

112TH CONGRESS } HOUSE OF REPRESENTATIVES { REPORT  
*1st Session* } { 112-\_\_\_\_

---

---

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL  
YEAR 2012

\_\_\_\_\_, 2011.—Ordered to be printed

Mr. McKeon, from the committee of conference,  
submitted the following

CONFERENCE REPORT

[To accompany H.R. 1540]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1540), to authorize appropriations for fiscal year 2012 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, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “National Defense Au-  
3 thorization Act for Fiscal Year 2012”.

4 **SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF**  
5 **CONTENTS.**

6 (a) DIVISIONS.—This Act is organized into five divi-  
7 sions as follows:

8 (1) Division A—Department of Defense Au-  
9 thorizations.

10 (2) Division B—Military Construction Author-  
11 izations.

12 (3) Division C—Department of Energy Na-  
13 tional Security Authorizations and Other Authoriza-  
14 tions.

15 (4) Division D—Funding Tables.

16 (5) Division E—SBIR and STTR Reauthoriza-  
17 tion.

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

Sec. 1. Short title.

Sec. 2. Organization of Act into divisions; table of contents.

Sec. 3. Congressional defense committees.

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

Subtitle A—Authorization of Appropriations

Sec. 101. Authorization of appropriations.

## Subtitle B—Army Programs

- Sec. 111. Limitation on procurement of Stryker combat vehicles.
- Sec. 112. Limitation on retirement of C-23 aircraft.
- Sec. 113. Multiyear procurement authority for airframes for Army UH-60M/HH-60M helicopters and Navy MH-60R/MH-60S helicopters.

## Subtitle C—Navy Programs

- Sec. 121. Multiyear procurement authority for mission avionics and common cockpits for Navy MH-60R/S helicopters.
- Sec. 122. Separate procurement line item for certain Littoral Combat Ship mission modules.
- Sec. 123. Life-cycle cost-benefit analysis on alternative maintenance and sustainability plans for the Littoral Combat Ship program.
- Sec. 124. Extension of Ford-class aircraft carrier construction authority.

## Subtitle D—Air Force Programs

- Sec. 131. Strategic airlift aircraft force structure.
- Sec. 132. Limitations on use of funds to retire B-1 bomber aircraft.
- Sec. 133. Limitation on retirement of U-2 aircraft.
- Sec. 134. Availability of fiscal year 2011 funds for research and development relating to the B-2 bomber aircraft.
- Sec. 135. Availability of fiscal year 2011 funds to support alternative options for extremely high frequency terminal Increment 1 program of record.
- Sec. 136. Procurement of advanced extremely high frequency satellites.

## Subtitle E—Joint and Multiservice Matters

- Sec. 141. Limitation on availability of funds for acquisition of joint tactical radio system.
- Sec. 142. Limitation on availability of funds for Aviation Foreign Internal Defense program.
- Sec. 143. F-35 Joint Strike Fighter aircraft.
- Sec. 144. Additional oversight requirements for the undersea mobility acquisition program of the United States Special Operations Command.
- Sec. 145. Inclusion of information on approved Combat Mission Requirements in quarterly reports on use of Combat Mission Requirement funds.
- Sec. 146. Joint Surveillance Target Attack Radar System aircraft re-engining program.
- Sec. 147. Authority for exchange with United Kingdom of specified F-35 Lightning II Joint Strike Fighter aircraft.
- Sec. 148. Report on probationary period in development of short take-off, vertical landing variant of the Joint Strike Fighter.
- Sec. 149. Report on plan to implement Weapon Systems Acquisition Reform Act of 2009 measures within the Joint Strike Fighter aircraft program.

## TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

## Subtitle A—Authorization of Appropriations

- Sec. 201. Authorization of appropriations.

## Subtitle B—Program Requirements, Restrictions, and Limitations

- Sec. 211. Limitation on availability of funds for the ground combat vehicle program.
- Sec. 212. Limitation on the individual carbine program.
- Sec. 213. Limitation on availability of funds for Future Unmanned Carrier-based Strike System.
- Sec. 214. Limitation on availability of funds for amphibious assault vehicles of the Marine Corps.
- Sec. 215. Limitation on obligation of funds for the F-35 Lightning II aircraft program.
- Sec. 216. Limitation on use of funds for Increment 2 of B-2 bomber aircraft extremely high frequency satellite communications program.
- Sec. 217. Limitation on availability of funds for the Joint Space Operations Center management system.
- Sec. 218. Limitation on availability of funds for wireless innovation fund.
- Sec. 219. Prohibition on delegation of budgeting authority for certain research and educational programs.
- Sec. 220. Designation of main propulsion turbomachinery of the next-generation long-range strike bomber aircraft as major subprogram.
- Sec. 221. Designation of electromagnetic aircraft launch system development and procurement program as major subprogram.
- Sec. 222. Advanced rotorcraft flight research and development.
- Sec. 223. Preservation and storage of certain property related to F136 propulsion system.

## Subtitle C—Missile Defense Programs

- Sec. 231. Acquisition accountability reports on the ballistic missile defense system.
- Sec. 232. Comptroller General review and assessment of missile defense acquisition programs.
- Sec. 233. Homeland defense hedging policy and strategy.
- Sec. 234. Ground-based midcourse defense program.
- Sec. 235. Limitation on availability of funds for the medium extended air defense system.
- Sec. 236. Sense of Congress regarding ballistic missile defense training.

## Subtitle D—Reports

- Sec. 241. Extension of requirements for biennial roadmap and annual review and certification on funding for development of hypersonics.
- Sec. 242. Report and cost assessment of options for Ohio-class replacement ballistic missile submarine.
- Sec. 243. Report on the electromagnetic rail gun system.
- Sec. 244. Annual comptroller general report on the KC-46A aircraft acquisition program.
- Sec. 245. Independent review and assessment of cryptographic modernization program.
- Sec. 246. Report on increased budget items.

## Subtitle E—Other Matters

- Sec. 251. Repeal of requirement for Technology Transition Initiative.
- Sec. 252. Contractor cost-sharing in pilot program to include technology protection features during research and development of certain defense systems.

- Sec. 253. Extension of authority for mechanisms to provide funds for defense laboratories for research and development of technologies for military missions.
- Sec. 254. National defense education program.
- Sec. 255. Laboratory facilities, Hanover, New Hampshire.
- Sec. 256. Sense of Congress on active matrix organic light emitting diode technology.

### TITLE III—OPERATION AND MAINTENANCE

#### Subtitle A—Authorization of Appropriations

- Sec. 301. Operation and maintenance funding.

#### Subtitle B—Energy and Environmental Provisions

- Sec. 311. Designation of senior official of Joint Chiefs of Staff for operational energy plans and programs and operational energy budget certification.
- Sec. 312. Improved Sikes Act coverage of State-owned facilities used for the national defense.
- Sec. 313. Discharge of wastes at sea generated by ships of the Armed Forces.
- Sec. 314. Modification to the responsibilities of the Assistant Secretary of Defense for Operational Energy, Plans, and Programs.
- Sec. 315. Energy-efficient technologies in contracts for logistics support of contingency operations.
- Sec. 316. Health assessment reports required when waste is disposed of in open-air burn pits.
- Sec. 317. Streamlined annual report on defense environmental programs.
- Sec. 318. Payment to Environmental Protection Agency of stipulated penalties in connection with Jackson Park Housing Complex, Washington.
- Sec. 319. Requirements relating to Agency for Toxic Substances and Disease Registry investigation of exposure to drinking water contamination at Camp Lejeune, North Carolina.
- Sec. 320. Fire suppression agents.

#### Subtitle C—Logistics and Sustainment

- Sec. 321. Definition of depot-level maintenance and repair.
- Sec. 322. Designation of military arsenal facilities as Centers of Industrial and Technical Excellence.
- Sec. 323. Permanent and expanded authority for Army industrial facilities to enter into certain cooperative arrangements with non-Army entities.
- Sec. 324. Implementation of corrective actions resulting from corrosion study of the F-22 and F-35 aircraft.
- Sec. 325. Modification of requirements relating to minimum capital investment for certain depots.
- Sec. 326. Reports on depot-related activities.
- Sec. 327. Core depot-level maintenance and repair capabilities.

#### Subtitle D—Readiness

- Sec. 331. Modification of Department of Defense authority to accept voluntary contributions of funds.
- Sec. 332. Review of proposed structures affecting navigable airspace.

## Subtitle E—Reports

- Sec. 341. Annual certification and modifications of annual report on prepositioned materiel and equipment.
- Sec. 342. Additional matters for inclusion in and modified deadline for the annual report on operational energy.
- Sec. 343. Study on Air Force test and training range infrastructure.
- Sec. 344. Study on training range infrastructure for special operations forces.
- Sec. 345. Guidance to establish non-tactical wheeled vehicle and equipment service life extension programs to achieve cost savings.
- Sec. 346. Study on United States force posture in the United States Pacific Command area of responsibility.
- Sec. 347. Study on overseas basing presence of United States forces.
- Sec. 348. Inclusion of assessment of joint military training and force allocations in quadrennial defense review and national military strategy.
- Sec. 349. Modification of report on procurement of military working dogs.

## Subtitle F—Limitations and Extension of Authority

- Sec. 351. Adoption of military working dog by family of deceased or seriously wounded member of the Armed Forces who was the dog's handler.
- Sec. 352. Prohibition on expansion of the Air Force food transformation initiative.
- Sec. 353. Designation and limitation on obligation and expenditure of funds for the migration of Army enterprise email services.
- Sec. 354. One-year extension of pilot program for availability of working-capital funds to Army for certain product improvements.

## Subtitle G—Other Matters

- Sec. 361. Commercial sale of small arms ammunition and small arms ammunition components in excess of military requirements, and fired cartridge cases.
- Sec. 362. Comptroller General review of space-available travel on military aircraft.
- Sec. 363. Authority to provide information for maritime safety of forces and hydrographic support.
- Sec. 364. Deposit of reimbursed funds under reciprocal fire protection agreements.
- Sec. 365. Clarification of the airlift service definitions relative to the Civil Reserve Air Fleet.
- Sec. 366. Ratemaking procedures for Civil Reserve Air Fleet contracts.
- Sec. 367. Policy on Active Shooter Training for certain law enforcement personnel.
- Sec. 368. Procurement of tents or other temporary structures.

## TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

## Subtitle A—Active Forces

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

## Subtitle B—Reserve Forces

- Sec. 411. End strengths for Selected Reserve.

- Sec. 412. End strengths for Reserves on active duty in support of the reserves.
- Sec. 413. End strengths for military technicians (dual status).
- Sec. 414. Fiscal year 2012 limitation on number of non-dual status technicians.
- Sec. 415. Maximum number of reserve personnel authorized to be on active duty for operational support.

Subtitle C—Authorization of Appropriations

- Sec. 421. Military personnel.

TITLE V—MILITARY PERSONNEL POLICY

Subtitle A—Officer Personnel Policy Generally

- Sec. 501. Increase in authorized strengths for Marine Corps officers on active duty in grades of major, lieutenant colonel, and colonel.
- Sec. 502. General officer and flag officer reform.
- Sec. 503. National Defense University outplacement waiver.
- Sec. 504. Voluntary retirement incentive matters.

Subtitle B—Reserve Component Management

- Sec. 511. Leadership of National Guard Bureau.
- Sec. 512. Membership of the Chief of the National Guard Bureau on the Joint Chiefs of Staff.
- Sec. 513. Modification of time in which preseparation counseling must be provided to reserve component members being demobilized.
- Sec. 514. Clarification of applicability of authority for deferral of mandatory separation of military technicians (dual status) until age 60.
- Sec. 515. Authority to order Army Reserve, Navy Reserve, Marine Corps Reserve, and Air Force Reserve to active duty to provide assistance in response to a major disaster or emergency.
- Sec. 516. Authority for order to active duty of units of the Selected Reserve for preplanned missions in support of the combatant commands.
- Sec. 517. Modification of eligibility for consideration for promotion for reserve officers employed as military technicians (dual status).
- Sec. 518. Consideration of reserve component officers for appointment to certain command positions.
- Sec. 519. Report on termination of military technician as a distinct personnel management category.

Subtitle C—General Service Authorities

- Sec. 521. Sense of Congress on the unique nature, demands, and hardships of military service.
- Sec. 522. Policy addressing dwell time and measurement and data collection regarding unit operating tempo and personnel tempo.
- Sec. 523. Protected communications by members of the Armed Forces and prohibition of retaliatory personnel actions.
- Sec. 524. Notification requirement for determination made in response to review of proposal for award of Medal of Honor not previously submitted in timely fashion.
- Sec. 525. Expansion of regular enlisted members covered by early discharge authority.
- Sec. 526. Extension of voluntary separation pay and benefits authority.

- Sec. 527. Prohibition on denial of reenlistment of members for unsuitability based on the same medical condition for which they were determined to be fit for duty.
- Sec. 528. Designation of persons authorized to direct disposition of remains of members of the Armed Forces.
- Sec. 529. Matters covered by preseparation counseling for members of the Armed Forces and their spouses.
- Sec. 530. Conversion of high-deployment allowance from mandatory to authorized.
- Sec. 531. Extension of authority to conduct programs on career flexibility to enhance retention of members of the Armed Forces.
- Sec. 532. Policy on military recruitment and enlistment of graduates of secondary schools.
- Sec. 533. Department of Defense suicide prevention program.

#### Subtitle D—Military Justice and Legal Matters

- Sec. 541. Reform of offenses relating to rape, sexual assault, and other sexual misconduct under the Uniform Code of Military Justice.
- Sec. 542. Authority to compel production of documentary evidence.
- Sec. 543. Clarification of application and extent of direct acceptance of gifts authority.
- Sec. 544. Freedom of conscience of military chaplains with respect to the performance of marriages.

#### Subtitle E—Member Education and Training Opportunities and Administration

- Sec. 551. Employment skills training for members of the Armed Forces on active duty who are transitioning to civilian life.
- Sec. 552. Enhancement of authorities on joint professional military education.
- Sec. 553. Temporary authority to waive maximum age limitation on admission to the military service academies.
- Sec. 554. Enhancement of administration of the United States Air Force Institute of Technology.
- Sec. 555. Enrollment of certain seriously wounded, ill, or injured former or retired enlisted members of the Armed Forces in associate degree programs of the Community College of the Air Force in order to complete degree program.
- Sec. 556. Reserve component mental health student stipend.
- Sec. 557. Fiscal year 2012 administration and report on the Troops-to-Teachers Program.
- Sec. 558. Pilot program on receipt of civilian credentialing for skills required for military occupational specialties.
- Sec. 559. Report on certain education assistance programs.

#### Subtitle F—Armed Forces Retirement Home

- Sec. 561. Control and administration by Secretary of Defense.
- Sec. 562. Senior Medical Advisor oversight of health care provided to residents of Armed Forces Retirement Home.
- Sec. 563. Establishment of Armed Forces Retirement Home Advisory Council and Resident Advisory Committees.
- Sec. 564. Administrators, Ombudsmen, and staff of facilities.
- Sec. 565. Revision of fee requirements.
- Sec. 566. Revision of inspection requirements.

Sec. 567. Repeal of obsolete transitional provisions and technical, conforming, and clerical amendments.

Subtitle G—Defense Dependents' Education and Military Family Readiness Matters

Sec. 571. Impact aid for children with severe disabilities.

Sec. 572. Continuation of authority to assist local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.

Sec. 573. Three-year extension and enhancement of authorities on transition of military dependent students among local educational agencies.

Sec. 574. Revision to membership of Department of Defense Military Family Readiness Council.

Sec. 575. Reemployment rights following certain National Guard duty.

Sec. 576. Expansion of Operation Hero Miles.

Sec. 577. Report on Department of Defense autism pilot and demonstration projects.

Sec. 578. Comptroller General of the United States report on Department of Defense military spouse employment programs.

Subtitle H—Improved Sexual Assault Prevention and Response in the Armed Forces

Sec. 581. Access of sexual assault victims to legal assistance and services of Sexual Assault Response Coordinators and Sexual Assault Victim Advocates.

Sec. 582. Consideration of application for permanent change of station or unit transfer based on humanitarian conditions for victim of sexual assault or related offense.

Sec. 583. Director of Sexual Assault Prevention and Response Office.

Sec. 584. Sexual Assault Response Coordinators and Sexual Assault Victim Advocates.

Sec. 585. Training and education programs for sexual assault prevention and response program.

Sec. 586. Department of Defense policy and procedures on retention and access to evidence and records relating to sexual assaults involving members of the Armed Forces.

Subtitle I—Other Matters

Sec. 588. Department of Defense authority to carry out personnel recovery reintegration and post-isolation support activities.

Sec. 589. Military adaptive sports program.

Sec. 590. Enhancement and improvement of Yellow Ribbon Reintegration Program.

Sec. 591. Army National Military Cemeteries.

Sec. 592. Inspection of military cemeteries under jurisdiction of the military departments.

Sec. 593. Authorization for award of the distinguished service cross for Captain Fredrick L. Spaulding for acts of valor during the Vietnam War.

Sec. 594. Authorization and request for award of Medal of Honor to Emil Kapaun for acts of valor during the Korean War.

Sec. 595. Review regarding award of Medal of Honor to Jewish American World War I veterans.

- Sec. 596. Report on process for expedited determination of disability of members of the Armed Forces with certain disabling conditions.
- Sec. 597. Comptroller General study of military necessity of Selective Service System and alternatives.
- Sec. 598. Evaluation of issues affecting disposition of remains of American sailors killed in the explosion of the ketch U.S.S. Intrepid in Tripoli Harbor on September 4, 1804.

## TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

### Subtitle A—Pay and Allowances

- Sec. 601. Resumption of authority to provide temporary increase in rates of basic allowance for housing under certain circumstances.
- Sec. 602. Lodging accommodations for members assigned to duty in connection with commissioning or fitting out of a ship.

### Subtitle B—Bonuses and Special and Incentive Pays

- Sec. 611. One-year extension of certain bonus and special pay authorities for reserve forces.
- Sec. 612. One-year extension of certain bonus and special pay authorities for health care professionals.
- Sec. 613. One-year extension of special pay and bonus authorities for nuclear officers.
- Sec. 614. One-year extension of authorities relating to title 37 consolidated special pay, incentive pay, and bonus authorities.
- Sec. 615. One-year extension of authorities relating to payment of other title 37 bonuses and special pays.
- Sec. 616. Modification of qualifying period for payment of hostile fire and imminent danger special pay and hazardous duty special pay.

### Subtitle C—Travel and Transportation Allowances Generally

- Sec. 621. One-year extension of authority to reimburse travel expenses for inactive-duty training outside of normal commuting distance.

### Subtitle D—Consolidation and Reform of Travel and Transportation Authorities

- Sec. 631. Consolidation and reform of travel and transportation authorities of the uniformed services.
- Sec. 632. Transition provisions.

### Subtitle E—Commissary and Nonappropriated Fund Instrumentality Benefits and Operations

- Sec. 641. Discretion of the Secretary of the Navy to select categories of merchandise to be sold by ship stores afloat.
- Sec. 642. Access of military exchange stores system to credit available through Federal Financing Bank.
- Sec. 643. Designation of Fisher House for the Families of the Fallen and Meditation Pavilion, Dover Air Force Base, Delaware, as a Fisher House.

### Subtitle F—Disability, Retired Pay and Survivor Benefits

- Sec. 651. Death gratuity and related benefits for Reserves who die during an authorized stay at their residence during or between successive days of inactive duty training.

Subtitle G—Other Matters

- Sec. 661. Report on basic allowance for housing for National Guard members transitioning between active duty and full-time National Guard duty.
- Sec. 662. Report on incentives for recruitment and retention of health care professionals.

TITLE VII—HEALTH CARE PROVISIONS

Subtitle A—Improvements to Health Benefits

- Sec. 701. Annual enrollment fees for certain retirees and dependents.
- Sec. 702. Mental health assessments for members of the Armed Forces deployed in support of a contingency operation.
- Sec. 703. Behavioral health support for members of the reserve components of the Armed Forces.
- Sec. 704. Provision of food to certain members and dependents not receiving inpatient care in military medical treatment facilities.
- Sec. 705. Travel for anesthesia services for childbirth for command-sponsored dependents of members assigned to remote locations outside the continental United States.
- Sec. 706. Transitional health benefits for certain members with extension of active duty following active duty in support of a contingency operation.
- Sec. 707. Provision of rehabilitative equipment under Wounded Warrior Act.
- Sec. 708. Transition enrollment of uniformed services family health plan medicare-eligible retirees to TRICARE for life.

Subtitle B—Health Care Administration

- Sec. 711. Codification and improvement of procedures for mental health evaluations for members of the Armed Forces.
- Sec. 712. Extension of time limit for submittal of claims under the TRICARE program for care provided outside the United States.
- Sec. 713. Expansion of State licensure exception for certain health care professionals.
- Sec. 714. Clarification on confidentiality of medical quality assurance records.
- Sec. 715. Maintenance of the adequacy of provider networks under the TRICARE program.
- Sec. 716. Review of the administration of the military health system.
- Sec. 717. Limitation on availability of funds for the future electronic health records program.

Subtitle C—Reports and Other Matters

- Sec. 721. Modification of authorities on surveys on continued viability of TRICARE Standard and TRICARE Extra.
- Sec. 722. Treatment of wounded warriors.
- Sec. 723. Report on research and treatment of post-traumatic stress disorder.
- Sec. 724. Report on memorandum regarding traumatic brain injuries.
- Sec. 725. Comptroller General report on women-specific health services and treatment for female members of the Armed Forces.

Sec. 726. Comptroller General report on contract health care staffing for military medical treatment facilities.

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

Subtitle A—Acquisition Policy and Management

- Sec. 801. Requirements relating to core depot-level maintenance and repair capabilities for Milestone A and Milestone B and elimination of references to Key Decision Points A and B.
- Sec. 802. Revision to law relating to disclosures to litigation support contractors.
- Sec. 803. Extension of applicability of the senior executive benchmark compensation amount for purposes of allowable cost limitations under defense contracts.
- Sec. 804. Extension of availability of funds in the Defense Acquisition Workforce Development Fund.
- Sec. 805. Defense Contract Audit Agency annual report.
- Sec. 806. Inclusion of data on contractor performance in past performance databases for source selection decisions.
- Sec. 807. Implementation of recommendations of Defense Science Board Task Force on Improvements to Service Contracting.
- Sec. 808. Temporary limitation on aggregate annual amount available for contract services.
- Sec. 809. Annual report on single-award task and delivery order contracts.

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

- Sec. 811. Calculation of time period relating to report on critical changes in major automated information systems.
- Sec. 812. Change in deadline for submission of Selected Acquisition Reports from 60 to 45 days.
- Sec. 813. Extension of sunset date for certain protests of task and delivery order contracts.
- Sec. 814. Clarification of Department of Defense authority to purchase right-hand drive passenger sedan vehicles and adjustment of threshold for inflation.
- Sec. 815. Rights in technical data and validation of proprietary data restrictions.
- Sec. 816. Covered contracts for purposes of requirements on contractor business systems.
- Sec. 817. Compliance with defense procurement requirements for purposes of internal controls of non-defense agencies for procurements on behalf of the Department of Defense.
- Sec. 818. Detection and avoidance of counterfeit electronic parts.
- Sec. 819. Modification of certain requirements of the Weapon Systems Acquisition Reform Act of 2009.
- Sec. 820. Inclusion of contractor support requirements in Department of Defense planning documents.
- Sec. 821. Amendment relating to buying tents, tarpaulins, or covers from American sources.
- Sec. 822. Repeal of sunset of authority to procure fire resistant rayon fiber from foreign sources for the production of uniforms.
- Sec. 823. Prohibition on collection of political information.

## Subtitle C—Provisions Relating to Major Defense Acquisition Programs

- Sec. 831. Waiver of requirements relating to new milestone approval for certain major defense acquisition programs experiencing critical cost growth due to change in quantity purchased.
- Sec. 832. Assessment, management, and control of operating and support costs for major weapon systems.
- Sec. 833. Clarification of responsibility for cost analyses and targets for contract negotiation purposes.
- Sec. 834. Modification of requirements for guidance on management of manufacturing risk in major defense acquisition programs.
- Sec. 835. Management of developmental test and evaluation for major defense acquisition programs.
- Sec. 836. Assessment of risk associated with development of major weapon systems to be procured under cooperative projects with friendly foreign countries.
- Sec. 837. Competition in maintenance and sustainment of subsystems of major weapon systems.
- Sec. 838. Oversight of and reporting requirements with respect to Evolved Expendable Launch Vehicle program.
- Sec. 839. Implementation of acquisition strategy for Evolved Expendable Launch Vehicle.

## Subtitle D—Provisions Relating to Contracts in Support of Contingency Operations in Iraq or Afghanistan

- Sec. 841. Prohibition on contracting with the enemy in the United States Central Command theater of operations.
- Sec. 842. Additional access to contractor and subcontractor records in the United States Central Command theater of operations.
- Sec. 843. Reach-back contracting authority for Operation Enduring Freedom and Operation New Dawn.
- Sec. 844. Competition and review of contracts for property or services in support of a contingency operation.
- Sec. 845. Inclusion of associated support services in rapid acquisition and deployment procedures for supplies.
- Sec. 846. Joint Urgent Operational Needs Fund to rapidly meet urgent operational needs.

## Subtitle E—Defense Industrial Base Matters

- Sec. 851. Assessment of the defense industrial base pilot program.
- Sec. 852. Strategy for securing the defense supply chain and industrial base.
- Sec. 853. Assessment of feasibility and advisability of establishment of rare earth material inventory.
- Sec. 854. Department of Defense assessment of industrial base for night vision image intensification sensors.
- Sec. 855. Technical amendment relating to responsibilities of Deputy Assistant Secretary of Defense for Manufacturing and Industrial Base Policy.

## Subtitle F—Other Matters

- Sec. 861. Clarification of jurisdiction of the United States district courts to hear bid protest disputes involving maritime contracts.
- Sec. 862. Encouragement of contractor Science, Technology, Engineering, and Math (STEM) programs.

- Sec. 863. Sense of Congress and report on authorities available to the Department of Defense for multiyear contracts for the purchase of alternative fuels.
- Sec. 864. Acquisition workforce improvements.
- Sec. 865. Modification of delegation of authority to make determinations on entry into cooperative research and development agreements with NATO and other friendly organizations and countries.
- Sec. 866. Three-year extension of test program for negotiation of comprehensive small business subcontracting plans.
- Sec. 867. Five-year extension of Department of Defense Mentor-Protege Program.

## TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

### Subtitle A—Department of Defense Management

- Sec. 901. Revision of defense business systems requirements.
- Sec. 902. Qualifications for appointments to the position of Deputy Secretary of Defense.
- Sec. 903. Designation of Department of Defense senior official with principal responsibility for airship programs.
- Sec. 904. Memoranda of agreement on identification and dedication of enabling capabilities of general purpose forces to fulfill certain requirements of special operations forces.
- Sec. 905. Assessment of Department of Defense access to non-United States citizens with scientific and technical expertise vital to the national security interests.
- Sec. 906. Sense of Congress on use of modeling and simulation in Department of Defense activities.
- Sec. 907. Sense of Congress on ties between Joint Warfighting and Coalition Center and Allied Command Transformation of NATO.
- Sec. 908. Report on effects of planned reductions of personnel at the Joint Warfare Analysis Center on personnel skills.

### Subtitle B—Space Activities

- Sec. 911. Harmful interference to Department of Defense Global Positioning System.
- Sec. 912. Authority to designate increments or blocks of satellites as major subprograms subject to acquisition reporting requirements.

### Subtitle C—Intelligence-Related Matters

- Sec. 921. Report on implementation of recommendations by the Comptroller General on intelligence information sharing.
- Sec. 922. Insider threat detection.
- Sec. 923. Expansion of authority for exchanges of mapping, charting, and geodetic data to include nongovernmental organizations and academic institutions.
- Sec. 924. Ozone Widget Framework.
- Sec. 925. Plan for incorporation of enterprise query and correlation capability into the Defense Intelligence Information Enterprise.
- Sec. 926. Facilities for intelligence collection or special operations activities abroad.

### Subtitle D—Total Force Management

- Sec. 931. General policy for total force management.
- Sec. 932. Revisions to Department of Defense civilian personnel management constraints.
- Sec. 933. Additional amendments relating to total force management.
- Sec. 934. Modifications of annual defense manpower requirements report.
- Sec. 935. Revisions to strategic workforce plan.
- Sec. 936. Amendments to requirement for inventory of contracts for services.
- Sec. 937. Preliminary planning and duration of public-private competitions.
- Sec. 938. Conversion of certain functions from contractor performance to performance by Department of Defense civilian employees.

#### Subtitle E—Quadrennial Roles and Missions and Related Matters

- Sec. 941. Chairman of the Joint Chiefs of Staff assessment of contingency plans.
- Sec. 942. Quadrennial defense review.

#### Subtitle F—Other Matters

- Sec. 951. Activities to improve multilateral, bilateral, and regional cooperation regarding cybersecurity.
- Sec. 952. Report on United States Special Operations Command structure.
- Sec. 953. Strategy to acquire capabilities to detect previously unknown cyber attacks.
- Sec. 954. Military activities in cyberspace.

### TITLE X—GENERAL PROVISIONS

#### Subtitle A—Financial Matters

- Sec. 1001. General transfer authority.
- Sec. 1002. Budgetary effects of this Act.
- Sec. 1003. Additional requirements relating to the development of the Financial Improvement and Audit Readiness Plan.
- Sec. 1003A. Display of procurement of equipment for the reserve components of the Armed Forces under estimated expenditures for procurement in future-years defense programs.

#### Subtitle B—Counter-Drug Activities

- Sec. 1004. Extension of authority for joint task forces to provide support to law enforcement agencies conducting counter-terrorism activities.
- Sec. 1005. Three-year extension and modification of authority of Department of Defense to provide additional support for counterdrug activities of other governmental agencies.
- Sec. 1006. Two-year extension and expansion of authority to provide additional support for counter-drug activities of certain foreign governments.
- Sec. 1007. Extension of authority to support unified counter-drug and counterterrorism campaign in Colombia.
- Sec. 1008. Reporting requirement on expenditures to support foreign counter-drug activities.

#### Subtitle C—Naval Vessels and Shipyards

- Sec. 1011. Budgeting for construction of naval vessels.
- Sec. 1012. Sense of Congress on naming of Naval vessel after United States Marine Corps Sergeant Rafael Peralta.

- Sec. 1013. Limitation on availability of funds for placing Maritime Prepositioning Ship squadrons on reduced operating status.
- Sec. 1014. Report on policies and practices of the Navy for naming the vessels of the Navy.
- Sec. 1015. Transfer of certain high-speed ferries to the Navy.
- Sec. 1016. Modification of conditions on status of retired aircraft carrier ex-John F. Kennedy.
- Sec. 1017. Assessment of stationing of additional DDG-51 class destroyers at Naval Station Mayport, Florida.

## Subtitle D—Counterterrorism

- Sec. 1021. Affirmation of authority of the Armed Forces of the United States to detain covered persons pursuant to the Authorization for Use of Military Force.
- Sec. 1022. Military custody for foreign al-Qaeda terrorists.
- Sec. 1023. Procedures for periodic detention review of individuals detained at United States Naval Station, Guantanamo Bay, Cuba.
- Sec. 1024. Procedures for status determinations.
- Sec. 1025. Requirement for national security protocols governing detainee communications.
- Sec. 1026. Prohibition on use of funds to construct or modify facilities in the United States to house detainees transferred from United States Naval Station, Guantanamo Bay, Cuba.
- Sec. 1027. Prohibition on the use of funds for the transfer or release of individuals detained at United States Naval Station, Guantanamo Bay, Cuba.
- Sec. 1028. Requirements for certifications relating to the transfer of detainees at United States Naval Station, Guantanamo Bay, Cuba, to foreign countries and other foreign entities.
- Sec. 1029. Requirement for consultation regarding prosecution of terrorists.
- Sec. 1030. Clarification of right to plead guilty in trial of capital offense by military commission.
- Sec. 1031. Counterterrorism operational briefing requirement.
- Sec. 1032. National security planning guidance to deny safe havens to al-Qaeda and its violent extremist affiliates.
- Sec. 1033. Extension of authority to make rewards for combating terrorism.
- Sec. 1034. Amendments relating to the Military Commissions Act of 2009.

## Subtitle E—Nuclear Forces

- Sec. 1041. Biennial assessment and report on the delivery platforms for nuclear weapons and the nuclear command and control system.
- Sec. 1042. Plan on implementation of the New START Treaty.
- Sec. 1043. Annual report on the plan for the nuclear weapons stockpile, nuclear weapons complex, nuclear weapons delivery systems, and nuclear weapons command and control system.
- Sec. 1044. Sense of Congress on nuclear force reductions.
- Sec. 1045. Nuclear force reductions.
- Sec. 1046. Nuclear employment strategy of the United States.
- Sec. 1047. Comptroller General report on nuclear weapon capabilities and force structure requirements.
- Sec. 1048. Report on feasibility of joint replacement fuze program.

