c)(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:

1 **SEC. 12 \_\_\_\_ . SENSE OF CONGRESS ON PESHMERGA FORCES**  
2 **AS A PARTNER IN OPERATION INHERENT RE-**  
3 **SOLVE.**

4 It is the sense of Congress that—

5 (1) the Peshmerga of the Kurdistan Region of  
6 Iraq have made, and continue to make, significant  
7 contributions to the security of Northern Iraq, by  
8 defending nearly 650 miles of critical terrain, to de-  
9 grade, dismantle, and ultimately defeat the Islamic  
10 State of Iraq and Syria (ISIS) in Iraq as a partner  
11 in Operation Inherent Resolve;

12 (2) although ISIS has been severely degraded,  
13 their ideology and combatants still linger and pose  
14 a threat of resurgence if regional security is not sus-  
15 tained;

16 (3) a strong Peshmerga and Kurdistan Re-  
17 gional Government is critical to maintaining a stable  
18 and tolerant Iraq in which all faiths, sects, and  
19 ethnicities are afforded equal protection under the

1 law and full integration into the Government and so-  
2 ciety of Iraq;

3 (4) continued security assistance, as appro-  
4 priate, to the Ministry of Peshmerga Affairs of the  
5 Kurdistan Region of Iraq in support of counter-ISIS  
6 operations, in coordination with the Government of  
7 Iraq, is critical to United States national security in-  
8 terests; and

9 (5) continued United States support to the  
10 Peshmerga, coupled with security sector reform in  
11 the region, will enable them to more effectively part-  
12 ner with other elements of the Iraqi Security Forces,  
13 the United States, and other coalition members to  
14 consolidate gains, hold territory, and protect infra-  
15 structure from ISIS and its affiliates in an effort to  
16 deal a lasting defeat to ISIS and prevent its reemer-  
17 gence in Iraq.



**AMENDMENT TO H.R. 6395****OFFERED BY** Mr. Garamendi

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

1 **SEC. 12 . DEPARTMENT OF DEFENSE PARTICIPATION IN**  
2 **EUROPEAN PROGRAM ON MULTILATERAL EX-**  
3 **CHANGE OF SURFACE TRANSPORTATION**  
4 **SERVICES.**

5 (a) IN GENERAL.—Subchapter II of chapter 138 of  
6 title 10, United States Code, is amended by adding at the  
7 end the following:

8 **“§ 2350o. Participation in European Program on Mul-**  
9 **tilateral Exchange of Surface Transpor-**  
10 **tation Services**

11 “(a) PARTICIPATION AUTHORIZED.—(1) The Sec-  
12 retary of Defense may, with the concurrence of the Sec-  
13 retary of State, authorize the participation of the United  
14 States in the Surface Exchange of Services program (in  
15 this section referred to as the ‘SEOS program’) of the  
16 Movement Coordination Centre Europe.

17 “(2) Participation in the SEOS program under para-  
18 graph (1) may include—



1           “(A) the reciprocal exchange or transfer of sur-  
2           face transportation on a reimbursable basis or by re-  
3           placement-in-kind; or

4           “(B) the exchange of surface transportation  
5           services of equal value.

6           “(b) WRITTEN ARRANGEMENTS OR AGREEMENTS.—

7 (1) The participation of the United States in the SEOS  
8 program under subsection (a) shall be in accordance with  
9 a written arrangement or agreement entered into by the  
10 Secretary of Defense, with the concurrence of the Sec-  
11 retary of State, and the Movement Coordination Centre  
12 Europe.

13           “(2) If facilities, equipment, or funds of the Depart-  
14 ment of Defense are used to support the SEOS program,  
15 the written arrangement or agreement entered into under  
16 paragraph (1) shall specify the details of any equitable  
17 cost sharing or other funding arrangement.

18           “(3) Any written arrangement or agreement entered  
19 into under paragraph (1) shall require that any accrued  
20 credits and liabilities resulting from an unequal exchange  
21 or transfer of surface transportation services shall be liq-  
22 uidated, not less than once every five years, through the  
23 SEOS program.

1       “(c) IMPLEMENTATION.—In carrying out any ar-  
2 rangement or agreement entered into under subsection  
3 (b)(1), the Secretary of Defense may—

4               “(1) from funds available to the Department of  
5 Defense for operation and maintenance, pay the eq-  
6 uitable share of the United States for the operating  
7 expenses of the Movement Coordination Centre Eu-  
8 rope and the SEOS program; and

9               “(2) assign members of the armed forces or ci-  
10 vilian personnel of the Department of Defense, from  
11 among members and personnel within billets author-  
12 ized for the United States European Command, to  
13 duty at the Movement Coordination Centre Europe  
14 as necessary to fulfill the obligations of the United  
15 States under that arrangement or agreement.

16       “(d) CREDITING OF RECEIPTS.—Any amount re-  
17 ceived by the United States as part of the SEOS program  
18 shall be credited, at the option of the Secretary of Defense,  
19 to—

20               “(1) the appropriation, fund, or account used in  
21 incurring the obligation for which such amount is re-  
22 ceived; or

23               “(2) an appropriate appropriation, fund, or ac-  
24 count currently available for the purposes for which  
25 the expenditures were made.

1       “(e) EXPIRATION.—The authority provided by this  
2 section to participate in the SEOS program shall expire  
3 five years after the date on which the Secretary of Defense  
4 first enters into a written arrangement or agreement  
5 under subsection (b). The Secretary shall publish notice  
6 of such date on a public website of the Department of De-  
7 fense.

8       “(f) LIMITATION ON STATUTORY CONSTRUCTION.—  
9 Nothing in this section may be construed to authorize the  
10 use of foreign sealift in violation of section 2631 of this  
11 title.”.

12       (b) CLERICAL AMENDMENT.—The table of sections  
13 at the beginning of such subchapter is amended by adding  
14 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:

1 **SEC. 17\_\_\_ . DEVELOPING CRISIS CAPABILITIES TO MEET**  
2 **NEEDS FOR HOMELAND SECURITY-CRITICAL**  
3 **SUPPLIES.**

4 (a) IN GENERAL.—The Secretary of Homeland Secu-  
5 rity shall coordinate with the Secretary of Health and  
6 Human Services, the Administrator of the Environmental  
7 Protection Agency, and the heads of other relevant Fed-  
8 eral departments and agencies—

9 (1) to identify categories of homeland security-  
10 critical supplies that would be needed to address po-  
11 tential national emergencies or disasters, including  
12 any public health emergency, act of terrorism (as de-  
13 fined in section 3077 of title 18, United States  
14 Code), cyber attack, and other attack;

15 (2) to develop plans, designs, and guidance re-  
16 lating to the production, in accordance with other  
17 applicable law, of the categories of homeland secu-  
18 rity-critical supplies identified pursuant to para-  
19 graph (1) to address the respective national emer-

1 agencies and disasters, including such production by  
2 nontraditional manufacturers; and

3 (3) based on such final plans, designs, and  
4 guidance, to enter into such contingent arrange-  
5 ments with governmental and private entities, in ac-  
6 cordance with other applicable law, as may be nec-  
7 essary to expedite the production of homeland secu-  
8 rity-critical supplies in the event of a national emer-  
9 gency or disaster.

10 (b) PROCESS.—In coordinating the development or  
11 revision of a plan, design, or guidance with respect to any  
12 homeland security-critical supply under this section:

13 (1) The Secretary of Homeland Security shall  
14 give each Federal department or agency with respon-  
15 sibility for regulating the supply an opportunity—

16 (A) to contribute to the development or re-  
17 vision of the plan, design, or guidance; and

18 (B) to approve or disapprove the plan, de-  
19 sign, or guidance under regulations appropriate  
20 to approving the supply for emergency or dis-  
21 aster use.

22 (2) If a Federal department or agency with re-  
23 sponsibility for regulating the homeland security-  
24 critical supply disapproves of the plan, design, or  
25 guidance with respect to the supply, the head of the

1 disapproving department or agency shall provide to  
2 the Secretary of Homeland Security the rationale for  
3 the disapproval.

4 (3) The Secretary of Homeland Security may—

5 (A) if no Federal department or agency  
6 disapproves a plan, design, or guidance as de-  
7 scribed in paragraphs (1)(B) and (2), finalize  
8 the plan, design, or guidance for purposes of  
9 subsections (a)(3) and (c); and

10 (B) if a Federal department or agency  
11 does disapprove a plan, design, or guidance as  
12 described in paragraphs (1)(B) and (2), provide  
13 an updated plan, design, or guidance for review  
14 and approval or disapproval in accordance with  
15 paragraphs (1) and (2).

16 (c) PUBLIC POSTING.—The Secretary of Homeland  
17 Security shall publish each final plan, design, or guidance  
18 that is developed under this section on a public Internet  
19 website, except that the Secretary may withhold publica-  
20 tion of, or redact information from the publication of, a  
21 plan, design, or guidance if—

22 (1) publicly posting the information would not  
23 be in the interest of homeland security;

24 (2) the information is protected from public dis-  
25 closure by other applicable law; or

1           (3) the information is protected from public dis-  
2           closure by contract.

3           (d) RELATION TO OTHER LAW.—Nothing in this sec-  
4           tion shall be construed to expand, repeal, limit, or other-  
5           wise affect the provisions of other applicable law per-  
6           taining to the regulation of a homeland security-critical  
7           supply.

8           (e) BIENNIAL REVIEW.—Not less than every two  
9           years, in accordance with subsections (a) through (e), the  
10          Secretary of Homeland Security shall coordinate the re-  
11          view and, as needed, revision of each plan, design, and  
12          guidance in effect under this section.

13          (f) DEFINITION.—In this section:

14                (1) The term “homeland security-critical sup-  
15                ply”—

16                        (A) means any supply needed to ensure  
17                        public safety and welfare during—

18                                (i) a national emergency or disaster,  
19                                including any public health emergency, act  
20                                of terrorism (as defined in section 3077 of  
21                                title 18, United States Code), cyber attack,  
22                                and other attack; or

23                                (ii) any other reasonably foreseeable  
24                                contingency of grave consequence to the



1 United States during which shortages are  
2 reasonably anticipated; and

3 (B) includes a vaccine, a medication, med-  
4 ical equipment, and personal protective equip-  
5 ment.

6 (2) The term “nontraditional manufacturer”  
7 may include (as determined by the Secretary)—

8 (A) a home craftsman;

9 (B) a distiller;

10 (C) a cosmetic manufacturer;

11 (D) a manufacturing facility primarily de-  
12 signed for an industry other than manufac-  
13 turing homeland security-critical supplies;

14 (E) an institution of higher education;

15 (F) an advanced manufacturing facility;

16 (G) a machine shop; and

17 (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:

1 **SEC. \_\_. MODIFICATION AND EXTENSION OF SUPPORT OF**  
2 **SPECIAL OPERATIONS FOR IRREGULAR WAR-**  
3 **FARE.**

4 (a) **AUTHORITY.**—Subsection (a) of section 1202 of  
5 the National Defense Authorization Act for Fiscal Year  
6 2018 (Public Law 115–91; 131 Stat. 1639) is amended—

7 (1) by striking “\$10,000,000” and inserting  
8 “\$15,000,000”; and

9 (2) by striking “2023” and inserting “2025”.

10 (b) **NOTIFICATION.**—Subsection (d)(2) of such sec-  
11 tion is amended—

12 (1) by redesignating subparagraph (E) as sub-  
13 paragraph (G);

14 (2) by inserting after subparagraph (D) the fol-  
15 lowing:

16 “(E) A description of steps taken to ensure  
17 the support is consistent with other United  
18 States diplomatic and security interests, includ-

1 ing issues related to local political dynamics,  
2 civil-military relations, and human rights.

3 “(F) A description of steps taken to ensure  
4 that the recipients of the support have not and  
5 will not engage in human rights violations or  
6 violations of the Geneva Conventions of 1949,  
7 including vetting, training, and support for ade-  
8 quately investigating allegations of violations  
9 and removing support in case of credible re-  
10 ports of violations.”; and

11 (3) in clause (i) of subparagraph (G), as reded-  
12 icated, to read as follows:

13 “(i) An introduction of United States  
14 Armed Forces (including as such term is  
15 defined in section 8(c) of the War Powers  
16 Resolution (50 U.S.C. 1547(c))) into hos-  
17 tilities, or into situations where hostilities  
18 are clearly indicated by the circumstances,  
19 without specific statutory authorization  
20 within the meaning of section 5(b) of such  
21 Resolution (50 U.S.C. 1544(b)).”.

22 (c) CONSTRUCTION OF AUTHORITY.—Subsection  
23 (f)(2) of such section is amended by striking “of section  
24 5(b)”.

1 (d) CLARIFICATION.—Such section, as so amended,  
2 is further amended—

3 (1) by redesignating subsections (g), (h), and  
4 (i) as subsections (h), (i), and (j), respectively; and  
5 (2) by inserting after subsection (f) the fol-  
6 lowing:

7 “(g) CLARIFICATION.—The provision of support to  
8 foreign forces, irregular forces, groups, or individuals pur-  
9 suant to subsection (a) constitutes support to a unit of  
10 a foreign security force for purposes of section 362 of title  
11 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:

1 **SEC. 12\_\_\_. PROVISION OF GOODS AND SERVICES TO**  
2 **KWAJALEIN ATOLL.**

3 (a) AUTHORITY FOR PROVISION OF GOODS AND  
4 SERVICES.—Chapter 767 of title 10, United States Code,  
5 is amended by adding at the end the following new section:

6 **“§ 7596. Provision of goods and services to Kwajalein**  
7 **Atoll**

8 “(a) AUTHORITY.—

9 “(1) IN GENERAL.—The Secretary of the Army  
10 may, subject to the concurrence of the Secretary of  
11 State as provided in paragraph (2), use any amounts  
12 appropriated to the Department of the Army to pro-  
13 vide goods and services, including inter-atoll trans-  
14 portation, to the Government of the Republic of the  
15 Marshall Islands and to other eligible patrons at  
16 Kwajalein Atoll, under regulations and at rates to be  
17 prescribed by the Secretary of the Army in accord-  
18 ance with this section.

