

"112b. United States international agreements and non-binding instruments; transparency provisions."

(3) **TECHNICAL AND CONFORMING AMENDMENT RELATING TO AUTHORITIES OF THE SECRETARY OF STATE.**—Section 317(h)(2) of the Homeland Security Act of 2002 (6 U.S.C. 195c(h)(2)) is amended by striking "Section 112b(c)" and inserting "Section 112b(g)".

(4) **MECHANISM FOR REPORTING.**—Not later than 270 days after the date of the enactment of this Act, the Secretary of State shall establish a mechanism for personnel of the Department of State who become aware or who have reason to believe that the requirements of section 112b of title 1, United States Code, as amended by this subsection, have not been fulfilled with respect to an international agreement or qualifying non-binding instrument (as those terms are defined in that section) to report such instances to the Secretary.

(5) **RULES AND REGULATIONS.**—Not later than 180 days after the date of the enactment of this Act, the President shall, through the Secretary of State, promulgate such rules and regulations as may be necessary to carry out section 112b of title 1, United States Code, as amended by this subsection.

(6) **CONSULTATION AND BRIEFING REQUIREMENT.**—

(A) **CONSULTATION.**—The Secretary of State shall consult with the appropriate congressional committees on matters related to the implementation of this Act and the amendments made by this Act prior to and after the effective date described in subsection (c).

(B) **BRIEFING.**—Not later than 90 days after the date of the enactment of this Act, and once every 90 days thereafter for 1 year, the Secretary of State shall brief the appropriate congressional committees on the status of efforts to implement this Act and the amendments made by this Act.

(C) **DEFINITION OF APPROPRIATE CONGRESSIONAL COMMITTEES.**—In this paragraph, the term "appropriate congressional committees" means—

(i) the Committee on Foreign Relations of the Senate; and

(ii) the Committee on Foreign Affairs of the House of Representatives.

(7) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to the Department of State \$1,000,000 for each of fiscal years 2023 through 2027 for purposes of implementing the requirements of section 112b of title 1, United States Code, as amended by this subsection.

(b) **SECTION 112A OF TITLE 1.**—Section 112a of title 1, United States Code, is amended by striking subsections (b), (c), and (d) and inserting the following:

"(b) Copies of international agreements and qualifying non-binding instruments in the possession of the Department of State but not published, other than the agreements described in subsection (b)(3)(A) of section 112b, shall be made available by the Department of State upon request."

(c) **EFFECTIVE DATE OF AMENDMENTS.**—The amendments made by this Act shall take effect 270 days after the date of the enactment of this Act.

SA 5748. Mr. WARNER submitted an amendment intended to be proposed to amendment SA 5499 submitted by Mr. REED (for himself and Mr. INHOFE) and intended to be proposed to the bill H.R. 7900, to authorize appropriations for fiscal year 2023 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy,

to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title XXVIII, add the following:

SEC. 2825. IMPLEMENTATION OF COMPTROLLER GENERAL RECOMMENDATIONS REGARDING MILITARY HOUSING.

(a) **BASIC ALLOWANCE FOR HOUSING.**—The Secretary of Defense shall ensure that the Military Compensation Policy directorate within the Office of the Deputy Assistant Secretary of Defense for Military Personnel Policy, in coordination with each military department, not later than one year after the date of the enactment of this Act—

(1) assesses the process of the Department of Defense for collecting rental property data to determine ways to increase the sample size of current representative data and ensure sample size targets are met;

(2) reviews and updates guidance for basic allowance for housing under section 403 of title 37, United States Code, to ensure that information about the rate-setting process for such allowance, including its sampling methodology and use of minimum sample size targets, is accurately and fully reflected in such guidance; and

(3) establishes and implements a process for consistently monitoring anchor points, the interpolation table, external alternative data, and any indications of potential bias by using quality information to set rates for such allowance and ensuring timely remediation of any identified deficiencies.