## Subtitle F—Financial Management

- Sec. 1051. Modification of authorities on certification and credential standards for financial management positions in the Department of Defense.
- Sec. 1052. Reliability of Department of Defense financial statements.
- Sec. 1053. Inclusion of plan on the financial management workforce in the strategic workforce plan of the Department of Defense.
- Sec. 1054. Tracking implementation of Department of Defense efficiencies.

#### Subtitle G—Repeal and Modification of Reporting Requirements

- Sec. 1061. Repeal of reporting requirements under title 10, United States Code.
- Sec. 1062. Repeal of reporting requirements under annual defense authorization acts.
- Sec. 1063. Repeal of reporting requirements under other laws.
- Sec. 1064. Modification of reporting requirements under title 10, United States Code.
- Sec. 1065. Modification of reporting requirements under other titles of the United States Code.
- Sec. 1066. Modification of reporting requirements under annual defense authorization acts.
- Sec. 1067. Modification of reporting requirements under other laws.

#### Subtitle H—Studies and Reports

- Sec. 1068. Transmission of reports in electronic format.
- Sec. 1069. Modifications to annual aircraft procurement plan.
- Sec. 1070. Change of deadline for annual report to Congress on National Guard and reserve component equipment.
- Sec. 1071. Report on nuclear aspirations of non-state entities, nuclear weapons, and related programs in non-nuclear weapons states and countries not parties to the nuclear non-proliferation treaty, and certain foreign persons.
- Sec. 1072. Implementation plan for whole-of-government vision prescribed in the National Security Strategy.
- Sec. 1073. Reports on resolution restrictions on the commercial sale or dissemination of electro-optical imagery collected by satellites.
- Sec. 1074. Report on integration of unmanned aerial systems into the national airspace system.
- Sec. 1075. Report on feasibility of using unmanned aerial systems to perform airborne inspection of navigational aids in foreign airspace.
- Sec. 1076. Comptroller General review of medical research and development relating to improved combat casualty care.
- Sec. 1077. Reports to Congress on the modification of the force structure for the strategic nuclear weapons delivery systems of the United States.
- Sec. 1078. Comptroller General of the United States reports on the major automated information system programs of the Department of Defense.
- Sec. 1079. Report on Defense Department analytic capabilities regarding foreign ballistic missile threats.
- Sec. 1080. Report on approval and implementation of Air Sea Battle Concept.
- Sec. 1080A. Report on costs of units of the reserve components and the active components of the Armed Forces.

#### Subtitle I—Miscellaneous Authorities and Limitations

- Sec. 1081. Authority for assignment of civilian employees of the Department of Defense as advisors to foreign ministries of defense.
- Sec. 1082. Exemption from Freedom of Information Act for data files of the military flight operations quality assurance systems of the military departments.
- Sec. 1083. Limitation on procurement and fielding of light attack armed reconnaissance aircraft.
- Sec. 1084. Prohibition on the use of funds for manufacturing beyond low rate initial production at certain prototype integration facilities.
- Sec. 1085. Use of State Partnership Program funds for certain purposes.

#### Subtitle J—Other Matters

- Sec. 1086. Redesignation of psychological operations as military information support operations in title 10, United States Code, to conform to Department of Defense usage.
- Sec. 1087. Termination of requirement for appointment of civilian members of National Security Education Board by and with the advice and consent of the Senate.
- Sec. 1088. Sense of Congress on application of moratorium on earmarks to this Act.
- Sec. 1089. Technical amendment.
- Sec. 1090. Cybersecurity collaboration between the Department of Defense and the Department of Homeland Security.
- Sec. 1091. Treatment under Freedom of Information Act of certain Department of Defense critical infrastructure security information.
- Sec. 1092. Expansion of scope of humanitarian demining assistance program to include stockpiled conventional munitions assistance.
- Sec. 1093. Number of Navy carrier air wings and carrier air wing headquarters.
- Sec. 1094. Display of annual budget requirements for organizational clothing and individual equipment.
- Sec. 1095. National Rocket Propulsion Strategy.
- Sec. 1096. Grants to certain regulated companies for specified energy property not subject to normalization rules.
- Sec. 1097. Unmanned aerial systems and national airspace.
- Sec. 1098. Modification of dates of Comptroller General of the United States review of executive agreement on joint medical facility demonstration project, North Chicago and Great Lakes, Illinois.

### TITLE XI—CIVILIAN PERSONNEL MATTERS

#### Subtitle A—Personnel

- Sec. 1101. Amendments to Department of Defense personnel authorities.
- Sec. 1102. Provisions relating to the Department of Defense performance management system.
- Sec. 1103. Repeal of sunset provision relating to direct hire authority at demonstration laboratories.
- Sec. 1104. One-year extension of authority to waive annual limitation on premium pay and aggregate limitation on pay for Federal civilian employees working overseas.
- Sec. 1105. Waiver of certain pay limitations.
- Sec. 1106. Services of post-combat case coordinators.
- Sec. 1107. Authority to waive maximum-age limit for certain appointments.

- Sec. 1108. Sense of Congress relating to pay parity for Federal employees serving at certain remote military installations.
- Sec. 1109. Federal internship programs.
- Sec. 1110. Extension and expansion of experimental personnel program for scientific and technical personnel.
- Sec. 1111. Authority of the Secretaries of the military departments to employ up to 10 persons without pay.
- Sec. 1112. Two-year extension of discretionary authority to grant allowances, benefits, and gratuities to personnel on official duty in a combat zone.

#### Subtitle B—Other Matters

- Sec. 1121. Modification of beneficiary designation authorities for death gratuity payable upon death of a United States Government employee in service with the Armed Forces.
- Sec. 1122. Authority for waiver of recovery of certain payments previously made under civilian employees voluntary separation incentive program.
- Sec. 1123. Extension of continued health benefits.
- Sec. 1124. Disclosure of senior mentors.
- Sec. 1125. Termination of Joint Safety Climate Assessment System.

### TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

#### Subtitle A—Assistance and Training

- Sec. 1201. Commanders' Emergency Response Program in Afghanistan.
- Sec. 1202. Three-year extension of temporary authority to use acquisition and cross-servicing agreements to lend military equipment for personnel protection and survivability.
- Sec. 1203. Extension and expansion of authority for support of special operations to combat terrorism.
- Sec. 1204. Modification and extension of authorities relating to program to build the capacity of foreign military forces.
- Sec. 1205. Two-year extension of authorization for non-conventional assisted recovery capabilities.
- Sec. 1206. Support of foreign forces participating in operations to disarm the Lord's Resistance Army.
- Sec. 1207. Global Security Contingency Fund.

#### Subtitle B—Matters Relating to Iraq, Afghanistan, and Pakistan

- Sec. 1211. Extension and modification of logistical support for coalition forces supporting operations in Iraq and Afghanistan.
- Sec. 1212. One-year extension of authority to transfer defense articles and provide defense services to the military and security forces of Iraq and Afghanistan.
- Sec. 1213. One-year extension of authority for reimbursement of certain coalition nations for support provided to United States military operations.
- Sec. 1214. Limitation on funds to establish permanent military installations or bases in Iraq and Afghanistan.
- Sec. 1215. Authority to support operations and activities of the Office of Security Cooperation in Iraq.
- Sec. 1216. One-year extension of authority to use funds for reintegration activities in Afghanistan.

- Sec. 1217. Authority to establish a program to develop and carry out infrastructure projects in Afghanistan.
- Sec. 1218. Two-year extension of certain reports on Afghanistan.
- Sec. 1219. Limitation on availability of amounts for reintegration activities in Afghanistan.
- Sec. 1220. Extension and modification of Pakistan Counterinsurgency Fund.
- Sec. 1221. Benchmarks to evaluate the progress being made toward the transition of security responsibilities for Afghanistan to the Government of Afghanistan.

#### Subtitle C—Reports and Other Matters

- Sec. 1231. Report on Coalition Support Fund reimbursements to the Government of Pakistan for operations conducted in support of Operation Enduring Freedom.
- Sec. 1232. Review and report on Iran's and China's conventional and anti-access capabilities.
- Sec. 1233. Report on energy security of the NATO alliance.
- Sec. 1234. Comptroller General of the United States report on the National Guard State Partnership Program.
- Sec. 1235. Man-portable air-defense systems originating from Libya.
- Sec. 1236. Report on military and security developments involving the Democratic People's Republic of Korea.
- Sec. 1237. Sense of Congress on non-strategic nuclear weapons and extended deterrence policy.
- Sec. 1238. Annual report on military and security developments involving the People's Republic of China.
- Sec. 1239. Report on expansion of participation in Euro-NATO Joint Jet Pilot Training program.
- Sec. 1240. Report on Russian nuclear forces.
- Sec. 1241. Report on progress of the African Union in operationalizing the African Standby Force.
- Sec. 1242. Defense cooperation with Republic of Georgia.
- Sec. 1243. Prohibition on procurements from Communist Chinese military companies.
- Sec. 1244. Sharing of classified United States ballistic missile defense information with the Russian Federation.
- Sec. 1245. Imposition of sanctions with respect to the financial sector of Iran.

#### TITLE XIII—COOPERATIVE THREAT REDUCTION

- Sec. 1301. Specification of cooperative threat reduction programs and funds.
- Sec. 1302. Funding allocations.
- Sec. 1303. Limitation on availability of funds for cooperative biological engagement program.
- Sec. 1304. Limitation on use of funds for establishment of centers of excellence in countries outside of the former Soviet Union.

#### TITLE XIV—OTHER AUTHORIZATIONS

##### Subtitle A—Military Programs

- Sec. 1401. Working capital funds.
- Sec. 1402. National Defense Sealift Fund.
- Sec. 1403. Chemical Agents and Munitions Destruction, Defense.
- Sec. 1404. Drug Interdiction and Counter-Drug Activities, Defense-wide.
- Sec. 1405. Defense Inspector General.

Sec. 1406. Defense Health Program.

Subtitle B—National Defense Stockpile

Sec. 1411. Authorized uses of National Defense Stockpile funds.

Sec. 1412. Revision to required receipt objectives for previously authorized disposals from the National Defense Stockpile.

Subtitle C—Other Matters

Sec. 1421. Authorization of appropriations for Armed Forces Retirement Home.

Sec. 1422. Authority for transfer of funds to Joint Department of Defense—Department of Veterans Affairs Medical Facility Demonstration Fund for Captain James A. Lovell Health Care Center, Illinois.

TITLE XV—AUTHORIZATION OF ADDITIONAL APPROPRIATIONS  
FOR OVERSEAS CONTINGENCY OPERATIONS

Subtitle A—Authorization of Additional Appropriations

Sec. 1501. Purpose.

Sec. 1502. Procurement.

Sec. 1503. Research, development, test, and evaluation.

Sec. 1504. Operation and maintenance.

Sec. 1505. Military personnel.

Sec. 1506. Working capital funds.

Sec. 1507. Defense Health Program.

Sec. 1508. Drug Interdiction and Counter-Drug Activities, Defense-wide.

Sec. 1509. Defense Inspector General.

Subtitle B—Financial Matters

Sec. 1521. Treatment as additional authorizations.

Sec. 1522. Special transfer authority.

Subtitle C—Limitations and Other Matters

Sec. 1531. Joint Improvised Explosive Device Defeat Fund.

Sec. 1532. Continuation of prohibition on use of United States funds for certain facilities projects in Iraq.

Sec. 1533. Availability of funds in Afghanistan Security Forces Fund.

Sec. 1534. One-year extension of project authority and related requirements of Task Force for Business and Stability Operations in Afghanistan.

Sec. 1535. Limitation on availability of funds for Trans Regional Web Initiative.

Sec. 1536. Report on lessons learned from Department of Defense participation on interagency teams for counterterrorism operations in Afghanistan and Iraq.

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS

Sec. 2001. Short title.

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

## TITLE XXI—ARMY MILITARY CONSTRUCTION

- Sec. 2101. Authorized Army construction and land acquisition projects.
- Sec. 2102. Family housing.
- Sec. 2103. Improvements to military family housing units.
- Sec. 2104. Authorization of appropriations, Army.
- Sec. 2105. Modification of authority to carry out certain fiscal year 2009 project.
- Sec. 2106. Modification of authority to carry out certain fiscal year 2010 project.
- Sec. 2107. Modification of authority to carry out certain fiscal year 2011 projects.
- Sec. 2108. Additional authority to carry out certain fiscal year 2012 project.
- Sec. 2109. Extension of authorizations of certain fiscal year 2008 projects.
- Sec. 2110. Extension of authorizations of certain fiscal year 2009 projects.
- Sec. 2111. Tour normalization.
- Sec. 2112. Technical amendments to correct certain project specifications.
- Sec. 2113. Reduction of Army military construction authorization.

## TITLE XXII—NAVY MILITARY CONSTRUCTION

- Sec. 2201. Authorized Navy construction and land acquisition projects.
- Sec. 2202. Family housing.
- Sec. 2203. Improvements to military family housing units.
- Sec. 2204. Authorization of appropriations, Navy.
- Sec. 2205. Extension of authorization of certain fiscal year 2008 project.
- Sec. 2206. Extension of authorizations of certain fiscal year 2009 projects.
- Sec. 2207. Guam realignment.
- Sec. 2208. Reduction of Navy military construction authorization.

## TITLE XXIII—AIR FORCE MILITARY CONSTRUCTION

- Sec. 2301. Authorized Air Force construction and land acquisition projects.
- Sec. 2302. Family housing.
- Sec. 2303. Improvements to military family housing units.
- Sec. 2304. Authorization of appropriations, Air Force.
- Sec. 2305. Modification of authorization to carry out certain fiscal year 2010 project.
- Sec. 2306. Extension of authorization of certain fiscal year 2009 project.
- Sec. 2307. Reduction of Air Force military construction authorization.

## TITLE XXIV—DEFENSE AGENCIES MILITARY CONSTRUCTION

## Subtitle A—Defense Agency Authorizations

- Sec. 2401. Authorized defense agencies construction and land acquisition projects.
- Sec. 2402. Authorized energy conservation projects.
- Sec. 2403. Authorization of appropriations, Defense Agencies.

## Subtitle B—Chemical Demilitarization Authorizations

- Sec. 2411. Authorization of appropriations, chemical demilitarization construction, defense-wide.

## Subtitle C—Other Matters

- Sec. 2421. Reduction of Defense Agencies military construction authorization.

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION  
SECURITY INVESTMENT PROGRAM

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

## TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

## Subtitle A—Project Authorizations and Authorization of Appropriations

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

## Subtitle B—Other Matters

- Sec. 2611. Extension of authorization of certain fiscal year 2008 project.  
Sec. 2612. Extension of authorizations of certain fiscal year 2009 projects.  
Sec. 2613. Modification of authority to carry out certain fiscal year 2008 and 2009 projects.

## TITLE XXVII—BASE REALIGNMENT AND CLOSURE ACTIVITIES

- Sec. 2701. Authorization of appropriations for base realignment and closure activities funded through Department of Defense Base Closure Account 1990.  
Sec. 2702. Authorized base realignment and closure activities funded through Department of Defense Base Closure Account 2005.  
Sec. 2703. Authority to complete specific base closure and realignment recommendations.  
Sec. 2704. Special considerations related to transportation infrastructure in consideration and selection of military installations for closure or realignment.

## TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

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

- Sec. 2801. Prohibition on use of any cost-plus system of contracting for military construction and military family housing projects.  
Sec. 2802. Modification of authority to carry out unspecified minor military construction projects.  
Sec. 2803. Protections for suppliers of labor and materials under contracts for military construction projects and military family housing projects.  
Sec. 2804. Extension of temporary, limited authority to use operation and maintenance funds for construction projects outside the United States.  
Sec. 2805. General military construction transfer authority.

## Subtitle B—Real Property and Facilities Administration

- Sec. 2811. Clarification of authority to use Pentagon Reservation Maintenance Revolving Fund for minor construction and alteration activities at Pentagon Reservation.
- Sec. 2812. Reporting requirements related to the granting of easements.
- Sec. 2813. Limitations on use or development of property in Clear Zone Areas and clarification of authority to limit encroachments.
- Sec. 2814. Department of Defense conservation and cultural activities.
- Sec. 2815. Exchange of property at military installations.
- Sec. 2816. Defense access road program enhancements to address transportation infrastructure in vicinity of military installations.

## Subtitle C—Energy Security

- Sec. 2821. Consolidation of definitions used in energy security chapter.
- Sec. 2822. Consideration of energy security in developing energy projects on military installations using renewable energy sources.
- Sec. 2823. Establishment of interim objective for Department of Defense 2025 renewable energy goal.
- Sec. 2824. Use of centralized purchasing agents for renewable energy certificates to reduce cost of facility energy projects using renewable energy sources and improve efficiencies.
- Sec. 2825. Identification of energy-efficient products for use in construction, repair, or renovation of Department of Defense facilities.
- Sec. 2826. Submission of annual Department of Defense energy management reports.
- Sec. 2827. Requirement for Department of Defense to capture and track data generated in metering Department facilities.
- Sec. 2828. Metering of Navy piers to accurately measure energy consumption.
- Sec. 2829. Training policy for Department of Defense energy managers.
- Sec. 2830. Report on energy-efficiency standards and prohibition on use of funds for Leadership in Energy and Environmental Design gold or platinum certification.

## Subtitle D—Provisions Related to Guam Realignment

- Sec. 2841. Certification of medical care coverage for H-2B temporary workforce on military construction projects on Guam.
- Sec. 2842. Repeal of condition on use of specific utility conveyance authority regarding Guam integrated water and wastewater treatment system.

## Subtitle E—Land Conveyances

- Sec. 2851. Land conveyance and exchange, Joint Base Elmendorf Richardson, Alaska.
- Sec. 2852. Release of reversionary interest, Camp Joseph T. Robinson, Arkansas.
- Sec. 2853. Clarification of land conveyance authority, Camp Caitlin and Ohana Nui areas, Hawaii.
- Sec. 2854. Land exchange, Fort Bliss Texas.
- Sec. 2855. Land conveyance, former Defense Depot Ogden, Utah.

## Subtitle F—Other Matters

- Sec. 2861. Redesignation of Industrial College of the Armed Forces as the Dwight D. Eisenhower School for National Security and Resource Strategy.
- Sec. 2862. Redesignation of Mike O'Callaghan Federal Hospital in Nevada as Mike O'Callaghan Federal Medical Center.
- Sec. 2863. Prohibition on naming Department of Defense real property after a Member of Congress.
- Sec. 2864. Notifications of reductions in number of members of the Armed Forces assigned to permanent duty at a military installation.
- Sec. 2865. Investment plan for the modernization of public shipyards under jurisdiction of Department of the Navy.
- Sec. 2866. Report on the Homeowners Assistance Program.
- Sec. 2867. Data servers and centers.

DIVISION C—DEPARTMENT OF ENERGY NATIONAL SECURITY  
AUTHORIZATIONS AND OTHER AUTHORIZATIONS

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY  
PROGRAMS

Subtitle A—National Security Programs Authorizations

- Sec. 3101. National Nuclear Security Administration.
- Sec. 3102. Defense environmental cleanup.
- Sec. 3103. Other defense activities.

Subtitle B—Program Authorizations, Restrictions, and Limitations

- Sec. 3111. Limitation on availability of funds for establishment of centers of excellence on nuclear security outside of the former Soviet Union.
- Sec. 3112. Aircraft procurement.
- Sec. 3113. Hanford waste tank cleanup program reforms.
- Sec. 3114. Recognition and status of National Atomic Testing Museum.

Subtitle C—Reports

- Sec. 3121. Repeal of certain report requirements.
- Sec. 3122. Progress on nuclear nonproliferation.
- Sec. 3123. Reports on role of nuclear security complex sites and potential efficiencies.
- Sec. 3124. Net assessment of high-performance computing capabilities of foreign countries.
- Sec. 3125. Review and analysis of nuclear waste reprocessing and nuclear reactor technology.

Subtitle D—Other Matters

- Sec. 3131. Sense of Congress on the use of savings from excess amounts for certain pension plan contributions.

TITLE XXXII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD

- Sec. 3201. Authorization.

TITLE XXXIV—NAVAL PETROLEUM RESERVES

- Sec. 3401. Authorization of appropriations.

TITLE XXXV—MARITIME ADMINISTRATION

- Sec. 3501. Authorization of appropriations for national security aspects of the merchant marine for fiscal year 2012.
- Sec. 3502. Use of National Defense Reserve Fleet and Ready Reserve Force vessels.
- Sec. 3503. Recruitment authority.
- Sec. 3504. Ship scrapping reporting requirement.

DIVISION D—FUNDING TABLES

- Sec. 4001. Authorization of amounts in funding tables.

TITLE XLI—PROCUREMENT

- Sec. 4101. Procurement.
- Sec. 4102. Procurement for overseas contingency operations.

TITLE XLII—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

- Sec. 4201. Research, development, test, and evaluation.
- Sec. 4202. Research, development, test, and evaluation for overseas contingency operations.

TITLE XLIII—OPERATION AND MAINTENANCE

- Sec. 4301. Operation and maintenance.
- Sec. 4302. Operation and maintenance for overseas contingency operations.

TITLE XLIV—MILITARY PERSONNEL

- Sec. 4401. Military personnel.
- Sec. 4402. Military personnel for overseas contingency operations.

TITLE XLV—OTHER AUTHORIZATIONS

- Sec. 4501. Other authorizations.
- Sec. 4502. Other authorizations for overseas contingency operations.

TITLE XLVI—MILITARY CONSTRUCTION

- Sec. 4601. Military construction.

TITLE XLVII—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

- Sec. 4701. Department of Energy national security programs.

DIVISION E—SBIR AND STTR REAUTHORIZATION

TITLE L—SHORT TITLE; DEFINITIONS

- Sec. 5001. Short title.
- Sec. 5002. Definitions.

TITLE LI—SBIR AND STTR REAUTHORIZATION

Subtitle A—Reauthorization of the SBIR and STTR Programs

- Sec. 5101. Extension of termination dates.

- Sec. 5102. SBIR and STTR allocation increase.
- Sec. 5103. SBIR and STTR award levels.
- Sec. 5104. Agency and program flexibility.
- Sec. 5105. Elimination of Phase II invitations.
- Sec. 5106. Pilot to allow phase flexibility.
- Sec. 5107. Participation by firms with substantial investment from multiple venture capital operating companies, hedge funds, or private equity firms in a portion of the SBIR program.
- Sec. 5108. SBIR and STTR special acquisition preference.
- Sec. 5109. Collaborating with Federal laboratories and research and development centers.
- Sec. 5110. Notice requirement.
- Sec. 5111. Additional SBIR and STTR awards.

#### Subtitle B—Outreach and Commercialization Initiatives

- Sec. 5121. Technical assistance for awardees.
- Sec. 5122. Commercialization Readiness Program at Department of Defense.
- Sec. 5123. Commercialization Readiness Pilot Program for civilian agencies.
- Sec. 5124. Interagency Policy Committee.
- Sec. 5125. Clarifying the definition of “Phase III”.
- Sec. 5126. Shortened period for final decisions on proposals and applications.
- Sec. 5127. Phase 0 Proof of Concept Partnership pilot program.

#### Subtitle C—Oversight and Evaluation

- Sec. 5131. Streamlining annual evaluation requirements.
- Sec. 5132. Data collection from agencies for SBIR.
- Sec. 5133. Data collection from agencies for STTR.
- Sec. 5134. Public database.
- Sec. 5135. Government database.
- Sec. 5136. Accuracy in funding base calculations.
- Sec. 5137. Continued evaluation by the National Academy of Sciences.
- Sec. 5138. Technology insertion reporting requirements.
- Sec. 5139. Intellectual property protections.
- Sec. 5140. Obtaining consent from SBIR and STTR applicants to release contact information to economic development organizations.
- Sec. 5141. Pilot to allow funding for administrative, oversight, and contract processing costs.
- Sec. 5142. GAO study with respect to venture capital operating company, hedge fund, and private equity firm involvement.
- Sec. 5143. Reducing vulnerability of SBIR and STTR programs to fraud, waste, and abuse.
- Sec. 5144. Simplified paperwork requirements.

#### Subtitle D—Policy Directives

- Sec. 5151. Conforming amendments to the SBIR and the STTR Policy Directives.

#### Subtitle E—Other Provisions

- Sec. 5161. Report on SBIR and STTR program goals.
- Sec. 5162. Competitive selection procedures for SBIR and STTR programs.
- Sec. 5163. Loan restrictions.
- Sec. 5164. Limitation on pilot programs.
- Sec. 5165. Commercialization success.

- Sec. 5166. Publication of certain information.
- Sec. 5167. Report on enhancement of manufacturing activities.
- Sec. 5168. Coordination of the SBIR program and the Experimental Program to Stimulate Competitive Research.

1 **SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES.**

2 For purposes of this Act, the term “congressional de-  
3 fense committees” has the meaning given that term in sec-  
4 tion 101(a)(16) of title 10, United States Code.

5 **DIVISION A—DEPARTMENT OF**  
6 **DEFENSE AUTHORIZATIONS**  
7 **TITLE I—PROCUREMENT**

Subtitle A—Authorization of Appropriations

Sec. 101. Authorization of appropriations.

Subtitle B—Army Programs

- Sec. 111. Limitation on procurement of Stryker combat vehicles.
- Sec. 112. Limitation on retirement of C-23 aircraft.
- Sec. 113. Multiyear procurement authority for airframes for Army UH-60M/HH-60M helicopters and Navy MH-60R/MH-60S helicopters.

Subtitle C—Navy Programs

- Sec. 121. Multiyear procurement authority for mission avionics and common cockpits for Navy MH-60R/S helicopters.
- Sec. 122. Separate procurement line item for certain Littoral Combat Ship mission modules.
- Sec. 123. Life-cycle cost-benefit analysis on alternative maintenance and sustainability plans for the Littoral Combat Ship program.
- Sec. 124. Extension of Ford-class aircraft carrier construction authority.

Subtitle D—Air Force Programs

- Sec. 131. Strategic airlift aircraft force structure.
- Sec. 132. Limitations on use of funds to retire B-1 bomber aircraft.
- Sec. 133. Limitation on retirement of U-2 aircraft.
- Sec. 134. Availability of fiscal year 2011 funds for research and development relating to the B-2 bomber aircraft.
- Sec. 135. Availability of fiscal year 2011 funds to support alternative options for extremely high frequency terminal Increment 1 program of record.
- Sec. 136. Procurement of advanced extremely high frequency satellites.

Subtitle E—Joint and Multiservice Matters

- Sec. 141. Limitation on availability of funds for acquisition of joint tactical radio system.

- Sec. 142. Limitation on availability of funds for Aviation Foreign Internal Defense program.
- Sec. 143. F-35 Joint Strike Fighter aircraft.
- Sec. 144. Additional oversight requirements for the undersea mobility acquisition program of the United States Special Operations Command.
- Sec. 145. Inclusion of information on approved Combat Mission Requirements in quarterly reports on use of Combat Mission Requirement funds.
- Sec. 146. Joint Surveillance Target Attack Radar System aircraft re-engining program.
- Sec. 147. Authority for exchange with United Kingdom of specified F-35 Lightning II Joint Strike Fighter aircraft.
- Sec. 148. Report on probationary period in development of short take-off, vertical landing variant of the Joint Strike Fighter.
- Sec. 149. Report on plan to implement Weapon Systems Acquisition Reform Act of 2009 measures within the Joint Strike Fighter aircraft program.

1           **Subtitle A—Authorization of**  
2                           **Appropriations**

3   **SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

4           Funds are hereby authorized to be appropriated for  
5 fiscal year 2012 for procurement for the Army, the Navy  
6 and the Marine Corps, the Air Force, and Defense-wide  
7 activities, as specified in the funding table in section 4101.

8           **Subtitle B—Army Programs**

9   **SEC. 111. LIMITATION ON PROCUREMENT OF STRYKER**  
10                           **COMBAT VEHICLES.**

11           (a) LIMITATION.—Except as provided by subsection  
12 (b), of the funds authorized to be appropriated by this Act  
13 or otherwise made available for fiscal year 2012 for weap-  
14 ons and tracked combat vehicles, Army, the Secretary of  
15 the Army may not procure more than 100 Stryker combat  
16 vehicles.

1 (b) WAIVER.—The Secretary of the Army may waive  
2 the limitation under subsection (a) if the Secretary sub-  
3 mits to the congressional defense committees written cer-  
4 tification by the Assistant Secretary of the Army for Ac-  
5 quisition, Technology, and Logistics that—

6 (1) there are validated needs of the Army re-  
7 quiring the waiver;

8 (2) all Stryker combat vehicles required to fully  
9 equip the nine Stryker brigades and to meet other  
10 validated requirements regarding the vehicle have  
11 been procured or placed on contract for procure-  
12 ment;

13 (3) the size of the Stryker combat vehicle fleet  
14 not assigned directly to Stryker brigade combat  
15 teams is essential to maintaining the readiness of  
16 Stryker brigade combat teams; and

17 (4) with respect to the Stryker combat vehicles  
18 planned to be procured pursuant to the waiver, cost  
19 estimates are complete for the long-term  
20 sustainment of the vehicles.

21 **SEC. 112. LIMITATION ON RETIREMENT OF C-23 AIRCRAFT.**

22 (a) IN GENERAL.—Upon determining to retire a C-  
23 23 aircraft for which there has been no previously agreed  
24 upon transfer of title for such aircraft as of the date of  
25 the enactment of this Act, the Secretary of the Army shall

1 first offer title to such aircraft to the chief executive offi-  
2 cer of the State in which such aircraft is based.

3 (b) TRANSFER UPON ACCEPTANCE OF OFFER.—If  
4 the chief executive officer of a State accepts title of an  
5 aircraft under subsection (a), the Secretary shall transfer  
6 title of the aircraft to the State without charge to the  
7 State. The Secretary shall provide a reasonable amount  
8 of time for acceptance of the offer.

9 (c) SUSTAINMENT.—Immediately upon transfer of  
10 title to an aircraft to the State under this section, the  
11 State shall assume all costs associated with operating,  
12 maintaining, sustaining, and modernizing the aircraft.

13 (d) AIRLIFT STUDY AND REPORT.—

14 (1) STUDY.—Not later than one year after the  
15 date of the enactment of this Act, the Secretary of  
16 the Air Force, in consultation with the Secretary of  
17 the Army, the Director of the National Guard Bu-  
18 reau, each supported commander of a combatant  
19 command, and the Administrator of the Federal  
20 Emergency Management Agency, shall conduct a  
21 study to determine the number of fixed-wing and ro-  
22 tary-wing aircraft required to support the following  
23 titles 10 and 32, United States Code, missions at  
24 low, medium, moderate, high, and very-high levels of  
25 operational risk:

1 (A) Homeland defense.

2 (B) Time sensitive, direct support to forces  
3 consisting of the regular component of the  
4 Army and the National Guard.

5 (C) Disaster response.

6 (D) Humanitarian assistance.

7 (2) REPORT.—The Secretary shall submit to  
8 the congressional defense committees a report con-  
9 taining the study under paragraph (1).

10 (e) GAO SUFFICIENCY REVIEW.—

11 (1) REVIEW.—The Comptroller General of the  
12 United States shall conduct a sufficiency review of  
13 the study under subsection (d)(1).

14 (2) REPORT.—The Comptroller General shall  
15 submit to the congressional defense committees a re-  
16 port containing the review under paragraph (1).

17 **SEC. 113. MULTIYEAR PROCUREMENT AUTHORITY FOR AIR-**  
18 **FRAMES FOR ARMY UH-60M/HH-60M HELI-**  
19 **COPTERS AND NAVY MH-60R/MH-60S HELI-**  
20 **COPTERS.**

21 (a) AUTHORITY FOR MULTIYEAR PROCUREMENT.—  
22 Subject to section 2306b of title 10, United States Code,  
23 the Secretary of the Army may enter into one or more  
24 multiyear contracts, beginning with the fiscal year 2012  
25 program year, for the procurement of airframes for UH-

1 60M/HH–60M helicopters and, acting as the executive  
2 agent for the Department of the Navy, for the procure-  
3 ment of airframes for MH–60R/S helicopters.

4 (b) CONDITION FOR OUT-YEAR CONTRACT PAY-  
5 MENTS.—A contract entered into under subsection (a)  
6 shall provide that any obligation of the United States to  
7 make a payment under the contract for a fiscal year after  
8 fiscal year 2012 is subject to the availability of appropria-  
9 tions for that purpose for such later fiscal year.