1           “(2) EFFECT ON COMPACT.—The Secretary of  
2 State may not concur to the provision of goods and  
3 services under paragraph (1) if the Secretary deter-  
4 mines that such provision would be inconsistent with  
5 the Compact of Free Association between the Gov-  
6 ernment of the United States of America and the  
7 Government of the Republic of the Marshall Islands  
8 (as set forth in title II of the Compact of Free Asso-  
9 ciation Act of 1985 (48 U.S.C. 1901 et seq.)) or  
10 with any subsidiary agreement or implementing ar-  
11 rangement with respect to such Compact.

12           “(b) REIMBURSEMENT.—

13           “(1) AUTHORITY TO COLLECT REIMBURSE-  
14 MENT.—The Secretary of the Army may collect re-  
15 imbursement from the Government of the Republic  
16 of the Marshall Islands or eligible patrons for the  
17 provision of goods and services under this section in  
18 an amount that does not exceed the costs to the  
19 United States of providing such goods or services.

20           “(2) MAXIMUM REIMBURSEMENT.—The total  
21 amount collected in a fiscal year pursuant to the au-  
22 thority under paragraph (1) may not exceed  
23 \$7,000,000.”.

1 (b) CLERICAL AMENDMENTS.—The table of contents  
2 for chapter 767 of title 10, United States Code, is amend-  
3 ed 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:

1 **SEC. 12 \_\_\_\_ . SENSE OF CONGRESS ON ENHANCEMENT OF**  
2 **THE UNITED STATES-TAIWAN DEFENSE RELA-**  
3 **TIONSHIP.**

4 It is the sense of Congress that—

5 (1) Taiwan is a vital partner of the United  
6 States and is critical to a free and open Indo-Pacific  
7 region;

8 (2) the Taiwan Relations Act (22 U.S.C. 3301  
9 et seq.) and the “Six Assurances” are both corner-  
10 stones of United States relations with Taiwan;

11 (3) the United States should continue to  
12 strengthen defense and security cooperation with  
13 Taiwan to support the development of capable,  
14 ready, and modern defense forces necessary for Tai-  
15 wan to maintain a sufficient self-defense capability;

16 (4) consistent with the Taiwan Relations Act,  
17 the United States should strongly support the acqui-  
18 sition by Taiwan of defense articles and services  
19 through foreign military sales, direct commercial



1 sales, and industrial cooperation, with an emphasis  
2 on anti-ship, coastal defense, anti-armor, air defense,  
3 defensive naval mining, and resilient command and  
4 control capabilities that support the asymmetric de-  
5 fense strategy of Taiwan;

6 (5) the President and Congress should deter-  
7 mine the nature and quantity of such defense arti-  
8 cles and services based solely upon their judgment of  
9 the needs of Taiwan, as required by the Taiwan Re-  
10 lations Act and in accordance with procedures estab-  
11 lished by law;

12 (6) the United States should continue efforts to  
13 improve the predictability of United States arms  
14 sales to Taiwan by ensuring timely review of and re-  
15 sponse to requests of Taiwan for defense articles  
16 and services;

17 (7) the Secretary of Defense should promote  
18 policies concerning exchanges that enhance the secu-  
19 rity of Taiwan, including—

20 (A) opportunities with Taiwan for practical  
21 training and military exercises that—

22 (i) enable Taiwan to maintain a suffi-  
23 cient self-defense capability, as described  
24 in section 3(a) of the Taiwan Relations Act  
25 (22 U.S.C. 3302(a)); and

1 (ii) emphasize capabilities consistent  
2 with the asymmetric defense strategy of  
3 Taiwan;

4 (B) exchanges between senior defense offi-  
5 cials and general officers of the United States  
6 and Taiwan, consistent with the Taiwan Travel  
7 Act (Public Law 115–135), especially for the  
8 purpose of enhancing cooperation on defense  
9 planning and improving the interoperability of  
10 United States and Taiwan forces; and

11 (C) opportunities for exchanges between  
12 junior officers and senior enlisted personnel of  
13 the United States and Taiwan;

14 (8) the Secretary of Defense should consider ex-  
15 panded air and naval engagements and training with  
16 Taiwan to enhance regional security;

17 (9) the United States and Taiwan should ex-  
18 pand cooperation in humanitarian assistance and  
19 disaster relief including conducting port calls in Tai-  
20 wan with the United States Naval Ship Comfort and  
21 United States Naval Ship Mercy;

22 (10) the Secretary of Defense should consider  
23 options, including exercising ship visits and port  
24 calls, as appropriate, to expand the scale and scope  
25 of humanitarian assistance and disaster response co-

1 operation with Taiwan and other regional partners  
2 so as to improve disaster response planning and pre-  
3 paredness;

4 (11) the Secretary of Defense should continue  
5 regular transits of United States Navy vessels  
6 through the Taiwan Strait and encourage allies and  
7 partners to follow suit in conducting such transits to  
8 demonstrate the commitment of the United States  
9 and its allies and partners to fly, sail, and operate  
10 anywhere international law allows;

11 (12) the violation of international law by the  
12 Government of China with respect to the Joint Dec-  
13 laration of the Government of the United Kingdom  
14 of Great Britain and Northern Ireland and the Gov-  
15 ernment of the People's Republic of China on the  
16 Question of Hong Kong, done at Beijing December  
17 19, 1984, is gravely concerning and erodes inter-  
18 national confidence in China's willingness to honor  
19 its international commitments, including not to  
20 change the status quo with respect to Taiwan by  
21 force;

22 (13) the increasingly coercive and aggressive  
23 behavior of China towards Taiwan, including grow-  
24 ing military maneuvers targeting Taiwan, is contrary

1 to the expectation of the peaceful resolution of the  
2 future of Taiwan; and

3 (14) the United States and Taiwan should ex-  
4 pand consultation and cooperation on combating the  
5 Coronavirus Disease 2019 (“COVID-19”) and seek  
6 to share the best practices and cooperate on a range  
7 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:

1 **SEC. 12\_\_\_. SENSE OF CONGRESS WITH RESPECT TO**  
2 **QATAR.**

3 It is the sense of Congress that—

4 (1) the United States and the country of Qatar  
5 have built a strong, enduring, and forward-looking  
6 strategic partnership based on long-standing and  
7 mutually beneficial cooperation, including through  
8 security, defense, and economic ties;

9 (2) robust security cooperation between the  
10 United States and Qatar is crucial to promoting  
11 peace and stability in the Middle East region;

12 (3) Qatar plays a unique role as host of the for-  
13 ward headquarters for the United States Central  
14 Command, and that partnership facilitates United  
15 States coalition operations countering terrorism;

16 (4) Qatar is a major security cooperation part-  
17 ner of the United States, as recognized in the 2018  
18 Strategic Dialogue and the 2019 Memorandum of  
19 Understanding to expand Al Udeid Air Base to im-

1 prove and expand accommodation for United States  
2 military personnel;

3 (5) the United States values Qatar's provision  
4 of access to its military facilities and its manage-  
5 ment and financial assistance in expanding the Al  
6 Udeid Air Base, which supports the continued secu-  
7 rity presence of the United States in the Middle  
8 East region; and

9 (6) the United States should—

10 (A) continue to strengthen the relationship  
11 between the United States and Qatar, including  
12 through security and economic cooperation; and

13 (B) seek a resolution to the dispute be-  
14 tween partner countries of the Arabian Gulf,  
15 which would promote peace and stability in the  
16 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:

1 **SEC. 5\_\_ . DIVERSITY AND INCLUSION REPORTING RE-**  
2 **QUIREMENTS.**

3 (a) STANDARD DIVERSITY METRICS AND ANNUAL  
4 REPORTING REQUIREMENT.—Section 113 of title 10,  
5 United States Code is amended—

6 (1) in subsection (c)—

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

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

11 “(2) a report from each military department on  
12 the goals, barriers, and status of diversity and inclu-  
13 sion of that military department;” and

14 (2) in subsection (g)(1)(B), by inserting after  
15 clause (vi), the following new clause (vii):

16 “(vii) Strategic metrics and bench-  
17 marks evaluating how the officer and en-  
18 listed corps reflects the eligible United



1 States population across all armed forces  
2 and ranks.”;

3 (3) by redesignating subsections (m) and (n) as  
4 subsections (n) and (o), respectively; and

5 (4) by inserting after subsection (k), the fol-  
6 lowing new subsections (l) and (m):

7 “(l)(1) The Secretary of Defense shall establish and  
8 maintain a standard set of strategic metrics and bench-  
9 marks toward objectives of:

10 “(A) an officer and enlisted corps that reflects  
11 the eligible U.S. population across all armed forces  
12 and ranks; and

13 “(B) a military force that is able to prevail in  
14 its wars, prevent and deter conflict, defeat adver-  
15 saries and succeed in a wide range of contingencies,  
16 and preserve and enhance the all-volunteer force.

17 “(2) In implementing the requirement in paragraph  
18 (1), the Secretary shall—

19 “(A) establish a universal data collection system  
20 to ensure comparability across each military depart-  
21 ment;

22 “(B) establish standard definitions of demo-  
23 graphic groups, a common methodology, and a com-  
24 mon reporting structure across each military depart-  
25 ment;

1           “(C) conduct annual barrier analyses to review  
2           demographic diversity patterns across the military  
3           life cycle, starting with accessions; and

4           “(D) each year meet with the Secretaries of the  
5           military departments, the Chiefs of Staff of the  
6           armed forces, and the Chairman of the Joint Chiefs  
7           of Staff to assess progress towards the objective  
8           under paragraph (1) and establish recommendations  
9           to meet such objective.

10          “(m) The Secretary shall include in each national de-  
11          fense strategy under subsection (g)—

12                 “(1) the demographics, disaggregated by grade,  
13                 ethnicity, race, gender, and military occupational  
14                 specialty, for—

15                         “(A) accession into the armed forces;

16                         “(B) the enlisted corps;

17                         “(C) the commissioned officers;

18                         “(D) graduates of the military service  
19                         academies;

20                         “(E) the rate of promotion in the pro-  
21                         motion zone;

22                         “(F) the rate of promotion below the zone  
23                         for promotion;

24                         “(G) the rates of retention;

25                         “(H) command selection;

1 “(I) special assignments;

2 “(J) career broadening assignments;

3 “(K) aides to general officers and flag offi-  
4 cers; and

5 “(L) any other matter the Secretary deter-  
6 mines appropriate;

7 “(2) an analysis of assignment patterns by eth-  
8 nicity, race, and gender;

9 “(3) an analysis of attitudinal survey data by  
10 ethnicity, race, and gender;

11 “(4) an assessment of the available pool of  
12 qualified of Asian American, Native Hawaiian, Pa-  
13 cific Islander, African American, Hispanic, Puerto  
14 Rican, Native American, Alaska Native and female  
15 candidates for pay grades O–9 and O–10;

16 “(5) identification of persistent, group-specific  
17 deviations from overall averages and plans to inves-  
18 tigate underlying causes; and

19 “(6) summaries of progress made on previous  
20 actions.”.

21 (b) NATIONAL GUARD DIVERSITY REPORTING.—Sec-  
22 tion 10504 of title 10, United States Code is amended  
23 by adding at the end the following new subsection (d):

24 “(d) REPORT ON DIVERSITY AND INCLUSION.—

1           “(1) IN GENERAL.—Not less than once every  
2           four years, the Chief of the National Guard Bureau  
3           shall report in writing to the Secretary of Defense  
4           and the Congress on the status of diversity in each  
5           State, Territory, and the District of Columbia for all  
6           ranks of the Army and Air National Guard.

7           “(2) ELEMENTS.—Each report under para-  
8           graph (1) shall include—

9                   “(A) the demographics, disaggregated by  
10                  State, grade, ethnicity, race, gender, and mili-  
11                  tary occupational specialty, for—

12                           “(i) accession into the National  
13                           Guard;

14                           “(ii) the enlisted corps;

15                           “(iii) the commissioned officers;

16                           “(iv) the rate of promotion in the pro-  
17                           motion zone;

18                           “(v) the rate of promotion below the  
19                           zone for promotion;

20                           “(vi) the rates of retention;

21                           “(vii) command selection;

22                           “(viii) special assignments;

23                           “(ix) career broadening assignments;

24                           “(x) aides to a general officer; and

1                   “(xi) any other matter the Chief of  
2                   the National Guard Bureau determines ap-  
3                   propriate;

4                   “(B) an analysis of assignment patterns by  
5                   ethnicity, race, and gender;

6                   “(C) an analysis of attitudinal survey data  
7                   by ethnicity, race, and gender;

8                   “(D) an assessment of the available pool of  
9                   qualified of Asian American, Native Hawaiian,  
10                  Pacific Islander, African American, Hispanic,  
11                  Puerto Rican, Native American, Alaska Native  
12                  and female candidates for pay grades O–9 and  
13                  O–10;

14                  “(E) identification of persistent, group-spe-  
15                  cific deviations from overall averages and plans  
16                  to investigate underlying causes; and

17                  “(F) summaries of progress made on pre-  
18                  vious actions.

19                  “(3) PUBLIC AVAILABILITY.—The Chief of the  
20                  National Guard Bureau shall—

21                  “(A) publish on an appropriate publicly  
22                  available website of the National Guard the re-  
23                  ports required under paragraph (1); and

24                  “(B) ensure that any data included with  
25                  the report is made available in a machine-read-

1           able format that is downloadable, searchable,  
2           and sortable.”.