(b) **WORK ORDER DATA FOR PRIVATIZED MILITARY HOUSING.**—The Secretary of Defense shall ensure that the Assistant Secretary of Defense for Sustainment, not later than one year after the date of the enactment of this Act—

(1) requires the military departments to establish a process to validate data collected by privatized military housing partners to better ensure the reliability and validity of work order data and to allow for more effective use of such data for monitoring and tracking purposes; and

(2) provides in future reports to Congress additional explanation of such work order data collected and reported, such as explaining the limitations of available survey data, how resident satisfaction was calculated, and reasons for any missing data.

(c) **FINANCES FOR PRIVATIZED MILITARY HOUSING PROJECTS.**—The Secretary of Defense shall ensure that the Assistant Secretary of Defense for Energy, Installations, and Environment, not later than one year after the date of the enactment of this Act—

(1) takes steps to resume issuing required reports to Congress on the financial condition of privatized military housing in a timely manner;

(2) reports financial information on future sustainment of each privatized military housing project in its reports to Congress;

(3) provides guidance directing the military departments to assess the significance of the specific risks to individual privatized military housing projects resulting from reduction in the basic allowance for housing under section 403 of title 37, United States Code, and identify courses of action to respond to any risks based on the significance of such risks; and

(4) revises its guidance on privatized military housing to require the military departments to define their risk tolerances regarding the future sustainability of their privatized military housing projects.

(d) **PRIVATIZED MILITARY HOUSING DEFINED.**—In this section, the term "privatized military housing" means military housing provided under subchapter IV of chapter 169 of title 10, United States Code.

SA 5749. Mr. WARNER submitted an amendment intended to be proposed to amendment SA 5499 submitted by Mr. REED (for himself and Mr. INHOFE) and intended to be proposed to the bill H.R. 7900, to authorize appropriations for fiscal year 2023 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title XXVIII, add the following:

SEC. 2825. COMPTROLLER GENERAL ASSESSMENT OF IMPLEMENTATION OF CERTAIN STATUTORY PROVISIONS INTENDED TO IMPROVE THE EXPERIENCE OF RESIDENTS OF PRIVATIZED MILITARY HOUSING.

(a) **ASSESSMENT REQUIRED.**—

(1) **IN GENERAL.**—The Comptroller General of the United States shall conduct an independent assessment of the implementation by the Department of Defense of sections 2890, 2891(c)(b), and 2894(c) of title 10, United States Code.

(2) **ELEMENTS.**—The assessment required under paragraph (1) shall include—

(A) a summary and evaluation of the analysis and information provided to residents of privatized military housing regarding the assessment of performance indicators pursuant to section 2891(c)(b) of title 10, United States Code, and the extent to which such residents have requested such an assessment;

(B) a summary of the extent to which the Department collects and uses data on whether members of the Armed Forces and their families residing in privatized military housing, including family and unaccompanied housing, have exercised the rights afforded in the Military Housing Privatization Initiative Tenant Bill of Rights under subsection (a) of section 2890 of title 10, United States Code, to include the rights specified under paragraphs (8), (12), (13), (14), and (15) of subsection (b) of such section, and an evaluation of the implementation by each military department of such section;

(C) an evaluation of the implementation by each military department of section 2894(c) of title 10, United States Code, including, with regard to paragraph (5) of such section—

(i) the number of requests that have been resolved favorably; and

(ii) the number of requests that have been resolved in compliance within the required time period; and

(D) such other matters as the Comptroller General considers necessary.

(b) **BRIEFING AND REPORT.**—

(1) **BRIEFING.**—Not later than March 31, 2022, the Comptroller General shall provide to the Committees on Armed Services of the Senate and the House of Representatives an interim briefing on the assessment conducted under subsection (a).

(2) **REPORT.**—Not later than one year after the date of the enactment of this Act, the Comptroller General shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the assessment conducted under subsection (a).

(c) **PRIVATIZED MILITARY HOUSING DEFINED.**—In this section, the term "privatized military housing" means military housing provided under subchapter IV of chapter 169 of title 10, United States Code.

SA 5750. Mr. WARNER submitted an amendment intended to be proposed to