## 10 **Subtitle C—Navy Programs**

### 11 **SEC. 121. MULTIYEAR PROCUREMENT AUTHORITY FOR** 12 **MISSION AVIONICS AND COMMON COCKPITS** 13 **FOR NAVY MH-60R/S HELICOPTERS.**

14 (a) AUTHORITY FOR MULTIYEAR PROCUREMENT.—  
15 Subject to section 2306b of title 10, United States Code,  
16 the Secretary of the Navy may enter into one or more  
17 multiyear contracts, beginning with the fiscal year 2012  
18 program year, for the procurement of mission avionics and  
19 common cockpits for MH–60R/S helicopters.

20 (b) CONDITION FOR OUT-YEAR CONTRACT PAY-  
21 MENTS.—A contract entered into under subsection (a)  
22 shall provide that any obligation of the United States to  
23 make a payment under the contract for a fiscal year after  
24 fiscal year 2012 is subject to the availability of appropria-  
25 tions for that purpose for such later fiscal year.

1 **SEC. 122. SEPARATE PROCUREMENT LINE ITEM FOR CER-**  
2 **TAIN LITTORAL COMBAT SHIP MISSION MOD-**  
3 **ULES.**

4 (a) IN GENERAL.—In the budget materials submitted  
5 to the President by the Secretary of Defense in connection  
6 with the submission to Congress, pursuant to section 1105  
7 of title 31, United States Code, of the budget for fiscal  
8 year 2013, and each subsequent fiscal year, the Secretary  
9 shall ensure that a separate, dedicated procurement line  
10 item is designated for each covered module that includes  
11 the quantity and cost of each such module requested.

12 (b) FORM.—The Secretary shall ensure that any clas-  
13 sified components of covered modules not included in a  
14 procurement line item under subsection (a) shall be in-  
15 cluded in a classified annex.

16 (c) COVERED MODULE.—In this section, the term  
17 “covered module” means, with respect to mission modules  
18 of the Littoral Combat Ship, the following modules:

- 19 (1) Surface warfare.  
20 (2) Mine countermeasures.  
21 (3) Anti-submarine warfare.

1 **SEC. 123. LIFE-CYCLE COST-BENEFIT ANALYSIS ON ALTER-**  
2 **NATIVE MAINTENANCE AND SUSTAINABILITY**  
3 **PLANS FOR THE LITTORAL COMBAT SHIP**  
4 **PROGRAM.**

5 (a) COST-BENEFIT ANALYSIS.—The Secretary of the  
6 Navy shall conduct a life-cycle cost-benefit analysis, in ac-  
7 cordance with the Office of Management and Budget Cir-  
8 cular A–94, comparing alternative maintenance and sus-  
9 tainability plans for the Littoral Combat Ship program.

10 (b) REPORT.—At the same time that the budget of  
11 the President is submitted to Congress under section  
12 1105(a) of title 31, United States Code, for fiscal year  
13 2013, the Secretary of the Navy shall submit to the con-  
14 gressional defense committees a report on the cost-benefit  
15 analysis conducted under subsection (a).

16 **SEC. 124. EXTENSION OF FORD-CLASS AIRCRAFT CARRIER**  
17 **CONSTRUCTION AUTHORITY.**

18 Section 121(a) of the John Warner National Defense  
19 Authorization Act for Fiscal Year 2007 (Public Law 109–  
20 364; 120 Stat. 2104) is amended by striking “three fiscal  
21 years” and inserting “four fiscal years”.

22 **Subtitle D—Air Force Programs**

23 **SEC. 131. STRATEGIC AIRLIFT AIRCRAFT FORCE STRUC-**  
24 **TURE.**

25 Section 8062(g)(1) of title 10, United States Code,  
26 is amended—

1           (1) by striking “October 1, 2009” and inserting  
2           “October 1, 2011”; and

3           (2) by striking “316 aircraft” and inserting  
4           “301 aircraft”.

5 **SEC. 132. LIMITATIONS ON USE OF FUNDS TO RETIRE B-1**  
6 **BOMBER AIRCRAFT.**

7           (a) IN GENERAL.—None of the funds authorized to  
8 be appropriated by this Act for fiscal year 2012 for the  
9 Department of Defense may be obligated or expended to  
10 retire any B–1 bomber aircraft on or before the date on  
11 which the Secretary of the Air Force submits to the con-  
12 gressional defense committees the plan described in sub-  
13 section (b).

14           (b) PLAN DESCRIBED.—The plan described in this  
15 subsection is a plan for retiring B–1 bomber aircraft that  
16 includes the following:

17           (1) An identification of each B–1 bomber air-  
18 craft that will be retired and the disposition plan for  
19 such aircraft.

20           (2) An estimate of the savings that will result  
21 from the proposed retirement of B–1 bomber air-  
22 craft in each calendar year through calendar year  
23 2022.

24           (3) An estimate of the amount of the savings  
25 described in paragraph (2) that will be reinvested in

1 the modernization of B-1 bomber aircraft still in  
2 service in each calendar year through calendar year  
3 2022.

4 (4) A modernization plan for sustaining the re-  
5 maining B-1 bomber aircraft through at least cal-  
6 endar year 2022.

7 (5) An estimate of the amount of funding re-  
8 quired to fully fund the modernization plan de-  
9 scribed in paragraph (4) for each calendar year  
10 through calendar year 2022.

11 (c) POST-PLAN B-1 RETIREMENT.—

12 (1) IN GENERAL.—During the period described  
13 by paragraph (4), the Secretary of the Air Force  
14 shall maintain in a common capability configuration  
15 not less than 36 B-1 aircraft as combat-coded air-  
16 craft.

17 (2) FY 2014 AND THEREAFTER.—After the pe-  
18 riod described in paragraph (4), the Secretary shall  
19 maintain not less than—

20 (A) 35 B-1 aircraft as combat-coded air-  
21 craft in a common capability configuration until  
22 September 30, 2014;

23 (B) 34 such aircraft as combat-coded air-  
24 craft in a common capability configuration until  
25 September 30, 2015; and

1 (C) 33 such aircraft as combat-coded air-  
2 craft in a common capability configuration until  
3 September 30, 2016.

4 (3) TOTAL AMOUNT OF RETIRED B-1 AIR-  
5 CRAFT.—The Secretary may not retire more than a  
6 total of six B-1 aircraft, including the B-1 aircraft  
7 retired in accordance with this subsection.

8 (4) PERIOD DESCRIBED.—The period described  
9 in this paragraph is the period beginning on the date  
10 on which the plan described in subsection (b) is sub-  
11 mitted to the congressional defense committees and  
12 ending on September 30, 2013.

13 (5) COMBAT-CODED AIRCRAFT DEFINED.—In  
14 this subsection, the term “combat-coded aircraft”  
15 means aircraft assigned to meet the primary aircraft  
16 authorization to a unit for the performance of its  
17 wartime mission.

18 **SEC. 133. LIMITATION ON RETIREMENT OF U-2 AIRCRAFT.**

19 (a) LIMITATION.—The Secretary of the Air Force  
20 may take no action that would prevent the Air Force from  
21 maintaining the U-2 aircraft fleet in its current configura-  
22 tion and capability beyond fiscal year 2016 until—

23 (1) the Under Secretary of Defense for Acquisi-  
24 tion, Technology, and Logistics certifies in writing to  
25 the appropriate committees of Congress that the op-

1 erating and sustainment (O&S) costs for the Global  
2 Hawk unmanned aerial vehicle (UAV) are less than  
3 the operating and sustainment costs for the U-2 air-  
4 craft on a comparable flight-hour cost basis; and

5 (2) the Chairman of the Joint Requirements  
6 Oversight Council certifies in writing to the appro-  
7 priate committees of Congress that the capability to  
8 be fielded at the same time or before the U-2 air-  
9 craft retirement would result in equal or greater ca-  
10 pability available to the commanders of the combat-  
11 ant commands.

12 (b) APPROPRIATE COMMITTEES OF CONGRESS DE-  
13 FINED.—In this section, the term “appropriate commit-  
14 tees of Congress” means—

15 (1) the Committee on Armed Services, the  
16 Committee on Appropriations, and the Select Com-  
17 mittee on Intelligence of the Senate; and

18 (2) the Committee on Armed Services, the  
19 Committee on Appropriations, and the Permanent  
20 Select Committee on Intelligence of the House of  
21 Representatives.

1 **SEC. 134. AVAILABILITY OF FISCAL YEAR 2011 FUNDS FOR**  
2 **RESEARCH AND DEVELOPMENT RELATING**  
3 **TO THE B-2 BOMBER AIRCRAFT.**

4 Of the unobligated balance of amounts appropriated  
5 for fiscal year 2011 for the Air Force and available for  
6 procurement of B-2 bomber aircraft modifications, post-  
7 production support, and other charges, \$20,000,000 may  
8 be available for fiscal year 2012 for research, development,  
9 test, and evaluation with respect to a conventional mixed  
10 load capability for the B-2 bomber aircraft.

11 **SEC. 135. AVAILABILITY OF FISCAL YEAR 2011 FUNDS TO**  
12 **SUPPORT ALTERNATIVE OPTIONS FOR EX-**  
13 **TREMELY HIGH FREQUENCY TERMINAL IN-**  
14 **CREMENT 1 PROGRAM OF RECORD.**

15 (a) IN GENERAL.—Of the unobligated balance of  
16 amounts appropriated for fiscal year 2011 for the Air  
17 Force and available for procurement of B-2 bomber air-  
18 craft modifications, post-production support, and other  
19 charges, \$15,000,000 may be available to support alter-  
20 native options for the extremely high frequency terminal  
21 Increment 1 program of record.

22 (b) PLAN TO SECURE PROTECTED COMMUNICA-  
23 TIONS.—Not later than 90 days after the date of the en-  
24 actment of this Act, the Secretary of the Air Force shall  
25 submit to the congressional defense committees a plan to  
26 provide an extremely high frequency terminal for secure

1 protected communications for the B-2 bomber aircraft  
2 and other aircraft.

3 **SEC. 136. PROCUREMENT OF ADVANCED EXTREMELY HIGH**  
4 **FREQUENCY SATELLITES.**

5 (a) CONTRACT AUTHORITY.—

6 (1) IN GENERAL.—The Secretary of the Air  
7 Force may procure two advanced extremely high fre-  
8 quency satellites by entering into a fixed-price con-  
9 tract. Such procurement may also include—

10 (A) material and equipment in economic  
11 order quantities when cost savings are achiev-  
12 able; and

13 (B) cost reduction initiatives.

14 (2) USE OF INCREMENTAL FUNDING.—With re-  
15 spect to a contract entered into under paragraph (1)  
16 for the procurement of advanced extremely high fre-  
17 quency satellites, the Secretary may use incremental  
18 funding for a period not to exceed six fiscal years.

19 (3) LIABILITY.—A contract entered into under  
20 paragraph (1) shall provide that any obligation of  
21 the United States to make a payment under the con-  
22 tract is subject to the availability of appropriations  
23 for that purpose, and that the total liability to the  
24 Government for termination of any contract entered

1 into shall be limited to the total amount of funding  
2 obligated at the time of termination.

3 (b) LIMITATION OF COSTS.—

4 (1) LIMITATION.—Except as provided by sub-  
5 section (c), and excluding amounts described in  
6 paragraph (2), the total amount obligated or ex-  
7 pended for the procurement of two advanced ex-  
8 tremely high frequency satellites authorized by sub-  
9 section (a) may not exceed \$3,100,000,000.

10 (2) EXCLUSION.—The amounts described in  
11 this paragraph are amounts associated with the fol-  
12 lowing:

13 (A) Plans.

14 (B) Technical data packages.

15 (C) Post-delivery and program support  
16 costs.

17 (D) Technical support for obsolescence  
18 studies.

19 (c) WAIVER AND ADJUSTMENT TO LIMITATION  
20 AMOUNT.—

21 (1) WAIVER.—In accordance with paragraph  
22 (2), the Secretary may waive the limitation in sub-  
23 section (b)(1) if the Secretary submits to the con-  
24 gressional defense committees written notification of

1 the adjustment made to the amount set forth in  
2 such subsection.

3 (2) ADJUSTMENT.—Upon waiving the limita-  
4 tion under paragraph (1), the Secretary may adjust  
5 the amount set forth in subsection (b)(1) by the fol-  
6 lowing:

7 (A) The amounts of increases or decreases  
8 in costs attributable to economic inflation after  
9 September 30, 2011.

10 (B) The amounts of increases or decreases  
11 in costs attributable to compliance with changes  
12 in Federal, State, or local laws enacted after  
13 September 30, 2011.

14 (C) The amounts of increases or decreases  
15 in costs of the satellites that are attributable to  
16 insertion of new technology into an advanced  
17 extremely high frequency satellite, as compared  
18 to the technology built into such a satellite pro-  
19 cured prior to fiscal year 2012, if the Secretary  
20 determines, and certifies to the congressional  
21 defense committees, that insertion of the new  
22 technology is—

23 (i) expected to decrease the life-cycle  
24 cost of the satellite; or

1                   (ii) required to meet an emerging  
2                   threat that poses grave harm to national  
3                   security.

4           (d) USE OF FUNDS AVAILABLE FOR SPACE VEHICLE  
5 NUMBER 5 FOR SPACE VEHICLE NUMBER 6.—The Sec-  
6 retary may obligate and expend amounts authorized to be  
7 appropriated for fiscal year 2012 by section 101 for pro-  
8 curement for the Air Force as specified in the funding  
9 table in section 4101 and available for the advanced pro-  
10 curement of long-lead parts and the replacement of obso-  
11 lete parts for advanced extremely high frequency satellite  
12 space vehicle number 5 for the advanced procurement of  
13 long-lead parts and the replacement of obsolete parts for  
14 advanced extremely high frequency satellite space vehicle  
15 number 6.

16           (e) REPORT.—Not later than 30 days after the date  
17 on which the Secretary awards a contract under sub-  
18 section (a), the Secretary shall submit to the congressional  
19 defense committees a report on such contract, including  
20 the following:

21                   (1) The total cost savings resulting from the  
22                   authority provided by subsection (a).

23                   (2) The type and duration of the contract  
24                   awarded.

25                   (3) The total contract value.

1 (4) The funding profile by year.

2 (5) The terms of the contract regarding the  
3 treatment of changes by the Federal Government to  
4 the requirements of the contract, including how any  
5 such changes may affect the success of the contract.

6 (6) A plan for using cost savings described in  
7 paragraph (1) to improve the capability of military  
8 satellite communications, including a description  
9 of—

10 (A) the available funds, by year, resulting  
11 from such cost savings;

12 (B) the specific activities or subprograms  
13 to be funded by such cost savings and the  
14 funds, by year, allocated to each such activity  
15 or subprogram;

16 (C) the objectives for each such activity or  
17 subprogram and the criteria used by the Sec-  
18 retary to determine which such activity or sub-  
19 program to fund;

20 (D) the method in which such activities or  
21 subprograms will be awarded, including whether  
22 it will be on a competitive basis; and

23 (E) the process for determining how and  
24 when such activities and subprograms would

1 transition to an existing program or be estab-  
2 lished as a new program of record.

3 (f) SENSE OF CONGRESS.—It is the sense of Con-  
4 gress that the Secretary should not enter into a fixed-price  
5 contract under subsection (a) for the procurement of two  
6 advanced extremely high frequency satellites unless the  
7 Secretary determines that entering into such a contract  
8 will save the Air Force not less than 20 percent over the  
9 cost of procuring two such satellites separately.

## 10 **Subtitle E—Joint and Multiservice** 11 **Matters**

### 12 **SEC. 141. LIMITATION ON AVAILABILITY OF FUNDS FOR AC-** 13 **QUISITION OF JOINT TACTICAL RADIO SYS-** 14 **TEM.**

15 (a) LIMITATION.—Of the funds authorized to be ap-  
16 propriated by this Act or otherwise made available for fis-  
17 cal year 2012 for other procurement, Army, for covered  
18 programs of the joint tactical radio system, not more than  
19 70 percent may be obligated or expended until the date  
20 on which the Secretary of the Army submits to the con-  
21 gressional defense committees written certification that  
22 the acquisition strategy for the full-rate production of cov-  
23 ered programs of such radio system includes full and open  
24 competition (as defined in section 2302(3)(D) of title 10,  
25 United States Code) that includes commercially developed

1 systems that the Secretary determines are qualified with  
2 respect to successful testing by the Army and certification  
3 by the National Security Agency.

4 (b) LRIP.—The limitation under subsection (a) shall  
5 not apply to the low-rate initial production of covered pro-  
6 grams.

7 (c) COVERED PROGRAMS.—In this section, the term  
8 “covered programs” means, with respect to the joint tac-  
9 tical radio system, the following:

10 (1) The ground mobile radio.

11 (2) The handheld, manpack, and small form fit.

12 **SEC. 142. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
13 **AVIATION FOREIGN INTERNAL DEFENSE**  
14 **PROGRAM.**

15 (a) LIMITATION.—Of the funds authorized to be ap-  
16 propriated by this Act or otherwise made available for fis-  
17 cal year 2012 for the procurement of fixed-wing non-  
18 standard aviation aircraft in support of the aviation for-  
19 eign internal defense program, not more than 50 percent  
20 may be obligated or expended until the date that is 30  
21 days after the date on which the Commander of the United  
22 States Special Operations Command submits the report  
23 under subsection (b)(1).

24 (b) REPORT REQUIRED.—

1           (1) REPORT.—Not later than March 15, 2012,  
2           the Commander of the United States Special Oper-  
3           ations Command shall submit to the congressional  
4           defense committees a report on the aviation foreign  
5           internal defense program.

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

8                   (A) An overall description of the program,  
9                   including its goals and proposed metrics of per-  
10                  formance success.

11                  (B) The results of any analysis of alter-  
12                  natives and efficiencies reviews for contracts  
13                  awarded for the aviation foreign internal de-  
14                  fense program.

15                  (C) An assessment of the advantages and  
16                  disadvantages of procuring new aircraft, pro-  
17                  curing used aircraft, or leasing aircraft to meet  
18                  mission requirements, including an explanation  
19                  of any efficiencies and savings.

20                  (D) A comprehensive strategy outlining  
21                  and justifying the overall projected growth of  
22                  the aviation foreign internal defense program to  
23                  satisfy the increased requirements of the com-  
24                  manders of the geographic combatant com-  
25                  mands.

1           (E) An examination of efficiencies that  
2           could be gained by procuring platforms such as  
3           those being procured for light mobility aircraft.

4           (3) FORM.—The report under paragraph (1)  
5           shall be submitted in unclassified form, but may in-  
6           clude a classified annex.

7   **SEC. 143. F-35 JOINT STRIKE FIGHTER AIRCRAFT.**

8           In entering into a contract for the procurement of  
9           aircraft for the sixth and all subsequent low-rate initial  
10          production contract lots for the F-35 Lightning II Joint  
11          Strike Fighter aircraft, the Secretary of Defense shall en-  
12          sure each of the following:

13           (1) That the contract is a fixed-price contract.

14           (2) That the contract requires the contractor to  
15          assume full responsibility for costs under the con-  
16          tract above the target cost specified in the contract.

17   **SEC. 144. ADDITIONAL OVERSIGHT REQUIREMENTS FOR**  
18                           **THE UNDERSEA MOBILITY ACQUISITION PRO-**  
19                           **GRAM OF THE UNITED STATES SPECIAL OP-**  
20                           **ERATIONS COMMAND.**

21          (a) LIMITATION ON MILESTONE B DECISION.—The  
22          Commander of the United States Special Operations Com-  
23          mand may not make any milestone B acquisition decisions  
24          with respect to a covered element until a 30-day period

1 has elapsed after the date on which the Under Secretary  
2 of Defense for Acquisition, Technology, and Logistics—

3 (1) conducts the assessment and determination  
4 under subsection (b) for the covered element; and

5 (2) submits to the congressional defense com-  
6 mittees a report including—

7 (A) the determination of the Under Sec-  
8 retary with respect to the appropriate acquisi-  
9 tion category for the covered element; and

10 (B) the validated requirements, inde-  
11 pendent cost estimate, test and evaluation mas-  
12 ter plan, and technology readiness assessment  
13 described in paragraphs (1) through (4) of sub-  
14 section (b), respectively.

15 (b) ASSESSMENT AND DETERMINATION.—With re-  
16 spect to each covered element, the Under Secretary shall  
17 conduct an assessment and determination of whether to  
18 treat the covered element as a major defense acquisition  
19 program. Such assessment shall include—

20 (1) a requirements validation by the Joint Re-  
21 quirements Oversight Council;

22 (2) an independent cost estimate prepared by  
23 the Director of Cost Assessment and Program Eval-  
24 uation;

1           (3) a test and evaluation master plan reviewed  
2           by the Director of Operational Test and Evaluation;  
3           and

4           (4) a technology readiness assessment reviewed  
5           by the Assistant Secretary of Defense for Research  
6           and Engineering.

7           (c) COVERED ELEMENT DEFINED.—In this section,  
8           the term “covered element” means any of the following  
9           elements of the undersea mobility acquisition program of  
10          the United States Special Operations Command:

11           (1) The dry combat submersible-light program.

12           (2) The dry combat submersible-medium pro-  
13          gram.

14           (3) The next-generation submarine shelter pro-  
15          gram.

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

20   **SEC. 145. INCLUSION OF INFORMATION ON APPROVED**  
21                   **COMBAT MISSION REQUIREMENTS IN QUAR-**  
22                   **TERLY REPORTS ON USE OF COMBAT MIS-**  
23                   **SION REQUIREMENT FUNDS.**

24          Section 123(b) of the Ike Skelton National Defense  
25          Authorization Act for Fiscal Year 2011 (Public Law 111–

1 383; 124 Stat. 4159; 10 U.S.C. 167 note) is amended by  
2 adding at the end the following new paragraphs:

3 “(6) A table setting forth the Combat Mission  
4 Requirements approved during the fiscal year in  
5 which such report is submitted and the two pre-  
6 ceding fiscal years, including for each such Require-  
7 ment—

8 “(A) the title of such Requirement;

9 “(B) the date of approval of such Require-  
10 ment; and

11 “(C) the amount of funding approved for  
12 such Requirement, and the source of such ap-  
13 proved funds.

14 “(7) A statement of the amount of any unspent  
15 Combat Mission Requirements funds from the fiscal  
16 year in which such report is submitted and the two  
17 preceding fiscal years.”.

18 **SEC. 146. JOINT SURVEILLANCE TARGET ATTACK RADAR**

19 **SYSTEM AIRCRAFT RE-ENGINEING PROGRAM.**

20 (a) REPORT ON AUDIT OF FUNDS FOR PROGRAM.—

21 (1) IN GENERAL.—Not later than 60 days after  
22 the date of the enactment of this Act, the Air Force  
23 Audit Agency shall submit to the congressional de-  
24 fense committees the results of a financial audit of  
25 the funds previously authorized and appropriated for

1 the Joint Surveillance Target Attack Radar System  
2 (JSTARS) aircraft re-engining program.

3 (2) ELEMENTS.—The report on the audit re-  
4 quired by paragraph (1) shall include the following:

5 (A) A description of how the funds de-  
6 scribed in that paragraph were expended, in-  
7 cluding—

8 (i) an assessment of the existence,  
9 completeness, and cost of the assets ac-  
10 quired with such funds; and

11 (ii) an assessment of the costs that  
12 were capitalized as military equipment and  
13 inventory and the cost characterized as op-  
14 erating expenses (including payroll, freight  
15 and shipment, inspection, and other oper-  
16 ating costs).

17 (B) A statement of the amount of such  
18 funds that remain in the original budget lines.

19 (C) A statement of the amount of such  
20 funds that were reprogrammed or expired, and  
21 in which accounts.

22 (b) USE OF FUNDS.—The Secretary of the Air Force  
23 shall take appropriate actions to ensure that funds author-  
24 ized to be appropriated by this Act for JSTARS aircraft,  
25 and any funds described by subsection (a)(2)(B), are obli-

1 gated and expended for the purposes for which authorized  
2 and appropriated, including, but not limited to, the instal-  
3 lation of one engine shipset on an operational JSTARS  
4 aircraft.

5 **SEC. 147. AUTHORITY FOR EXCHANGE WITH UNITED KING-**  
6 **DOM OF SPECIFIED F-35 LIGHTNING II JOINT**  
7 **STRIKE FIGHTER AIRCRAFT.**

8 (a) AUTHORITY.—

9 (1) EXCHANGE AUTHORITY.—In accordance  
10 with subsection (c), the Secretary of Defense may  
11 transfer to the United Kingdom of Great Britain  
12 and Northern Ireland (in this section referred to as  
13 the “United Kingdom”) all right, title, and interest  
14 of the United States in and to an aircraft described  
15 in paragraph (2) in exchange for the transfer by the  
16 United Kingdom to the United States of all right,  
17 title, and interest of the United Kingdom in and to  
18 an aircraft described in paragraph (3). The Sec-  
19 retary may execute the exchange under this section  
20 on behalf of the United States only with the concu-  
21 rence of the Secretary of State.

22 (2) AIRCRAFT TO BE EXCHANGED BY UNITED  
23 STATES.—The aircraft authorized to be transferred  
24 by the United States under this subsection is an F-  
25 35 Lightning II aircraft in the Carrier Variant con-

1       figuration acquired by the United States for the Ma-  
2       rine Corps under a future Joint Strike Fighter pro-  
3       gram contract referred to as the Low-Rate Initial  
4       Production 6 contract.

5               (3) AIRCRAFT TO BE EXCHANGED BY UNITED  
6       KINGDOM.—The aircraft for which the exchange  
7       under paragraph (1) may be made is an F-35  
8       Lightning II aircraft in the Short-Take Off and  
9       Vertical Landing configuration that, as of November  
10      19, 2010, is being acquired on behalf of the United  
11      Kingdom under an existing Joint Strike Fighter pro-  
12      gram contract referred to as the Low-Rate Initial  
13      Production 4 contract.

14      (b) FUNDING FOR PRODUCTION OF AIRCRAFT.—

15              (1) FUNDING SOURCES FOR AIRCRAFT TO BE  
16      EXCHANGED BY UNITED STATES.—

17              (A) IN GENERAL.—Except as provided in  
18      subparagraph (B), funds for production of the  
19      aircraft to be transferred by the United States  
20      (including the propulsion system, long lead-time  
21      materials, the production build, and deficiency  
22      corrections) may be derived from appropriations  
23      for Aircraft Procurement, Navy, for the aircraft  
24      under the contract referred to in subsection  
25      (a)(2).

1                   (B) EXCEPTION.—Costs for flight test in-  
2                   strumentation of the aircraft to be transferred  
3                   by the United States and any other non-recur-  
4                   ring and recurring costs for that aircraft associ-  
5                   ated with unique requirements of the United  
6                   Kingdom may not be borne by the United  
7                   States.

8                   (2) FUNDING SOURCES FOR AIRCRAFT TO BE  
9                   EXCHANGED BY UNITED KINGDOM.—Costs for up-  
10                  grades and modifications of the aircraft to be trans-  
11                  ferred to the United States that are necessary to  
12                  bring that aircraft to the Low-Rate Initial Produc-  
13                  tion 6 configuration under the contract referred to  
14                  in subsection (a)(2) may not be borne by the United  
15                  States.

16                  (c) IMPLEMENTATION.—The exchange under this  
17                  section shall be implemented pursuant to the memo-  
18                  randum of understanding titled “Joint Strike Fighter Pro-  
19                  duction, Sustainment, and Follow-on Development Memo-  
20                  randum of Understanding”, which entered into effect  
21                  among nine nations including the United States and the  
22                  United Kingdom on December 31, 2006, consistent with  
23                  section 27 of the Arms Export Control Act (22 U.S.C.  
24                  2767), and as supplemented as necessary by the United  
25                  States and the United Kingdom.

1 **SEC. 148. REPORT ON PROBATIONARY PERIOD IN DEVEL-**  
2 **OPMENT OF SHORT TAKE-OFF, VERTICAL**  
3 **LANDING VARIANT OF THE JOINT STRIKE**  
4 **FIGHTER.**

5 Not later than 45 days after the date of the enact-  
6 ment of this Act, the Secretary of Defense shall submit  
7 to the congressional defense committees a report on the  
8 development of the short take-off, vertical landing variant  
9 of the Joint Strike Fighter (otherwise known as the F-  
10 35B Joint Strike Fighter) that includes the following:

11 (1) An identification of the criteria that the  
12 Secretary determines must be satisfied before the F-  
13 35B Joint Strike Fighter can be removed from the  
14 two-year probationary status imposed by the Sec-  
15 retary on or about January 6, 2011.

16 (2) A mid-probationary period assessment of—  
17 (A) the performance of the F-35B Joint  
18 Strike Fighter based on the criteria described  
19 in paragraph (1); and

20 (B) the technical issues that remain in the  
21 development program for the F-35B Joint  
22 Strike Fighter.

23 (3) A plan for how the Secretary intends to re-  
24 solve the issues described in paragraph (2)(B) before  
25 January 6, 2013.

1 **SEC. 149. REPORT ON PLAN TO IMPLEMENT WEAPON SYS-**  
2 **TEMS ACQUISITION REFORM ACT OF 2009**  
3 **MEASURES WITHIN THE JOINT STRIKE**  
4 **FIGHTER AIRCRAFT PROGRAM.**

5 At the same time the budget of the President for fis-  
6 cal year 2013 is submitted to Congress pursuant to section  
7 1105 of title 31, United States Code, the Under Secretary  
8 for Acquisition, Technology, and Logistics shall submit to  
9 the Committees on Armed Services of the Senate and the  
10 House of Representatives a report on the plans of the De-  
11 partment of Defense to implement the requirements of the  
12 Weapon Systems Acquisition Reform Act of 2009 (Public  
13 Law 111–23), and the amendments made by that Act,  
14 within the Joint Strike Fighter (JSF) aircraft program.  
15 The report shall set forth the following:

16 (1) Specific goals for implementing the require-  
17 ments of the Weapon Systems Acquisition Reform  
18 Act of 2009, and the amendments made by that Act,  
19 within the Joint Strike Fighter aircraft program.

20 (2) A schedule for achieving each goal set forth  
21 under paragraph (1) for the Joint Strike Fighter  
22 aircraft program.

23 **TITLE II—RESEARCH, DEVELOP-**  
24 **MENT, TEST, AND EVALUA-**  
25 **TION**

Subtitle A—Authorization of Appropriations

Sec. 201. Authorization of appropriations.

Subtitle B—Program Requirements, Restrictions, and Limitations

- Sec. 211. Limitation on availability of funds for the ground combat vehicle program.
- Sec. 212. Limitation on the individual carbine program.
- Sec. 213. Limitation on availability of funds for Future Unmanned Carrier-based Strike System.
- Sec. 214. Limitation on availability of funds for amphibious assault vehicles of the Marine Corps.
- Sec. 215. Limitation on obligation of funds for the F-35 Lightning II aircraft program.
- Sec. 216. Limitation on use of funds for Increment 2 of B-2 bomber aircraft extremely high frequency satellite communications program.
- Sec. 217. Limitation on availability of funds for the Joint Space Operations Center management system.
- Sec. 218. Limitation on availability of funds for wireless innovation fund.
- Sec. 219. Prohibition on delegation of budgeting authority for certain research and educational programs.
- Sec. 220. Designation of main propulsion turbomachinery of the next-generation long-range strike bomber aircraft as major subprogram.
- Sec. 221. Designation of electromagnetic aircraft launch system development and procurement program as major subprogram.
- Sec. 222. Advanced rotorcraft flight research and development.
- Sec. 223. Preservation and storage of certain property related to F136 propulsion system.

Subtitle C—Missile Defense Programs

- Sec. 231. Acquisition accountability reports on the ballistic missile defense system.
- Sec. 232. Comptroller General review and assessment of missile defense acquisition programs.
- Sec. 233. Homeland defense hedging policy and strategy.
- Sec. 234. Ground-based midcourse defense program.
- Sec. 235. Limitation on availability of funds for the medium extended air defense system.
- Sec. 236. Sense of Congress regarding ballistic missile defense training.

Subtitle D—Reports

- Sec. 241. Extension of requirements for biennial roadmap and annual review and certification on funding for development of hypersonics.
- Sec. 242. Report and cost assessment of options for Ohio-class replacement ballistic missile submarine.
- Sec. 243. Report on the electromagnetic rail gun system.
- Sec. 244. Annual comptroller general report on the KC-46A aircraft acquisition program.
- Sec. 245. Independent review and assessment of cryptographic modernization program.
- Sec. 246. Report on increased budget items.

Subtitle E—Other Matters

- Sec. 251. Repeal of requirement for Technology Transition Initiative.

Sec. 252. Contractor cost-sharing in pilot program to include technology protection features during research and development of certain defense systems.

Sec. 253. Extension of authority for mechanisms to provide funds for defense laboratories for research and development of technologies for military missions.

Sec. 254. National defense education program.