3           (c) COAST GUARD DIVERSITY REPORTING.—Section  
4 5101 of title 14, United States Code is amended—

5           (1) in subsection (b)—

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

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

10                 “(2) the goals, barriers, and status of diversity  
11                 and inclusion;”; and

12                 (3) by adding at the end the following new sub-  
13                 section (c):

14                 “(c) Not less than once every four years, the Sec-  
15                 retary shall include in the annual request under subsection  
16                 (a)—

17                         “(1) the demographics, disaggregated by grade,  
18                         ethnicity, race, gender, and military occupational  
19                         specialty, for—

20                                 “(A) accession into the Coast Guard;

21                                 “(B) the enlisted corps;

22                                 “(C) the commissioned officers;

23                                 “(D) graduates of the Coast Guard Acad-  
24                                 emy;

1           “(E) the rate of promotion in the pro-  
2 motion zone;

3           “(F) the rate of promotion below the zone  
4 for promotion;

5           “(G) the rates of retention;

6           “(H) command selection;

7           “(I) special assignments;

8           “(J) career broadening assignments;

9           “(K) aides to a flag officer; and

10           “(L) any other matter the Secretary deter-  
11 mines appropriate;

12           “(2) an analysis of assignment patterns by eth-  
13 nicity, race, and gender;

14           “(3) an analysis of attitudinal survey data by  
15 ethnicity, race, and gender;

16           “(4) an assessment of the available pool of  
17 qualified of Asian American, Native Hawaiian, Pa-  
18 cific Islander, African American, Hispanic, Puerto  
19 Rican, Native American, Alaska Native and female  
20 candidates for pay grades O-9 and O-10;

21           “(5) identification of persistent, group-specific  
22 deviations from overall averages and plans to inves-  
23 tigate underlying causes; and

24           “(6) summaries of progress made on previous  
25 actions.”.

1 (d) REQUIREMENT TO CONSIDER MINORITY OFFI-  
2 CERS FOR O-9 AND O-10 GRADES.—

3 (1) ARMY, NAVY, AIR FORCE, MARINE CORPS,  
4 AND SPACE FORCE.—Section 601 of title 10, United  
5 States Code is amended by adding at the end the  
6 following new subsections:

7 “(e) The Chairman of the Joint Chiefs of Staff shall  
8 consider all Asian American, Native Hawaiian, Pacific Is-  
9 lander, African American, Hispanic, Puerto Rican, Native  
10 American, Alaska Native and female candidates prior to  
11 recommending to the President an initial appointment to  
12 the grade of lieutenant general or vice admiral, or an ini-  
13 tial appointment to the grade of general or admiral.

14 “(f) When seeking the advice and consent of the Sen-  
15 ate under subsection (a), the President shall submit to the  
16 Committee on Armed Services of the Senate a certification  
17 that—

18 “(1) all Asian American, Native Hawaiian, Pa-  
19 cific Islander, African American, Hispanic, Puerto  
20 Rican, Native American, Alaska Native and female  
21 candidates were considered for appointment; and

22 “(2)(A) none of the candidates under subpara-  
23 graph (A) met the qualifications needed by an offi-  
24 cer serving in that position or office to carry out ef-



1       fectively the duties and responsibilities of that posi-  
2       tion or office; or

3               “(B) the officers in the positions designated  
4       under subsection (a) represent the diversity of the  
5       armed forces to the extent practicable.”.

6               (2) COAST GUARD.—Section 305(a) of title 14,  
7       United States Code, is amended by adding at the  
8       end the following new paragraphs:

9               “(4) The Commandant shall consider all Asian Amer-  
10      ican, Native Hawaiian, Pacific Islander, African Amer-  
11      ican, Hispanic, Puerto Rican, Native American, Alaska  
12      Native and female candidates prior to recommending to  
13      the President an initial appointment to the grade of vice  
14      admiral, or an initial appointment to the grade of admiral.

15              “(5) When seeking the advice and consent of the Sen-  
16      ate under subsection (a), the President shall submit to the  
17      committee of the Senate with jurisdiction over the depart-  
18      ment in which the Coast Guard is operating a certification  
19      that—

20              “(A) all Asian American, Native Hawaiian, Pa-  
21      cific Islander, African American, Hispanic, Puerto  
22      Rican, Native American, Alaska Native and female  
23      candidates were considered for appointment; and

24              “(B)(i) none of the candidates under subpara-  
25      graph (A) met the qualifications needed by an offi-

1 cer serving in that position or office to carry out ef-  
2 fectively the duties and responsibilities of that posi-  
3 tion or office; or

4 “(ii) the officers in the positions designated  
5 under subsection (a) represent the diversity of the  
6 armed forces to the extent practicable.”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. LANGEVIN**

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

1 **SEC. 16 \_\_\_\_. DEFENSE INDUSTRIAL BASE CYBERSECURITY**  
2 **THREAT HUNTING AND SENSING, DISCOVERY,**  
3 **AND MITIGATION.**

4 (a) DEFINITION.—In this section:

5 (1) DEFENSE INDUSTRIAL BASE.—The term  
6 “defense industrial base” means the worldwide in-  
7 dustrial complex with capabilities to perform re-  
8 search and development, design, produce, deliver,  
9 and maintain military weapon systems, subsystems,  
10 components, or parts to meet military requirements.

11 (2) ADVANCED DEFENSE INDUSTRIAL BASE.—  
12 The term “advanced defense industrial base” means  
13 any entity in the defense industrial base holding a  
14 Department of Defense contract that requires a cy-  
15 bersecurity maturity model certification of level 4 or  
16 higher.

17 (b) DEFENSE INDUSTRIAL BASE CYBERSECURITY  
18 THREAT HUNTING STUDY.—

1 (1) IN GENERAL.—Not later than 120 days  
2 after the date of the enactment of this Act, the Sec-  
3 retary of Defense shall submit to the congressional  
4 defense committees a study of the feasibility and  
5 resourcing required to establish the Defense Indus-  
6 trial Base Cybersecurity Threat Hunting Program  
7 (in this section referred to as the “Program”) de-  
8 scribed in subsection (c).

9 (2) ELEMENTS.—The study required under  
10 paragraph (1) shall—

11 (A) establish the resources necessary, gov-  
12 ernance structures, and responsibility for execu-  
13 tion of the Program, as well as any other rel-  
14 evant considerations determined by the Sec-  
15 retary;

16 (B) include a conclusive determination of  
17 the Department of Defense’s capacity to estab-  
18 lish the Program by the end of fiscal year 2021;  
19 and

20 (C) identify any barriers that would pre-  
21 vent such establishment.

22 (c) DEFENSE INDUSTRIAL BASE CYBERSECURITY  
23 THREAT HUNTING PROGRAM.—

24 (1) IN GENERAL.—Upon a positive determina-  
25 tion of the Program’s feasibility pursuant to the

1 study required under subsection (b), the Secretary of  
2 Defense shall establish the Program to actively iden-  
3 tify cybersecurity threats and vulnerabilities within  
4 the information systems, including covered defense  
5 networks containing controlled unclassified informa-  
6 tion, of entities in the defense industrial base.

7 (2) PROGRAM LEVELS.—In establishing the  
8 Program in accordance with paragraph (1), the Sec-  
9 retary of Defense shall develop a tiered program  
10 that takes into account the following:

11 (A) The cybersecurity maturity of entities  
12 in the defense industrial base.

13 (B) The role of such entities.

14 (C) Whether each such entity possesses  
15 controlled unclassified information and covered  
16 defense networks.

17 (D) The covered defense information to  
18 which such an entity has access as a result of  
19 contracts with the Department of Defense.

20 (3) PROGRAM REQUIREMENTS.—The Program  
21 shall—

22 (A) include requirements for mitigating  
23 any vulnerabilities identified pursuant to the  
24 Program;

1 (B) provide a mechanism for the Depart-  
2 ment of Defense to share with entities in the  
3 defense industrial base malicious code, indica-  
4 tors of compromise, and insights on the evol-  
5 ving threat landscape;

6 (C) provide incentives for entities in the  
7 defense industrial base to share with the De-  
8 partment of Defense, including the National Se-  
9 curity Agency's Cybersecurity Directorate,  
10 threat and vulnerability information collected  
11 pursuant to threat monitoring and hunt activi-  
12 ties; and

13 (D) mandate a minimum level of program  
14 participation for any entity that is part of the  
15 advanced defense industrial base.

16 (d) THREAT IDENTIFICATION PROGRAM PARTICIPA-  
17 TION.—

18 (1) PROHIBITION ON PROCUREMENT.—If the  
19 Program is established pursuant to subsection (c),  
20 beginning on the date that is one year after the date  
21 of the enactment of this Act, the Secretary of De-  
22 fense may not procure or obtain, or extend or renew  
23 a contract to procure or obtain, any item, equip-  
24 ment, system, or service from any entity in the de-

1       fense industrial base that is not in compliance with  
2       the requirements of the Program.

3           (2) IMPLEMENTATION.—In implementing the  
4       prohibition under paragraph (1), the Secretary of  
5       Defense shall prioritize available funding and tech-  
6       nical support to assist affected entities in the de-  
7       fense industrial base as is reasonably necessary for  
8       such affected entities to commence participation in  
9       the Program and satisfy Program requirements.

10          (3) WAIVER AUTHORITY.—

11           (A) WAIVER.—The Secretary of Defense  
12       may waive the prohibition under paragraph  
13       (1)—

14           (i) with respect to an entity or class  
15       of entities in the defense industrial base, if  
16       the Secretary determines that the require-  
17       ment to participate in the Program is un-  
18       necessary to protect the interests of the  
19       United States; or

20           (ii) at the request of such an entity,  
21       if the Secretary determines there is a com-  
22       pelling justification for such waiver.

23           (B) PERIODIC REEVALUATION.—The Sec-  
24       retary of Defense shall periodically reevaluate  
25       any waiver issued pursuant to subparagraph

1 (A) and revoke any such waiver the Secretary  
2 determines is no longer warranted.

3 (e) USE OF PERSONNEL AND THIRD-PARTY THREAT  
4 HUNTING AND SENSING CAPABILITIES.—In carrying out  
5 the Program, the Secretary of Defense may—

6 (1) utilize Department of Defense personnel to  
7 hunt for threats and vulnerabilities within the infor-  
8 mation systems of entities in the defense industrial  
9 base that have an active contract with Department  
10 of Defense;

11 (2) certify third-party providers to hunt for  
12 threats and vulnerabilities on behalf of the Depart-  
13 ment of Defense;

14 (3) require the deployment of network sensing  
15 technologies capable of identifying and filtering mali-  
16 cious network traffic; or

17 (4) employ a combination of Department of De-  
18 fense personnel and third-party providers and tools,  
19 as the Secretary determines necessary and appro-  
20 priate, for the entity described in paragraph (1).

21 (f) REGULATIONS.—

22 (1) RULEMAKING AUTHORITY.—Not later than  
23 180 days after the date of the enactment of this Act,  
24 the Secretary of Defense shall promulgate such rules



1 and regulations as are necessary to carry out this  
2 section.

3 (2) CMMC HARMONIZATION.—In promulgating  
4 rules and regulations pursuant to paragraph (1), the  
5 Secretary of Defense shall consider how best to inte-  
6 grate the requirements of this section with the De-  
7 partment of Defense Cybersecurity Maturity Model  
8 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:

1 **SEC. 31 \_\_\_\_ . EXTENSION OF PILOT PROGRAM ON UNAVAIL-**  
2 **ABILITY FOR OVERHEAD COSTS OF AMOUNTS**  
3 **SPECIFIED FOR LABORATORY-DIRECTED RE-**  
4 **SEARCH AND DEVELOPMENT.**

5 Section 3119 of the National Defense Authorization  
6 Act for Fiscal Year 2017 (Public Law 114–328; 50 U.S.C.  
7 2791 note) is amended—

8 (1) in subsection (c)(2), by striking “four” and  
9 inserting “five”; and

10 (2) in subsection (d), by striking “February 15,  
11 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:

1 **SEC. 3 \_\_\_\_ . PUBLIC DISCLOSURE OF RESULTS OF DEPART-**  
2 **MENT OF DEFENSE TESTING FOR**  
3 **PERFLUOROALKYL OR POLYFLUOROALKYL**  
4 **SUBSTANCES.**

5 (a) PUBLIC DISCLOSURE OF PFAS TESTING.—The  
6 Secretary of Defense shall publicly disclose the results of  
7 any testing for perfluoroalkyl or polyfluoroalkyl substances  
8 (commonly referred to as “PFAS”) conducted on military  
9 installations or formerly used defense sites, including—

10 (1) all such testing results conducted by the  
11 Department of Defense; and

12 (2) all such testing results conducted by a non-  
13 Department entity (including any Federal agency  
14 and any public or private entity) under contract by  
15 or pursuant to an agreement with the Department  
16 of Defense.

17 (b) NATURE OF DISCLOSURE.—The Secretary of De-  
18 fense may satisfy the disclosure requirement under sub-  
19 section (a) by publishing the information, datasets, and

1 results relating to the testing referred to in such sub-  
2 section—

3 (1) on the publicly available website established  
4 under section 331(b) of the National Defense Au-  
5 thorization Act of 2020 (Public Law 116-92)

6 (2) on another publicly available website of the  
7 Department of Defense; or

8 (3) in the Federal Register.

9 (c) REQUIREMENTS.—The information required to be  
10 disclosed by the Secretary of Defense under subsection (a)  
11 and published under subsection (b) shall—

12 (1) constitute a record for the purposes of  
13 chapter 21, 29, 31, and 33 of title 44, United States  
14 Code; and

15 (2) include any underlying datasets or addi-  
16 tional information of interest to the public, as deter-  
17 mined by the Secretary of Defense.

18 (d) LOCAL NOTIFICATION.—Prior to conducting any  
19 testing for perfluoroalkyl or polyfluoroalkyl substances,  
20 the Secretary of Defense shall provide to the managers  
21 of the public water system and the publicly owned treat-  
22 ment works serving the areas located immediately adja-  
23 cent to the military installation where such testing is to  
24 occur notice in writing of the testing.

25 (e) DEFINITIONS.—In this section:

1           (1) The term “formerly used defense site”  
2 means any site formerly used by the Department of  
3 Defense or National Guard eligible for environ-  
4 mental restoration by the Secretary of Defense fund-  
5 ed under the “Environmental Restoration Account,  
6 Formerly Used Defense Sites” account established  
7 under section 2703(a)(5) of title 10, United States  
8 Code.