Sec. 255. Laboratory facilities, Hanover, New Hampshire.

Sec. 256. Sense of Congress on active matrix organic light emitting diode technology.

1           **Subtitle A—Authorization of**  
2                                   **Appropriations**

3   **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

4           Funds are hereby authorized to be appropriated for  
5 fiscal year 2012 for the use of the Department of Defense  
6 for research, development, test, and evaluation as specified  
7 in the funding table in section 4201.

8   **Subtitle    B—Program    Require-**  
9                   **ments, Restrictions, and Limita-**  
10                   **tions**

11   **SEC. 211. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
12                                   **THE GROUND COMBAT VEHICLE PROGRAM.**

13           Of the funds authorized to be appropriated by this  
14 Act or otherwise made available for fiscal year 2012 for  
15 research, development, test, and evaluation, Army, for the  
16 ground combat vehicle program, not more than 80 percent  
17 may be obligated or expended until the date on which the  
18 Secretary of the Army submits to the congressional de-  
19 fense committees a report containing—

20                   (1) the plans of the Secretary to carry out—

1 (A) a dynamic analysis of alternatives up-  
2 date described in the acquisition decision memo-  
3 randum issued by the Under Secretary of De-  
4 fense for Acquisition, Technology, and Logistics  
5 on August 17, 2011; and

6 (B) a separate assessment of selected non-  
7 developmental vehicles described in such memo-  
8 randum; and

9 (2) a description of the resources the Secretary  
10 considers necessary to carry out the plans under  
11 paragraph (1), including the amount of funding re-  
12 quired in fiscal years 2012 and 2013.

13 **SEC. 212. LIMITATION ON THE INDIVIDUAL CARBINE PRO-**  
14 **GRAM.**

15 (a) **LIMITATION.**—Notwithstanding any other provi-  
16 sion of law, and except as provided by subsection (b), the  
17 individual carbine program may not receive Milestone C  
18 approval (as defined in section 2366(e)(8) of title 10,  
19 United States Code) until the date on which the Secretary  
20 of the Army submits to the congressional defense commit-  
21 tees a business case assessment of such program, includ-  
22 ing, at a minimum, comparisons of the capabilities and  
23 costs of—

24 (1) commercially available weapon systems as of  
25 the date of the assessment, including complete weap-

1 on systems and kits to apply to existing weapon sys-  
2 tems; and

3 (2) weapon systems that are fielded as of the  
4 date of the assessment that include any required im-  
5 provements.

6 (b) WAIVER AUTHORITY.—The Secretary of Defense  
7 may waive the limitation under subsection (a) if the Sec-  
8 retary submits to the congressional defense committees  
9 written certification that the waiver is in the national secu-  
10 rity interests of the United States.

11 **SEC. 213. LIMITATION ON AVAILABILITY OF FUNDS FOR FU-**  
12 **TURE UNMANNED CARRIER-BASED STRIKE**  
13 **SYSTEM.**

14 (a) LIMITATION.—Of the funds authorized to be ap-  
15 propriated by this Act or otherwise made available for fis-  
16 cal year 2012 for research, development, test, and evalua-  
17 tion, Navy, for the Future Unmanned Carrier-based  
18 Strike System, not more than 75 percent may be obligated  
19 or expended until the date that is 60 days after the date  
20 on which—

21 (1) the Chairman of the Joint Requirements  
22 Oversight Council certifies to the congressional de-  
23 fense committees that—

1 (A) such system is required to fill a vali-  
2 dated capability gap of the Department of De-  
3 fense; and

4 (B) the Council has reviewed and approved  
5 the initial capability and development document  
6 relating to such system;

7 (2) the Assistant Secretary of the Navy for Re-  
8 search, Development, and Acquisition submits to the  
9 congressional defense committees a report con-  
10 taining—

11 (A) a delineation of threshold and objective  
12 key performance parameters;

13 (B) a certification that the threshold and  
14 objective key performance parameters for such  
15 system have been established and are achiev-  
16 able; and

17 (C) a description of the requirements of  
18 such system with respect to—

19 (i) weapons payload;

20 (ii) intelligence, reconnaissance, and  
21 surveillance equipment;

22 (iii) electronic attack and electronic  
23 protection equipment;

24 (iv) communications equipment;

25 (v) range;

- 1 (vi) mission endurance for un-refueled  
2 and aerial refueled operations;  
3 (vii) low-observability characteristics;  
4 (viii) affordability;  
5 (ix) survivability; and  
6 (x) interoperability with other Navy  
7 and joint-service unmanned aerial systems  
8 and mission control stations; and

9 (3) the Under Secretary of Defense for Acquisi-  
10 tion, Technology, and Logistics certifies to the con-  
11 gressional defense committees that—

12 (A) the Secretary of the Navy has com-  
13 pleted a comprehensive analysis of alternatives  
14 for such system;

15 (B) the acquisition strategy of the Sec-  
16 retary for the technology development and ini-  
17 tial fielding phases of such system is achievable  
18 and presents medium, or less, risk with respect  
19 to cost, schedule, funding, and testing program;

20 (C) such acquisition strategy integrates a  
21 fair and open competitive acquisition strategy  
22 environment for all potential competitors;

23 (D) the data, information, and lessons  
24 learned from the Unmanned Carrier-based Air-  
25 craft System of the Navy are sufficiently inte-

1           grated into the acquisition strategy of the Fu-  
2           ture Unmanned Carrier-based Strike System  
3           and that the level of concurrency between the  
4           programs is prudent and reasonable;

5           (E) the Secretary has sufficient fiscal re-  
6           sources budgeted in the future years defense  
7           plan and extended planning period that sup-  
8           ports the acquisition strategy described in sub-  
9           paragraph (B); and

10          (F) the acquisition strategy—

11           (i) complies with the Weapon Systems  
12           Acquisition Reform Act of 2009 (Public  
13           Law 111–23), and the amendments made  
14           by that Act, and Department of Defense  
15           Instruction 5000.02; and

16           (ii) requires the implementation of  
17           open architecture standards.

18          (b) GAO BRIEFING.—Not later than 90 days after  
19          the date on which the certifications and report under sub-  
20          section (a) are received by the congressional defense com-  
21          mittees, the Comptroller General of the United States  
22          shall brief the congressional defense committees on an  
23          evaluation of the acquisition strategy of the Secretary of  
24          the Navy for the Future Unmanned Carrier-based Strike  
25          System.

1 (c) FORM.—The report required by subsection (a)(2)  
2 shall be submitted in unclassified form, but may include  
3 a classified annex.

4 **SEC. 214. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
5 **AMPHIBIOUS ASSAULT VEHICLES OF THE MA-**  
6 **RINE CORPS.**

7 (a) LIMITATIONS.—

8 (1) LIMITATION ON FUNDING.—Except as pro-  
9 vided by subsections (d) and (e), none of the funds  
10 authorized to be appropriated by this Act or other-  
11 wise made available for fiscal year 2012 for procure-  
12 ment, Marine Corps, or research, development, test,  
13 and evaluation, Navy, may be obligated or expended  
14 for the amphibious programs described in subsection  
15 (c) until the date on which the Secretary of the  
16 Navy, in coordination with the Commandant of the  
17 Marine Corps, submits to the congressional defense  
18 committees a report containing—

19 (A) written certification of the require-  
20 ments for amphibious assault vehicles of the  
21 Marine Corps, based on the needs of the com-  
22 manders of the combatant commands, relating  
23 to—

24 (i) the distance from the shore needed  
25 to begin an amphibious assault;

1                   (ii) the speed at which the vehicle  
2                   must travel in order to reach the shore in  
3                   the time required for such assault; and

4                   (iii) the armor requirements for all  
5                   potential combat environments, including  
6                   the possible use of appliqué armor; and

7                   (B) the analysis of alternatives conducted  
8                   under subsection (b)(1).

9                   (2) LIMITATION ON MPC MILESTONE B.—Mile-  
10                  stone B approval may not be granted for the Marine  
11                  Personnel Carrier until 30 days after the date on  
12                  which the report under paragraph (1) is submitted  
13                  to the congressional defense committees.

14                  (b) ANALYSIS OF ALTERNATIVES.—

15                  (1) ANALYSIS.—The Secretary of the Navy, in  
16                  coordination with the Commandant of the Marine  
17                  Corps, shall conduct an analysis of alternatives of  
18                  the amphibious assault vehicles described in para-  
19                  graph (2). With respect to such vehicles, such anal-  
20                  ysis shall include—

21                  (A) comparisons of the capabilities and  
22                  total lifecycle ownership costs (including costs  
23                  with respect to research, development, test, and  
24                  evaluation, procurement, and operation and  
25                  maintenance); and

1 (B) an independent review of the analysis  
2 of cost prepared by a federally funded research  
3 and development center.

4 (2) AMPHIBIOUS ASSAULT VEHICLES DE-  
5 SCRIBED.—The amphibious assault vehicles de-  
6 scribed in this paragraph are amphibious assault ve-  
7 hicles that—

8 (A) meet the requirements described in  
9 subsection (a)(1)(A), including—

10 (i) an upgraded assault amphibious  
11 vehicle 7A1;

12 (ii) the expeditionary fighting vehicle;

13 and

14 (iii) a new amphibious combat vehicle;

15 and

16 (B) include at least one vehicle that is ca-  
17 pable of accelerating until the vehicle moves  
18 along the top of the water (commonly known as  
19 “getting up on plane”) and at least one vehicle  
20 that is not capable of such acceleration.

21 (c) AMPHIBIOUS PROGRAMS DESCRIBED.—The am-  
22 phibious programs described in this subsection are the fol-  
23 lowing:

24 (1) The assault amphibious vehicle 7A1, pro-  
25 gram element 206623M.

1           (2) The Marine Corps assault vehicle, program  
2           element 603611M.

3           (3) The termination of the expeditionary fight-  
4           ing vehicle program.

5           (d) AAV7A1 IMPROVEMENT PROGRAM.—The limita-  
6           tion in subsection (a)(1) shall not apply to funds made  
7           available for procurement, Marine Corps, for the procure-  
8           ment of—

9           (1) an assault amphibious vehicle 7A1 with—

10           (A) survivability upgrades under the sur-  
11           vivability product improvement program; or

12           (B) other necessary survivability capabili-  
13           ties that are in response to urgent operational  
14           needs; or

15           (2) improvements to a previously procured as-  
16           sault amphibious vehicle 7A1 that address safety of  
17           use, environmental inhabitability, and operational  
18           availability.

19           (e) MARINE CORPS ASSAULT VEHICLE, PROGRAM  
20           ELEMENT 603611M.—The limitation in subsection (a)(1)  
21           shall not apply to funds made available for research, devel-  
22           opment, test, and evaluation, Navy, for the Marine Corps  
23           assault vehicle, program element 603611M, to—

24           (1) conduct an analysis of alternatives and sup-  
25           porting analytical activities; or

1           (2) conduct technology integration development  
2           and engineering to—

3                   (A) refine and validate requirements; and

4                   (B) reduce cost, schedule, and technical  
5           risk prior to the initiation of the amphibious  
6           combat vehicle program.

7           (f) ASSESSMENT ON HABITABILITY.—Not later than  
8   60 days after the date of the enactment of this Act, the  
9   Secretary of the Navy shall submit to the congressional  
10  defense committees a habitability assessment with respect  
11  to the period of time a member of the Armed Forces can  
12  spend in the back of an amphibious assault vehicle that  
13  is not “up on plane” while still remaining combat effective.  
14  Such assessment shall cover a set of operationally relevant  
15  speeds and ranges. The Secretary shall include the results  
16  and information from any recently performed tests related  
17  to such assessment.

18 **SEC. 215. LIMITATION ON OBLIGATION OF FUNDS FOR THE**  
19                   **F-35 LIGHTNING II AIRCRAFT PROGRAM.**

20           Of the funds authorized to be appropriated by this  
21  Act or otherwise made available for fiscal year 2012 for  
22  research and development for the F-35 Lightning II air-  
23  craft program, not more that 80 percent may be obligated  
24  or expended until the date on which the Secretary of De-  
25  fense certifies to the congressional defense committees

1 that the acquisition strategy for the F-35 Lightning II  
2 aircraft includes a plan for achieving competition through-  
3 out operation and sustainment, in accordance with section  
4 202(d) of the Weapon Systems Acquisition Reform Act of  
5 2009 (Public Law 111-23; 10 U.S.C. 2430 note).

6 **SEC. 216. LIMITATION ON USE OF FUNDS FOR INCREMENT**  
7 **2 OF B-2 BOMBER AIRCRAFT EXTREMELY**  
8 **HIGH FREQUENCY SATELLITE COMMUNICA-**  
9 **TIONS PROGRAM.**

10 Of the funds authorized to be appropriated by section  
11 201 for research, development, test, and evaluation for the  
12 Air Force as specified in the funding table in section 4201  
13 and available for Increment 2 of the B-2 bomber aircraft  
14 extremely high frequency satellite communications pro-  
15 gram, not more than 40 percent may be obligated or ex-  
16 pended until the date that is 15 days after the date on  
17 which the Secretary of the Air Force submits to the con-  
18 gressional defense committees the following:

- 19 (1) The certification of the Secretary that—  
20 (A) the United States Government will  
21 own the data rights to any extremely high fre-  
22 quency active electronically steered array an-  
23 tenna developed for use as part of a system to  
24 support extremely high frequency protected sat-

1 elite communications for the B-2 bomber air-  
2 craft; and

3 (B) the use of an extremely high frequency  
4 active electronically steered array antenna is  
5 the most cost effective and lowest risk option  
6 available to support extremely high frequency  
7 satellite communications for the B-2 bomber  
8 aircraft.

9 (2) A detailed plan setting forth the projected  
10 cost and schedule for research, development, and  
11 testing on the extremely high frequency active elec-  
12 tronically steered array antenna.

13 **SEC. 217. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
14 **THE JOINT SPACE OPERATIONS CENTER**  
15 **MANAGEMENT SYSTEM.**

16 (a) SENSE OF CONGRESS.—It is the sense of Con-  
17 gress that—

18 (1) improvements to the space situational  
19 awareness and space command and control capabili-  
20 ties of the United States are necessary; and

21 (2) the traditional defense acquisition process is  
22 not optimal for developing the services-oriented ar-  
23 chitecture and net-centric environment planned for  
24 the Joint Space Operations Center management sys-  
25 tem.

1 (b) LIMITATION.—None of the funds authorized to  
2 be appropriated by this Act or otherwise made available  
3 for fiscal year 2012 for research, development, test, and  
4 evaluation, Air Force, for release one of the Joint Space  
5 Operations Center management system may be obligated  
6 or expended until the date on which the Secretary of the  
7 Air Force and the Under Secretary of Defense for Acquisi-  
8 tion, Technology, and Logistics jointly submit to the con-  
9 gressional defense committees the acquisition strategy for  
10 such management system, including—

11 (1) a description of the acquisition policies and  
12 procedures applicable to such management system;  
13 and

14 (2) a description of any additional acquisition  
15 authorities necessary to ensure that such manage-  
16 ment system is able to implement a services-oriented  
17 architecture and net-centric environment for space  
18 situational awareness and space command and con-  
19 trol.

20 **SEC. 218. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
21 **WIRELESS INNOVATION FUND.**

22 Of the funds authorized to be appropriated by this  
23 Act or otherwise made available for fiscal year 2012 for  
24 the wireless innovation fund within the Defense Advanced  
25 Research Projects Agency, not more than 10 percent may

1 be obligated or expended until the date that is 30 days  
2 after the date on which the Under Secretary of Defense  
3 for Acquisition, Technology, and Logistics submits to the  
4 congressional defense committees a report on how such  
5 fund will be managed and executed, including—

6 (1) a concept of operation for how such fund  
7 will operate, particularly with regards to supporting  
8 the interagency community;

9 (2) a description of—

10 (A) the governance structure, including  
11 how decision-making with interagency partners  
12 will be conducted;

13 (B) the funding mechanism for interagency  
14 collaborators;

15 (C) the metrics for measuring the perform-  
16 ance and effectiveness of the program; and

17 (D) the reporting mechanisms to provide  
18 oversight of the fund by the Department of De-  
19 fense, the interagency partners, and Congress;  
20 and

21 (3) any other matters the Under Secretary con-  
22 siders appropriate.

1 **SEC. 219. PROHIBITION ON DELEGATION OF BUDGETING**  
2 **AUTHORITY FOR CERTAIN RESEARCH AND**  
3 **EDUCATIONAL PROGRAMS.**

4 (a) PROHIBITION ON DELEGATION.—Subsection (a)  
5 of section 2362 of title 10, United States Code, is amend-  
6 ed—

7 (1) by striking “The Secretary of Defense” and  
8 inserting “(1) The Secretary of Defense”; and

9 (2) by adding at the end the following new  
10 paragraph:

11 “(2) The Secretary of Defense may not delegate or  
12 transfer to an individual outside the Office of the Sec-  
13 retary of Defense the authority regarding the program-  
14 ming or budgeting of the program established by this sec-  
15 tion that is carried out by the Assistant Secretary of De-  
16 fense for Research and Engineering.”.

17 (b) CONFORMING AMENDMENTS.—Such section 2362  
18 is amended further—

19 (1) in subsection (b), by striking “established  
20 under subsection (a)” and inserting “established by  
21 subsection (a)(1)”; and

22 (2) in subsection (c), by striking “subsection  
23 (a)” and inserting “subsection (a)(1)”.

1 **SEC. 220. DESIGNATION OF MAIN PROPULSION**  
2 **TURBOMACHINERY OF THE NEXT-GENERA-**  
3 **TION LONG-RANGE STRIKE BOMBER AIR-**  
4 **CRAFT AS MAJOR SUBPROGRAM.**

5 (a) DESIGNATION AS MAJOR SUBPROGRAM.—Not  
6 later than 30 days after the date on which the next-gen-  
7 eration long-range strike bomber aircraft receives Mile-  
8 stone A approval, the Secretary of Defense shall designate  
9 the development and procurement of the main propulsion  
10 turbomachinery of the next-generation long-range strike  
11 bomber aircraft as a major subprogram of the next-gen-  
12 eration long-range strike bomber aircraft major defense  
13 acquisition program, in accordance with section 2430a of  
14 title 10, United States Code.

15 (b) COMPETITIVE ACQUISITION STRATEGY.—The  
16 Secretary of the Air Force shall develop an acquisition  
17 strategy for the major subprogram designated in sub-  
18 section (a) that is in accordance with subsections (a) and  
19 (b) of section 202 of the Weapon Systems Acquisition Re-  
20 form Act of 2009 (Public Law 111–23; 123 Stat. 1720;  
21 10 U.S.C. 2430 note).

1 **SEC. 221. DESIGNATION OF ELECTROMAGNETIC AIRCRAFT**  
2 **LAUNCH SYSTEM DEVELOPMENT AND PRO-**  
3 **CUREMENT PROGRAM AS MAJOR SUBPRO-**  
4 **GRAM.**

5 Not later than 30 days after the date of the enact-  
6 ment of this Act, the Secretary of Defense shall designate  
7 the electromagnetic aircraft launch development and pro-  
8 curement program as a major subprogram of the CVN-  
9 78 Ford-class aircraft carrier major defense acquisition  
10 program, in accordance with section 2430a of title 10,  
11 United States Code. The Secretary may cease such des-  
12 ignation after the date on which the electromagnetic air-  
13 craft launch system is certified as operationally effective  
14 and suitable by the Director of Operational Test and Eval-  
15 uation.

16 **SEC. 222. ADVANCED ROTORCRAFT FLIGHT RESEARCH AND**  
17 **DEVELOPMENT.**

18 (a) PROGRAM AUTHORIZED.—The Secretary of the  
19 Army may conduct a program for flight research and dem-  
20 onstration of advanced rotorcraft technology.

21 (b) GOALS AND OBJECTIVES.—The goals and objec-  
22 tives of the program authorized by subsection (a) are as  
23 follows:

24 (1) To flight demonstrate the ability of ad-  
25 vanced rotorcraft technology to expand the flight en-  
26 velope and improve the speed, range, payload, ceil-

1 ing, survivability, reliability, and affordability of cur-  
2 rent and future rotorcraft of the Department of De-  
3 fense.

4 (2) To mature advanced rotorcraft technology  
5 and obtain flight-test data to—

6 (A) support the assessment of such tech-  
7 nology for future rotorcraft platform develop-  
8 ment programs of the Department; and

9 (B) have the ability to add such technology  
10 to the existing rotorcraft of the Department to  
11 extend the capability and life of such rotorcraft  
12 until next-generation platforms are fielded.

13 (c) ELEMENTS OF PROGRAM.—The program author-  
14 ized by subsection (a) may include—

15 (1) integration and demonstration of advanced  
16 rotorcraft technology to meet the goals and objec-  
17 tives described in subsection (b); and

18 (2) flight demonstration of the advanced rotor-  
19 craft technology test bed under the experimental air-  
20 worthiness process of the Federal Aviation Adminis-  
21 tration or other appropriate airworthiness process  
22 approved by the Secretary of Defense.

23 (d) COMPETITION.—In awarding a contract under  
24 this section, the Secretary shall use competitive procedures  
25 in accordance with the requirements of section 2304 of

1 title 10, United States Code, and shall consider a timely  
2 offer submitted by a small business concern (as defined  
3 in section 2225(f)(3) of such title) in accordance with the  
4 specifications and evaluation factors specified in the solici-  
5 tation.

6 **SEC. 223. PRESERVATION AND STORAGE OF CERTAIN**  
7 **PROPERTY RELATED TO F136 PROPULSION**  
8 **SYSTEM.**

9 (a) PLAN.—The Secretary of Defense shall develop  
10 a plan for the disposition of property owned by the Federal  
11 Government that was acquired under the F136 propulsion  
12 system development contract. The plan shall—

13 (1) ensure that the Secretary preserves and  
14 stores, uses, or disposes of such property in a man-  
15 ner that—

16 (A) provides for the long-term sustainment  
17 and repair of such property pending the deter-  
18 mination by the Department of Defense that  
19 such property—

20 (i) can be used within the F-35  
21 Lightning II aircraft program, in other  
22 Government development programs, or in  
23 other contractor-funded development ac-  
24 tivities;

1 (ii) can be stored for use in future  
2 Government development programs; or

3 (iii) should be disposed; and

4 (B) allows for such preservation and stor-  
5 age of identified property to be conducted at ei-  
6 ther the facilities of the Federal Government or  
7 a contractor under such contract; and

8 (2) identify any contract modifications, addi-  
9 tional facilities, or funding that the Secretary deter-  
10 mines necessary to carry out the plan.

11 (b) RESTRICTION ON THE USE OF FUNDS.—None of  
12 the amounts authorized to be appropriated by this Act or  
13 otherwise made available for fiscal year 2012 for research,  
14 development, test, and evaluation, Navy, or research, de-  
15 velopment, test, and evaluation, Air Force, for the F-35  
16 Lightning II aircraft program may be obligated or ex-  
17 pended for activities related to destroying or disposing of  
18 the property described in subsection (a) until the date that  
19 is 30 days after the date on which the report under sub-  
20 section (c) is submitted to the congressional defense com-  
21 mittees.

22 (c) REPORT.—Not later than 120 days after the date  
23 of the enactment of this Act, the Secretary of Defense  
24 shall submit to the congressional defense committees a re-  
25 port on the plan under subsection (a). That report shall

1 describe how the Secretary intends to obtain maximum  
2 benefit to the Federal Government from the investment  
3 already made in developing the F136.

4           **Subtitle C—Missile Defense**  
5                           **Programs**

6 **SEC. 231. ACQUISITION ACCOUNTABILITY REPORTS ON THE**  
7                           **BALLISTIC MISSILE DEFENSE SYSTEM.**

8           (a) BASELINE REQUIRED.—

9                   (1) IN GENERAL.—Chapter 9 of title 10, United  
10           States Code, is amended by inserting after section  
11           224 the following new section:

12 **“§ 225. Acquisition accountability reports on the bal-**  
13                           **listic missile defense system**

14           “(a) BASELINES REQUIRED.—(1) In accordance with  
15           paragraph (2), the Director of the Missile Defense Agency  
16           shall establish and maintain an acquisition baseline for—

17                   “(A) each program element of the ballistic mis-  
18           sile defense system, as specified in section 223 of  
19           this title; and

20                   “(B) each designated major subprogram of  
21           such program elements.

22           “(2) The Director shall establish an acquisition base-  
23           line required by paragraph (1) before the date on which  
24           the program element or major subprogram enters—

1           “(A) engineering and manufacturing develop-  
2           ment (or its equivalent); and

3           “(B) production and deployment.

4           “(3) Except as provided by subsection (d), the Direc-  
5           tor may not adjust or revise an acquisition baseline estab-  
6           lished under this section.

7           “(b) ELEMENTS OF BASELINES.—Each acquisition  
8           baseline required by subsection (a) for a program element  
9           or major subprogram shall include the following:

10           “(1) A comprehensive schedule, including—

11                   “(A) research and development milestones;

12                   “(B) acquisition milestones, including de-  
13                   sign reviews and key decision points;

14                   “(C) key test events, including ground and  
15                   flight tests and ballistic missile defense system  
16                   tests;

17                   “(D) delivery and fielding schedules;

18                   “(E) quantities of assets planned for ac-  
19                   quisition and delivery in total and by fiscal  
20                   year; and

21                   “(F) planned contract award dates.

22           “(2) A detailed technical description of—

23                   “(A) the capability to be developed, includ-  
24                   ing hardware and software;

1           “(B) system requirements, including per-  
2           formance requirements;

3           “(C) how the proposed capability satisfies  
4           a capability identified by the commanders of the  
5           combatant commands on a prioritized capabili-  
6           ties list;

7           “(D) key knowledge points that must be  
8           achieved to permit continuation of the program  
9           and to inform production and deployment deci-  
10          sions; and

11          “(E) how the Director plans to improve  
12          the capability over time.

13          “(3) A cost estimate, including—

14               “(A) a life-cycle cost estimate that sepa-  
15               rately identifies the costs regarding research  
16               and development, procurement, military con-  
17               struction, operations and sustainment, and dis-  
18               posal;

19               “(B) program acquisition unit costs for the  
20               program element;

21               “(C) average procurement unit costs and  
22               program acquisition costs for the program ele-  
23               ment; and

24               “(D) an identification of when the docu-  
25               ment regarding the program joint cost analysis

1 requirements description is scheduled to be ap-  
2 proved.

3 “(4) A test baseline summarizing the com-  
4 prehensive test program for the program element or  
5 major subprogram outlined in the integrated master  
6 test plan.

7 “(c) ANNUAL REPORTS ON ACQUISITION BASE-  
8 LINES.—(1) Not later than February 15 of each year, the  
9 Director shall submit to the congressional defense commit-  
10 tees a report on the acquisition baselines required by sub-  
11 section (a).

12 “(2)(A) The first report under paragraph (1) shall  
13 set forth each acquisition baseline required by subsection  
14 (a) for a program element or major subprogram.

15 “(B) Each subsequent report under paragraph (1)  
16 shall include—

17 “(i) any new acquisition baselines required by  
18 subsection (a) for a program element or major sub-  
19 program; and

20 “(ii) with respect to an acquisition baseline that  
21 was previously included in a report under paragraph  
22 (1), an identification of any changes or variances  
23 made to the elements described in subsection (b) for  
24 such acquisition baseline, as compared to—

1           “(I) the initial acquisition baseline for such  
2           program element or major subprogram; and

3           “(II) the acquisition baseline for such pro-  
4           gram element or major subprogram that was  
5           submitted in the report during the previous  
6           year.

7           “(3) Each report under this subsection shall be sub-  
8           mitted in unclassified form, but may include a classified  
9           annex.

10          “(d) EXCEPTION TO LIMITATION ON REVISION.—  
11          The Director may adjust or revise an acquisition baseline  
12          established under this section if the Director submits to  
13          the congressional defense committees notification of—

14                 “(1) a justification for such adjustment or revi-  
15                 sion;

16                 “(2) the specific adjustments or revisions made  
17                 to the acquisition baseline, including to the elements  
18                 described in subsection (b); and

19                 “(3) the effective date of the adjusted or revised  
20                 acquisition baseline.”.

21                 (2) CLERICAL AMENDMENT.—The table of sec-  
22                 tions at the beginning of such chapter is amended  
23                 by adding at the end the following new item:

                  “225. Acquisition accountability reports on the ballistic missile defense system.”.

24                 (b) CONFORMING AMENDMENTS.—

1 (1) FISCAL YEAR 2011 NDAA.—Section 225 of  
2 the Ike Skelton National Defense Authorization Act  
3 for Fiscal Year 2011 (Public Law 111–383; 124  
4 Stat. 4170; 10 U.S.C. 223 note) is repealed.

5 (2) FISCAL YEAR 2008 NDAA.—Section 223 of  
6 the National Defense Authorization Act for Fiscal  
7 Year 2008 (Public Law 110–181; 122 Stat. 39; 10  
8 U.S.C. 223 note) is amended by striking subsection  
9 (g).

10 (3) FISCAL YEAR 2003 NDAA.—Section 221 of  
11 the Bob Stump National Defense Authorization Act  
12 for Fiscal Year 2003 (Public Law 107–314; 116  
13 Stat. 2484; 10 U.S.C. 2431 note) is repealed.

14 **SEC. 232. COMPTROLLER GENERAL REVIEW AND ASSESS-**  
15 **MENT OF MISSILE DEFENSE ACQUISITION**  
16 **PROGRAMS.**

17 (a) COMPTROLLER GENERAL ASSESSMENT.—

18 (1) IN GENERAL.—The Comptroller General of  
19 the United States shall review the annual reports  
20 submitted under section 225(c) of title 10, United  
21 States Code, as added by section 231 of this Act,  
22 that cover any of fiscal years 2012 through 2015  
23 and assess the extent to which the Missile Defense  
24 Agency has achieved its acquisition goals and objec-  
25 tives.

1           (2) REPORTS.—Not later than March 15, 2013,  
2           and each year thereafter through 2016, the Comp-  
3           troller General shall submit to the congressional de-  
4           fense committees a report on the assessment under  
5           paragraph (1) with respect to the acquisition base-  
6           lines for the preceding fiscal year. Each report shall  
7           include any findings and recommendations on mis-  
8           sile defense acquisition programs and accountability  
9           therefore that the Comptroller General considers ap-  
10          propriate.

11          (b) ANNUAL REPORTS ON MISSILE DEFENSE EXEC-  
12          UTIVE BOARD ACTIVITIES.—In each of the first three re-  
13          ports submitted under section 225(c) of title 10, United  
14          States Code, as added by section 231 of this Act, the Di-  
15          rector shall include a description of the activities of the  
16          Missile Defense Executive Board during the fiscal year  
17          preceding the date of the report, including the following:

18               (1) A list of each meeting of the Board during  
19               such year.

20               (2) The agenda and issues considered at each  
21               such meeting.

22               (3) A description of any decisions or rec-  
23               ommendations made by the Board at each such  
24               meeting.

1 (c) REPEAL OF SUPERSEDED REPORTING AUTHOR-  
2 ITY.—Section 232 of the National Defense Authorization  
3 Act for Fiscal Year 2002 (Public Law 107–107; 115 Stat.  
4 1037; 10 U.S.C. 2431 note) is amended by striking sub-  
5 section (g).

6 **SEC. 233. HOMELAND DEFENSE HEDGING POLICY AND**  
7 **STRATEGY.**

8 (a) REPORT REQUIRED.—In light of the homeland  
9 missile defense hedging policy and strategy framework de-  
10 scribed in the Ballistic Missile Defense Review of 2010,  
11 not later than 75 days after the date of the enactment  
12 of this Act, the Secretary of Defense shall submit to the  
13 congressional defense committees a report on the results  
14 of the missile defense hedging strategy review for the pro-  
15 tection of the homeland of the United States.

16 (b) ELEMENTS.—The report under subsection (a)  
17 shall include the following:

18 (1) A description of the findings and conclu-  
19 sions of the strategy review.

20 (2) A description of the hedging alternatives  
21 and capabilities considered by the Secretary.

22 (3) A summary of the analyses conducted, in-  
23 cluding the criteria used to assess the alternatives  
24 and capabilities described in paragraph (2).

1           (4) A detailed description of the plans, pro-  
2           grams, and the budget profile for implementing the  
3           strategy through the future years defense program  
4           submitted to Congress under section 221 of title 10,  
5           United States Code, with the budget of the Presi-  
6           dent for fiscal year 2013.

7           (5) The criteria to be used in determining  
8           whether and when each item contained in the strat-  
9           egy should be implemented and the schedule and  
10          budget profile required to implement each item.

11          (6) A discussion of the feasibility and advis-  
12          ability of deploying a missile defense site on the  
13          East Coast of the United States.

14          (7) Any other information the Secretary con-  
15          siders necessary.

16          (c) FORM.—The report under subsection (a) shall be  
17          submitted in unclassified form, but may include a classi-  
18          fied annex.

19          **SEC. 234. GROUND-BASED MIDCOURSE DEFENSE PROGRAM.**

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

22                (1) it is essential for the ground-based mid-  
23                course defense element of the ballistic missile de-  
24                fense system to achieve the levels of reliability, avail-  
25                ability, sustainability, and operational performance

1 that will allow it to continue providing protection of  
2 the United States homeland, throughout its oper-  
3 ational service life, against limited ballistic missile  
4 attack (whether accidental, unauthorized, or delib-  
5 erate);

6 (2) the Missile Defense Agency should, as its  
7 highest priority, determine the root cause of the De-  
8 cember 2010 flight-test failure of the ground-based  
9 midcourse defense system, design a correction of the  
10 problem causing the flight-test failure, and verify  
11 through extensive testing that such correction is ef-  
12 fective and will allow the ground-based midcourse  
13 defense system to reach levels described in para-  
14 graph (1);

15 (3) after the Missile Defense Agency has  
16 verified the correction of the problem causing the  
17 December 2010 flight-test failure, including through  
18 the two previously unplanned verification flight tests,  
19 the Agency should assess the need for any additional  
20 ground-based interceptors and any additional steps  
21 needed for the ground-based midcourse defense test-  
22 ing and sustainment program; and

23 (4) the Department of Defense should plan for  
24 and budget sufficient future funds for the ground-  
25 based midcourse defense program to ensure the abil-

1       ity to complete and verify an effective correction of  
2       the problem causing the December 2010 flight-test  
3       failure, to mitigate the effects of corrective actions  
4       on previously planned program work that is deferred  
5       as a result of such corrective actions, and to enhance  
6       the program over time.

7       (b) REPORTS.—

8             (1) REPORTS REQUIRED.—Not later than 90  
9       days after the date of the enactment of this Act, and  
10      one year thereafter, the Secretary of Defense shall  
11      submit to the congressional defense committees a re-  
12      port describing the plan of the Department of De-  
13      fense to correct the problem causing the December  
14      2010 flight-test failure of the ground-based mid-  
15      course defense system, and any progress toward the  
16      achievement of that plan.

17            (2) ELEMENTS.—Each report required by para-  
18      graph (1) shall include the following:

19                (A) A detailed discussion of the plan to  
20      correct the problem described in that para-  
21      graph, including plans for diagnostic, design,  
22      testing, and manufacturing actions.

23                (B) A detailed discussion of any results ob-  
24      tained from the plan described in subparagraph  
25      (A) as of the date of such report, including di-

1 agnostic, design, testing, or manufacturing re-  
2 sults.

3 (C) A description of any cost or schedule  
4 impact of the plan on the ground-based mid-  
5 course defense program, including on testing,  
6 production, refurbishment, or deferred work.

7 (D) A description of any planned adjust-  
8 ments to the ground-based midcourse defense  
9 program as a result of the implementation of  
10 the plan, including future programmatic, sched-  
11 ule, testing, or funding adjustments.

12 (E) A description of any enhancements to  
13 the capability of the ground-based midcourse  
14 defense system achieved or planned since the  
15 submittal of the budget for fiscal year 2010  
16 pursuant to section 1105 of title 31, United  
17 States Code.

18 (3) FORM.—Each report required by paragraph  
19 (1) shall be in unclassified form, but may include a  
20 classified annex.

21 **SEC. 235. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
22 **THE MEDIUM EXTENDED AIR DEFENSE SYS-**  
23 **TEM.**

24 (a) LIMITATION.—Of the funds authorized to be ap-  
25 propriated by this Act or otherwise made available for fis-

1 cal year 2012 for the medium extended air defense system  
2 program, not more than 25 percent may be obligated or  
3 expended until the date on which the Secretary of Defense  
4 submits to the congressional defense committees a plan  
5 to use such funds as final obligations under such program  
6 for either—

7 (1) implementing a restructured program of re-  
8 duced scope; or

9 (2) contract termination liability costs with re-  
10 spect to the contracts covering the program.

11 (b) ELEMENTS.—The plan under subsection (a) shall  
12 include the following:

13 (1) The plan of the Secretary for using funds  
14 authorized to be appropriated by this Act or other-  
15 wise made available for fiscal year 2012 for the me-  
16 dium extended air defense system program for the  
17 purposes described in paragraph (1) or (2) of sub-  
18 section (a).

19 (2) An explanation of the amount of the total  
20 cost for which the United States would be liable with  
21 respect to either—

22 (A) restructuring the program as described  
23 in such paragraph (1); or

1 (B) terminating the contracts covering the  
2 program, either unilaterally or multilaterally, as  
3 described in such paragraph (2).

4 (3) An explanation of the terms of any agree-  
5 ment with Germany or Italy (or both) with respect  
6 to program restructuring or contract termination.

7 (4) A description of the program schedule and  
8 specific elements of a restructured program to de-  
9 velop, test, and evaluate technologies for possible in-  
10 corporation into future air and missile defense archi-  
11 tectures of the United States.

12 (5) A description of the specific technologies  
13 identified by the Secretary for possible incorporation  
14 into future air and missile defense architectures of  
15 the United States.

16 (6) A description of how the Secretary plans to  
17 address the future air and missile defense require-  
18 ments of the Department of Defense in the absence  
19 of a fielded medium extended air defense system ca-  
20 pability, including a summary of activities, the cost  
21 estimate, and the funding profile necessary to sus-  
22 tain and upgrade the Patriot air and missile defense  
23 system.

24 (c) REPORT REQUIRED.—Not later than 180 days  
25 after the date of the enactment of this Act, the Secretary

1 of Defense shall submit to the congressional defense com-  
2 mittees a report providing a detailed description of the ef-  
3 forts the Secretary has made with Germany and Italy, in-  
4 cluding any involvement by the Secretary of State, to  
5 agree on ways to minimize the costs to each nation of im-  
6 plementing a restructured program or of unilateral or mul-  
7 tilateral contract termination.

8 **SEC. 236. SENSE OF CONGRESS REGARDING BALLISTIC MIS-**  
9 **SILE DEFENSE TRAINING.**

10 It is the sense of Congress that—

11 (1) progress has been made in improving the  
12 integration of ballistic missile defense training across  
13 and between combatant commands and military  
14 services and identifying the training requirements,  
15 capabilities, and resources that the Department of  
16 Defense needs for this complex mission that is vital  
17 to the protection of the United States and its de-  
18 ployed forces and allies against ballistic missile at-  
19 tacks;

20 (2) it is important to continue effective and in-  
21 tegrated missile defense training to improve the ca-  
22 pabilities of the ballistic missile defense system and  
23 its elements; and

24 (3) the Department of Defense should continue  
25 to identify the capabilities and resources needed to

1 effectively and adequately integrate training across  
2 and between the combatant commands and military  
3 services and should continue efforts to improve such  
4 training.

## 5 **Subtitle D—Reports**

### 6 **SEC. 241. EXTENSION OF REQUIREMENTS FOR BIENNIAL** 7 **ROADMAP AND ANNUAL REVIEW AND CER-** 8 **TIFICATION ON FUNDING FOR DEVELOP-** 9 **MENT OF HYPERSONICS.**

10 Section 218(e)(3) of the John Warner National De-  
11 fense Authorization Act for Fiscal Year 2007 (Public Law  
12 109–364; 120 Stat. 2126; 10 U.S.C. 2358 note) is amend-  
13 ed by striking “2012” and inserting “2016”.

### 14 **SEC. 242. REPORT AND COST ASSESSMENT OF OPTIONS** 15 **FOR OHIO-CLASS REPLACEMENT BALLISTIC** 16 **MISSILE SUBMARINE.**

17 (a) REPORT REQUIRED.—Not later than 180 days  
18 after the date of the enactment of this Act, the Secretary  
19 of the Navy and the Commander of the United States  
20 Strategic Command shall jointly submit to the congres-  
21 sional defense committees a report on each of the options  
22 described in subsection (b) to replace the Ohio-class bal-  
23 listic submarine program. The report shall include the fol-  
24 lowing:

1           (1) An assessment of the procurement cost and  
2 total life-cycle costs associated with each option.

3           (2) An assessment of the ability for each option  
4 to meet—

5                 (A) the at-sea requirements of the Com-  
6 mander that are in place as of the date of the  
7 enactment of this Act; and

8                 (B) any expected changes in such require-  
9 ments.

10          (3) An assessment of the ability for each option  
11 to meet—

12                 (A) the nuclear employment and planning  
13 guidance in place as of the date of the enact-  
14 ment of this Act; and

15                 (B) any expected changes in such guid-  
16 ance.

17          (4) A description of the postulated threat and  
18 strategic environment used to inform the selection of  
19 a final option and how each option provides flexi-  
20 bility for responding to changes in the threat and  
21 strategic environment.

22          (b) **OPTIONS CONSIDERED.**—The options described  
23 in this subsection to replace the Ohio-class ballistic sub-  
24 marine program are as follows:

1           (1) A fleet of 12 submarines with 16 missile  
2 tubes each.

3           (2) A fleet of 10 submarines with 20 missile  
4 tubes each.

5           (3) A fleet of 10 submarines with 16 missile  
6 tubes each.

7           (4) A fleet of eight submarines with 20 missile  
8 tubes each.

9           (5) Any other options the Secretary and the  
10 Commander consider appropriate.

11          (c) FORM.—The report required under subsection (a)  
12 shall be submitted in unclassified form, but may include  
13 a classified annex.

14 **SEC. 243. REPORT ON THE ELECTROMAGNETIC RAIL GUN**  
15 **SYSTEM.**

16          (a) REPORT.—Not later than 180 days after the date  
17 of the enactment of this Act, the Secretary of the Navy  
18 shall submit to the congressional defense committees a re-  
19 port on the development, future deployment, and oper-  
20 ational challenges of the electromagnetic rail gun system  
21 of the Navy.

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

1           (1) An assessment of the various operational  
2           problem sets the electromagnetic rail gun system  
3           might be used against, including—

4                   (A) naval surface fire support;

5                   (B) anti-surface warfare, including small-  
6           boat threats;

7                   (C) cruise missile, ballistic missile, and  
8           anti-aircraft defense; and

9                   (D) other missions as defined by the Sec-  
10          retary.

11          (2) An analysis of the technical challenges in  
12          developing the electromagnetic rail gun system, in-  
13          cluding—

14                   (A) power generation and storage to  
15          achieve desired firing rates and ranges;

16                   (B) projectile development;

17                   (C) launcher/bore design and lifetime; and

18                   (D) ship integration challenges.

19          (3) An identification of existing supporting re-  
20          search programs being executed outside of the Navy  
21          that support the development of the electromagnetic  
22          rail gun system, as well as opportunities where col-  
23          laborative research between the Navy and other re-  
24          search components could accelerate development.

1           (4) An assessment of possible deployment con-  
2           figurations, including—

3                   (A) for ship-based applications, an identi-  
4                   fication of candidate ships for initial integra-  
5                   tion;

6                   (B) for land-based applications, an identi-  
7                   fication of possible mission sets and locations  
8                   for early prototyping opportunities; and

9                   (C) other alternative approaches for rapid  
10                  prototyping.

11           (5) With respect to the information provided by  
12           the Secretary of the Navy under paragraphs (1)  
13           through (4), the opinions of the Secretary of the  
14           Army, the Commandant of the Marine Corps, the  
15           Assistant Secretary of Defense for Research and En-  
16           gineering, the Director of the Missile Defense Agen-  
17           cy, and the Director of the Defense Advanced Re-  
18           search Projects Agency.

19           (c) INTERIM UPDATE.—Not later than 90 days after  
20           the date of the enactment of this Act, the Chief of Naval  
21           Research shall provide an update briefing to the congres-  
22           sional defense committees.

23           (d) FORM.—The report required by paragraph (a)  
24           shall be submitted in unclassified form, but may include  
25           a classified annex.

1 **SEC. 244. ANNUAL COMPTROLLER GENERAL REPORT ON**  
2 **THE KC-46A AIRCRAFT ACQUISITION PRO-**  
3 **GRAM.**

4 (a) ANNUAL GAO REVIEW.—During the period be-  
5 ginning on the date of the enactment of this Act and end-  
6 ing on March 1, 2017, the Comptroller General of the  
7 United States shall conduct an annual review of the KC-  
8 46A aircraft acquisition program.

9 (b) ANNUAL REPORTS.—

10 (1) IN GENERAL.—Not later than March 1 of  
11 each year beginning in 2012 and ending in 2017,  
12 the Comptroller General shall submit to the congress-  
13 sional defense committees a report on the review of  
14 the KC-46A aircraft acquisition program conducted  
15 under subsection (a).

16 (2) MATTERS TO BE INCLUDED.—Each report  
17 on the review of the KC-46A aircraft acquisition  
18 program shall include the following:

19 (A) The extent to which the program is  
20 meeting engineering, manufacturing, develop-  
21 ment, and procurement cost, schedule, perform-  
22 ance, and risk mitigation goals.

23 (B) With respect to meeting the desired  
24 initial operational capability and full operational  
25 capability dates for the KC-46A aircraft, the  
26 progress and results of—

1 (i) developmental and operational test-  
2 ing of the aircraft; and

3 (ii) plans for correcting deficiencies in  
4 aircraft performance, operational effective-  
5 ness, reliability, suitability, and safety.

6 (C) An assessment of KC-46A aircraft  
7 procurement plans, production results, and ef-  
8 forts to improve manufacturing efficiency and  
9 supplier performance.

10 (D) An assessment of the acquisition strat-  
11 egy of the KC-46A aircraft, including whether  
12 such strategy is in compliance with acquisition  
13 management best-practices and the acquisition  
14 policy and regulations of the Department of De-  
15 fense.

16 (E) A risk assessment of the integrated  
17 master schedule and the test and evaluation  
18 master plan of the KC-46A aircraft as it re-  
19 lates to—

20 (i) the probability of success;

21 (ii) the funding required for such air-  
22 craft compared with the funding budgeted;  
23 and

24 (iii) development and production con-  
25 currency.

1           (3) ADDITIONAL INFORMATION.—In submitting  
2           to the congressional defense committees the first re-  
3           port under paragraph (1) and a report following any  
4           changes made by the Secretary of the Air Force to  
5           the baseline documentation of the KC-46A aircraft  
6           acquisition program, the Comptroller General shall  
7           include, with respect to such program, an assess-  
8           ment of the sufficiency and objectivity of—

9                   (A) the integrated baseline review docu-  
10                   ment;

11                   (B) the initial capabilities document;

12                   (C) the capabilities development document;

13                   and

14                   (D) the systems requirement document.

15 **SEC. 245. INDEPENDENT REVIEW AND ASSESSMENT OF**  
16 **CRYPTOGRAPHIC MODERNIZATION PRO-**  
17 **GRAM.**

18           (a) INDEPENDENT REVIEW AND ASSESSMENT.—Not  
19           later than 30 days after the date of the enactment of this  
20           Act, the Secretary of Defense shall select an appropriate  
21           entity outside the Department of Defense to conduct an  
22           independent review and assessment of the cryptographic  
23           modernization program of the Department of Defense.

24           (b) ELEMENTS.—The review and assessment re-  
25           quired by subsection (a) shall include the following:

1           (1) For each military department and appro-  
2           priate defense agency, an analysis of the adequacy  
3           of the program management structure for executing  
4           the cryptographic modernization program, including  
5           resources, personnel, requirements generation, and  
6           business process metrics.

7           (2) A description of the acquisition model for  
8           each military department and appropriate defense  
9           agency, including how the acquisition strategies of  
10          programs of record are synchronized with the needs  
11          of the cryptographic modernization program.

12          (3) An analysis of the current funding mecha-  
13          nism, the Information System Security Program, to  
14          provide adequate and stable funding to meet cryp-  
15          tographic modernization needs.

16          (4) An analysis of the ability of the program to  
17          deliver capabilities to the user community while com-  
18          plying with the budget and schedule for the pro-  
19          gram, including the programmatic risks that nega-  
20          tively affect such compliance.

21          (c) REPORT.—

22               (1) REPORT REQUIRED.—Not later than 120  
23               days after the date of the enactment of this Act, the  
24               entity conducting the review and assessment under  
25               subsection (a) shall submit to the Secretary and the

1 congressional defense committees a report con-  
2 taining—

3 (A) the results of the review and assess-  
4 ment; and

5 (B) recommendations for improving the  
6 management of the cryptographic moderniza-  
7 tion program.

8 (2) **ADDITIONAL EVALUATION REQUIRED.**—Not  
9 later than 30 days after the date on which the con-  
10 gressional defense committees receive the report re-  
11 quired by paragraph (1), the Secretary shall submit  
12 to such committees an evaluation by the Secretary  
13 of the findings and recommendations contained in  
14 such report.

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

18 **SEC. 246. REPORT ON INCREASED BUDGET ITEMS.**

19 (a) **REPORT.**—

20 (1) **IN GENERAL.**—The Secretary of Defense  
21 shall submit to the congressional defense committees  
22 a report describing the contract award process for  
23 each contract described in subsection (b) for which  
24 the Secretary will obligate funds authorized for a  
25 program element described in subsection (c). In the

1 case of funds that are not yet obligated for any such  
2 contract by the end of fiscal year 2012, the Sec-  
3 retary shall describe the process planned for the  
4 award of such a contract.

5 (2) SUBMISSION.—The Secretary shall submit  
6 the report required by paragraph (1) not later than  
7 December 31, 2012.

8 (b) CONTRACT DESCRIBED.—For purposes of sub-  
9 section (a), a contract described in this subsection is a  
10 contract awarded using procedures other than competitive  
11 procedures pursuant to the exceptions set forth in section  
12 2304(c) of title 10, United States Code, or any other ex-  
13 ceptions provided in law or regulation.

14 (c) PROGRAM ELEMENT DESCRIBED.—(1) For pur-  
15 poses of subsection (a), a program element described in  
16 this subsection is a program element funded—

17 (A) with amounts authorized to be appropriated  
18 by section 201; and

19 (B) in a total amount that is more than the  
20 amount requested for such program element by the  
21 President in the budget submitted to Congress  
22 under section 1105 of title 31, United States Code,  
23 for fiscal year 2012.

24 (2) For purposes of paragraph (1)(B), the total  
25 amount referred to in such paragraph does not include

1 funds transferred into such program element that were in-  
2 cluded elsewhere in the budget referred to in such para-  
3 graph.

## 4 **Subtitle E—Other Matters**

### 5 **SEC. 251. REPEAL OF REQUIREMENT FOR TECHNOLOGY** 6 **TRANSITION INITIATIVE.**

7 (a) IN GENERAL.—

8 (1) REPEAL.—Section 2359a of title 10, United  
9 States Code, is repealed.

10 (2) CLERICAL AMENDMENT.—The table of sec-  
11 tions at the beginning of chapter 139 of such title  
12 is amended by striking the item relating to section  
13 2359a.

14 (b) EFFECTIVE DATE.—The amendments made by  
15 subsection (a) shall take effect on October 1, 2013.

### 16 **SEC. 252. CONTRACTOR COST-SHARING IN PILOT PROGRAM** 17 **TO INCLUDE TECHNOLOGY PROTECTION** 18 **FEATURES DURING RESEARCH AND DEVEL-** 19 **OPMENT OF CERTAIN DEFENSE SYSTEMS.**

20 Section 243 of the Ike Skelton National Defense Au-  
21 thorization Act for Fiscal Year 2011 (Public Law 111-  
22 383; 124 Stat. 4178; 10 U.S.C. 2358 note) is amended—

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

1           (2) by inserting after subsection (a) the fol-  
2           lowing new subsection (b):

3           “(b) COST-SHARING.—Any contract for the design or  
4           development of a system resulting from activities under  
5           subsection (a) for the purpose of enhancing or enabling  
6           the exportability of the system either—

7           “(1) for the development of program protection  
8           strategies for the system; or

9           “(2) for the design and incorporation of  
10          exportability features into the system,

11          shall include a cost-sharing provision that requires the  
12          contractor to bear at least one-half of the cost of such  
13          activities.”.

14   **SEC. 253. EXTENSION OF AUTHORITY FOR MECHANISMS TO**  
15                           **PROVIDE FUNDS FOR DEFENSE LABORA-**  
16                           **TORIES FOR RESEARCH AND DEVELOPMENT**  
17                           **OF TECHNOLOGIES FOR MILITARY MISSIONS.**

18          Section 219(c) of the Duncan Hunter National De-  
19          fense Authorization Act for Fiscal Year 2009 (10 U.S.C.  
20          2358 note) is amended by striking “October 1, 2013” and  
21          inserting “September 30, 2016”.

22   **SEC. 254. NATIONAL DEFENSE EDUCATION PROGRAM.**

23          If the total amount authorized to be appropriated by  
24          this Act for the National Defense Education Program for  
25          fiscal year 2012 is less than the amount requested by the

1 President for such program in the budget submitted to  
2 Congress under section 1105 of title 31, United States  
3 Code, for such fiscal year, the Secretary of Defense may  
4 not derive the difference between such amounts from the  
5 K–12 component of such program.

6 **SEC. 255. LABORATORY FACILITIES, HANOVER, NEW HAMP-**  
7 **SHIRE.**

8 (a) ACQUISITION.—

9 (1) IN GENERAL.—Subject to paragraph (3),  
10 the Secretary of the Army (referred to in this sec-  
11 tion as the “Secretary”) may acquire any real prop-  
12 erty and associated real property interests in the vi-  
13 cinity of Hanover, New Hampshire, described in  
14 paragraph (2) as may be needed for the Engineer  
15 Research and Development Center laboratory facili-  
16 ties at the Cold Regions Research and Engineering  
17 Laboratory.

18 (2) DESCRIPTION OF REAL PROPERTY.—The  
19 real property described in this paragraph is the real  
20 property to be acquired under paragraph (1)—

21 (A) consisting of approximately 18.5 acres,  
22 identified as Tracts 101–1 and 101–2, together  
23 with all necessary easements located entirely  
24 within the Town of Hanover, New Hampshire;  
25 and

1 (B) generally bounded—

2 (i) to the east by state route 10-Lyme  
3 Road;

4 (ii) to the north by the vacant prop-  
5 erty of the Trustees of Dartmouth College;

6 (iii) to the south by Fletcher Circle  
7 graduate student housing owned by the  
8 Trustees of Dartmouth College; and

9 (iv) to the west by approximately 9  
10 acres of real property acquired in fee  
11 through condemnation in 1981 by the Sec-  
12 retary.

13 (3) AMOUNT PAID FOR PROPERTY.—The Sec-  
14 retary shall pay not more than fair market value for  
15 any real property and associated real property inter-  
16 est acquired under this subsection.

17 (b) REVOLVING FUND.—The Secretary—

18 (1) through the Plant Replacement and Im-  
19 provement Program of the Secretary, may use  
20 amounts in the revolving fund established by section  
21 101 of the Civil Functions Appropriations Act, 1954  
22 (33 U.S.C. 576) to acquire the real property and as-  
23 sociated real property interests described in sub-  
24 section (a); and

1           (2) shall ensure that the revolving fund is ap-  
2           propriately reimbursed from the benefitting appro-  
3           priations.

4           (c) RIGHT OF FIRST REFUSAL.—

5           (1) IN GENERAL.—The Secretary may provide  
6           the seller of any real property and associated prop-  
7           erty interests identified in subsection (a) a right of  
8           first refusal—

9                   (A) a right of first refusal to acquire the  
10                  property, or any portion of the property, in the  
11                  event the property or portion is no longer need-  
12                  ed by the Department of the Army; and

13                   (B) a right of first refusal to acquire any  
14                  real property or associated real property inter-  
15                  ests acquired by condemnation in Civil Action  
16                  No. 81–360–L, in the event the property, or  
17                  any portion of the property, is no longer needed  
18                  by the Department of the Army.

19           (2) NATURE OF RIGHT.—A right of first refusal  
20           provided to a seller under this subsection shall not  
21           inure to the benefit of any successor or assign of the  
22           seller.

23           (d) CONSIDERATION; FAIR MARKET VALUE.—The  
24           purchase of any property by a seller exercising a right of  
25           first refusal provided under subsection (c) shall be for—

1 (1) consideration acceptable to the Secretary;

2 and

3 (2) not less than fair market value at the time

4 at which the property becomes available for pur-

5 chase.

6 (e) DISPOSAL.—The Secretary may dispose of any

7 property or associated real property interests that are sub-

8 ject to the exercise of the right of first refusal under this

9 section.

10 (f) NO EFFECT ON COMPLIANCE WITH ENVIRON-

11 MENTAL LAWS.—Nothing in this section affects or limits

12 the application of or obligation to comply with any envi-

13 ronmental law, including section 120(h) of the Com-

14 prehensive Environmental Response, Compensation, and

15 Liability Act of 1980 (42 U.S.C. 9620(h)).

16 **SEC. 256. SENSE OF CONGRESS ON ACTIVE MATRIX OR-**

17 **GANIC LIGHT EMITTING DIODE TECH-**

18 **NOLOGY.**

19 It is the sense of Congress that—

20 (1) active matrix organic light emitting diode

21 (in this section referred to as “OLED”) technology

22 displays have the potential to reduce the size,

23 weight, and energy consumption of both dismantled

24 and mounted systems of the Armed Forces;

1           (2) the United States has a limited OLED  
2 manufacturing industry;

3           (3) to ensure a reliable domestic source of  
4 OLED displays, the Secretary of Defense can use  
5 existing programs, including the ManTech program,  
6 to support the reduction of the costs and risks re-  
7 lated to OLED manufacturing technologies; and

8           (4) the reduction of such costs and risks of  
9 OLED manufacturing has the potential to enable  
10 the affordable production and sustainment of future  
11 weapon systems, as well as the affordable transition  
12 of new technologies that can enhance capabilities of  
13 current force systems.

14           **TITLE III—OPERATION AND**  
15           **MAINTENANCE**

          Subtitle A—Authorization of Appropriations

Sec. 301. Operation and maintenance funding.

          Subtitle B—Energy and Environmental Provisions

Sec. 311. Designation of senior official of Joint Chiefs of Staff for operational energy plans and programs and operational energy budget certification.

Sec. 312. Improved Sikes Act coverage of State-owned facilities used for the national defense.

Sec. 313. Discharge of wastes at sea generated by ships of the Armed Forces.

Sec. 314. Modification to the responsibilities of the Assistant Secretary of Defense for Operational Energy, Plans, and Programs.

Sec. 315. Energy-efficient technologies in contracts for logistics support of contingency operations.

Sec. 316. Health assessment reports required when waste is disposed of in open-air burn pits.

Sec. 317. Streamlined annual report on defense environmental programs.

Sec. 318. Payment to Environmental Protection Agency of stipulated penalties in connection with Jackson Park Housing Complex, Washington.

- Sec. 319. Requirements relating to Agency for Toxic Substances and Disease Registry investigation of exposure to drinking water contamination at Camp Lejeune, North Carolina.
- Sec. 320. Fire suppression agents.

Subtitle C—Logistics and Sustainment

- Sec. 321. Definition of depot-level maintenance and repair.
- Sec. 322. Designation of military arsenal facilities as Centers of Industrial and Technical Excellence.
- Sec. 323. Permanent and expanded authority for Army industrial facilities to enter into certain cooperative arrangements with non-Army entities.
- Sec. 324. Implementation of corrective actions resulting from corrosion study of the F-22 and F-35 aircraft.
- Sec. 325. Modification of requirements relating to minimum capital investment for certain depots.
- Sec. 326. Reports on depot-related activities.
- Sec. 327. Core depot-level maintenance and repair capabilities.

Subtitle D—Readiness

- Sec. 331. Modification of Department of Defense authority to accept voluntary contributions of funds.
- Sec. 332. Review of proposed structures affecting navigable airspace.

Subtitle E—Reports

- Sec. 341. Annual certification and modifications of annual report on prepositioned materiel and equipment.
- Sec. 342. Additional matters for inclusion in and modified deadline for the annual report on operational energy.
- Sec. 343. Study on Air Force test and training range infrastructure.
- Sec. 344. Study on training range infrastructure for special operations forces.
- Sec. 345. Guidance to establish non-tactical wheeled vehicle and equipment service life extension programs to achieve cost savings.
- Sec. 346. Study on United States force posture in the United States Pacific Command area of responsibility.
- Sec. 347. Study on overseas basing presence of United States forces.
- Sec. 348. Inclusion of assessment of joint military training and force allocations in quadrennial defense review and national military strategy.
- Sec. 349. Modification of report on procurement of military working dogs.

Subtitle F—Limitations and Extension of Authority

- Sec. 351. Adoption of military working dog by family of deceased or seriously wounded member of the Armed Forces who was the dog's handler.
- Sec. 352. Prohibition on expansion of the Air Force food transformation initiative.
- Sec. 353. Designation and limitation on obligation and expenditure of funds for the migration of Army enterprise email services.
- Sec. 354. One-year extension of pilot program for availability of working-capital funds to Army for certain product improvements.

Subtitle G—Other Matters

- Sec. 361. Commercial sale of small arms ammunition and small arms ammunition components in excess of military requirements, and fired cartridge cases.
- Sec. 362. Comptroller General review of space-available travel on military aircraft.
- Sec. 363. Authority to provide information for maritime safety of forces and hydrographic support.
- Sec. 364. Deposit of reimbursed funds under reciprocal fire protection agreements.
- Sec. 365. Clarification of the airlift service definitions relative to the Civil Reserve Air Fleet.
- Sec. 366. Ratemaking procedures for Civil Reserve Air Fleet contracts.
- Sec. 367. Policy on Active Shooter Training for certain law enforcement personnel.
- Sec. 368. Procurement of tents or other temporary structures.

1           **Subtitle A—Authorization of**  
2                           **Appropriations**

3   **SEC. 301. OPERATION AND MAINTENANCE FUNDING.**

4           Funds are hereby authorized to be appropriated for  
5 fiscal year 2012 for the use of the Armed Forces and other  
6 activities and agencies of the Department of Defense for  
7 expenses, not otherwise provided for, for operation and  
8 maintenance, as specified in the funding table in section  
9 4301.

10           **Subtitle B—Energy and**  
11                           **Environmental Provisions**

12   **SEC. 311. DESIGNATION OF SENIOR OFFICIAL OF JOINT**  
13                           **CHIEFS OF STAFF FOR OPERATIONAL EN-**  
14                           **ERGY PLANS AND PROGRAMS AND OPER-**  
15                           **ATIONAL ENERGY BUDGET CERTIFICATION.**

16           Section 138c of title 10, United States Code, is  
17 amended—

18                   (1) in subsection (d)—

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

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

5 “(3) The Chairman of the Joint Chiefs of Staff shall  
6 designate a senior official under the jurisdiction of the  
7 Chairman who shall be responsible for operational energy  
8 plans and programs for the Joint Chiefs of Staff and the  
9 Joint Staff. The official so designated shall be responsible  
10 for coordinating with the Assistant Secretary and imple-  
11 menting initiatives pursuant to the strategy with regard  
12 to the Joint Chiefs of Staff and the Joint Staff.”; and

13 (2) in subsection (e)(4), by striking “10 days”  
14 and inserting “30 days”.

15 **SEC. 312. IMPROVED SIKES ACT COVERAGE OF STATE-**  
16 **OWNED FACILITIES USED FOR THE NA-**  
17 **TIONAL DEFENSE.**

18 (a) IMPROVEMENTS TO ACT.—The Sikes Act (16  
19 U.S.C. 670 et seq.) is amended as follows:

20 (1) DEFINITIONS.—Section 100 (16 U.S.C.  
21 670) is amended—

22 (A) by redesignating paragraphs (2) and  
23 (3) as paragraphs (4) and (5), respectively; and

24 (B) by inserting after paragraph (1) the  
25 following new paragraphs:

1           “(2) STATE.—The term ‘State’ means any of  
2           the several States, the District of Columbia, the  
3           Commonwealth of Puerto Rico, Guam, the Common-  
4           wealth of the Northern Mariana Islands, American  
5           Samoa, and the Virgin Islands.

6           “(3) STATE-OWNED NATIONAL GUARD INSTAL-  
7           LATION.—The term ‘State-owned National Guard  
8           installation’ means land owned and operated by a  
9           State when such land is used for training the Na-  
10          tional Guard pursuant to chapter 5 of title 32,  
11          United States Code, with funds provided by the Sec-  
12          retary of Defense or the Secretary of a military de-  
13          partment, even though such land is not under the  
14          jurisdiction of the Department of Defense.”.