9           (2) The term “military installation” has the  
10 meaning given such term in section 2801(c)(4) of  
11 title 10, United States Code.

12           (3) The term “perfluoroalkyl or polyfluoroalkyl  
13 substance” means any per or polyfluoroalkyl sub-  
14 stance with at least one fully fluorinated carbon  
15 atom.

16           (4) The term “public water system” has the  
17 meaning given such term under section 1401(4) of  
18 the Safe Drinking Water Act (42 U.S.C. 300f(4)).

19           (5) The term “treatment works” has the mean-  
20 ing given such term in section 212(2) of the Federal  
21 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:

1 **SEC. 5 \_\_\_\_ . ELECTRONIC NOTARIZATION FOR MEMBERS OF**  
2 **THE ARMED FORCES.**

3 Section 1044a of title 10, United States Code, is  
4 amended by adding at the end the following new sub-  
5 section:

6 “(e)(1) A person named in subsection (b) may exer-  
7 cise the powers described in subsection (a) through elec-  
8 tronic means, including under circumstances where the in-  
9 dividual with respect to whom such person is performing  
10 the notarial act is not physically present in the same loca-  
11 tion as such person.

12 “(2) A determination of the authenticity of a notarial  
13 act authorized in this section shall be made without regard  
14 to whether the notarial act was performed through elec-  
15 tronic means.

16 “(3) A log or journal of a notarial act authorized in  
17 this section shall be considered for evidentiary purposes

2

1 without regard to whether the log or journal is in elec-  
2 tronic 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.**

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

4 (1) in its 25th year, the science-based Stockpile  
5 Stewardship Program established under section  
6 4201 of the Atomic Energy Defense Act (50 U.S.C.  
7 2521) has succeeded in providing the United States  
8 with a credible nuclear deterrent in the absence of  
9 nuclear explosive testing;

10 (2) maintaining global moratoria on nuclear ex-  
11 plosive testing is in the national security interest of  
12 the United States;

13 (3) a robust, second-to-none science and tech-  
14 nology enterprise is required to maintain and certify  
15 the nuclear weapons stockpile of the United States;  
16 and

17 (4) the National Nuclear Security Administra-  
18 tion must continue to improve program management

1 and execution of the major acquisition programs of  
2 the Administration.

3 (b) REQUIREMENTS.—

4 (1) PHASES.—Subtitle A of title XLII of the  
5 Atomic Energy Defense Act (50 U.S.C. 4201 et  
6 seq.) is amended by adding at the end the following  
7 new section:

8 **“SEC. 4223. REQUIREMENTS FOR CERTAIN JOINT NUCLEAR**  
9 **WEAPONS LIFE CYCLE PHASES.**

10 “(a) DESIGN AND ENGINEERING REQUIREMENTS.—

11 The Administrator shall ensure the following:

12 “(1) The national security laboratories engage  
13 in peer review of proposed designs of nuclear weap-  
14 ons.

15 “(2) The nuclear weapons production facilities  
16 are involved early and often during the design and  
17 engineering process of nuclear weapons in order to  
18 take into account how such design and engineering  
19 will affect the production of the nuclear weapons.

20 “(b) REQUIREMENTS AFTER PHASE 1.—After the  
21 Administrator completes phase 1 of the joint nuclear  
22 weapons life cycle for a nuclear weapon, the Nuclear  
23 Weapons Council shall submit to the congressional defense  
24 committees a report containing the following:

1           “(1) A description of the potential military  
2 characteristics of the nuclear weapon.

3           “(2) A description of the stockpile-to-target se-  
4 quence requirements of the nuclear weapon.

5           “(3) A description of any other requirements of  
6 the Administration or the Department of Energy  
7 that will affect the nuclear weapon, including the  
8 first product unit date, the initial operational capa-  
9 bility date, the final operational capability date, or  
10 requirements relating to increased safety and surety.

11           “(4) Initial assessments of the effect to the nu-  
12 clear security enterprise workforce and any required  
13 new or recapitalized major facilities or capabilities  
14 relating to the nuclear weapon.

15           “(c) REQUIREMENTS ENTERING INTO PHASE 2.—  
16 Not later than 15 days after the date on which the Nu-  
17 clear Weapons Council approves a nuclear weapon for  
18 phase 2 of the joint nuclear weapons life cycle, the Admin-  
19 istrator shall submit to the congressional defense commit-  
20 tees a plan to implement an independent peer-review proc-  
21 ess, a board of experts, or both, with respect to the non-  
22 nuclear weapon component and subsystem design and en-  
23 gineering aspects of such nuclear weapon. The Adminis-  
24 trator shall ensure that such process—

1           “(1) uses all relevant capabilities of the Federal  
2           Government, the defense industrial base, and aca-  
3           demia, and other capabilities that the Administrator  
4           determines necessary; and

5           “(2) informs the entire development life cycle of  
6           such nuclear weapon.

7           “(d) REQUIREMENTS ENTERING INTO PHASE 3.—

8           “(1) INDEPENDENT COST ASSESSMENT.—Be-  
9           fore the Nuclear Weapons Council approves a nu-  
10          clear weapon for phase 3 of the joint nuclear weap-  
11          ons life cycle, the Administrator shall ensure that an  
12          independent cost assessment is conducted for phase  
13          3 that includes assigning a percentage of confidence  
14          level with respect to the Administrator being able to  
15          carry out phase 3 within the estimated schedule and  
16          cost objectives.

17          “(2) CERTIFICATIONS AND REPORTS.—Not  
18          later than 15 days after the date on which the Nu-  
19          clear Weapons Council approves a nuclear weapon  
20          for phase 3 of the joint nuclear weapons life cycle—

21                 “(A) the Administrator shall certify to the  
22                 congressional defense committees that—

23                         “(i) the joint nuclear weapons life  
24                         cycle process for phases 1 through 5 of the  
25                         nuclear weapon has equal or greater rigor



1 as the life extension process under each  
2 part of phase 6; and

3 “(ii) the level of design and tech-  
4 nology maturity of the proposed design of  
5 the nuclear weapon can be carried out  
6 within the estimated schedule and cost ob-  
7 jectives specified in the cost assessment  
8 under paragraph (1); and

9 “(B) the Commander of the United States  
10 Strategic Command shall submit to the con-  
11 gressional defense committees a report con-  
12 taining—

13 “(i) the specific warhead requirements  
14 for the delivery system of the nuclear  
15 weapon, including such planned require-  
16 ments during the 15-year period following  
17 the date of the report; and

18 “(ii) an identification of the tail num-  
19 bers of the warheads for that delivery sys-  
20 tem that may require life extensions, be re-  
21 tired, or be altered during such period, and  
22 a description of the considerations for de-  
23 ciding on such actions.

24 “(e) WAIVERS.—Subsections (b) through (d) may be  
25 waived during a period of war declared by Congress after

1 the date of the enactment of the National Defense Author-  
2 ization Act for Fiscal Year 2021.

3 “(f) JOINT NUCLEAR WEAPONS LIFE CYCLE DE-  
4 FINED.—In this section, the term ‘joint nuclear weapons  
5 life cycle’ has the meaning given that term in section  
6 4220.”.

7 (2) CLERICAL AMENDMENT.—The table of con-  
8 tents for the Atomic Energy Defense Act is amended  
9 by inserting after the item relating to section 4222  
10 the following new item:

“Sec. 4223. Requirements for certain joint nuclear weapons life cycle phases.”.

11 (c) SELECTED ACQUISITION REPORTS AND INDE-  
12 PENDENT COST ESTIMATES.—Section 4217(b)(1) of such  
13 Act (50 U.S.C. 2537(b)(1)) is amended—

14 (1) in subparagraph (A)—

15 (A) in clause (i), by striking “phase 6.2A”  
16 and inserting “phase 2A and phase 6.2A”;

17 (B) in clause (ii), by striking “phase 6.3”  
18 and inserting “phase 3 and phase 6.3”;

19 (C) in clause (iii)—

20 (i) by striking “phase 6.4” and insert-  
21 ing “phase 4 and phase 6.4”; and

22 (ii) by striking “phase 6.5” and in-  
23 serting “phase 5 and phase 6.5”; and

24 (2) in subparagraph (B), by striking “phase  
25 6.2” and inserting “phase 2 and phase 6.2”.

1 (d) REPORT.—Not later than 120 days after the date  
2 of the enactment of this Act, the Director for Cost Esti-  
3 mating and Program Evaluation of the National Nuclear  
4 Security Administration shall submit to the congressional  
5 defense committees a report containing recommendations  
6 to strengthen governance, program execution, and pro-  
7 gram management controls with respect to the process of  
8 the joint nuclear weapons life cycle (as defined in section  
9 4220 of the Atomic Energy Defense Act (50 U.S.C.  
10 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 15<sup>th</sup>, 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:

1 **SEC. \_\_. SENSE OF CONGRESS ON UNITED STATES MILI-**  
2 **TARY SUPPORT FOR AND PARTICIPATION IN**  
3 **THE MULTINATIONAL FORCE AND OBSERV-**  
4 **ERS.**

5 It is the sense of Congress that—

6 (1) the mission of the Multinational Force and  
7 Observers (MFO) is to supervise implementation of  
8 the security provisions of the Egypt-Israel Peace  
9 Treaty, signed at Washington on March 26, 1979,  
10 and employ best efforts to prevent any violation of  
11 its terms;

12 (2) the MFO was established by the Protocol to  
13 the Egypt-Israel Peace Treaty, signed on August 3,  
14 1981, and remains a critical institution for regional  
15 peace and stability; and

16 (3) as a signatory to the Egypt-Israel Peace  
17 Treaty and subsequent Protocol, the United States  
18 strongly supports and encourages continued United

2

- 1 States military support for and participation in the
- 2 MFO.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MS. HOULAHAN OF PENNSYLVANIA**

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

1 **SEC. 5 \_\_\_\_ . EXPANSION OF REIMBURSABLE STATE LICEN-**  
2 **SURE AND CERTIFICATION COSTS FOR A**  
3 **MILITARY SPOUSE ARISING FROM RELOCA-**  
4 **TION.**

5 Section 476(p)(5) of title 37, United States Code, is  
6 amended in the matter preceding subparagraph (A), by  
7 striking “and” and inserting “fees, continuing education  
8 courses, and”.



**Amendment to H.R. 6395  
National Defense Authorization Act for Fiscal Year 2021**

**Offered by: Mr. Rogers of Alabama**

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:

1 **SEC. 8 \_\_\_\_ . SENSE OF CONGRESS ON THE PROHIBITION ON**  
2 **CERTAIN TELECOMMUNICATIONS AND VIDEO**  
3 **SURVEILLANCE SERVICES OR EQUIPMENT.**

4 (a) FINDINGS.—Congress finds the following:

5 (1) Prohibiting the use of telecommunications  
6 and video surveillance products or services from cer-  
7 tain Chinese entities within the Federal Govern-  
8 ment’s supply chain is essential to our national secu-  
9 rity.

10 (2) Section 889 of the John S. McCain Na-  
11 tional Defense Authorization Act for Fiscal Year  
12 2019 (Public Law 115–232; 132 Stat. 1917; 41  
13 U.S.C. note prec. 3901) restricts Federal agencies  
14 from procuring, contracting with entities that use, or  
15 funding the purchase of certain telecommunications  
16 products of Chinese companies determined by Con-  
17 gress to pose a substantial threat to the security of  
18 our communication infrastructure.

1           (3) Specifically, section 889(a)(1)(B) of such  
2 Act, effective August 13, 2020, will prohibit Federal  
3 agencies from entering into, extending, or renewing  
4 a contract with an entity that uses covered tele-  
5 communications and video surveillance equipment or  
6 services from designated Chinese companies, includ-  
7 ing Huawei and ZTE, in their supply chains.

8           (4) As of July 1, 2020, the Federal Acquisition  
9 Regulatory Council has yet to release a draft rule  
10 for public comment on the implementation of the  
11 prohibitions described in section 889(a)(1)(B) of  
12 such Act, leaving Federal agencies and contractors  
13 that provide equipment and services to the Federal  
14 Government without implementation guidance nec-  
15 essary to adequately plan for or comply with the  
16 prohibitions.

17           (5) Belated, and then hurried, implementation  
18 of this critical prohibition puts at risk the Federal  
19 Government's ability to acquire essential goods and  
20 services and increases vulnerability in the supply  
21 chain through inconsistent implementation.

22           (6) A senior Department of Defense leader tes-  
23 tified on June 10, 2020, that, "I am very concerned  
24 about being able to implement [the prohibition] in

1 August, as well as totally comply within two years  
2 . . . I believe we need more time”.

3 (7) Subsequent to the enactment of the John S.  
4 McCain National Defense Authorization Act for Fis-  
5 cal Year 2019 (Public Law 115–232), Congress es-  
6 tablished the Federal Acquisition Security Council  
7 (FASC)—comprised of senior officials from the Of-  
8 fice of Management and Budget, General Services  
9 Administration, Department of Defense, Department  
10 of Homeland Security and the intelligence commu-  
11 nity—to streamline the Federal Government’s sup-  
12 ply chain risk management efforts and develop cri-  
13 teria and processes for supply chain information  
14 sharing among executive agencies.