15          (2) FUNDING OF INTEGRATED NATURAL RE-  
16          SOURCE MANAGEMENT PLANS.—Section 101 (16  
17          U.S.C. 670a) is amended—

18                 (A) in subsection (a)(1)(B)—

19                         (i) by inserting “(i)” before “To facili-  
20                         tate”; and

21                         (ii) by adding at the end the following  
22                         new clause:

23                                 “(ii) The Secretary of a military de-  
24                                 partment may, subject to the availability of  
25                                 appropriations, develop and implement an

1 integrated natural resources management  
2 plan for a State-owned National Guard in-  
3 stallation. Such a plan shall be developed  
4 and implemented in coordination with the  
5 chief executive officer of the State in which  
6 the State-owned National Guard installa-  
7 tion is located. Such a plan is deemed, for  
8 purposes of any other provision of law, to  
9 be for lands or other geographical areas  
10 owned or controlled by the Department of  
11 Defense, or designated for its use.”;

12 (B) in subsection (a)(2), by inserting “or  
13 State-owned National Guard installation” after  
14 “military installation” both places it appears;

15 (C) in subsection (a)(3)—

16 (i) by redesignating subparagraphs  
17 (A), (B), and (C) as clauses (i), (ii), and  
18 (iii), respectively;

19 (ii) by inserting “(A)” before “Con-  
20 sistent”;

21 (iii) in subparagraph (A), as des-  
22 ignated by clause (ii) of this subparagraph,  
23 by inserting “and State-owned National  
24 Guard installations” after “military instal-  
25 lations” the first place it appears;

1 (iv) in clause (i) of subparagraph (A),  
2 as redesignated by clause (i) of this sub-  
3 paragraph, by striking “military installa-  
4 tions” and inserting “such installations”;

5 (v) in clause (ii) of subparagraph (A),  
6 as redesignated by clause (i) of this sub-  
7 paragraph, by inserting “on such installa-  
8 tions” after “resources”; and

9 (vi) by adding at the end the following  
10 subparagraph:

11 “(B) In the case of a State-owned National  
12 Guard installation, such program shall be car-  
13 ried out in coordination with the chief executive  
14 officer of the State in which the installation is  
15 located.”;

16 (D) in subsection (b), by inserting “and  
17 State-owned National Guard installations” after  
18 “military installations” the first place it ap-  
19 pears;

20 (E) in subparagraphs (G) and (I) of sub-  
21 section (b)(1), by striking “military installa-  
22 tion” each place it appears and inserting “in-  
23 stallation”; and

1 (F) in subsection (b)(3), by inserting “, in  
2 the case of a military installation,” after “(3)  
3 may”.

4 (3) COOPERATIVE AGREEMENTS.—Section  
5 103a(a) (16 U.S.C. 670c–1(a)) is amended—

6 (A) in paragraph (1), by striking “Depart-  
7 ment of Defense installations” and inserting  
8 “military installations and State-owned Na-  
9 tional Guard installations”; and

10 (B) in paragraph (2), by striking “Depart-  
11 ment of Defense installation” and inserting  
12 “military installation or State-owned National  
13 Guard installation”.

14 (b) SECTION AND SUBSECTION HEADINGS.—Such  
15 Act is further amended as follows:

16 (1) Section 101 (16 U.S.C. 670a) is amended—

17 (A) by inserting at the beginning the fol-  
18 lowing:

19 **“SEC. 101. COOPERATIVE PLAN FOR CONSERVATION AND**  
20 **REHABILITATION.”;**

21 (B) by striking “SEC. 101.”;

22 (C) in subsection (c), by inserting “PROHI-  
23 BITIONS ON SALE AND LEASE OF LANDS UN-  
24 LESS EFFECTS COMPATIBLE WITH PLAN.—”  
25 after “(c)”;

1 (D) in subsection (d), by inserting “IMPLE-  
2 MENTATION AND ENFORCEMENT OF INTE-  
3 GRATED NATURAL RESOURCES MANAGEMENT  
4 PLANS.—” after “(d)”;

5 (E) in subsection (e)—

6 (i) by inserting “APPLICABILITY OF  
7 OTHER LAWS.—” after “(e)”; and

8 (ii) by inserting a comma after  
9 “Code”.

10 (2) Section 102 (16 U.S.C. 670b) is amended—

11 (A) by inserting at the beginning the fol-  
12 lowing:

13 **“SEC. 102. MIGRATORY GAME BIRDS; HUNTING PERMITS.”;**

14 (B) by striking “SEC. 102.” and inserting  
15 “(a) INTEGRATED NATURAL RESOURCES MAN-  
16 AGEMENT PLAN.—”; and

17 (C) by striking “agency:” and all that fol-  
18 lows through “possession” and inserting “agen-  
19 cy.

20 “(b) APPLICABILITY OF OTHER LAWS.—Possession”.

21 (3) Section 103a (16 U.S.C. 670c-1) is further  
22 amended—

23 (A) by inserting at the beginning the fol-  
24 lowing:

1 **“SEC. 103A. COOPERATIVE AND INTERAGENCY AGREE-**  
2 **MENTS FOR LAND MANAGEMENT ON INSTAL-**  
3 **LATIONS.”;**

4 (B) by striking “SEC. 103A.”;

5 (C) in subsection (a), by inserting “AU-  
6 THORITY OF SECRETARY OF MILITARY DE-  
7 PARTMENT.—” after “(a)”;

8 (D) in subsection (c), by inserting “AVAIL-  
9 ABILITY OF FUNDS; AGREEMENTS UNDER  
10 OTHER LAWS.—” after “(c)”.

11 (4) Section 104 (16 U.S.C. 670d) is amended—

12 (A) by inserting at the beginning the fol-  
13 lowing:

14 **“SEC. 104. LIABILITY FOR FUNDS; ACCOUNTING TO COMP-**  
15 **TROLLER GENERAL.”; and**

16 (B) by striking “SEC. 104.”.

17 (5) Section 105 (16 U.S.C. 670e) is amended—

18 (A) by inserting at the beginning the fol-  
19 lowing:

20 **“SEC. 105. APPLICABILITY TO OTHER LAWS; NATIONAL**  
21 **FOREST LANDS.”; and**

22 (B) by striking “SEC. 105.”.

23 (6) Section 108 (16 U.S.C. 670f) is amended—

24 (A) by inserting at the beginning the fol-  
25 lowing:

1 **“SEC. 108. APPROPRIATIONS AND EXPENDITURES.”;**

2 (B) by striking “SEC. 108.”;

3 (C) in subsection (a), by inserting “EX-  
4 PENDITURES OF COLLECTED FUNDS UNDER  
5 INTEGRATED NATURAL RESOURCES MANAGE-  
6 MENT PLANS.—” after “(a)”;

7 (D) in subsection (b), by inserting “AU-  
8 THORIZATION OF APPROPRIATIONS TO SEC-  
9 RETARY OF DEFENSE.—” after “(b)”;

10 (E) in subsection (c), by inserting “AU-  
11 THORIZATION OF APPROPRIATIONS TO SEC-  
12 RETARY OF THE INTERIOR.—” after “(c)”;

13 (F) in subsection (D), by inserting “USE  
14 OF OTHER CONSERVATION OR REHABILITA-  
15 TION AUTHORITIES.—” after “(d)”.

16 (7) Section 201 (16 U.S.C. 670g) is amended—

17 (A) by inserting at the beginning the fol-  
18 lowing:

19 **“SEC. 201. WILDLIFE, FISH, AND GAME CONSERVATION AND  
20 REHABILITATION PROGRAMS.”;**

21 (B) by striking “SEC. 201.”;

22 (C) in subsection (a), by inserting “PRO-  
23 GRAMS REQUIRED.—” after “(a)”;

24 (D) in subsection (b), by inserting “IMPLE-  
25 MENTATION OF PROGRAMS.—” after “(b)”.

26 (8) Section 202 (16 U.S.C. 670h) is amended—

1 (A) by inserting at the beginning the fol-  
2 lowing:

3 **“SEC. 202. COMPREHENSIVE PLANS FOR CONSERVATION**  
4 **AND REHABILITATION PROGRAMS.”;**

5 (B) by striking “SEC. 202.”;

6 (C) in subsection (a), by inserting “DE-  
7 VELOPMENT OF PLANS.—” after “(a)”;

8 (D) in subsection (b), by inserting “CON-  
9 SISTENCY WITH OVERALL LAND USE AND  
10 MANAGEMENT PLANS; HUNTING, TRAPPING,  
11 AND FISHING.—” after “(b)”;

12 (E) in subsection (c), by inserting “COOP-  
13 ERATIVE AGREEMENTS BY STATE AGENCIES  
14 FOR IMPLEMENTATION OF PROGRAMS.—” after  
15 “(c)”; and

16 (F) in subsection (d), by inserting “STATE  
17 AGENCY AGREEMENTS NOT COOPERATIVE  
18 AGREEMENTS UNDER OTHER PROVISIONS.—”  
19 after “(d)”.

20 (9) Section 203 (16 U.S.C. 670i) is amended—

21 (A) by inserting at the beginning the fol-  
22 lowing:

1 **“SEC. 203. PUBLIC LAND MANAGEMENT AREA STAMPS FOR**  
2 **HUNTING, TRAPPING, AND FISHING ON PUB-**  
3 **LIC LANDS SUBJECT TO PROGRAMS.”;**

4 (B) by striking “SEC. 203.”;

5 (C) in subsection (a), by inserting  
6 “AGREEMENTS TO REQUIRE STAMPS.—” after  
7 “(a)”;

8 (D) in subsection (b)—

9 (i) by inserting “CONDITIONS FOR  
10 AGREEMENTS.—” after “(b)”;

11 (ii) by moving paragraph (3) 2 ems to  
12 the right, so that the left-hand margin  
13 aligns with that of paragraph (2).

14 (10) Section 204 (16 U.S.C. 670j) is amend-  
15 ed—

16 (A) by inserting at the beginning the fol-  
17 lowing:

18 **“SEC. 204. ENFORCEMENT PROVISIONS.”;**

19 (B) by striking “SEC. 204.”;

20 (C) in subsection (a), by inserting “VIOLA-  
21 TIONS AND PENALTIES.—” after “(a)”;

22 (D) in subsection (b), by inserting “EN-  
23 FORCEMENT POWERS AND PROCEEDINGS.—”  
24 after “(b)”;

25 (E) in subsection (c), by inserting “SEI-  
26 ZURE AND FORFEITURE.—” after “(c)”;

1 (F) in subsection (d), by inserting “APPLI-  
2 CABILITY OF CUSTOMS LAWS.—” after “(d)”.

3 (11) Section 205 (16 U.S.C. 670k) is amend-  
4 ed—

5 (A) by inserting at the beginning the fol-  
6 lowing:

7 **“SEC. 205. DEFINITIONS.”; and**

8 (B) by striking “SEC. 205.”.

9 (12) Section 206 (16 U.S.C. 670l) is amend-  
10 ed—

11 (A) by inserting at the beginning the fol-  
12 lowing:

13 **“SEC. 206. STAMP REQUIREMENTS NOT APPLICABLE TO**

14 **FOREST SERVICE AND BUREAU OF LAND**

15 **MANAGEMENT LANDS; AUTHORIZED FEES.”;**

16 **and**

17 (B) by striking “SEC. 206.”.

18 (13) Section 207 (16 U.S.C. 670m) is amend-  
19 ed—

20 (A) by inserting at the beginning the fol-  
21 lowing:

22 **“SEC. 207. INDIAN RIGHTS; STATE OR FEDERAL JURISDIC-**

23 **TION REGULATING INDIAN RIGHTS.”; and**

24 (B) by striking “SEC. 207.”.

1           (14) Section 209 (16 U.S.C. 670o) is amend-  
2       ed—

3           (A) by inserting at the beginning the fol-  
4       lowing:

5       **“SEC. 209. AUTHORIZATION OF APPROPRIATIONS.”;**

6           (B) by striking “SEC. 209.”;

7           (C) in subsection (a), by inserting “FUNC-  
8       TIONS AND RESPONSIBILITIES OF SECRETARY  
9       OF THE INTERIOR.—” after “(a)”;

10          (D) in subsection (b), by inserting “FUNC-  
11       TIONS AND RESPONSIBILITIES OF SECRETARY  
12       OF AGRICULTURE.—” after “(b)”;

13          (E) in subsection (c), by inserting “USE  
14       OF OTHER CONSERVATION OR REHABILITA-  
15       TION AUTHORITIES.—” after “(c)”; and

16          (F) in subsection (d), by inserting “CON-  
17       TRACT AUTHORITY.—” after “(d)”.

18       (c) CODIFICATION OF CHANGE OF NAME.—Section  
19       204(b) of such Act (16 U.S.C. 670j) is amended by strik-  
20       ing “magistrate” both places it appears and inserting  
21       “magistrate judge”.

22       (d) REPEAL OF OBSOLETE SECTION.—Section 208  
23       of such Act is repealed, and section 209 of such Act (16  
24       U.S.C. 670o) is redesignated as section 208.

1 **SEC. 313. DISCHARGE OF WASTES AT SEA GENERATED BY**  
2 **SHIPS OF THE ARMED FORCES.**

3 (a) DISCHARGE RESTRICTIONS FOR SHIPS OF THE  
4 ARMED FORCES.—Subsection (b) of section 3 of the Act  
5 to Prevent Pollution from Ships (33 U.S.C. 1902(b)) is  
6 amended to read as follows:

7 “(b)(1) Except as provided in paragraph (3), this Act  
8 shall not apply to—

9 “(A) a ship of the Armed Forces described in  
10 paragraph (2); or

11 “(B) any other ship specifically excluded by the  
12 MARPOL Protocol or the Antarctic Protocol.

13 “(2) A ship described in this paragraph is a ship that  
14 is owned or operated by the Secretary, with respect to the  
15 Coast Guard, or by the Secretary of a military depart-  
16 ment, and that, as determined by the Secretary con-  
17 cerned—

18 “(A) has unique military design, construction,  
19 manning, or operating requirements; and

20 “(B) cannot fully comply with the discharge re-  
21 quirements of Annex V to the Convention because  
22 compliance is not technologically feasible or would  
23 impair the operations or operational capability of the  
24 ship.

25 “(3)(A) Notwithstanding any provision of the  
26 MARPOL Protocol, the requirements of Annex V to the

1 Convention shall apply to all ships referred to in sub-  
2 section (a) other than those described in paragraph (2).

3 “(B) A ship that is described in paragraph (2) shall  
4 limit the discharge into the sea of garbage as follows:

5 “(i) The discharge into the sea of plastics, in-  
6 cluding synthetic ropes, synthetic fishing nets, plas-  
7 tic garbage bags, and incinerator ashes from plastic  
8 products that may contain toxic chemicals or heavy  
9 metals, or the residues thereof, is prohibited.

10 “(ii) Garbage consisting of the following mate-  
11 rial may be discharged into the sea, subject to sub-  
12 paragraph (C):

13 “(I) A non-floating slurry of seawater,  
14 paper, cardboard, or food waste that is capable  
15 of passing through a screen with openings no  
16 larger than 12 millimeters in diameter.

17 “(II) Metal and glass that have been  
18 shredded and bagged (in compliance with clause  
19 (i)) so as to ensure negative buoyancy.

20 “(III) With regard to a submersible, non-  
21 plastic garbage that has been compacted and  
22 weighted to ensure negative buoyancy.

23 “(IV) Ash from incinerators or other ther-  
24 mal destruction systems not containing toxic

1           chemicals, heavy metals, or incompletely burned  
2           plastics.

3           “(C)(i) Garbage described in subparagraph (B)(ii)(I)  
4 may not be discharged within 3 nautical miles of land.

5           “(ii) Garbage described in subclauses (II), (III), and  
6 (IV) of subparagraph (B)(ii) may not be discharged within  
7 12 nautical miles of land.

8           “(D) Notwithstanding subparagraph (C), a ship de-  
9 scribed in paragraph (2) that is not equipped with gar-  
10 bage-processing equipment sufficient to meet the require-  
11 ments of subparagraph (B)(ii) may discharge garbage that  
12 has not been processed in accordance with subparagraph  
13 (B)(ii) if such discharge occurs as far as practicable from  
14 the nearest land, but in any case not less than—

15           “(i) 12 nautical miles from the nearest land, in  
16           the case of food wastes and non-floating garbage, in-  
17           cluding paper products, cloth, glass, metal, bottles,  
18           crookery, and similar refuse; and

19           “(ii) 25 nautical miles from the nearest land, in  
20           the case of all other garbage.

21           “(E) This paragraph shall not apply when discharge  
22 of any garbage is necessary for the purpose of securing  
23 the safety of the ship, the health of the ship’s personnel,  
24 or saving life at sea. In the event that there is such a  
25 discharge, the discharge shall be reported to the Secretary,

1 with respect to the Coast Guard, or the Secretary con-  
2 cerned.

3 “(F) This paragraph shall not apply during time of  
4 war or a national emergency declared by the President or  
5 Congress.”.

6 (b) CONFORMING AMENDMENTS.—Section 3(f) of the  
7 Act to Prevent Pollution from Ships (33 U.S.C. 1902(f))  
8 is amended—

9 (1) in paragraph (1), by striking “Annex V to  
10 the Convention on or before the dates referred to in  
11 subsections (b)(2)(A) and (c)(1)” and inserting  
12 “subsection (b)”; and

13 (2) in paragraph (2), by inserting “and sub-  
14 section (b)(3)(B)(i) of this section” after “Annex V  
15 to the Convention”.

16 **SEC. 314. MODIFICATION TO THE RESPONSIBILITIES OF**  
17 **THE ASSISTANT SECRETARY OF DEFENSE**  
18 **FOR OPERATIONAL ENERGY, PLANS, AND**  
19 **PROGRAMS.**

20 (a) MODIFICATION OF RESPONSIBILITIES.—Section  
21 138(e) of title 10, United States Code, is amended by add-  
22 ing at the end the following new paragraph:

23 “(3) The Assistant Secretary, in consultation with  
24 the heads of the military departments and the Assistant

1 Secretary of Defense for Research and Engineering,  
2 shall—

3           “(A) lead the alternative fuel activities of the  
4 Department of Defense and oversee the investments  
5 of the Department in such activities;

6           “(B) make recommendations to the Secretary  
7 regarding the development of alternative fuels by the  
8 military departments and the Office of the Secretary  
9 of Defense;

10           “(C) establish guidelines and prescribe policy to  
11 streamline the investments in alternative fuel activi-  
12 ties across the Department of Defense;

13           “(D) encourage collaboration with and  
14 leveraging of investments made by the Department  
15 of Energy, the Department of Agriculture, and other  
16 relevant Federal agencies to advance alternative fuel  
17 development to the benefit of the Department of De-  
18 fense; and

19           “(E) certify the budget associated with the in-  
20 vestment of the Department of Defense in alter-  
21 native fuel activities in accordance with subsection  
22 (e)(4).”.

23           (b) REPORTING REQUIREMENT.—Section 2925(b)(2)  
24 of title 10, United States Code, is amended—

1 (1) by redesignating subparagraph (E) as sub-  
2 paragraph (F); and

3 (2) by inserting after subparagraph (D) the fol-  
4 lowing new subparagraph (E):

5 “(E) A description of the alternative fuel initia-  
6 tives of the Department of Defense, including fund-  
7 ing and expenditures by account and activity for the  
8 preceding fiscal year, including funding made avail-  
9 able in regular defense appropriations Acts and any  
10 supplemental appropriation Acts.”.

11 **SEC. 315. ENERGY-EFFICIENT TECHNOLOGIES IN CON-**  
12 **TRACTS FOR LOGISTICS SUPPORT OF CON-**  
13 **TINGENCY OPERATIONS.**

14 (a) **ENERGY PERFORMANCE MASTER PLAN.**—The  
15 energy performance master plan for the Department of  
16 Defense developed under section 2911 of title 10, United  
17 States Code, shall specifically address the application of  
18 energy-efficient or energy reduction technologies or proc-  
19 esses meeting the requirements of subsection (b) in logis-  
20 tics support contracts for contingency operations. In ac-  
21 cordance with the requirements of such section, the plan  
22 shall include goals, metrics, and incentives for achieving  
23 energy efficiency in such contracts.

24 (b) **REQUIREMENTS FOR ENERGY TECHNOLOGIES**  
25 **AND PROCESSES.**—Energy-efficient and energy reduction

1 technologies or processes described in subsection (a) are  
2 technologies or processes that meet the following criteria:

3 (1) The technology or process achieves long-  
4 term savings for the Government by reducing overall  
5 demand for fuel and other sources of energy in con-  
6 tingency operations.

7 (2) The technology or process does not disrupt  
8 the mission, the logistics, or the core requirements  
9 in the contingency operation concerned.

10 (3) The technology or process is able to inte-  
11 grate seamlessly into the existing infrastructure in  
12 the contingency operation concerned.

13 (d) REGULATIONS AND GUIDANCE.—The Under Sec-  
14 retary of Defense for Acquisition, Technology, and Logis-  
15 ties shall issue such regulations and guidance as may be  
16 needed to implement the requirements of this section and  
17 ensure that goals established pursuant to subsection (a)  
18 are met. Such regulations or guidance shall consider the  
19 lifecycle cost savings associated with the energy technology  
20 or process being offered by a vendor for defense logistics  
21 support and oblige the offeror to demonstrate the savings  
22 achieved over traditional technologies.

23 (e) REPORT.—The annual report required by section  
24 2925(b) of title 10, United States Code, shall include in-  
25 formation on the progress in the implementation of this

1 section, including savings achieved by the Department re-  
2 sulting from such implementation.

3 (f) DEFINITIONS.—In this section:

4 (1) The term “defense logistics support con-  
5 tract” means a contract for services, or a task order  
6 under such a contract, awarded by the Department  
7 of Defense to provide logistics support during times  
8 of military mobilizations, including contingency oper-  
9 ations, in any amount greater than the simplified ac-  
10 quisition threshold.

11 (2) The term “contingency operation” has the  
12 meaning provided in section 101(a)(13) of title 10,  
13 United States Code.

14 **SEC. 316. HEALTH ASSESSMENT REPORTS REQUIRED WHEN**  
15 **WASTE IS DISPOSED OF IN OPEN-AIR BURN**  
16 **PITS.**

17 Section 317 of the National Defense Authorization  
18 Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat.  
19 2250; 10 U.S.C. 2701 note) is amended—

20 (1) by redesignating subsection (c) as sub-  
21 section (d); and

22 (2) by inserting after subsection (b) the fol-  
23 lowing new subsection (c):

24 “(c) HEALTH ASSESSMENT REPORTS.—Not later  
25 than 180 days after notice is due under subsection (a)(2),

1 the Secretary shall submit to the Committees on Armed  
2 Services of the Senate and House of Representatives a  
3 health assessment report on each open-air burn pit at a  
4 location where at least 100 personnel have been employed  
5 for 90 consecutive days or more. Each such report shall  
6 include each of the following:

7           “(1) An epidemiological description of the  
8           short-term and long-term health risks posed to per-  
9           sonnel in the area where the burn pit is located be-  
10          cause of exposure to the open-air burn pit.

11           “(2) A copy of the methodology used to deter-  
12          mine the health risks described in paragraph (1).

13           “(3) A copy of the assessment of the oper-  
14          ational risks and health risks when making the de-  
15          termination pursuant to subsection (a) that no alter-  
16          native disposal method is feasible for the open-air  
17          burn pit.”.

18 **SEC. 317. STREAMLINED ANNUAL REPORT ON DEFENSE EN-**

19 **VIRONMENTAL PROGRAMS.**

20          (a) IN GENERAL.—Chapter 160 of title 10, United  
21 States Code, is amended by adding at the end the fol-  
22 lowing new section:

1 **“§ 2711. Annual report on defense environmental pro-**  
2 **grams**

3 “(a) REPORT REQUIRED.—The Secretary of Defense  
4 shall submit to Congress each year, not later than 45 days  
5 after the date on which the President submits to Congress  
6 the budget for a fiscal year, a report on defense environ-  
7 mental programs. Each report shall include:

8 “(1) With respect to environmental restoration  
9 activities of the Department of Defense, and for  
10 each of the military departments, the following ele-  
11 ments:

12 “(A) Information on the Environmental  
13 Restoration Program, including the following:

14 “(i) The total number of sites in the  
15 Environmental Restoration Program.

16 “(ii) The number of sites in the Envi-  
17 ronmental Restoration Program that have  
18 reached the Remedy in Place Stage and  
19 the Response Complete Stage, and the  
20 change in such numbers in the preceding  
21 fiscal year.

22 “(iii) A statement of the amount of  
23 funds allocated by the Secretary for, and  
24 the anticipated progress in implementing,  
25 the Environmental Restoration Program

1                   during the fiscal year for which the budget  
2                   is submitted.

3                   “(iv) The Secretary’s assessment of  
4                   the overall progress of the Environmental  
5                   Restoration Program.

6                   “(B) Information on the Military Muni-  
7                   tions Restoration Program (MMRP), including  
8                   the following:

9                   “(i) The total number of sites in the  
10                  MMRP.

11                  “(ii) The number of sites that have  
12                  reached the Remedy in Place Stage and  
13                  the Response Complete Stage, and the  
14                  change in such numbers in the preceding  
15                  fiscal year.

16                  “(iii) A statement of the amount of  
17                  funds allocated by the Secretary for, and  
18                  the anticipated progress in implementing,  
19                  the MMRP during the fiscal year for which  
20                  the budget is submitted.

21                  “(iv) The Secretary’s assessment of  
22                  the overall progress of the MMRP.

23                  “(2) With respect to each of the major activities  
24                  under the environmental quality program of the De-

1        department of Defense and for each of the military de-  
2        partments—

3                “(A) a statement of the amount expended,  
4                or proposed to be expended, during the period  
5                consisting of the four fiscal years preceding the  
6                fiscal year in which the report is submitted, the  
7                current fiscal year, the fiscal year for which the  
8                budget is submitted, and the fiscal year fol-  
9                lowing the fiscal year for which the budget is  
10              submitted; and

11              “(B) an explanation for any significant  
12              change in such amounts during the period cov-  
13              ered.

14              “(3) With respect to the environmental tech-  
15              nology program of the Department of Defense—

16              “(A) a report on the progress made in  
17              achieving the objectives and goals of its envi-  
18              ronmental technology program during the pre-  
19              ceding fiscal year and an overall trend analysis  
20              for the program covering the previous four fis-  
21              cal years; and

22              “(B) a statement of the amount expended,  
23              or proposed to be expended, during the period  
24              consisting of the four fiscal years preceding the  
25              fiscal year in which the report is submitted, the

1 fiscal year for which the budget is submitted,  
2 and the fiscal year following the fiscal year for  
3 which the budget is submitted.

4 “(b) DEFINITIONS.—For purposes of this section—

5 “(1) the term ‘environmental quality program’  
6 means a program of activities relating to environ-  
7 mental compliance, conservation, pollution preven-  
8 tion, and other activities relating to environmental  
9 quality as the Secretary may designate; and

10 “(2) the term ‘major activities’ with respect to  
11 an environmental program means—

12 “(A) environmental compliance activities;

13 “(B) conservation activities; and

14 “(C) pollution prevention activities.”.

15 (b) CLERICAL AMENDMENT.—The table of sections  
16 at the beginning of such chapter is amended by inserting  
17 after the item relating to section 2710 the following new  
18 item:

“2711. Annual report on defense environmental programs.”.

19 **SEC. 318. PAYMENT TO ENVIRONMENTAL PROTECTION**  
20 **AGENCY OF STIPULATED PENALTIES IN CON-**  
21 **NECTION WITH JACKSON PARK HOUSING**  
22 **COMPLEX, WASHINGTON.**

23 (a) AUTHORITY TO TRANSFER FUNDS.—

24 (1) TRANSFER AMOUNT.—Using funds de-  
25 scribed in subsection (b) and notwithstanding sec-

1       tion 2215 of title 10, United States Code, the Sec-  
2       retary of the Navy may transfer not more than  
3       \$45,000 to the Hazardous Substance Superfund  
4       Jackson Park Housing Complex, Washington, spe-  
5       cial account.

6           (2) PURPOSE OF TRANSFER.—The payment  
7       under paragraph (1) is to pay a stipulated penalty  
8       assessed by the Environmental Protection Agency on  
9       October 7, 2009, against the Jackson Park Housing  
10      Complex, Washington, for the failure by the Navy to  
11      submit a draft Final Remedial Investigation/Feasi-  
12      bility Study for the Jackson Park Housing Complex  
13      Operable Unit (OU-3T-JPHC) in accordance with  
14      the requirements of the Interagency Agreement (Ad-  
15      ministrative Docket No. CERCLA-10-2005-0023).

16      (b) SOURCE OF FUNDS.—Any payment under sub-  
17      section (a) shall be made using funds authorized to be ap-  
18      propriated by section 301 for operation and maintenance  
19      for Environmental Restoration, Navy.

20      (c) USE OF FUNDS.—The amount transferred under  
21      subsection (a) shall be used by the Environmental Protec-  
22      tion Agency to pay the penalty described under paragraph  
23      (2) of such subsection.

1 **SEC. 319. REQUIREMENTS RELATING TO AGENCY FOR**  
2 **TOXIC SUBSTANCES AND DISEASE REGISTRY**  
3 **INVESTIGATION OF EXPOSURE TO DRINKING**  
4 **WATER CONTAMINATION AT CAMP LEJEUNE,**  
5 **NORTH CAROLINA.**

6 (a) LIMITATION ON USE OF FUNDS.—None of the  
7 funds authorized to be appropriated by this Act may be  
8 used to make a final decision on or final adjudication of  
9 any claim filed regarding water contamination at Marine  
10 Corps Base Camp Lejeune unless the Agency for Toxic  
11 Substances and Disease Registry completes all epidemio-  
12 logical and water modeling studies relevant to such con-  
13 tamination that are ongoing as of June 1, 2011, and cer-  
14 tifies the completion of all such studies in writing to the  
15 Committees on Armed Services for the Senate and the  
16 House of Representatives. This provision does not prevent  
17 the use of funds for routine administrative tasks required  
18 to maintain such claims nor does it prohibit the use of  
19 funds for matters pending in Federal court.

20 (b) RESOLUTION OF CERTAIN DISPUTES.—The Sec-  
21 retary of the Navy shall make every effort to resolve any  
22 dispute arising between the Department of the Navy and  
23 the Agency for Toxic Substances and Disease Registry  
24 that is covered by the Interagency Agreement between the  
25 Department of Health and Human Services Agency for  
26 Toxic Substances and Disease Registry and the Depart-

1 ment of the Navy or any successor memorandum of under-  
2 standing and signed agreements not later than 60 days  
3 after the date on which the dispute first arises. In the  
4 event the Secretary is unable to resolve such a dispute  
5 within 60 days, the Secretary shall submit to the congres-  
6 sional defense committees a report on the reasons why an  
7 agreement has not yet been reached, the actions that the  
8 Secretary plans to take to reach agreement, and the sched-  
9 ule for taking such actions.

10 (c) COORDINATION PRIOR TO RELEASING INFORMA-  
11 TION TO THE PUBLIC.—The Secretary of the Navy shall  
12 make every effort to coordinate with the Agency for Toxic  
13 Substances and Disease Registry on all issues pertaining  
14 to water contamination at Marine Corps Base Camp  
15 Lejeune, and other exposed pathways before releasing any-  
16 thing to the public.

17 **SEC. 320. FIRE SUPPRESSION AGENTS.**

18 Section 605(a) of the Clean Air Act (42 U.S.C.  
19 7671d(a)) is amended—

20 (1) in paragraph (2), by striking “or” at the  
21 end;

22 (2) in paragraph (3), by striking the period at  
23 the end and inserting “; or”; and

24 (3) by adding at the end the following:

1 “(4) is listed as acceptable for use as a fire sup-  
2 pression agent for nonresidential applications in ac-  
3 cordance with section 612(c).”.

## 4 **Subtitle C—Logistics and** 5 **Sustainment**

### 6 **SEC. 321. DEFINITION OF DEPOT-LEVEL MAINTENANCE** 7 **AND REPAIR.**

8 Section 2460 of title 10, United States Code, is  
9 amended to read as follows:

#### 10 **“§ 2460. Definition of depot-level maintenance and re- 11 pair**

12 “In this chapter, the term “depot-level maintenance  
13 and repair”—

14 “(1) means any action performed on materiel or  
15 software in the conduct of inspection, repair, over-  
16 haul, or the modification or rebuild of end-items, as-  
17 semblies, subassemblies, and parts, that—

18 “(A) requires extensive industrial facilities,  
19 specialized tools and equipment, or uniquely ex-  
20 perience and trained personnel that are not  
21 available in lower echelon-level maintenance ac-  
22 tivities; and

23 “(B) is a function and, as such, is inde-  
24 pendent of any location or funding source and  
25 may be performed in the public or private sec-

1           tors (including the performance of interim con-  
2           tract support or contract logistic support ar-  
3           rangements); and

4           “(2) includes—

5                   “(A) the fabrication of parts, testing, and  
6                   reclamation, as necessary;

7                   “(B) the repair, adaptive modifications or  
8                   upgrades, change events made to operational  
9                   software, integration and testing; and

10                   “(C) in the case of either hardware or soft-  
11                   ware modifications or upgrades, the labor asso-  
12                   ciated with the application of the modifica-  
13                   tion.”.

14   **SEC. 322. DESIGNATION OF MILITARY ARSENAL FACILITIES**  
15                   **AS CENTERS OF INDUSTRIAL AND TECH-**  
16                   **NICAL EXCELLENCE.**

17           Section 2474(a)(1) of title 10, United States Code,  
18   is amended by inserting “or military arsenal facility” after  
19   “depot-level activity”.

20   **SEC. 323. PERMANENT AND EXPANDED AUTHORITY FOR**  
21                   **ARMY INDUSTRIAL FACILITIES TO ENTER**  
22                   **INTO CERTAIN COOPERATIVE ARRANGE-**  
23                   **MENTS WITH NON-ARMY ENTITIES.**

24           (a) IN GENERAL.—Section 4544 of title 10, United  
25   States Code, is amended—

1 (1) in subsection (a), by striking the second  
2 sentence; and

3 (2) by striking subsection (k).

4 (b) REPORT.—Section 328(b)(A) of the National De-  
5 fense Authorization Act for Fiscal Year 2008 (Public Law  
6 110–181; 122 Stat. 66; 10 U.S.C. 4544 note) is amended  
7 by striking “the advisability” and all that follows through  
8 the end and inserting “the effect of the use of such author-  
9 ity on the rates charged by each Army industrial facility  
10 when bidding on contracts for the Army or for a Defense  
11 agency and providing recommendations to improve the  
12 ability of each category of Army industrial facility (as de-  
13 fined in section 4544(j) of title 10, United States Code)  
14 to compete for such contracts;”.

15 **SEC. 324. IMPLEMENTATION OF CORRECTIVE ACTIONS RE-**  
16 **SULTING FROM CORROSION STUDY OF THE**  
17 **F-22 AND F-35 AIRCRAFT.**

18 (a) IMPLEMENTATION; CONGRESSIONAL BRIEF-  
19 ING.—Not later than January 31, 2012, the Under Sec-  
20 retary of Defense for Acquisition, Technology, and Logis-  
21 tics shall implement the recommended actions described  
22 in subsection (b) and provide to the congressional defense  
23 committees a briefing on the actions taken by the Under  
24 Secretary to implement such recommended actions.

1 (b) RECOMMENDED ACTIONS.—The recommended  
2 actions described in this subsection are the following four  
3 recommended actions included in the report of the Govern-  
4 ment Accountability Office report numbered GAO–11–  
5 117R and titled “Defense Management: DOD Needs to  
6 Monitor and Assess Corrective Actions Resulting from Its  
7 Corrosion Study of the F–35 Joint Strike Fighter”:

8 (1) The documentation of program-specific rec-  
9 ommendations made as a result of the corrosion  
10 study described in subsection (d) with regard to the  
11 F–35 and F–22 aircraft and the establishment of a  
12 process for monitoring and assessing the effective-  
13 ness of the corrective actions taken with respect to  
14 such aircraft in response to such recommendations.

15 (2) The documentation of program-specific rec-  
16 ommendations made as a result of such corrosion  
17 study with regard to the other weapon systems iden-  
18 tified in the study, specifically the CH–53K heli-  
19 copter, the Joint High Speed Vessel, the Broad Area  
20 Maritime Surveillance Unmanned Aircraft System,  
21 and the Joint Light Tactical Vehicle, and the estab-  
22 lishment of a process for monitoring and assessing  
23 the effectiveness of the corrosion prevention and con-  
24 trol programs implemented for such weapons sys-  
25 tems in response to such recommendations.

1           (3) The documentation of Air Force-specific  
2           and Navy-specific recommendations made as a result  
3           of such corrosion study and the establishment of a  
4           process for monitoring and assessing the effective-  
5           ness of the corrective actions taken by the Air Force  
6           and the Navy in response to such recommendations.

7           (4) The documentation of Department of De-  
8           fense-wide recommendations made as a result of  
9           such corrosion study, the implementation of any  
10          needed changes in policies and practices to improve  
11          corrosion prevention and control in new systems ac-  
12          quired by the Department, and the establishment of  
13          a process for monitoring and assessing the effective-  
14          ness of the corrective actions taken by the Depart-  
15          ment in response to such recommendations.

16          (c) DEADLINE FOR COMPLIANCE.—Not later than  
17          December 31, 2012, the Under Secretary of Defense for  
18          Acquisition, Technology, and Logistics, in conjunction  
19          with the directors of the F-35 and F-22 program offices,  
20          the directors of the program offices for the weapons sys-  
21          tems referred to in subsection (b)(2), the Secretary of the  
22          Army, the Secretary of the Air Force, and the Secretary  
23          of the Navy, shall—

24                 (1) take whatever steps necessary to comply  
25                 with the recommendations documented pursuant to

1 the required implementation under subsection (a) of  
2 the recommended actions described in subsection  
3 (b); or

4 (2) submit to the congressional defense commit-  
5 tees written justification of why compliance was not  
6 feasible or achieved.

7 (d) CORROSION STUDY.—The corrosion study de-  
8 scribed in this subsection is the study required in House  
9 Report 111–166 accompanying H.R. 2647 of the 111th  
10 Congress conducted by the Office of the Director of Corro-  
11 sion Policy and Oversight of the Office of the Secretary  
12 of Defense and titled “Corrosion Evaluation of the F–22  
13 Raptor and F–35 Lightning II Joint Strike Fighter”.

14 **SEC. 325. MODIFICATION OF REQUIREMENTS RELATING TO**  
15 **MINIMUM CAPITAL INVESTMENT FOR CER-**  
16 **TAIN DEPOTS.**

17 Section 2476 of title 10, United States Code, is  
18 amended—

19 (1) in subsection (a), by inserting “mainte-  
20 nance, repair, and overhaul” after “combined”;

21 (2) in subsection (b)—

22 (A) by striking “includes investment funds  
23 spent on depot infrastructure, equipment, and  
24 process improvement in direct support” and in-  
25 serting “includes investment funds spent to

1 modernize or improve the efficiency of depot fa-  
2 cilities, equipment, work environment, or proc-  
3 esses in direct support”; and

4 (B) by inserting before the period at the  
5 end the following: “, but does not include funds  
6 spent for sustainment of existing facilities, in-  
7 frastructure, or equipment”.

8 (3) in subsection (d), by adding at the end the  
9 following new subparagraph:

10 “(E) A table showing the funded workload per-  
11 formed by each covered depot for the preceding  
12 three fiscal years and actual investment funds allo-  
13 cated to each depot for the period covered by the re-  
14 port.”; and

15 (4) in subsection (e)(1), by adding at the end  
16 the following new subparagraph:

17 “(I) Tooele Army Depot, Utah.”.

18 **SEC. 326. REPORTS ON DEPOT-RELATED ACTIVITIES.**

19 (a) REPORT ON DEPOT-LEVEL MAINTENANCE AND  
20 RECAPITALIZATION OF CERTAIN PARTS AND EQUIP-  
21 MENT.—

22 (1) IN GENERAL.—Not later than 90 days after  
23 the date of the enactment of this Act, the Secretary  
24 of Defense in consultation with the military depart-  
25 ments, shall submit to the congressional defense

1 committees a report on the status of the Drawdown,  
2 Retrograde, and Reset Program for the equipment  
3 used in support of Operations New Dawn and En-  
4 during Freedom and the status of the overall supply  
5 chain management for depot-level activities.

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

8 (A) An assessment of the number of back-  
9 logged parts for critical warfighter needs, an ex-  
10 planation of why those parts became back-  
11 logged, and an estimate of when the backlog is  
12 likely to be fully addressed.

13 (B) A review of critical warfighter require-  
14 ments that are being impacted by a lack of sup-  
15 plies and parts and an explanation of steps that  
16 the Secretary plans to take to meet the demand  
17 requirements of the military departments.

18 (C) An assessment of the feasibility and  
19 advisability of working with outside commercial  
20 partners and Department of Defense arsenals  
21 to utilize flexible and efficient turn-key rapid  
22 production systems to meet rapidly emerging  
23 warfighter requirements.

24 (D) A review of plans to further consoli-  
25 date the ordering and stocking of parts and

1 supplies from the military departments at de-  
2 pots under the control of the Defense Logistics  
3 Agency.

4 (3) FLEXIBLE AND EFFICIENT TURN-KEY  
5 RAPID PRODUCTION SYSTEMS DEFINED.—For the  
6 purposes of this subsection, flexible and efficient  
7 turn-key rapid production systems are systems that  
8 have demonstrated the capability to reduce the costs  
9 of parts, improve manufacturing efficiency, and have  
10 the following unique features:

11 (A) VIRTUAL AND FLEXIBLE.—Systems  
12 that provide for flexibility to rapidly respond to  
13 requests for low-volume or high-volume ma-  
14 chined parts and surge demand by accessing  
15 the full capacity of small- and medium-sized  
16 manufacturing communities in the United  
17 States.

18 (B) SPEED TO MARKET.—Systems that  
19 provide for flexibility that allows rapid introduc-  
20 tion of subassemblies for new parts and weap-  
21 ons systems to the warfighter.

22 (C) RISK MANAGEMENT.—Systems that  
23 provide for the electronic archiving and updat-  
24 ing of turn-key rapid production packages to  
25 provide insurance to the Department of Defense

1           that parts will be available if there is a supply  
2           chain disruption.

3           (b) REPORT ON THE ALIGNMENT, ORGANIZATIONAL  
4 REPORTING, MILITARY COMMAND STRUCTURE, AND PER-  
5 FORMANCE RATING OF AIR FORCE SYSTEM PROGRAM  
6 MANAGERS, SUSTAINMENT PROGRAM MANAGERS, AND  
7 PRODUCT SUPPORT MANAGERS AT AIR LOGISTICS CEN-  
8 TERS OR AIR LOGISTICS COMPLEXES.—

9           (1) REPORT REQUIRED.—The Secretary of the  
10          Air Force shall enter into an agreement with a fed-  
11          erally funded research and development center to  
12          submit to the congressional defense committees, not  
13          later than 180 days after the date of the enactment  
14          of this Act, a report on the alignment, organizational  
15          reporting, military command structure, and perform-  
16          ance rating of Air Force system program managers,  
17          sustainment program managers, and product sup-  
18          port managers at Air Logistics Centers or Air Logis-  
19          tics Complexes.

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

22                  (A) Consideration of the proposed reorga-  
23                  nization of Air Force Materiel Command an-  
24                  nounced on November 2, 2011.

1 (B) An assessment of how various alter-  
2 natives for aligning the managers described in  
3 subsection (a) within Air Force Materiel Com-  
4 mand would likely support and impact life cycle  
5 management, weapon system sustainment, and  
6 overall support to the warfighter.

7 (C) With respect to the alignment of the  
8 managers described in subsection (A), an exam-  
9 ination of how the Air Force should be orga-  
10 nized to best conduct life cycle management  
11 and weapon system sustainment, with any anal-  
12 ysis of cost and savings factors subject to the  
13 consideration of overall readiness.

14 (D) Recommended alternatives for meeting  
15 these objectives.

16 (3) COOPERATION OF SECRETARY OF AIR  
17 FORCE.—The Secretary of the Air Force shall pro-  
18 vide any necessary information and background ma-  
19 terials necessary for completion of the report re-  
20 quired under paragraph (1).

21 **SEC. 327. CORE DEPOT-LEVEL MAINTENANCE AND REPAIR**  
22 **CAPABILITIES.**

23 (a) IN GENERAL.—Section 2464 of title 10, United  
24 States Code, is amended to read as follows:

1 **“§ 2464. Core depot-level maintenance and repair ca-**  
2 **pabilities**

3 “(a) NECESSITY FOR CORE DEPOT-LEVEL MAINTENANCE AND REPAIR CAPABILITIES.—(1) It is essential for  
4 national security that the Department of Defense main-  
5 tain a core depot-level maintenance and repair capability,  
6 as defined by this title, in support of mission-essential  
7 weapon systems or items of military equipment needed to  
8 directly support combatant command operational require-  
9 ments and enable the armed forces to execute the stra-  
10 tegic, contingency, and emergency plans prepared by the  
11 Department of Defense, as required under section 153(a)  
12 of this title.

13  
14 “(2) This core depot-level maintenance and repair ca-  
15 pability shall be Government-owned and Government-oper-  
16 ated, including the use of Government personnel and Gov-  
17 ernment-owned and Government-operated equipment and  
18 facilities, throughout the lifecycle of the weapon system  
19 or item of military equipment involved to ensure a ready  
20 and controlled source of technical competence and re-  
21 sources necessary to ensure effective and timely response  
22 to a mobilization, national defense contingency situations,  
23 and other emergency requirements.

24 “(3)(A) Except as provided in subsection (c), the Sec-  
25 retary of Defense shall identify and establish the core

1 depot-level maintenance and repair capabilities and capac-  
2 ity required in paragraph (1).

3 “(B) Core depot-level maintenance and repair capa-  
4 bilities and capacity, including the facilities, equipment,  
5 associated logistics capabilities, technical data, and  
6 trained personnel, shall be established not later than four  
7 years after a weapon system or item of military equipment  
8 achieves initial operational capability or is fielded in sup-  
9 port of operations.

10 “(4) The Secretary of Defense shall assign Govern-  
11 ment-owned and Government-operated depot-level mainte-  
12 nance and repair facilities of the Department of Defense  
13 sufficient workload to ensure cost efficiency and technical  
14 competence in peacetime, while preserving the ability to  
15 provide an effective and timely response to a mobilization,  
16 national defense contingency situations, and other emer-  
17 gency requirements.

18 “(b) WAIVER AUTHORITY.—(1) The Secretary of De-  
19 fense may waive the requirement in subsection (a)(3) if  
20 the Secretary determines that—

21 “(A) the weapon system or item of military  
22 equipment is not an enduring element of the na-  
23 tional defense strategy;

1           “(B) in the case of nuclear aircraft carrier re-  
2           fueling, fulfilling the requirement is not economically  
3           feasible; or

4           “(C) it is in the best interest of national secu-  
5           rity.

6           “(2) The Secretary of a military department may  
7           waive the requirement in subsection (a)(3) for special ac-  
8           cess programs if such a waiver is determined to be in the  
9           best interest of the United States.

10          “(3) The determination to waive requirements in ac-  
11          cordance with paragraph (1) or (2) shall be documented  
12          and notification submitted to Congress with justification  
13          for the waiver within 30 days of issuance.

14          “(c) APPLICABILITY TO COMMERCIAL ITEMS.—(1)  
15          The requirement in subsection (a)(3) shall not apply to  
16          items determined to be commercial items.

17          “(2) The first time a weapon system or other item  
18          of military equipment described in subsection (a) is deter-  
19          mined to be a commercial item for the purposes of the  
20          exception under subsection (c), the Secretary of Defense  
21          shall submit to Congress a notification of the determina-  
22          tion, together with the justification for the determination.  
23          The justification for the determination shall include, at a  
24          minimum, the following:

1           “(A) The estimated percentage of commonality  
2 of parts of the version of the item that is sold or  
3 leased in the commercial marketplace and the  
4 version of the item to be purchased by the Depart-  
5 ment of Defense.

6           “(B) The value of any unique support and test  
7 equipment and tools needed to support the military  
8 requirements if the item were maintained by the De-  
9 partment of Defense.

10           “(C) A comparison of the estimated life-cycle  
11 depot-level maintenance and repair support costs  
12 that would be incurred by the Government if the  
13 item were maintained by the private sector with the  
14 estimated life-cycle depot-level maintenance support  
15 costs that would be incurred by the Government if  
16 the item were maintained by the Department of De-  
17 fense.

18           “(3) In this subsection, the term ‘commercial item’  
19 means an end-item, assembly, subassembly, or part sold  
20 or leased in substantial quantities to the general public  
21 and purchased by the Department of Defense without  
22 modification in the same form that they are sold in the  
23 commercial marketplace, or with minor modifications to  
24 meet Federal Government requirements.

1           “(d) LIMITATION ON CONTRACTING.—(1) Except as  
2 provided in paragraph (2), performance of workload need-  
3 ed to maintain a core depot-level maintenance and repair  
4 capability identified by the Secretary under subsection  
5 (a)(3) may not be contracted for performance by non-Gov-  
6 ernment personnel under the procedures and requirements  
7 of Office of Management and Budget Circular A-76 or any  
8 successor administrative regulation or policy (hereinafter  
9 in this section referred to as ‘OMB Circular A-76’).

10           “(2) The Secretary of Defense may waive paragraph  
11 (1) in the case of any such depot-level maintenance and  
12 repair capability and provide that performance of the  
13 workload needed to maintain that capability shall be con-  
14 sidered for conversion to contractor performance in ac-  
15 cordance with OMB Circular A-76. Any such waiver shall  
16 be made under regulations prescribed by the Secretary  
17 and shall be based on a determination by the Secretary  
18 that Government performance of the workload is no longer  
19 required for national defense reasons. Such regulations  
20 shall include criteria for determining whether Government  
21 performance of any such workload is no longer required  
22 for national defense reasons.

23           “(3)(A) A waiver under paragraph (2) may not take  
24 effect until the expiration of the first period of 30 days  
25 of continuous session of Congress that begins on or after

1 the date on which the Secretary submits a report on the  
2 waiver to the Committee on Armed Services and the Com-  
3 mittee on Appropriations of the Senate and the Committee  
4 on Armed Services and the Committee on Appropriations  
5 of the House of Representatives.

6 “(B) For the purposes of subparagraph (A)—

7 “(i) continuity of session is broken only by an  
8 adjournment of Congress sine die; and

9 “(ii) the days on which either House is not in  
10 session because of an adjournment of more than  
11 three days to a day certain are excluded in the com-  
12 putation of any period of time in which Congress is  
13 in continuous session.

14 “(e) BIENNIAL CORE REPORT.—Not later than April  
15 1 on each even-numbered year, the Secretary of Defense  
16 shall submit to Congress a report identifying, for each of  
17 the armed forces (except for the Coast Guard), for the  
18 subsequent fiscal year the following:

19 “(1) The core depot-level maintenance and re-  
20 pair capability requirements and sustaining work-  
21 loads, organized by work breakdown structure, ex-  
22 pressed in direct labor hours.

23 “(2) The corresponding workloads necessary to  
24 sustain core depot-level maintenance and repair ca-

1       pability requirements, expressed in direct labor  
2       hours and cost.

3               “(3) In any case where core depot-level mainte-  
4       nance and repair capability requirements exceed or  
5       are expected to exceed sustaining workloads, a de-  
6       tailed rationale for the shortfall and a plan either to  
7       correct, or mitigate, the effects of the shortfall.

8               “(f) ANNUAL CORE REPORT.— In 2013 and each  
9       year thereafter, not later than 60 days after the date on  
10       which the budget of the President for a fiscal year is sub-  
11       mitted to Congress pursuant to section 1105 of title 31,  
12       the Secretary of Defense shall submit to Congress a report  
13       identifying, for each of the armed forces (other than the  
14       Coast Guard), for the fiscal year preceding the fiscal year  
15       during which the report is submitted, each of the fol-  
16       lowing:

17               “(1) The core depot-level maintenance and re-  
18       pair capability requirements identified in subsection  
19       (a)(3).

20               “(2) The workload required to cost-effectively  
21       support such requirements.

22               “(3) To the maximum extent practicable, the  
23       additional workload beyond the workloads identified  
24       under subsection (a)(4) needed to ensure that not  
25       more than 50 percent of the non-exempt depot main-

1       tenance funding is expended for performance by  
2       non-Federal governmental personnel in accordance  
3       with section 2466 of this title.

4               “(4) The allocation of workload for each Center  
5       of Industrial and Technical Excellence as designated  
6       in accordance with section 2474 of this title.

7               “(5) The depot-level maintenance and repair  
8       capital investments required to be made in order to  
9       ensure compliance with subsection (a)(3) by not  
10      later than four years after achieving initial oper-  
11      ational capacity.

12              “(6) The outcome of a reassessment of continu-  
13      ation of a waiver granted under subsection (b).

14              “(g) COMPTROLLER GENERAL REVIEW.—The Comp-  
15      troller General shall review each report required under  
16      subsections (e) and (f) for completeness and compliance  
17      and provide findings and recommendations to the congres-  
18      sional defense committees not later than 60 days after the  
19      report is submitted to Congress.”.

20              (b) CLERICAL AMENDMENT.—The table of sections  
21      at the beginning of chapter 146 of such title is amended  
22      by striking the item relating to section 2464 and inserting  
23      the following new item:

      “2464. Core depot-level maintenance and repair capabilities.”.

1                   **Subtitle D—Readiness**  
2   **SEC. 331. MODIFICATION OF DEPARTMENT OF DEFENSE**  
3                   **AUTHORITY TO ACCEPT VOLUNTARY CON-**  
4                   **TRIBUTIONS OF FUNDS.**

5           The second sentence of subsection (g) of section 358  
6 of the Ike Skelton National Defense Authorization Act for  
7 Fiscal Year 2011 (Public Law 111–383; 124 Stat. 4201;  
8 49 U.S.C. 44718 note) is amended—

9           (1) by striking “shall be available” and insert-  
10          ing “shall remain available until expended”; and

11          (2) by inserting before the period at the end the  
12          following: “or to conduct studies of potential meas-  
13          ures to mitigate such impacts”.

14   **SEC. 332. REVIEW OF PROPOSED STRUCTURES AFFECTING**  
15                   **NAVIGABLE AIRSPACE.**

16          Section 44718 of title 49, United States Code, is  
17 amended by adding at the end the following new sub-  
18 section:

19          “(e) **REVIEW OF AERONAUTICAL STUDIES.**—The Ad-  
20 ministrator of the Federal Aviation Administration shall  
21 develop procedures to allow the Department of Defense  
22 and the Department of Homeland Security to review and  
23 comment on an aeronautical study conducted pursuant to  
24 subsection (b) prior to the completion of the study.”.

1                                   **Subtitle E—Reports**  
2   **SEC. 341. ANNUAL CERTIFICATION AND MODIFICATIONS OF**  
3                                   **ANNUAL REPORT ON PREPOSITIONED MATE-**  
4                                   **RIEL AND EQUIPMENT.**

5           (a) ANNUAL CERTIFICATION.—Section 2229 of title  
6 10, United States Code, is amended by adding at the end  
7 the following new subsection:

8           “(d) ANNUAL CERTIFICATION.—(1) Not later than  
9 the date of the submission of the President’s budget re-  
10 quest for a fiscal year under section 1105 of title 31, the  
11 Secretary of Defense shall submit to the congressional de-  
12 fense committees certification in writing that the  
13 prepositioned stocks of each of the military departments  
14 meet all operations plans, in both fill and readiness, that  
15 are in effect as of the date of the submission of the certifi-  
16 cation.

17           “(2) If, for any year, the Secretary cannot certify  
18 that any of the prepositioned stocks meet such operations  
19 plans, the Secretary shall include with the certification for  
20 that year a list of the operations plans affected, a descrip-  
21 tion of any measures that have been taken to mitigate any  
22 risk associated with prepositioned stock shortfalls, and an  
23 anticipated timeframe for the replenishment of the stocks.

24           “(3) A certification under this subsection shall be in  
25 an unclassified form but may have a classified annex.”.

1 (b) ANNUAL REPORT.—Section 2229a(a) of title 10,  
2 United States Code, is amended by adding at the end the  
3 following new paragraphs:

4 “(7) A list of any non-standard items slated for  
5 inclusion in the prepositioned stocks and a plan for  
6 funding the inclusion and sustainment of such items.

7 “(8) A list of any equipment used in support of  
8 Operation Iraqi Freedom, Operation New Dawn, or  
9 Operation Enduring Freedom slated for retrograde  
10 and subsequent inclusion in the prepositioned stocks.

11 “(9) An efficiency strategy for limited shelf-life  
12 medical stock replacement.

13 “(10) The status of efforts to develop a joint  
14 strategy, integrate service requirements, and elimi-  
15 nate redundancies.

16 “(11) The operational planning assumptions  
17 used in the formulation of prepositioned stock levels  
18 and composition.

19 “(12) A list of any strategic plans affected by  
20 changes to the levels, composition, or locations of the  
21 prepositioned stocks and a description of any action  
22 taken to mitigate any risk that such changes may  
23 create.”.

1 **SEC. 342. ADDITIONAL MATTERS FOR INCLUSION IN AND**  
2 **MODIFIED DEADLINE FOR THE ANNUAL RE-**  
3 **PORT ON OPERATIONAL ENERGY.**

4 Section 2925(b)(2) of title 10, United States Code,  
5 is amended—

6 (1) by redesignating subparagraph (F), as re-  
7 designated by section 314, as subparagraph (G); and

8 (2) by inserting after subparagraph (E), as  
9 added by such section, the following new subpara-  
10 graph (F):

11 “(F) An evaluation of practices used in contin-  
12 gency operations during the previous fiscal year and  
13 potential improvements to such practices to reduce  
14 vulnerabilities associated with fuel convoys, including  
15 improvements in tent and structure efficiency, im-  
16 provements in generator efficiency, and displacement  
17 of liquid fuels with on-site renewable energy genera-  
18 tion. Such evaluation should identify challenges asso-  
19 ciated with the deployment of more efficient struc-  
20 tures and equipment and renewable energy genera-  
21 tion, and recommendations for overcoming such  
22 challenges.”.

23 **SEC. 343. STUDY ON AIR FORCE TEST AND TRAINING**  
24 **RANGE INFRASTRUCTURE.**

25 (a) STUDY.—

1           (1) IN GENERAL.—The Secretary of the Air  
2 Force shall conduct a study on the ability of the  
3 major air test and training range infrastructure, in-  
4 cluding major military operating area airspace and  
5 special use airspace, to support the full spectrum of  
6 Air Force operations. The Secretary shall incor-  
7 porate the results of the study into a master plan  
8 for requirements and proposed investments to meet  
9 Air Force training and test needs through 2025.  
10 The study and the master plan shall be known as  
11 the “2025 Air Test and Training Range Enhance-  
12 ment Plan”.

13           (2) CONSULTATION.—The Secretary of the Air  
14 Force shall, in conducting the study required under  
15 paragraph (1), consult with the Secretaries of the  
16 other military departments to determine opportuni-  
17 ties for joint use and training of the ranges, and to  
18 assess the requirements needed to support combined  
19 arms training on the ranges. The Secretary shall  
20 also consult with the Department of the Interior, the  
21 Department of Agriculture, the Federal Aviation Ad-  
22 ministration, the Federal Energy Regulation Com-  
23 mission, and the Department of Energy to assess  
24 the need for transfers of administrative control of  
25 certain parcels of airspace and land to the Depart-

1       ment of Defense to protect the missions and control  
2       of the ranges.

3           (3) CONTINUATION OF RANGE INFRASTRUC-  
4       TURE IMPROVEMENTS.—The Secretary of the Air  
5       Force may proceed with all ongoing and scheduled  
6       range infrastructure improvements while conducting  
7       the study required under paragraph (1).

8       (b) REPORTS.—

9           (1) IN GENERAL.—The Secretary of the Air  
10       Force shall submit to the congressional defense com-  
11       mittees an interim report and a final report on the  
12       plan to meet the requirements under subsection (a)  
13       not later than one year and two years, respectively,  
14       after the date of the enactment of this Act.

15           (2) CONTENT.—The plan submitted under  
16       paragraph (1) shall—

17           (A) document the current condition and  
18       adequacy of the major Air Force test and train-  
19       ing range infrastructure in the United States to  
20       meet test and training requirements;

21           (B) identify potential areas of concern for  
22       maintaining the physical safety, security, and  
23       current operating environment of such infra-  
24       structure;

1 (C) identify potential issues and threats re-  
2 lated to the sustainability of the test and train-  
3 ing infrastructure, including electromagnetic  
4 spectrum encroachment, overall bandwidth  
5 availability, and protection of classified infor-  
6 mation;

7 (D) assess coordination among ranges and  
8 local, state, regional, and Federal entities in-  
9 volved in land use planning, and develop rec-  
10 ommendations on how to improve communica-  
11 tion and coordination of such entities;

12 (E) propose remedies and actions to man-  
13 age economic development on private lands on  
14 or surrounding the test and training infrastruc-  
15 ture to preserve current capabilities;

16 (F) identify critical parcels of land not cur-  
17 rently under the control of the Air Force for ac-  
18 quisition of deed or restrictive easements in  
19 order to protect current operations, access and  
20 egress corridors, and range boundaries, or to  
21 expand the capability of the air test and train-  
22 ing ranges;

23 (G) identify which parcels identified pursu-  
24 ant to subparagraph (F) could, through the ac-  
25 quisition of conservation easements, serve mili-

1 tary interests while also preserving recreational  
2 access to public and private lands, protecting  
3 wildlife habitat, or preserving opportunities for  
4 energy development and energy transmission;

5 (H) prioritize improvements and mod-  
6 ernization of the facilities, equipment, and tech-  
7 nology supporting the infrastructure in order to  
8 provide a test and training environment that  
9 accurately simulates and or portrays the full  
10 spectrum of threats and targets of likely United  
11 States adversaries in 2025;

12 (I) incorporate emerging requirements gen-  
13 erated by requirements for virtual training and  
14 new weapon systems, including the F-22, the  
15 F-35, space and cyber systems, and Remotely  
16 Piloted Aircraft;

17 (J) assess the value of State and local leg-  
18 islative initiatives to protect Air Force test and  
19 training range infrastructure;

20 (K) identify parcels with no value to future  
21 military operations;

22 (L) propose a list of prioritized projects,  
23 easements, acquisitions, or other actions, in-  
24 cluding estimated costs required to upgrade the  
25 test and training range infrastructure, taking

1           into consideration the criteria set forth in this  
2           paragraph; and

3                   (M) explore opportunities to increase for-  
4           foreign military training with United States allies  
5           at test and training ranges in the continental  
6           United States.

7           (3) FORM.—Each report required under this  
8           subsection shall be submitted in unclassified form,  
9           but may include a classified annex as necessary.

10           (4) RULE OF CONSTRUCTION.—The reports  
11           submitted under this section shall not be construed  
12           as meeting the requirements of section 2815(d) of  
13           the Military Construction Authorization Act for Fis-  
14           cal Year 2000 (Public Law 106–65; 113 Stat. 852).

15 **SEC. 344. STUDY ON TRAINING RANGE INFRASTRUCTURE**  
16 **FOR SPECIAL OPERATIONS FORCES.**

17           (a) STUDY.—

18                   (1) IN GENERAL.—The Commander of the  
19           United States Special Operations Command shall  
20           conduct a study on the ability of existing training  
21           ranges used by special operations forces, including  
22           military operating area airspace and special use air-  
23           space, to support the full spectrum of missions and  
24           operations assigned to special operations forces.

1           (2) CONSULTATION.—The Commander shall, in  
2           conducting the study required under paragraph (1),  
3           consult with the Secretaries of the military depart-  
4           ments, the Office of the Secretary of Defense, and  
5           the Joint Staff on—

6                   (A) procedures and priorities for joint use  
7                   and training on ranges operated by the military  
8                   services, and to assess the requirements needed  
9                   to support combined arms training on the  
10                  ranges; and

11                   (B) requirements and proposed invest-  
12                   ments to meet special operations training re-  
13                   quirements through 2025.

14           (b) REPORTS.—

15                   (1) IN GENERAL.—Not later than one year  
16                   after the date of the enactment of this Act, the  
17                   Commander shall submit to the congressional de-  
18                   fense committees a report on the plan to meet the  
19                   requirements under subsection (a).

20                   (2) CONTENT.—The study submitted under  
21                   paragraph (1) shall—

22                           (A) assess the current condition and ade-  
23                           quacy of, and access to, all existing training  
24                           ranges in the United States used by special op-  
25                           erations forces;

1 (B) identify potential areas of concern for  
2 maintaining the physical safety, security, and  
3 current operating environment of ranges used  
4 by special operations forces;

5 (C) identify issues and challenges related  
6 to the availability and sustainability of the ex-  
7 isting training ranges used by special operations  
8 forces, including support of a full spectrum of  
9 operations and protection of classified missions  
10 and tactics;

11 (D) assess coordination among ranges and  
12 local, State, regional, and Federal entities in-  
13 volved in land use planning and the protection  
14 of ranges from encroachment;

15 (E) propose remedies and actions to ensure  
16 consistent and prioritized access to existing  
17 ranges;

18 (F) prioritize improvements and mod-  
19 ernization of the facilities, equipment, and tech-  
20 nology supporting the ranges in order to ade-  
21 quately simulate the full spectrum of threats  
22 and contingencies for special operations forces;  
23 and

24 (G) propose a list of prioritized projects,  
25 easements, acquisitions, or other actions, in-

1           cluding estimated costs required to upgrade  
2           training range infrastructure.