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

17 (1) successful implementation of the prohibition  
18 on using or procuring certain telecommunications  
19 and video surveillance equipment under section 889  
20 of the John S. McCain National Defense Authoriza-  
21 tion Act for Fiscal Year 2019 (Public Law 115–232;  
22 132 Stat. 1917; 41 U.S.C. note prec. 3901) is crit-  
23 ical to protecting the supply chain of the Federal  
24 Government, and Federal agencies should draw upon  
25 the expert resources available (such as the Federal

1 Acquisition Security Council established under sub-  
2 chapter III of chapter 13 of title 41, United States  
3 Code) to ensure implementation of such prohibition  
4 is done in a comprehensive and deliberative manner;  
5 and

6 (2) the Federal Acquisition Regulatory Council  
7 shall ensure successful implementation of such pro-  
8 hibition by providing sufficient time for public com-  
9 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:

1 **SEC. 28 \_\_\_\_ . LAND CONVEYANCE, SHARPE ARMY DEPOT,**  
2 **LATHROP, CALIFORNIA.**

3 (a) CONVEYANCE AUTHORIZED.—If the Secretary of  
4 the Army determines that no department or agency of the  
5 Federal Government will accept the transfer of a parcel  
6 of real property consisting of approximately 525 acres at  
7 Sharpe Army Depot in Lathrop, California, the Secretary  
8 may convey to the Port of Stockton, California, all right,  
9 title, and interest of the United States in and to the prop-  
10 erty, including any improvements thereon, for the purpose  
11 of permitting the Port of Stockton to use the property for  
12 the development or operation of a port facility.

13 (b) MODIFICATION OF PARCEL AUTHORIZED FOR  
14 CONVEYANCE.—If a department or agency of the Federal  
15 Government will accept the transfer of a portion of the  
16 parcel of real property described in subsection (a), the  
17 Secretary shall modify the conveyance authorized by such  
18 subsection to exclude the portion of the parcel to be ac-  
19 cepted by that department or agency.

1 (c) CONSIDERATION.—

2 (1) PUBLIC BENEFIT CONVEYANCE.—The Sec-  
3 retary of the Army may assign the property for con-  
4 veyance under subsection (a) as a public benefit con-  
5 veyance without monetary consideration to the Fed-  
6 eral Government if the Port of Stockton satisfies the  
7 conveyance requirements specified in section 554 of  
8 title 40, United States Code.

9 (2) FAIR MARKET VALUE.—If the Port of  
10 Stockton fails to qualify for a public benefit convey-  
11 ance under paragraph (1) and still desires to acquire  
12 the real property described in subsection (a), the  
13 Port of Stockton shall pay to the United States an  
14 amount equal to the fair market value of the prop-  
15 erty to be conveyed. The Secretary shall determine  
16 the fair market value of the property using an inde-  
17 pendent appraisal based on the highest and best use  
18 of the property.

19 (d) DESCRIPTION OF PROPERTY.—The exact acreage  
20 and legal description of the real property to be conveyed  
21 under subsection (a) shall be determined by a survey satis-  
22 factory to the Secretary of the Army. The cost of the sur-  
23 vey shall be borne by the Port of Stockton.

24 (e) ADDITIONAL TERMS AND CONDITIONS.—The  
25 Secretary of the Army may require such additional terms

1 and conditions in connection with the conveyance under  
2 subsection (a) as the Secretary considers appropriate to  
3 protect the interests of the United States.

4 (f) SUNSET.—If the real property authorized for con-  
5 veyance by subsection (a) is not conveyed within one year  
6 after the date of the enactment of this Act, the Secretary  
7 of the Army may report the property excess for disposal  
8 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:

1 **SEC. 28** \_\_\_\_. **LAND CONVEYANCE, OVER-THE-HORIZON**  
2 **BACKSCATTER RADAR SYSTEM RECEIVING**  
3 **STATION, MODOC COUNTY, CALIFORNIA.**

4 (a) CONVEYANCE REQUIRED.—

5 (1) IN GENERAL.—As soon as practicable after  
6 receiving a request from Modoc County, California  
7 (in this section referred to as the “County”) regard-  
8 ing the conveyance required by this section, but sub-  
9 ject to paragraph (2), the Secretary of Agriculture  
10 shall convey to the County all right, title, and inter-  
11 est of the United States in and to a parcel of Na-  
12 tional Forest System land, including improvements  
13 thereon, consisting of approximately 927 acres in  
14 Modoc National Forest in the State of California  
15 and containing an obsolete Over-the-Horizon  
16 Backscatter Radar System receiving station estab-  
17 lished on the parcel pursuant to a memorandum of  
18 agreement between the Department of the Air Force  
19 and Forest Service dated May 18 and 23, 1987.



1           (2) APPLICABLE LAW AND NATIONAL SECURITY  
2           DETERMINATION.—The Secretary of Agriculture  
3           shall carry out the conveyance under subsection (a)  
4           in accordance with this section and all other applica-  
5           ble law, including the condition that the conveyance  
6           not take place until the Secretary, in consultation  
7           with the Secretary of the Air Force, determines that  
8           the conveyance will not harm the national security  
9           interests of the United States.

10          (b) PURPOSE OF CONVEYANCE.—The purpose of the  
11          conveyance under subsection (a) is to preserve and utilize  
12          the improvements constructed on the parcel of National  
13          Forest System land described in such subsection and to  
14          permit the County to use the conveyed property, including  
15          improvements thereon, for the development of renewable  
16          energy, including solar and biomass cogeneration.

17          (c) CONSIDERATION.—

18               (1) IN GENERAL.—As consideration for the con-  
19               veyance under subsection (a), the County shall pay  
20               to the Secretary of Agriculture an amount that is  
21               not less than the fair market value of the parcel of  
22               land to be conveyed, as determined in accordance  
23               with the Uniform Appraisal Standards for Federal  
24               Land Acquisition and the Uniform Standards of  
25               Professional Appraisal Practice.

1 (2) TREATMENT OF CASH CONSIDERATION.—

2 The Secretary shall deposit the payment received  
3 under paragraph (1) in the account in the Treasury  
4 established by Public Law 90–171 (commonly known  
5 as the Sisk Act; 16 U.S.C. 484a). The amount de-  
6 posited shall be available to the Secretary, in such  
7 amounts as may be provided in advance in appro-  
8 priation Acts, to pay any necessary and incidental  
9 costs incurred by the Secretary in connection with  
10 the improvement, maintenance, reconstruction, or  
11 construction of a facility or improvement for the Na-  
12 tional Forest System located in the State of Cali-  
13 fornia.

14 (d) RESERVATION OF EASEMENT RELATED TO CON-  
15 TINUED USE OF WATER WELLS.—The conveyance re-  
16 quired by subsection (a) shall be conditioned on the res-  
17 ervation of an easement by the Secretary of Agriculture,  
18 subject to such terms and conditions as the Secretary  
19 deems appropriate, necessary to provide access for use au-  
20 thorized by the Secretary of the four water wells in exist-  
21 ence on the date of the enactment of this Act and associ-  
22 ated water conveyance infrastructure on the parcel of Na-  
23 tional Forest System lands to be conveyed.

24 (e) WITHDRAWAL.—The National Forest System  
25 land described in subsection (a) is withdrawn from the op-

1 eration of the mining and mineral leasing laws of the  
2 United States.

3 (f) PAYMENT OF COSTS OF CONVEYANCE.—

4 (1) PAYMENT REQUIRED.—The Secretary of  
5 Agriculture shall require the County to cover costs  
6 (except costs for environmental remediation of the  
7 property) to be incurred by the Secretary, or to re-  
8 imburse the Secretary for such costs incurred by the  
9 Secretary, to carry out the conveyance under sub-  
10 section (a), including survey costs, costs for environ-  
11 mental documentation, and any other administrative  
12 costs related to the conveyance. If amounts are col-  
13 lected from the County in advance of the Secretary  
14 incurring the actual costs, and the amount collected  
15 exceeds the costs actually incurred by the Secretary  
16 to carry out the conveyance, the Secretary shall re-  
17 fund the excess amount to the County.

18 (2) TREATMENT OF AMOUNTS RECEIVED.—

19 Amounts received as reimbursement under para-  
20 graph (1) shall be credited to the fund or account  
21 that was used to cover those costs incurred by the  
22 Secretary of Agriculture in carrying out the convey-  
23 ance. Amounts so credited shall be merged with  
24 amounts in such fund or account, and shall be avail-  
25 able for the same purposes, and subject to the same

1 conditions and limitations, as amounts in such fund  
2 or account.

3 (g) ENVIRONMENTAL REMEDIATION.—

4 (1) IN GENERAL.—To expedite the conveyance  
5 of the parcel of National Forest System land de-  
6 scribed in subsection (a), including improvements  
7 thereon, environmental remediation of the land by  
8 the Department of the Air Force shall be limited to  
9 the removal of the perimeter wooden fence, which  
10 was treated with an arsenic-based weatherproof  
11 coating, and treatment of soil affected by leaching of  
12 such chemical.

13 (2) POTENTIAL FUTURE ENVIRONMENTAL RE-  
14 MEDIATION RESPONSIBILITIES.—Notwithstanding  
15 the conveyance of the parcel of National Forest Sys-  
16 tem land described in subsection (a), the Secretary  
17 of the Air Force shall be responsible for the remedi-  
18 ation of any environmental contamination, discov-  
19 ered post-conveyance, that is attributed to Air Force  
20 occupancy of and operations on the parcel pre-con-  
21 veyance.

22 (h) COMPLIANCE WITH ENVIRONMENTAL LAWS.—  
23 Notwithstanding the requirements of section 120(h) of the  
24 Comprehensive Environmental Response, Compensation,  
25 and Liability Act of 1980 (42 U.S.C. 9620(h)), the Sec-

1 retary of Agriculture shall not be required to provide any  
2 of the covenants and warranties otherwise required under  
3 such section in connection with the conveyance of the  
4 property under subsection (a).

5 (i) DESCRIPTION OF PROPERTY.—The exact acreage  
6 and legal description of the property to be conveyed under  
7 subsection (a) shall be determined by a survey satisfactory  
8 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:

1 **SEC. 6 \_\_\_\_ . CLARIFICATION OF 30 DAYS OF CONTINUOUS**  
2 **DUTY ON BOARD A SHIP REQUIRED FOR FAM-**  
3 **ILY SEPARATION ALLOWANCE FOR MEMBERS**  
4 **OF THE UNIFORMED SERVICES.**

5 Section 427(a)(1)(B) of title 37, United States Code,  
6 is amended by inserting “(or under orders to remain on  
7 board the ship while at the home port)” after “of the  
8 ship”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MS. SPEIER OF CALIFORNIA**

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

1 **SEC. 5 \_\_\_\_ . PUNITIVE ARTICLE ON VIOLENT EXTREMISM.**

2 (a) VIOLENT EXTREMISM.—

3 (1) IN GENERAL.—Subchapter X of chapter 47  
4 of title 10, United States Code, is amended by in-  
5 sserting after section 916 (article 116 of the Uniform  
6 Code of Military Justice) the following new section  
7 (article):

8 **“§ 916a. Art. 116a. Violent extremism**

9 “(a) PROHIBITION.—Any person subject to this chap-  
10 ter who—

11 “(1) knowingly commits a covered offense  
12 against—

13 “(A) the Government of the United States;

14 or

15 “(B) any person or class of people;

16 “(2)(A) with the intent to intimidate or coerce  
17 any person or class of people; or

1           “(B) with the intent to influence, affect, or re-  
2           taliatiate against the policy or conduct of the Govern-  
3           ment of the United States or any State; and

4           “(3) does so—

5                   “(A) to achieve political, ideological, reli-  
6                   gious, social, or economic goals; or

7                   “(B) in the case of an act against a person  
8                   or class of people, for reasons relating to the  
9                   race, religion, color, ethnicity, sex, age, dis-  
10                  ability status, national origin, sexual orienta-  
11                  tion, or gender identity of the person or class  
12                  of people concerned;

13 is guilty of violent extremism and shall be punished as a  
14 court-martial may direct.

15           “(b) ATTEMPTS, SOLICITATION, AND CONSPIRACY.—  
16 Any person who attempts, solicits, or conspires to commit  
17 an offense under this section shall be punished in the same  
18 manner as a person who completes the offense.

19           “(c) DEFINITIONS.—In this section:

20                   “(1) COVERED OFFENSE.—The term ‘covered  
21                   offense’ means—

22                           “(A) loss, damage, destruction, or wrongful  
23                           disposition of military property of the United  
24                           States, in violation of section 908 of this title  
25                           (article 108);



1           “(B) waste, spoilage, or destruction of  
2 property other than military property of the  
3 United States, in violation of section 909 of this  
4 title (article 109);

5           “(C) communicating threats, in violation of  
6 section 915 of this title (article 115);

7           “(D) riot or breach of peace, in violation of  
8 section 916 of this title (article 116);

9           “(E) provoking speech or gestures, in vio-  
10 lation of section 917 of this title (article 117);

11           “(F) murder, in violation of section 918 of  
12 this title (article 118);

13           “(G) manslaughter, in violation of section  
14 919 of this title (article 119);

15           “(H) larceny or wrongful appropriation, in  
16 violation of section 921 of this title (article  
17 121);

18           “(I) robbery, in violation of section 922 of  
19 this title (article 122);

20           “(J) kidnapping, in violation of section  
21 925 of this title (article 125);

22           “(K) assault, in violation of section 928 of  
23 this title (article 128);

24           “(L) conspiracy to commit an offense spec-  
25 ified in any of subparagraphs (A) through (K),

1 as punishable under section 881 of this title  
2 (article 81);

3 “(M) solicitation to commit an offense  
4 specified in any of subparagraphs (A) through  
5 (K), as punishable under section 882 of this  
6 title (article 82); or

7 “(N) an attempt to commit an offense  
8 specified in any of subparagraphs (A) through  
9 (K), as punishable under section 880 of this  
10 title (article 80).

11 “(2) STATE.—The term ‘State’ includes any  
12 State of the United States, the District of Columbia,  
13 the Commonwealth of Puerto Rico, and any other  
14 possession or territory of the United States.”.

15 (2) CLERICAL AMENDMENT.—The table of sec-  
16 tions at the beginning of such subchapter is amend-  
17 ed by inserting after the item relating to section 916  
18 (article 116) the following new item:

“916a. 116a. Violent extremism.”.

19 (b) EFFECTIVE DATE.—The amendments made by  
20 subsection (a) shall take effect on the date of the enact-  
21 ment of this Act and shall apply to offenses committed  
22 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:

1 **SEC. 2 \_\_\_\_ . DISCLOSURE OF FOREIGN FUNDING SOURCES**  
2 **IN APPLICATIONS FOR FEDERAL RESEARCH**  
3 **AWARDS.**

4 (a) DISCLOSURE REQUIREMENT.—Each Federal re-  
5 search agency shall require—

6 (1) any individual applying for funds from that  
7 agency as a principal investigator or co-principal in-  
8 vestigator under a grant or cooperative agreement to  
9 disclose all current and pending support and the  
10 sources of such support at the time of the applica-  
11 tion for funds; and

12 (2) any institution of higher education applying  
13 for funds from that agency to certify that every  
14 principal investigator or co-principal investigator  
15 who is employed by the institution of higher edu-  
16 cation and is applying for such funds has been made  
17 aware of the requirement under paragraph (1).

18 (b) CONSISTENCY.—The Director of the Office of  
19 Science and Technology Policy, acting through the Na-

1 tional Science and Technology Council and in accordance  
2 with the authority provided under section 1746 of the Na-  
3 tional Defense Authorization Act for Fiscal Year 2020  
4 (Public Law 116–92; 42 U.S.C. 6601 note) shall ensure  
5 that the requirements issued by Federal research agencies  
6 under subsection (a) are consistent.

7 (c) ENFORCEMENT.—

8 (1) IN GENERAL.—In the event that an indi-  
9 vidual or entity violates the disclosure requirements  
10 under subsection (a), a Federal research agency may  
11 take one or more of the following actions against  
12 such individual or entity:

13 (A) Reject an application for a grant or co-  
14 operative agreement because the disclosed cur-  
15 rent and pending support violates agency terms  
16 and conditions.

17 (B) Reject an application for a grant or  
18 cooperative agreement because current and  
19 pending support have not been disclosed as re-  
20 quired under subsection (a).

21 (C) Temporarily or permanently dis-  
22 continue any or all funding from that agency  
23 for any principal investigator or co-principal in-  
24 vestigator who has failed to properly disclose

1 current and pending support pursuant to sub-  
2 section (a).

3 (D) Temporarily or permanently suspend  
4 or debar a researcher, in accordance with part  
5 180 of title 2, Code of Federal Regulations,  
6 from receiving funding from that agency when  
7 failure to disclose current and pending support  
8 pursuant to subsection (a) as done knowingly  
9 and willfully.

10 (E) Refer a failure to disclose under sub-  
11 section (a) to Federal law enforcement authori-  
12 ties to determine whether any criminal statutes  
13 have been violated.

14 (2) NOTICE.—A Federal research agency in-  
15 tending to take action under any of subparagraphs  
16 (A), (B), (C), or (D) of paragraph (1) shall notify  
17 the institution of higher education, principal investi-  
18 gator and any co-principal investigators subject to  
19 such action about the specific reason for the action,  
20 and shall provide the institution, principal investi-  
21 gator, and co-principal investigator, as applicable,  
22 with the opportunity and a process by which to con-  
23 test the proposed action.

24 (3) EVIDENTIARY STANDARDS.—A Federal re-  
25 search agency seeking suspension or debarment

1 under paragraph (1)(D) shall abide by the proce-  
2 dures and evidentiary standards set forth in part  
3 180 of title 2, Code of Federal Regulations.

4 (d) DEFINITIONS.—In this section:

5 (1) CURRENT AND PENDING SUPPORT.—The  
6 term “current and pending support” means all re-  
7 sources made available to an individual in direct  
8 support of the individual’s research efforts, regard-  
9 less of whether such resources have monetary value,  
10 and includes in-kind contributions requiring a com-  
11 mitment of time and directly supporting the individ-  
12 ual’s research efforts, such as the provision of office  
13 or laboratory space, equipment, supplies, employees,  
14 and students.

15 (2) INSTITUTION OF HIGHER EDUCATION.—The  
16 term “institution of higher education” has the  
17 meaning given that term in section 101 of the High-  
18 er Education Act of 1965 (20 U.S.C. 1001).

19 (3) FEDERAL RESEARCH AGENCY.—The term  
20 “Federal research agency” includes the following  
21 and any organizations and elements thereof:

- 22 (A) The Department of Agriculture.
- 23 (B) The Department of Commerce.
- 24 (C) The Department of Defense.
- 25 (D) The Department of Education.

- 1 (E) The Department of Energy.
- 2 (F) The Department of Health and
- 3 Human Services.
- 4 (G) The Department of Homeland Security
- 5 (H) The Department of Transportation.
- 6 (I) The Environmental Protection Agency.
- 7 (J) The National Aeronautics and Space
- 8 Administration.
- 9 (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 OCEANO-**  
2 **GRAPHIC PARTNERSHIP PROGRAM.**

3 Chapter 893 of title 10, United States Code, is  
4 amended to read as follows:

5 **“SEC. 8931. NATIONAL OCEANOGRAPHIC PARTNERSHIP**  
6 **PROGRAM.**

7 “(a) **ESTABLISHMENT.**—The Secretary of the Navy  
8 shall establish a program to be known as the ‘National  
9 Oceanographic Partnership Program’.

10 “(b) **PURPOSES.**—The purposes of the program are  
11 as follows:

12 “(1) To promote the national goals of assuring  
13 national security, advancing economic development,  
14 protecting quality of life, ensuring environmental  
15 stewardship, and strengthening science education  
16 and communication through improved knowledge of  
17 the ocean.

18 “(2) To coordinate and strengthen oceano-  
19 graphic efforts in support of those goals by—



1           “(A) creating and carrying out partner-  
2           ships among Federal agencies, academia, indus-  
3           try, and other members of the oceanographic  
4           community in the areas of science, data, re-  
5           sources, education, and communication; and

6           “(B) accepting, planning, and executing  
7           oceanographic research projects funded by  
8           grants, contracts, cooperative agreements, or  
9           other vehicles as appropriate, that contribute to  
10          assuring national security, advancing economic  
11          development, protecting quality of life, ensuring  
12          environmental stewardship, and strengthening  
13          science education and communication through  
14          improved knowledge of the ocean.

15   **“SEC. 8932. OCEAN POLICY COMMITTEE.**

16          “(a) COMMITTEE.—There is established an Ocean  
17          Policy Committee (hereinafter referred to as the ‘Com-  
18          mittee’). The Committee shall retain the membership, co-  
19          chairs, and subcommittees outlined in Executive Order  
20          13840.

21          “(b) RESPONSIBILITIES.—The Committee shall con-  
22          tinue the activities of that Committee as it was in exist-  
23          ence on the day before the date of enactment of this Act.  
24          In discharging its responsibilities and to assist in the exe-  
25          cution of the activities delineated in this subparagraph,

1 the Committee may delegate to a subcommittee, as appro-  
2 priate. The Committee shall:

3 “(1) Prescribe policies and procedures to imple-  
4 ment the National Oceanographic Partnership Pro-  
5 gram.

6 “(2) Engage and collaborate, pursuant to exist-  
7 ing laws and regulations, with stakeholders, includ-  
8 ing regional ocean partnerships, to address ocean-re-  
9 lated matters that may require interagency or inter-  
10 governmental solutions.

11 “(3) Facilitate coordination and integration of  
12 Federal activities in ocean and coastal waters to in-  
13 form ocean policy and identify priority ocean re-  
14 search, technology, and data needs; and

15 “(4) Review, select, and identify partnership  
16 projects for implementation under the program,  
17 based on the following criteria:

18 “(A) Whether the project addresses impor-  
19 tant research objectives or operational goals.

20 “(B) Whether the project has, or is de-  
21 signed to have, appropriate participation within  
22 the oceanographic community of public, aca-  
23 demic, commercial, private participation or sup-  
24 port.

1           “(C) Whether the partners have a long-  
2           term commitment to the objectives of the  
3           project.

4           “(D) Whether the resources supporting the  
5           project are shared among the partners.

6           “(E) Whether the project has been sub-  
7           jected to adequate review according to each of  
8           the supporting agencies.

9           “(c) ANNUAL REPORT AND BRIEF.—Not later than  
10          March 1 of each year, the Committee shall post a report  
11          on a publicly available website and brief the Committee  
12          on Commerce, Science, and Transportation of the Senate;  
13          the Committee on Armed Services of the Senate; the Com-  
14          mittee on Natural Resources of the House of Representa-  
15          tives; the Committee on Science, Space, and Technology  
16          of the House of Representatives; and the Committee on  
17          Armed Services of the House of Representatives on the  
18          National Oceanographic Partnership Program. The report  
19          and brief shall discuss the following:

20                 “(1) A description of activities of the program  
21                 carried out during the prior fiscal year.

22                 “(2) A general outline of the activities planned  
23                 for the program during the current fiscal year.

24                 “(3) A summary of projects, partnerships, and  
25                 collaborations, including the Federal and non-Fed-

1 eral sources of funding, continued from the prior fis-  
2 cal year and projects expected to begin during the  
3 current and subsequent fiscal years, as required in  
4 the program office report outlined in section  
5 8932(f)(2)(C).

6 “(4) The amounts requested in the budget sub-  
7 mitted to Congress pursuant to section 1105(a) of  
8 title 31 for the subsequent fiscal year, for the pro-  
9 grams, projects, activities and the estimated expend-  
10 itures under such programs, projects, and activities,  
11 to execute the National Oceanographic Partnership  
12 Program.

13 “(5) A summary of national ocean research pri-  
14 orities informed by the Ocean Research Advisory  
15 Panel required in section 8933(b)(4).

16 “(6) A list of the members of the Ocean Re-  
17 search Advisory Panel described in section 8933(a)  
18 and any working groups described in section  
19 8932(f)(2)(A) in existence during the fiscal years  
20 covered.

21 The report and all briefing materials shall be posted to  
22 a publicly available website not later than 30 days after  
23 the briefing.

24 “(d) NATIONAL OCEANOGRAPHIC PARTNERSHIP  
25 FUND.—There is established in the Treasury a separate

1 account to be known as the National Oceanographic Part-  
2 nership Program Fund to be jointly managed by the Sec-  
3 retary of the Navy, the Administrator of the National Oce-  
4 anic and Atmospheric Administration, and any other Fed-  
5 eral agency that contributes amounts to the Fund.

6           “(1) APPROPRIATION AND AUTHORIZED  
7 USES.—Amounts in the Fund shall be available to  
8 the NOPP without further appropriation to remain  
9 available for up to 5 years from the date contributed  
10 or until expended for the purpose of carrying out  
11 this section.

12           “(2) CREDITING OF AMOUNTS TO FUND.—  
13 There is authorized to be credited to the Fund the  
14 following:

15           “(A) Such amounts as determined appro-  
16 priate to be transferred to the Fund by the  
17 head of a Federal agency or entity participating  
18 in the National Oceanographic Partnership Pro-  
19 gram.

20           “(B) Funds provided by a State, local gov-  
21 ernment, tribal government, territory, or pos-  
22 session, or any subdivisions thereof.

23           “(C) Funds contributed by a non-profit or-  
24 ganization, individual, or Congressionally-estab-

1           lished foundation; by private grants, contracts,  
2           and donations.

3           “(3) CONTRACT AND GRANT AUTHORITY.—For  
4           the purpose of carrying out this section, as directed  
5           by the Committee, departments or agencies rep-  
6           resented on the Committee may enter into contracts,  
7           make grants, including transactions authorized by  
8           paragraph (4), and may transfer funds available to  
9           the National Oceanographic Partnership Program  
10          under paragraph (2) to participating departments  
11          and agencies for such purposes.

12          “(4) COOPERATION WITH OTHER AGENCIES,  
13          STATES, TERRITORIES, AND POLITICAL SUBDIVI-  
14          SIONS.—The Committee or any participating Fed-  
15          eral agency or entity may enter into an agreement  
16          to use, with or without reimbursement, the land,  
17          services, equipment, personnel, and facilities of any  
18          department, agency, or instrumentality of the United  
19          States, or of any State, local government, Indian  
20          tribal government, Territory, District of Columbia,  
21          or possession, or of any political subdivision thereof,  
22          or of any foreign government or international orga-  
23          nization or individual, for the purpose of carrying  
24          out this section.

1           “(e) ESTABLISHMENT AND FORMS OF PARTNERSHIP  
2 PROJECTS.—A partnership project under the National  
3 Oceanographic Partnership Program—

4           “(1) may be established by any instrument that  
5 the Committee considers appropriate; and

6           “(2) may include demonstration projects.

7           “(f) PARTNERSHIP PROGRAM OFFICE.—

8           “(1) IN GENERAL.—The Secretary of the Navy  
9 and Administrator of the National Oceanic and At-  
10 mospheric Administration shall jointly establish a  
11 partnership program office for the National Oceano-  
12 graphic Partnership Program. Competitive proce-  
13 dures will be used to select an external operator for  
14 the partnership program office.

15           “(2) DUTIES.—The Committee will monitor the  
16 performance of the duties of the partnership pro-  
17 gram office, which shall consist of the following:

18           “(A) To support working groups estab-  
19 lished by the Committee or subcommittee and  
20 report working group activities to the Com-  
21 mittee, including working group proposals for  
22 partnership projects.

23           “(B) To support the process for proposing  
24 partnership projects to the Committee, includ-

1 ing, where appropriate, managing review of  
2 such projects.

3 “(C) To submit to the Committee and  
4 make publicly available an annual report on the  
5 status of all partnership projects, including the  
6 Federal and non-Federal sources of funding for  
7 each project, and activities of the office.

8 “(D) To perform any additional duties for  
9 the administration of the National Oceano-  
10 graphic Partnership Program that the Com-  
11 mittee considers appropriate.

12 **“SEC. 8933. OCEAN RESEARCH ADVISORY PANEL.**

13 “(a) ESTABLISHMENT.—The Committee shall estab-  
14 lish an Ocean Research Advisory Panel consisting of not  
15 less than 10 and not more than 18 members appointed  
16 by the Co-chairs, including the following:

17 “(1) Three members who will represent the Na-  
18 tional Academies of Sciences, Engineering, and Med-  
19 icine.

20 “(2) Members selected from among individuals  
21 who will represent the views of ocean industries,  
22 State, tribal, territorial or local governments, aca-  
23 demia, and such other views as the Co-chairs con-  
24 sider appropriate.



1           “(3) Members selected from among individuals  
2           eminent in the fields of marine science, marine tech-  
3           nology, and marine policy, or related fields.

4           The Committee shall ensure that an appropriate balance  
5           of academic, scientific, industry, and geographical inter-  
6           ests and gender and racial diversity are represented by  
7           the members of the Advisory Panel.

8           “(b) RESPONSIBILITIES.—The Committee shall as-  
9           sign the following responsibilities to the Advisory Panel:

10           “(1) To advise the Committee on policies and  
11           procedures to implement the National Oceano-  
12           graphic Partnership Program.

13           “(2) To advise the Committee on matters relat-  
14           ing to national oceanographic science, engineering,  
15           facilities, or resource requirements.

16           “(3) To advise the Committee on improving di-  
17           versity, equity, and inclusion in the ocean sciences  
18           and related fields

19           “(4) To advise the Committee on national ocean  
20           research priorities.

21           “(5) Any additional responsibilities that the  
22           Committee considers appropriate.

23           “(6) To meet no fewer than two times a year.

24           “(c) ADMINISTRATIVE AND TECHNICAL SUPPORT.—

25           The Administrator of the National Oceanic and Atmos-

1 pheric Administration shall provide such administrative  
2 and technical support as the Ocean Research Advisory  
3 Panel may require.

4 “(d) FEDERAL ADVISORY COMMITTEE ACT.—Section  
5 14 of the Federal Advisory Committee Act (5 U.S.C.  
6 App.) shall not apply to the Ocean Research Advisory  
7 Panel appointed under section 8933.”.



**AMENDMENT TO H.R. 6395****OFFERED BY MR. BRINDISI OF NEW YORK**

1 At the appropriate place in title VII, add the fol-  
2 lowing:

3 **Subtitle \_\_—Mental Health Services**  
4 **From Department of Veterans**  
5 **Affairs for Members of Reserve**  
6 **Components**

7 **SEC. 7\_\_ . SHORT TITLE.**

8 This subtitle may be cited as the “Care and Read-  
9 ness Enhancement for Reservists Act of 2020” or the  
10 “CARE for Reservists Act of 2020”.

11 **SEC. 7\_\_ . EXPANSION OF ELIGIBILITY FOR READJUST-**  
12 **MENT COUNSELING AND RELATED OUT-**  
13 **PATIENT SERVICES FROM DEPARTMENT OF**  
14 **VETERANS AFFAIRS TO INCLUDE MEMBERS**  
15 **OF RESERVE COMPONENTS OF THE ARMED**  
16 **FORCES.**

17 (a) **READJUSTMENT COUNSELING.**—Subsection  
18 (a)(1) of section 1712A of title 38, United States Code,  
19 is amended by adding at the end the following new sub-  
20 paragraph:

1           “(D)(i) The Secretary, in consultation with the Sec-  
2 retary of Defense, may furnish to any member of the re-  
3 serve components of the Armed Forces who has a behav-  
4 ioral health condition or psychological trauma, counseling  
5 under subparagraph (A)(i), which may include a com-  
6 prehensive individual assessment under subparagraph  
7 (B)(i).

8           “(ii) A member of the reserve components of the  
9 Armed Forces described in clause (i) shall not be required  
10 to obtain a referral before being furnished counseling or  
11 an assessment under this subparagraph.”.

12           (b) OUTPATIENT SERVICES.—Subsection (b) of such  
13 section is amended—

14                 (1) in paragraph (1)—

15                         (A) by inserting “to an individual” after  
16                         “If, on the basis of the assessment furnished”;  
17                         and

18                         (B) by striking “veteran” each place it ap-  
19                         pears and inserting “individual”; and

20                 (2) in paragraph (2), by striking “veteran” and  
21                 inserting “individual”.

22           (c) EFFECTIVE DATE.—The amendments made by  
23 this section shall take effect on the date that is one year  
24 after the date of the enactment of this Act.

1 **SEC. 7\_\_\_ . PROVISION OF MENTAL HEALTH SERVICES**  
2 **FROM DEPARTMENT OF VETERANS AFFAIRS**  
3 **TO MEMBERS OF RESERVE COMPONENTS OF**  
4 **THE ARMED FORCES.**

5 (a) IN GENERAL.—Subchapter VIII of chapter 17 of  
6 title 38, United States Code, is amended by adding at the  
7 end the following new section:

8 **“§ 1789. Mental health services for members of the re-**  
9 **serve components of the Armed Forces**

10 “The Secretary, in consultation with the Secretary of  
11 Defense, may furnish mental health services to members  
12 of the reserve components of the Armed Forces.”.

13 (b) CLERICAL AMENDMENT.—The table of sections  
14 at the beginning of such subchapter is amended by insert-  
15 ing after the item relating to section 1788 the following  
16 new item:

“1789. Mental health services for members of the reserve components of the  
Armed Forces.”.

17 **SEC. 7\_\_\_ . INCLUSION OF MEMBERS OF RESERVE COMPO-**  
18 **NENTS IN MENTAL HEALTH PROGRAMS OF**  
19 **DEPARTMENT OF VETERANS AFFAIRS.**

20 (a) SUICIDE PREVENTION PROGRAM.—

21 (1) IN GENERAL.—Section 1720F of title 38,  
22 United States Code, is amended by adding at the  
23 end the following new subsection:

1       “(1)(1) COVERED INDIVIDUAL DEFINED.—In this  
2 section, the term ‘covered individual’ means a veteran or  
3 a member of the reserve components of the Armed Forces.

4       “(2) In determining coverage of members of the re-  
5 serve components of the Armed Forces under the com-  
6 prehensive program, the Secretary shall consult with the  
7 Secretary of Defense.”.

8               (2) CONFORMING AMENDMENTS.—Such section  
9 is further amended—

10               (A) in subsection (a), by striking “vet-  
11 erans” and inserting “covered individuals”;

12               (B) in subsection (b), by striking “vet-  
13 erans” each place it appears and inserting “cov-  
14 ered individuals”;

15               (C) in subsection (c)—

16                       (i) in the subsection heading, by strik-  
17 ing “OF VETERANS”;

18                       (ii) by striking “veterans” each place  
19 it appears and inserting “covered individ-  
20 uals”; and

21                       (iii) by striking “veteran” and insert-  
22 ing “individual”;

23               (D) in subsection (d), by striking “to vet-  
24 erans” each place it appears and inserting “to  
25 covered individuals”;

1 (E) in subsection (e), in the matter pre-  
2 ceding paragraph (1), by striking “veterans”  
3 and inserting “covered individuals”;

4 (F) in subsection (f)—

5 (i) in the first sentence, by striking  
6 “veterans” and inserting “covered individ-  
7 uals”; and

8 (ii) in the second sentence, by insert-  
9 ing “or members” after “veterans”;

10 (G) in subsection (g), by striking “vet-  
11 erans” and inserting “covered individuals”;

12 (H) in subsection (h), by striking “vet-  
13 erans” and inserting “covered individuals”;

14 (I) in subsection (i)—

15 (i) in the subsection heading, by strik-  
16 ing “FOR VETERANS AND FAMILIES”;

17 (ii) in the matter preceding paragraph  
18 (1), by striking “veterans and the families  
19 of veterans” and inserting “covered indi-  
20 viduals and the families of covered individ-  
21 uals”;

22 (iii) in paragraph (2), by striking  
23 “veterans” and inserting “covered individ-  
24 uals”; and

1 (iv) in paragraph (4), by striking  
2 “veterans” each place it appears and in-  
3 sserting “covered individuals”;

4 (J) in subsection (j)—

5 (i) in paragraph (1), by striking “vet-  
6 erans” each place it appears and inserting  
7 “covered individuals”; and

8 (ii) in paragraph (4)—

9 (I) in subparagraph (A), in the  
10 matter preceding clause (i), by strik-  
11 ing “women veterans” and inserting  
12 “covered individuals who are women”;

13 (II) in subparagraph (B), by  
14 striking “women veterans who” and  
15 inserting “covered individuals who are  
16 women and”; and

17 (III) in subparagraph (C), by  
18 striking “women veterans” and insert-  
19 ing “covered individuals who are  
20 women”; and

21 (K) in subsection (k), by striking “vet-  
22 erans” and inserting “covered individuals”.

23 (3) CLERICAL AMENDMENTS.—

24 (A) IN GENERAL.—Such section is further  
25 amended, in the section heading, by inserting



1           **“and members of the reserve compo-**  
2           **ments of the Armed Forces”** after **“vet-**  
3           **erans”**.

4           (B) TABLE OF SECTIONS.—The table of  
5           sections at the beginning of such subchapter is  
6           amended by striking the item relating to section  
7           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.”.

8           (b) MENTAL HEALTH TREATMENT FOR INDIVIDUALS  
9           WHO SERVED IN CLASSIFIED MISSIONS.—

10           (1) IN GENERAL.—Section 1720H of such title  
11           is amended—

12           (A) in subsection (a)—

13           (i) in paragraph (1)—

14           (I) by striking “eligible veteran”  
15           and inserting “eligible individual”;  
16           and

17           (II) by striking “the veteran”  
18           and inserting “the individual”; and

19           (ii) in paragraph (3), by striking “eli-  
20           gible veterans” and inserting “eligible indi-  
21           viduals”;

22           (B) in subsection (b)—

23           (i) by striking “a veteran” and insert-  
24           ing “an individual”; and

1 (ii) by striking “eligible veteran” and  
2 inserting “eligible individual”; and  
3 (C) in subsection (c)—

4 (i) in paragraph (2), in the matter  
5 preceding subparagraph (A), by striking  
6 “The term ‘eligible veteran’ means a vet-  
7 eran” and inserting “The term ‘eligible in-  
8 dividual’ means a veteran or a member of  
9 the reserve components of the Armed  
10 Forces”; and

11 (ii) in paragraph (3), by striking “eli-  
12 gible veteran” and inserting “eligible indi-  
13 vidual”.

14 (2) CLERICAL AMENDMENTS.—

15 (A) IN GENERAL.—Such section is further  
16 amended, in the section heading, by inserting  
17 “**and members of the reserve compo-**  
18 **nents of the Armed Forces**” after “**vet-**  
19 **erans**”.

20 (B) TABLE OF SECTIONS.—The table of  
21 sections at the beginning of chapter 17 of such  
22 title is amended by striking the item relating to  
23 section 1720H and inserting the following new  
24 item:

“1720H. Mental health treatment for veterans and members of the reserve components of the Armed Forces who served in classified missions.”.

1 **SEC. 7\_\_\_\_\_ . REPORT ON MENTAL HEALTH AND RELATED**  
2 **SERVICES PROVIDED BY DEPARTMENT OF**  
3 **VETERANS AFFAIRS TO MEMBERS OF THE**  
4 **ARMED FORCES.**

5 (a) IN GENERAL.—Not later than one year after the  
6 date of the enactment of this Act, the Secretary of Vet-  
7 erans Affairs shall submit to the congressional defense  
8 committees and the Committees on Veterans' Affairs of  
9 the Senate and the House of Representatives a report that  
10 includes an assessment of the following:

11 (1) The increase, as compared to the day before  
12 the date of the enactment of this Act, of the number  
13 of members of the Armed Forces that use readjust-  
14 ment counseling or outpatient mental health care  
15 from the Department of Veterans Affairs,  
16 disaggregated by State, Vet Center location, and  
17 clinical care site of the Department, as appropriate.

18 (2) The number of members of the reserve com-  
19 ponents of the Armed Forces receiving telemental  
20 health care from the Department.

21 (3) The increase, as compared to the day before  
22 the date of the enactment of this Act, of the annual  
23 cost associated with readjustment counseling and  
24 outpatient mental health care provided by the De-  
25 partment to members of the reserve components of  
26 the Armed Forces.

1           (4) The changes, as compared to the day before  
2           the date of the enactment of this Act, in staffing,  
3           training, organization, and resources required for  
4           the Department to offer readjustment counseling  
5           and outpatient mental health care to members of the  
6           reserve components of the Armed Forces.

7           (5) Any challenges the Department has encoun-  
8           tered in providing readjustment counseling and out-  
9           patient mental health care to members of the reserve  
10          components of the Armed Forces.

11          (b) VET CENTER DEFINED.—In this section, the  
12          term “Vet Center” has the meaning given that term in  
13          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 31<sup>st</sup> 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”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. GARAMENDI OF CALIFORNIA**

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

1 **SEC. 5 \_\_\_\_ . GUIDANCE FOR USE OF UNMANNED AIRCRAFT**  
2 **SYSTEMS BY THE NATIONAL GUARD.**

3 (a) **NEW GUIDANCE.**—Not later than 90 days after  
4 the date of the enactment of this Act, the Secretary of  
5 Defense shall issue new guidance that provides for the ex-  
6 pedited review of requests for the use of unmanned air-  
7 craft systems by the National Guard for covered activities  
8 within the United States.

9 (b) **COVERED ACTIVITIES DEFINED.**—In this section,  
10 “covered activities” means the following:

- 11 (1) Emergency operations.  
12 (2) Search and rescue operations.  
13 (3) Defense support to civil authorities.  
14 (4) Support under section 502(f) of title 32,  
15 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:

1 **SEC. 31\_\_\_\_\_ . SENSE OF CONGRESS REGARDING URANIUM**  
2 **MINING AND NUCLEAR TESTING.**

3 It is the sense of Congress that the United States  
4 should compensate and recognize all of the miners, work-  
5 ers, downwinders, and others suffering from the effects  
6 of uranium mining and nuclear testing carried out during  
7 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:

1 **SEC. 16 \_\_\_\_ . ANNUAL CERTIFICATION ON HYPERSONIC AND**  
2 **BALLISTIC MISSILE TRACKING SPACE SEN-**  
3 **SOR PAYLOAD.**

4 (a) FINDING; SENSE OF CONGRESS.—

5 (1) FINDING.—Congress finds that the budget  
6 submitted by the President under section 1105(a) of  
7 title 31, United States Code, for fiscal year 2021  
8 does not fully fund an operational capability for the  
9 hypersonic and ballistic missile tracking space sensor  
10 within the tracking layer of the persistent space-  
11 based sensor architecture of the Space Development  
12 Agency, despite such space sensor being a require-  
13 ment by the combatant commanders and being high-  
14 lighted as a needed capability against both  
15 hypersonic and ballistic threats in the Missile De-  
16 fense Review published in 2019.

17 (2) SENSE OF CONGRESS.—It is the sense of  
18 Congress that the Missile Defense Agency  
19 hypersonic and ballistic missile tracking space sensor

1 must be prioritized within the persistent space-based  
2 sensor architecture of the Space Development Agen-  
3 cy to ensure the delivery of capabilities to the  
4 warfighter as soon as possible.

5 (b) ANNUAL CERTIFICATION.—Subsection (d) of sec-  
6 tion 1683 of the National Defense Authorization Act for  
7 Fiscal Year 2018 (Public Law 115–91; 10 U.S.C. 2431  
8 note), as amended by section 1683 of the National De-  
9 fense Authorization Act for Fiscal Year 2020 (Public Law  
10 116–92), is amended by adding at the end the following  
11 new paragraph:

12 “(3) ANNUAL CERTIFICATION.—On an annual  
13 basis until the date on which the hypersonic and bal-  
14 listic tracking space sensor payload achieves full  
15 operational capability, the Secretary of Defense,  
16 without delegation, shall submit to the appropriate  
17 congressional committees a certification that—

18 “(A) the most recent future-years defense  
19 program submitted under section 221 of title  
20 10, United States Code, includes estimated ex-  
21 penditures and proposed appropriations in  
22 amounts necessary to ensure the development  
23 and deployment of such space sensor payload as  
24 a component of the sensor architecture devel-  
25 oped under subsection (a); and

1                   “(B) the Commander of the United States  
2                   Space Command has validated both the ballistic  
3                   and hypersonic tracking requirements of, and  
4                   the timeline to deploy, such space sensor pay-  
5                   load.”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. KELLY OF MISSISSIPPI**

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

1 **SEC. 6 \_\_\_\_ . INCREASE IN CERTAIN HAZARDOUS DUTY PAY**  
2 **FOR MEMBERS OF THE UNIFORMED SERV-**  
3 **ICES.**

4 Section 351(b) of title 37, United States Code, is  
5 amended by striking “\$250” both places it appears and  
6 inserting “\$275”.



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 31<sup>st</sup>, 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:

1 **SEC. 17\_\_\_ . ESTABLISHMENT OF WESTERN EMERGENCY**  
2 **REFINED PETROLEUM PRODUCTS RESERVE.**

3 (a) ESTABLISHMENT.—The Secretary of Defense,  
4 acting through the Director of the Defense Logistics  
5 Agency, shall establish a reserve, to be known as the  
6 “Western Emergency Refined Petroleum Products Re-  
7 serve” (in this section referred to as the “Reserve”), to  
8 store refined petroleum products that may be made avail-  
9 able to military and governmental entities during an emer-  
10 gency situation, as determined appropriate by the Sec-  
11 retary of Defense.

12 (b) USE OF RESERVE.—In accordance with sub-  
13 section (a), the Secretary of Defense may make refined  
14 petroleum products stored in the Reserve available to  
15 other Federal agencies, State and local governments, and  
16 any other public entity determined appropriate by the Sec-  
17 retary of Defense.

18 (c) REIMBURSEMENT.—The Secretary of Defense  
19 shall require reimbursement for associated costs for stor-

1 age capacity or refined petroleum products made available  
2 to other Federal agencies, State or local governments, or  
3 any other public entity pursuant to this section.

4 (d) LOCATION.—The Reserve shall—

5 (1) be located in the western region of the  
6 United States;

7 (2) utilize salt cavern storage; and

8 (3) be in immediate proximity to existing pipe-  
9 line, rail, and highway infrastructure.

10 (e) CONDITION ON COMMENCEMENT.—Commence-  
11 ment of the program shall be subject to the availability  
12 of appropriations for the program.





**AMENDMENT TO H.R. 6395**  
**OFFERED BY M<sup>R</sup>.**

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

1 **SEC. 16**           . **DEFENSE DIGITAL SERVICE.**

2       (a) RELATIONSHIP WITH UNITED STATES DIGITAL  
3 SERVICE.—Not later than 120 days after the date of the  
4 enactment of this Act, the Secretary of Defense and the  
5 Administrator of the United States Digital Service shall  
6 establish a direct relationship between the Department of  
7 Defense and the United States Digital Service to address  
8 authorities, hiring processes, roles, and responsibilities.

9       (b) CERTIFICATION.—Not later than 120 days after  
10 the date of the enactment of this Act, the Secretary of  
11 Defense and the Administrator of the United States Digital  
12 Service shall jointly certify to the congressional de-  
13 fense committees that the skills and qualifications of the  
14 Department of Defense personnel assigned to and sup-  
15 porting the core functions of the Defense Digital Service  
16 are consistent with the skills and qualifications United  
17 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**  
2 **AND JOINT PROGRAM.**

3 (a) ESTABLISHMENT OF INITIATIVE.—Not later than  
4 January 15, 2021, the Director of the Environmental Se-  
5 curity Technology Certification Program of the Depart-  
6 ment of Defense (hereinafter in this section referred to  
7 as the “Director”) may establish a demonstration initia-  
8 tive composed of demonstration projects focused on the  
9 development of long-duration energy storage technologies.

10 (b) SELECTION OF PROJECTS.—To the maximum ex-  
11 tent practicable, in selecting demonstration projects to  
12 participate in the demonstration initiative under sub-  
13 section (a), the Director may—

- 14 (1) ensure a range of technology types;
- 15 (2) ensure regional diversity among projects;
- 16 and
- 17 (3) consider bulk power level, distribution power  
18 level, behind-the-meter, microgrid (grid-connected or  
19 islanded mode), and off-grid applications.

1 (c) JOINT PROGRAM.—

2 (1) ESTABLISHMENT.—As part of the dem-  
3 onstration initiative under subsection (a), the Direc-  
4 tor, in consultation with the Secretary of Energy,  
5 may establish within the Department of Defense a  
6 joint program to carry out projects—

7 (A) to demonstrate promising long-dura-  
8 tion energy storage technologies at different  
9 scales to promote energy resiliency; and

10 (B) to help new, innovative long-duration  
11 energy storage technologies become commer-  
12 cially viable.

13 (2) MEMORANDUM OF UNDERSTANDING.—Not  
14 later than 200 days after the date of enactment of  
15 this Act, the Director may enter into a memo-  
16 randum of understanding with the Secretary of En-  
17 ergy to administer the joint program.

18 (3) INFRASTRUCTURE.—In carrying out the  
19 joint program, the Director and the Secretary of En-  
20 ergy may—

21 (A) use existing test-bed infrastructure  
22 at—

23 (i) installations of the Department of  
24 Defense; and

1 (ii) facilities of the Department of En-  
2 ergy; and

3 (B) develop new infrastructure for identi-  
4 fied projects, if appropriate.

5 (4) GOALS AND METRICS.—The Director and  
6 the Secretary of Energy may develop goals and  
7 metrics for technological progress under the joint  
8 program consistent with energy resilience and energy  
9 security policies.

10 (5) SELECTION OF PROJECTS.—

11 (A) IN GENERAL.—To the maximum ex-  
12 tent practicable, in selecting projects to partici-  
13 pate in the joint program, the Director and the  
14 Secretary of Energy may—

15 (i) ensure that projects are carried  
16 out under conditions that represent a vari-  
17 ety of environments with different physical  
18 conditions and market constraints; and

19 (ii) ensure an appropriate balance  
20 of—

21 (I) larger, operationally-scaled  
22 projects, adapting commercially-prov-  
23 en technology that meets military  
24 service defined requirements; and

25 (II) smaller, lower-cost projects.

1 (B) PRIORITY.—In carrying out the joint  
2 program, the Director and the Secretary of En-  
3 ergy may give priority to demonstration  
4 projects that—

5 (i) make available to the public  
6 project information that will accelerate de-  
7 ployment of long-duration energy storage  
8 technologies that promote energy resil-  
9 iency; and

10 (ii) will be carried out as field dem-  
11 onstrations fully integrated into the instal-  
12 lation 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:

1 **SEC. 16** \_\_\_\_. **OVERSIGHT OF NEXT GENERATION INTER-**  
2 **CEPTOR PROGRAM.**

3 (a) **FINDINGS; SENSE OF CONGRESS.**—

4 (1) **FINDINGS.**—Congress finds that the Sec-  
5 retary of Defense discovered major technical prob-  
6 lems with the redesigned kill vehicle program, which  
7 led to cancelling the program in August 2019 and  
8 caused significant delays to the improved defense of  
9 the United States against rogue nation ballistic mis-  
10 sile threats and wasted \$1,200,000,000.

11 (2) **SENSE OF CONGRESS.**—It is the sense of  
12 Congress that the Secretary of Defense should en-  
13 sure robust oversight and accountability for the ac-  
14 quisition of the future next generation interceptor  
15 program to avoid making the same errors that were  
16 experienced in the redesigned kill vehicle effort.

17 (b) **INDEPENDENT COST ASSESSMENT AND VALIDA-**  
18 **TION.**—

1           (1) ASSESSMENT.—The Director of Cost As-  
2           sessment and Program Evaluation shall conduct an  
3           independent cost assessment of the next generation  
4           interceptor program.

5           (2) VALIDATION.—The Under Secretary of De-  
6           fense for Acquisition and Sustainment shall validate  
7           the preliminary cost assessment conducted under  
8           paragraph (1) that will be used to inform the award  
9           of the contract for the next generation interceptor.

10          (3) SUBMISSION.—Not later than the date on  
11          which the Director of the Missile Defense Agency  
12          awards a contract for the next generation inter-  
13          ceptor, the Secretary of Defense shall submit to the  
14          congressional defense committees a report containing  
15          the preliminary independent cost assessment under  
16          paragraph (1) and the validation under paragraph  
17          (2).

18          (c) FLIGHT TESTS.—In addition to the requirements  
19          of section 2399 of title 10, United States Code, the Direc-  
20          tor of the Missile Defense Agency may not make any deci-  
21          sion regarding the initial production, or equivalent, of the  
22          next generation interceptor unless the Director has—

23                 (1) certified to the congressional defense com-  
24                 mittees that the Director has conducted not fewer

1 than two successful intercept flight tests of the next  
2 generation interceptor; and

3 (2) provided to such committees a briefing on  
4 the details of such tests, including with respect to  
5 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:

1 **SEC. 12 \_\_\_ . PUBLIC REPORTING OF CHINESE MILITARY**  
2 **COMPANIES OPERATING IN THE UNITED**  
3 **STATES.**

4 (a) DETERMINATION OF OPERATIONS.—Not later  
5 than 1 year after the date of the enactment of this Act,  
6 and on an ongoing basis thereafter, the Secretary of De-  
7 fense shall identify each entity the Secretary determines,  
8 based on the most recent information available, is—

9 (1)(A) directly or indirectly owned, controlled,  
10 or beneficially owned by, or in an official or unoffi-  
11 cial capacity acting as an agent of or on behalf of,  
12 the People’s Liberation Army or any of its affiliates;  
13 or

14 (B) identified as a military-civil fusion contrib-  
15 utor to the Chinese defense industrial base;

16 (2) engaged in providing commercial services,  
17 manufacturing, producing, or exporting; and

1 (3) operating directly or indirectly in the  
2 United States, including any of its territories and  
3 possessions.

4 (b) SUBMISSION; PUBLICATION.—

5 (1) SUBMISSION.—Not later than 1 year after  
6 the date of the enactment of this Act, and every 2  
7 years thereafter, the Secretary shall submit to the  
8 Committees on Armed Services of the House of Rep-  
9 resentatives and the Senate an updated list of each  
10 entity determined to be a Chinese military company  
11 pursuant to subsection (a), in classified and unclas-  
12 sified forms.

13 (2) PUBLICATION.—Concurrent with the sub-  
14 mission of a list under paragraph (1), the Secretary  
15 shall publish the unclassified portion of such list in  
16 the Federal Register.

17 (c) CONSULTATION.—The Secretary may consult  
18 with the head of any appropriate Federal department or  
19 agency in making the determinations required under sub-  
20 section (a) and shall transmit a copy of each list submitted  
21 under subsection (b)(1) to the heads of each appropriate  
22 Federal department and agency.

23 (d) DEFINITIONS.—

1           (1) MILITARY-CIVIL FUSION CONTRIBUTOR.—In  
2           this section, the term “military-civil fusion contrib-  
3           utor” includes—

4                   (A) entities receiving assistance from the  
5                   Government of China through science and tech-  
6                   nology efforts initiated under the Chinese mili-  
7                   tary industrial planning apparatus;

8                   (B) entities affiliated with the Chinese  
9                   Ministry of Industry and Information Tech-  
10                  nology, including entities connected through  
11                  Ministry schools, research partnerships, and  
12                  state-aided science and technology projects;

13                  (C) entities receiving assistance from the  
14                  Government of China or operational direction  
15                  or policy guidance from the State Administra-  
16                  tion for Science, Technology and Industry for  
17                  National Defense;

18                  (D) entities recognized and awarded with  
19                  receipt of an innovation prize for science and  
20                  technology by such State Administration;

21                  (E) any other entity or subsidiary defined  
22                  as a “defense enterprise” by the Chinese State  
23                  Council; and

24                  (F) entities residing in or affiliated with a  
25                  military-civil fusion enterprise zone or receiving

1 assistance from the Government of China  
2 through such enterprise zone.

3 (2) PEOPLE'S LIBERATION ARMY.—The term  
4 “People's Liberation Army” means the land, naval,  
5 and air military services, the police, and the intel-  
6 ligence services of the Government of China, and  
7 any member of any such service or of such police.