3           (3) FORM.—Each report required under this  
4           subsection shall be submitted in unclassified form,  
5           but may include a classified annex as necessary.

6 **SEC. 345. GUIDANCE TO ESTABLISH NON-TACTICAL**  
7                   **WHEELED VEHICLE AND EQUIPMENT SERV-**  
8                   **ICE LIFE EXTENSION PROGRAMS TO ACHIEVE**  
9                   **COST SAVINGS.**

10          Not later than 270 days after the date of the enact-  
11          ment of this Act, the Secretary of Defense shall conduct  
12          a survey of the quantity and condition of each class of  
13          non-tactical wheeled vehicles and base-level commercial  
14          equipment in the fleets of the military departments and  
15          report to the congressional defense committees on the ad-  
16          visability of establishing service life extension programs  
17          for such classes of vehicles.

18 **SEC. 346. STUDY ON UNITED STATES FORCE POSTURE IN**  
19                   **THE UNITED STATES PACIFIC COMMAND**  
20                   **AREA OF RESPONSIBILITY.**

21          (a) INDEPENDENT ASSESSMENT.—

22           (1) IN GENERAL.—The Secretary of Defense, in  
23          consultation with the Chairmen and Ranking Mem-  
24          bers of the Committees on Armed Services of the  
25          Senate and the House of Representatives, shall com-

1 mission an independent assessment of United States  
2 security interests in the United States Pacific Com-  
3 mand area of responsibility. The assessment shall be  
4 conducted by an independent, non-governmental in-  
5 stitute which is described in section 501(c)(3) of the  
6 Internal Revenue Code of 1986 and exempt from tax  
7 under section 501(a) of such Code, and has recog-  
8 nized credentials and expertise in national security  
9 and military affairs with ready access to policy ex-  
10 perts throughout the country and from the region.

11 (2) ELEMENTS.—The assessment conducted  
12 pursuant to paragraph (1) shall include the fol-  
13 lowing elements:

14 (A) A review of current and emerging  
15 United States national security interests in the  
16 United States Pacific Command area of respon-  
17 sibility.

18 (B) A review of current United States mili-  
19 tary force posture and deployment plans of the  
20 United States Pacific Command.

21 (C) Options for the realignment of United  
22 States forces in the region to respond to new  
23 opportunities presented by allies and partners.

1 (D) The views of noted policy leaders and  
2 regional experts, including military commanders  
3 in the region.

4 (b) REPORT.—Not later than 90 days after the date  
5 of the enactment of this Act, the designated private entity  
6 shall provide an unclassified report, with a classified  
7 annex, containing its findings to the Secretary of Defense.  
8 Not later than 90 days after the date of receipt of the  
9 report, the Secretary of Defense shall transmit the report  
10 to the congressional defense committees, together with  
11 such comments on the report as the Secretary considers  
12 appropriate.

13 (c) AUTHORIZATION OF APPROPRIATIONS.—Of the  
14 amounts authorized to be appropriated under section 301  
15 for operation and maintenance for Defense-wide activities,  
16 up to \$1,000,000, shall be made available for the comple-  
17 tion of the study required under this section.

18 **SEC. 347. STUDY ON OVERSEAS BASING PRESENCE OF**  
19 **UNITED STATES FORCES.**

20 (a) INDEPENDENT ASSESSMENT.—The Secretary of  
21 Defense shall commission an independent assessment of  
22 the overseas basing presence of United States forces.

23 (b) CONDUCT OF ASSESSMENT.—The assessment re-  
24 quired by subsection (a) may, at the election of the Sec-  
25 retary, be conducted by—

1           (1) a Federally-funded research and develop-  
2           ment center (FFRDC); or

3           (2) an independent, non-governmental institute  
4           which is described in section 501(c)(3) of the Inter-  
5           nal Revenue Code of 1986 and exempt from tax  
6           under section 501(a) of such Code, and has recog-  
7           nized credentials and expertise in national security  
8           and military affairs appropriate for the assessment.

9           (c) ELEMENTS.—The assessment required by sub-  
10          section (a) should include, but not be limited to, the fol-  
11          lowing:

12           (1) An assessment of the location and number  
13           of United States forces required to be forward based  
14           outside the United States in order to meet the Na-  
15           tional Military Strategy, 2010, the quadrennial de-  
16           fense review, and the engagement strategies and  
17           operational plans of the combatant commands.

18           (2) An assessment of—

19           (A) the current condition and capacity of  
20           the available military facilities and training  
21           ranges of the United States overseas for all per-  
22           manent stations and deployed locations, includ-  
23           ing land and improvements at such facilities  
24           and ranges and the availability of additional

1 land, if required, for such facilities and ranges;  
2 and

3 (B) the cost of maintaining such infra-  
4 structure.

5 (3) A determination of the amounts received by  
6 the United States, whether in direct payments, in-  
7 kind contributions, or otherwise, from foreign coun-  
8 tries by reason of military facilities of the United  
9 States overseas.

10 (4) A determination of the amounts paid by the  
11 United States in direct payments to foreign coun-  
12 tries for the use of facilities, ranges, and lands.

13 (5) An assessment of the advisability of the re-  
14 tention, closure, or realignment of military facilities  
15 of the United States overseas, or of the establish-  
16 ment of new military facilities of the United States  
17 overseas, in light of potential fiscal constraints on  
18 the Department of Defense and emerging national  
19 security requirements in coming years.

20 (d) REPORT.—Not later than one year after the date  
21 of the enactment of this Act, the entity selected for the  
22 conduct of the assessment required by subsection (a) shall  
23 provide to the Secretary an unclassified report, with a  
24 classified annex (if appropriate), containing its findings as  
25 a result of the assessment. Not later than 90 days after

1 the date of receipt of the report, the Secretary shall trans-  
2 mit the report to the congressional defense committees,  
3 together with such comments on the report as the Sec-  
4 retary considers appropriate.

5 (e) FUNDING.—Of the amounts authorized to be ap-  
6 propriated by section 301 and available for operation and  
7 maintenance for Defense-wide activities as specified in the  
8 funding table in section 4301, up to \$2,000,000 shall be  
9 made available for the completion of the assessment re-  
10 quired by subsection (a).

11 **SEC. 348. INCLUSION OF ASSESSMENT OF JOINT MILITARY**  
12 **TRAINING AND FORCE ALLOCATIONS IN**  
13 **QUADRENNIAL DEFENSE REVIEW AND NA-**  
14 **TIONAL MILITARY STRATEGY.**

15 The assessments of the National Military Strategy  
16 conducted by the Chairman of the Joint Chiefs of Staff  
17 under section 153(b) of this title, and the quadrennial  
18 roles and missions review pursuant to section 118b of this  
19 title, shall include an assessment of joint military training  
20 and force allocations to determine—

21 (1) the compliance of the military departments  
22 with the joint training, doctrine, and resource alloca-  
23 tion recommendations promulgated by the Joint  
24 Chiefs of Staff; and



1                   **Subtitle F—Limitations and**  
2                   **Extension of Authority**

3   **SEC. 351. ADOPTION OF MILITARY WORKING DOG BY FAM-**  
4                   **ILY OF DECEASED OR SERIOUSLY WOUNDED**  
5                   **MEMBER OF THE ARMED FORCES WHO WAS**  
6                   **THE DOG’S HANDLER.**

7           Section 2583 of title 10, United States Code, is  
8 amended—

9                   (1) in subsection (a)(2) by inserting after “ex-  
10           traordinary circumstances” the following: “, includ-  
11           ing circumstances under which the handler of a mili-  
12           tary working dog is killed in action, dies of wounds  
13           received in action, or is medically retired as a result  
14           of injuries received in action,”; and

15                   (2) in subsection (c), by adding at the end the  
16           following: “If the Secretary of the military depart-  
17           ment concerned determines that an adoption is justi-  
18           fied under subsection (a)(2) under circumstances  
19           under which the handler of a military working dog  
20           is wounded in action, the dog may be made available  
21           for adoption only by the handler. If the Secretary of  
22           the military department concerned determines that  
23           such an adoption is justified under circumstances  
24           under which the handler of a military working dog  
25           is killed in action or dies of wounds received in ac-

1           tion, the military working dog shall be made avail-  
2           able for adoption only by a parent, child, spouse, or  
3           sibling of the deceased handler.”.

4   **SEC. 352. PROHIBITION ON EXPANSION OF THE AIR FORCE**

5                           **FOOD TRANSFORMATION INITIATIVE.**

6           The Secretary of the Air Force may not expand the  
7   Air Force food transformation initiative (hereinafter re-  
8   ferred to as the “initiative”) to include any base other  
9   than the six bases initially included in the pilot program  
10   until the Secretary of the Air Force submits to the Com-  
11   mittees on Armed Services of the Senate and House of  
12   Representatives a report on the initiative. Such report  
13   shall include the following:

14                   (1) A description of the effects of the initiative  
15                   on all employees who are paid through non-  
16                   appropriated funds.

17                   (2) A description of the training programs  
18                   being developed to assist the transition for all em-  
19                   ployees affected by the initiative.

20                   (3) An explanation of how appropriated and  
21                   non-appropriated funds used in the initiative are  
22                   being tracked to ensure that such funds remain seg-  
23                   regated.



1 curement or operation and maintenance for the migration  
2 to enterprise email services by the Department of the  
3 Army may be obligated or expended until the date that  
4 is 30 days after the date on which the Secretary of Army  
5 submits to the congressional defense committees a report  
6 on the acquisition strategy for the acquisition program  
7 designated under subsection (a), including certification  
8 that existing and planned efforts for the program comply  
9 with all existing regulations pertaining to competition. The  
10 report shall include each of the following:

11 (1) A description of the formal acquisition over-  
12 sight body established.

13 (2) An assessment by the acquisition oversight  
14 body of the sufficiency and completeness of the cur-  
15 rent validated requirements and analysis of alter-  
16 natives.

17 (3) In any instances where the validated re-  
18 quirements or analysis of alternatives has been de-  
19 termined to be insufficient, a plan for remediation.

20 (4) An assessment by the Army Audit Agency  
21 to determine the cost savings and cost avoidance ex-  
22 pected from each of the alternatives to be consid-  
23 ered.

1           (5) An assessment of the technical challenges to  
2           implementing the selected approach, including a se-  
3           curity assessment.

4           (6) A certification by the Secretary of the Army  
5           that the selected approach for moving forward is in  
6           the best technical and financial interests of the  
7           Army and provides for the maximum amount of  
8           competition possible in accordance with section  
9           2302(3)(D) of title 10, United States Code.

10          (7) A detailed accounting of the funding ex-  
11          pended by the program as of the date of the enact-  
12          ment of this Act, as well as an estimate of the fund-  
13          ing needed to complete the selected approach.

14          (c) REPORT BY CHIEF INFORMATION OFFICER OF  
15 THE DEPARTMENT OF DEFENSE.—Not later than 180  
16 days after the date of the enactment of this Act, the Chief  
17 Information Officer of the Department of Defense shall  
18 submit to the congressional defense committees a report  
19 on Department of Defense plans for enterprise email.  
20 Such report shall include—

21           (1) an assessment of how the migration of the  
22           Army's email system to the Defense Information  
23           Services Agency fits within the Department's stra-  
24           tegic information technology plans;

1           (2) a description of how the Chief Information  
2           Officer is addressing the email capabilities of the  
3           other military departments, including plans for con-  
4           solidating the email services of the other military de-  
5           partments; and

6           (3) a description of the degree to which fair and  
7           open competition will be or has been used to mod-  
8           ernize the existing infrastructure to which the Army  
9           is migrating its email services, including a roadmap  
10          detailing when elements of the architecture will be  
11          upgraded over time.

12 **SEC. 354. ONE-YEAR EXTENSION OF PILOT PROGRAM FOR**  
13                   **AVAILABILITY OF WORKING-CAPITAL FUNDS**  
14                   **TO ARMY FOR CERTAIN PRODUCT IMPROVE-**  
15                   **MENTS.**

16          Section 330(f) of the National Defense Authorization  
17          Act for Fiscal Year 2008 (Public Law 110–181; 122 Stat.  
18          68) is amended by striking “October 1, 2013” and insert-  
19          ing “October 1, 2014”.

1                   **Subtitle G—Other Matters**

2   **SEC. 361. COMMERCIAL SALE OF SMALL ARMS AMMUNI-**  
3                   **TION AND SMALL ARMS AMMUNITION COM-**  
4                   **PONENTS IN EXCESS OF MILITARY REQUIRE-**  
5                   **MENTS, AND FIRED CARTRIDGE CASES.**

6           Section 346 of the Ike Skelton National Defense Au-  
7   thorization Act for Fiscal Year 2011 (Public Law 111–  
8   383; 124 Stat. 4191; 10 U.S.C. 2576 note) is amended  
9   to read as follows:

10   **“SEC. 346. COMMERCIAL SALE OF SMALL ARMS AMMUNI-**  
11                   **TION AND SMALL ARMS AMMUNITION COM-**  
12                   **PONENTS IN EXCESS OF MILITARY REQUIRE-**  
13                   **MENTS, AND FIRED CARTRIDGE CASES.**

14           “(a) COMMERCIAL SALE OF SMALL ARMS AMMUNI-  
15   TION, SMALL AMMUNITION COMPONENTS, AND FIRED  
16   CARTRIDGE CASES.—Small arms ammunition and small  
17   ammunition components which are in excess of military  
18   requirements, and intact fired small arms cartridge cases  
19   shall be made available for commercial sale. Such small  
20   arms ammunition, small arms ammunition components,  
21   and intact fired cartridge cases shall not be demilitarized,  
22   destroyed, or disposed of, unless in excess of commercial  
23   demands or certified by the Secretary of Defense as un-  
24   serviceable or unsafe. This provision shall not apply to am-  
25   munition, ammunition components, or fired cartridge

1 cases stored or expended outside the continental United  
2 States (OCONUS).

3       “(b) DEADLINE FOR GUIDANCE.—Not later than 90  
4 days after the date of the enactment of the National De-  
5 fense Authorization Act for Fiscal Year 2012, the Sec-  
6 retary of Defense shall issue guidance to ensure compli-  
7 ance with subsection (a). Not later than 15 days after  
8 issuing such guidance, the Secretary shall submit to the  
9 congressional defense committees a letter of compliance  
10 providing notice of such guidance.

11       “(c) PREFERENCE.—No small arms ammunition or  
12 small arms ammunition components in excess of military  
13 requirements, or fired small arms cartridge cases may be  
14 made available for commercial sale under this section be-  
15 fore such ammunition and ammunition components are of-  
16 fered for transfer or purchase, as authorized by law, to  
17 another Federal department or agency or for sale to State  
18 and local law enforcement, firefighting, homeland security,  
19 and emergency management agencies pursuant to section  
20 2576 of title 10, United States Code, as amended by this  
21 Act.

22       “(d) SALES CONTROLS.—All small arms ammunition  
23 and small arms ammunition components, and fired small  
24 arms cartridge cases made available for commercial sale

1 under this section shall be subject to all explosives safety  
2 and trade security controls in effect at the time of sale.

3 “(e) DEFINITIONS.—In this section:

4 “(1) SMALL ARMS AMMUNITION.—The term  
5 ‘small arms ammunition’ means ammunition or ord-  
6 nance for firearms up to and including .50 caliber  
7 and for shotguns.

8 “(2) SMALL ARMS AMMUNITION COMPO-  
9 NENTS.—The term ‘small arms ammunition compo-  
10 nents’ means components, parts, accessories, and at-  
11 tachments associated with small arms ammunition.

12 “(3) FIRED CARTRIDGE CASES.—The term  
13 ‘fired cartridge cases’ means expended small arms  
14 cartridge cases (ESACC).”

15 **SEC. 362. COMPTROLLER GENERAL REVIEW OF SPACE-**  
16 **AVAILABLE TRAVEL ON MILITARY AIRCRAFT.**

17 (a) REVIEW REQUIRED.—The Comptroller General  
18 of the United States shall conduct a review of the Depart-  
19 ment of Defense system for space-available travel. The re-  
20 view shall determine the capacity of the system presently  
21 and as projected in the future and shall examine the effi-  
22 ciency and usage of space-available travel.

23 (b) ELEMENTS.—The review required under sub-  
24 section (a) shall include the following elements:

1           (1) A discussion of the efficiency of the system  
2           and data regarding usage of available space by cat-  
3           egory of passengers under existing regulations.

4           (2) Estimates of the effect on availability based  
5           on future projections.

6           (3) A discussion of the logistical and manage-  
7           ments problems, including congestion at terminals,  
8           waiting times, lodging availability, and personal  
9           hardships currently experienced by travelers.

10          (4) An evaluation of the cost of the system and  
11          whether space-available travel is and can remain  
12          cost-neutral.

13          (5) An evaluation of the feasibility of expanding  
14          the categories of passengers eligible for space-avail-  
15          able travel to include—

16                 (A) in the case of overseas travel, retired  
17                 members of an active or reserve component, in-  
18                 cluding retired members of reserve components,  
19                 who, but for being under the eligibility age ap-  
20                 plicable to the member under section 12731  
21                 title 10, United States Code, would be eligible  
22                 for retired pay under chapter 1223 of such  
23                 title; and

1 (B) unremarried widows and widowers of  
2 active or reserve component members of the  
3 Armed Forces.

4 (6) Other factors relating to the efficiency and  
5 cost effectiveness of space-available travel.

6 **SEC. 363. AUTHORITY TO PROVIDE INFORMATION FOR**  
7 **MARITIME SAFETY OF FORCES AND HYDRO-**  
8 **GRAPHIC SUPPORT.**

9 (a) **AUTHORITY.**—Part IV of subtitle C of title 10,  
10 United States Code, is amended by adding at the end the  
11 following new chapter:

12 **“CHAPTER 669—MARITIME SAFETY OF**  
13 **FORCES**

“Sec.

“7921. Safety and effectiveness information; hydrographic information.

14 **“§ 7921. Safety and effectiveness information; hydro-**  
15 **graphic information**

16 “(a) **SAFETY AND EFFECTIVENESS INFORMATION.**—

17 (1) The Secretary of the Navy shall maximize the safety  
18 and effectiveness of all maritime vessels, aircraft, and  
19 forces of the armed forces by means of—

20 “(A) marine data collection;

21 “(B) numerical weather and ocean prediction;

22 and

23 “(C) forecasting of hazardous weather and  
24 ocean conditions.

1       “(2) The Secretary may extend similar support to  
2 forces of the North Atlantic Treaty Organization, and to  
3 coalition forces, that are operating with the armed forces.

4       “(b) HYDROGRAPHIC INFORMATION.—The Secretary  
5 of the Navy shall collect, process, and provide to the Direc-  
6 tor of the National Geospatial-Intelligence Agency hydro-  
7 graphic information to support preparation of maps,  
8 charts, books, and geodetic products by that Agency.”.

9       (b) CLERICAL AMENDMENT.—The table of chapters  
10 at the beginning of subtitle C of such title, and the table  
11 of chapters at the beginning of part IV of such subtitle,  
12 are each amended by inserting after the item relating to  
13 chapter 667 the following new item:

**“669. Maritime Safety of Forces ..... 7921”.**

14       **SEC. 364. DEPOSIT OF REIMBURSED FUNDS UNDER RECIP-**  
15               **ROCAL FIRE PROTECTION AGREEMENTS.**

16       (a) IN GENERAL.—Subsection (b) of section 5 of the  
17 Act of May 27, 1955 (42 U.S.C. 1856d(b)) is amended  
18 to read as follows:

19       “(b) Notwithstanding subsection (a), all sums re-  
20 ceived as reimbursements for costs incurred by any De-  
21 partment of Defense activity for fire protection rendered  
22 pursuant to this Act shall be credited to the same appro-  
23 priation or fund from which the expenses were paid or,  
24 if the period of availability for obligation for that appro-  
25 priation has expired, to the appropriation or fund that is

1 currently available to the activity for the same purpose.  
2 Amounts so credited shall be subject to the same provi-  
3 sions and restrictions as the appropriation or account to  
4 which credited.”.

5 (b) **APPLICABILITY.**—The amendment made by sub-  
6 section (a) shall apply with respect to reimbursements for  
7 expenditures of funds appropriated after the date of the  
8 enactment of this Act.

9 **SEC. 365. CLARIFICATION OF THE AIRLIFT SERVICE DEFINI-**  
10 **TIONS RELATIVE TO THE CIVIL RESERVE**  
11 **AIR FLEET.**

12 (a) **CLARIFICATION.**—Section 41106 of title 49,  
13 United States Code, is amended—

14 (1) in subsections (a)(1), (b), and (c), by strik-  
15 ing “transport category aircraft” each place it ap-  
16 pears and inserting “CRAF-eligible aircraft”; and

17 (2) in subsection (c), by striking “that has air-  
18 craft in the civil reserve air fleet” and inserting “re-  
19 ferred to in subsection (a)”.

20 (b) **CRAF-ELIGIBLE AIRCRAFT DEFINED.**—Such  
21 section is further amended by adding at the end the fol-  
22 lowing new subsection:

23 “(e) **CRAF-ELIGIBLE AIRCRAFT DEFINED.**—In this  
24 section, ‘CRAF-eligible aircraft’ means aircraft of a type

1 the Secretary of Defense has determined to be eligible to  
2 participate in the civil reserve air fleet.”.

3 **SEC. 366. RATEMAKING PROCEDURES FOR CIVIL RESERVE**  
4 **AIR FLEET CONTRACTS.**

5 (a) IN GENERAL.—Chapter 931 of title 10, United  
6 States Code, is amended by inserting after section 9511  
7 the following new section:

8 **“§ 9511a. Civil Reserve Air Fleet contracts: payment**  
9 **rate**

10 “(a) AUTHORITY.—The Secretary of Defense shall  
11 determine a fair and reasonable rate of payment for airlift  
12 services provided to the Department of Defense by air car-  
13 riers who are participants in the Civil Reserve Air Fleet  
14 program.

15 “(b) REGULATIONS.—The Secretary of Defense shall  
16 prescribe regulations for purposes of subsection (a). The  
17 Secretary may exclude from the applicability of those reg-  
18 ulations any airlift services contract made through the use  
19 of competitive procedures.

20 “(c) COMMITMENT OF AIRCRAFT AS A BUSINESS  
21 FACTOR.—The Secretary may, in determining the quan-  
22 tity of business to be received under an airlift services con-  
23 tract for which the rate of payment is determined in ac-  
24 cordance with subsection (a), use as a factor the relative

1 amount of airlift capability committed by each air carrier  
2 to the Civil Reserve Air Fleet.

3 “(d) INAPPLICABLE PROVISIONS OF LAW.—An airlift  
4 services contract for which the rate of payment is deter-  
5 mined in accordance with subsection (a) shall not be sub-  
6 ject to the provisions of section 2306a of this title or to  
7 the provisions of subsections (a) and (b) of section 1502  
8 of title 41.”.

9 (b) CLERICAL AMENDMENT.—The table of sections  
10 at the beginning of such chapter is amended by inserting  
11 after the item relating to section 9511 the following new  
12 item:

“9511a. Civil Reserve Air Fleet contracts: payment rate.”.

13 (c) INITIAL REGULATIONS.—Regulations shall be  
14 prescribed under section 9511a(b) of title 10, United  
15 States Code, as added by subsection (a), not later than  
16 180 days after the date of the enactment of this Act.

17 **SEC. 367. POLICY ON ACTIVE SHOOTER TRAINING FOR CER-**  
18 **TAIN LAW ENFORCEMENT PERSONNEL.**

19 The Secretary of Defense shall establish policy and  
20 promulgate guidelines to ensure civilian and military law  
21 enforcement personnel charged with security functions on  
22 military installations shall receive Active Shooter Training  
23 as described in finding 4.3 of the document entitled “Pro-  
24 tecting the Force: Lessons From Fort Hood”.

1 **SEC. 368. PROCUREMENT OF TENTS OR OTHER TEM-**  
2 **PORARY STRUCTURES.**

3 (a) IN GENERAL.—In procuring tents or other tem-  
4 porary structures for use by the Armed Forces, and in  
5 establishing or maintaining an alternative source for such  
6 tents and structures, the Secretary of Defense shall award  
7 contracts that provide the best value to the United States.  
8 In determining the best value to the United States under  
9 this section, the Secretary shall consider the total life-cycle  
10 costs of such tents or structures, including the costs asso-  
11 ciated with any equipment or fuel needed to heat or cool  
12 such tents or structures.

13 (b) INTERAGENCY PROCUREMENT.—The require-  
14 ments of this section shall apply to any agency or depart-  
15 ment of the United States that procures tents or other  
16 temporary structures on behalf of the Department of De-  
17 fense.

18 **TITLE IV—MILITARY**  
19 **PERSONNEL AUTHORIZATIONS**

Subtitle A—Active Forces

Sec. 401. End strengths for active forces.

Sec. 402. Revision in permanent active duty end strength minimum levels.

Subtitle B—Reserve Forces

Sec. 411. End strengths for Selected Reserve.

Sec. 412. End strengths for Reserves on active duty in support of the reserves.

Sec. 413. End strengths for military technicians (dual status).

Sec. 414. Fiscal year 2012 limitation on number of non-dual status technicians.

Sec. 415. Maximum number of reserve personnel authorized to be on active  
duty for operational support.

## Subtitle C—Authorization of Appropriations

Sec. 421. Military personnel.

**1 Subtitle A—Active Forces****2 SEC. 401. END STRENGTHS FOR ACTIVE FORCES.**

3 The Armed Forces are authorized strengths for active  
4 duty personnel as of September 30, 2012, as follows:

5 (1) The Army, 562,000.

6 (2) The Navy, 325,700.

7 (3) The Marine Corps, 202,100.

8 (4) The Air Force, 332,800.

9 **SEC. 402. REVISION IN PERMANENT ACTIVE DUTY END**  
10 **STRENGTH MINIMUM LEVELS.**

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

14 “(1) For the Army, 547,400.

15 “(2) For the Navy, 325,700.

16 “(3) For the Marine Corps, 202,100.

17 “(4) For the Air Force, 332,800.”.

**18 Subtitle B—Reserve Forces****19 SEC. 411. END STRENGTHS FOR SELECTED RESERVE.**

20 (a) IN GENERAL.—The Armed Forces are authorized  
21 strengths for Selected Reserve personnel of the reserve  
22 components as of September 30, 2012, as follows:

23 (1) The Army National Guard of the United  
24 States, 358,200.

1 (2) The Army Reserve, 205,000.

2 (3) The Navy Reserve, 66,200.

3 (4) The Marine Corps Reserve, 39,600.

4 (5) The Air National Guard of the United  
5 States, 106,700.

6 (6) The Air Force Reserve, 71,400.

7 (7) The Coast Guard Reserve, 10,000.

8 (b) END STRENGTH REDUCTIONS.—The end  
9 strengths prescribed by subsection (a) for the Selected Re-  
10 serve of any reserve component shall be proportionately  
11 reduced by—

12 (1) the total authorized strength of units orga-  
13 nized to serve as units of the Selected Reserve of  
14 such component which are on active duty (other  
15 than for training) at the end of the fiscal year; and

16 (2) the total number of individual members not  
17 in units organized to serve as units of the Selected  
18 Reserve of such component who are on active duty  
19 (other than for training or for unsatisfactory partici-  
20 pation in training) without their consent at the end  
21 of the fiscal year.

22 (c) END STRENGTH INCREASES.—Whenever units or  
23 individual members of the Selected Reserve of any reserve  
24 component are released from active duty during any fiscal  
25 year, the end strength prescribed for such fiscal year for

1 the Selected Reserve of such reserve component shall be  
2 increased proportionately by the total authorized strengths  
3 of such units and by the total number of such individual  
4 members.

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

7 Within the end strengths prescribed in section  
8 411(a), the reserve components of the Armed Forces are  
9 authorized, as of September 30, 2012, the following num-  
10 ber of Reserves to be serving on full-time active duty or  
11 full-time duty, in the case of members of the National  
12 Guard, for the purpose of organizing, administering, re-  
13 cruiting, instructing, or training the reserve components:

14 (1) The Army National Guard of the United  
15 States, 32,060.

16 (2) The Army Reserve, 16,261.

17 (3) The Navy Reserve, 10,337.

18 (4) The Marine Corps Reserve, 2,261.

19 (5) The Air National Guard of the United  
20 States, 14,833.

21 (6) The Air Force Reserve, 2,662.

22 **SEC. 413. END STRENGTHS FOR MILITARY TECHNICIANS**  
23 **(DUAL STATUS).**

24 The minimum number of military technicians (dual  
25 status) as of the last day of fiscal year 2012 for the re-

1 serve components of the Army and the Air Force (notwith-  
2 standing section 129 of title 10, United States Code) shall  
3 be the following:

4 (1) For the Army Reserve, 8,395.

5 (2) For the Army National Guard of the United  
6 States, 27,210.

7 (3) For the Air Force Reserve, 10,777.

8 (4) For the Air National Guard of the United  
9 States, 22,509.

10 **SEC. 414. FISCAL YEAR 2012 LIMITATION ON NUMBER OF**  
11 **NON-DUAL STATUS TECHNICIANS.**

12 (a) LIMITATIONS.—

13 (1) NATIONAL GUARD.—Within the limitation  
14 provided in section 10217(c)(2) of title 10, United  
15 States Code, the number of non-dual status techni-  
16 cians employed by the National Guard as of Sep-  
17 tember 30, 2012, may not exceed the following:

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

20 (B) For the Air National Guard of the  
21 United States, 350.

22 (2) ARMY RESERVE.—The number of non-dual  
23 status technicians employed by the Army Reserve as  
24 of September 30, 2012, may not exceed 595.

1           (3) AIR FORCE RESERVE.—The number of non-  
2           dual status technicians employed by the Air Force  
3           Reserve as of September 30, 2012, may not exceed  
4           90.

5           (b) NON-DUAL STATUS TECHNICIANS DEFINED.—In  
6           this section, the term “non-dual status technician” has the  
7           meaning given that term in section 10217(a) of title 10,  
8           United States Code.

9           **SEC. 415. MAXIMUM NUMBER OF RESERVE PERSONNEL AU-**  
10                           **THORIZED TO BE ON ACTIVE DUTY FOR**  
11                           **OPERATIONAL SUPPORT.**

12           During fiscal year 2012, the maximum number of  
13           members of the reserve components of the Armed Forces  
14           who may be serving at any time on full-time operational  
15           support duty under section 115(b) of title 10, United  
16           States Code, is the following:

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

19           (2) The Army Reserve, 13,000.

20           (3) The Navy Reserve, 6,200.

21           (4) The Marine Corps Reserve, 3,000.

22           (5) The Air National Guard of the United  
23           States, 16,000.

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

1           **Subtitle C—Authorization of**  
2                           **Appropriations**

3   **SEC. 421. MILITARY PERSONNEL.**

4           (a) AUTHORIZATION OF APPROPRIATIONS.—Funds  
5 are hereby authorized to be appropriated for fiscal year  
6 2012 for the use of the Armed Forces and other activities  
7 and agencies of the Department of Defense for expenses,  
8 not otherwise provided for, for military personnel, as spec-  
9 ified in the funding table in section 4401.

10          (b) CONSTRUCTION OF AUTHORIZATION.—The au-  
11 thorization of appropriations in subsection (a) supersedes  
12 any other authorization of appropriations (definite or in-  
13 definite) for such purpose for fiscal year 2012.

14   **TITLE V—MILITARY PERSONNEL**  
15                           **POLICY**

          Subtitle A—Officer Personnel Policy Generally

- Sec. 501. Increase in authorized strengths for Marine Corps officers on active duty in grades of major, lieutenant colonel, and colonel.
- Sec. 502. General officer and flag officer reform.
- Sec. 503. National Defense University outplacement waiver.
- Sec. 504. Voluntary retirement incentive matters.

          Subtitle B—Reserve Component Management

- Sec. 511. Leadership of National Guard Bureau.
- Sec. 512. Membership of the Chief of the National Guard Bureau on the Joint Chiefs of Staff.
- Sec. 513. Modification of time in which preseparation counseling must be provided to reserve component members being demobilized.
- Sec. 514. Clarification of applicability of authority for deferral of mandatory separation of military technicians (dual status) until age 60.
- Sec. 515. Authority to order Army Reserve, Navy Reserve, Marine Corps Reserve, and Air Force Reserve to active duty to provide assistance in response to a major disaster or emergency.
- Sec. 516. Authority for order to active duty of units of the Selected Reserve for preplanned missions in support of the combatant commands.

- Sec. 517. Modification of eligibility for consideration for promotion for reserve officers employed as military technicians (dual status).
- Sec. 518. Consideration of reserve component officers for appointment to certain command positions.
- Sec. 519. Report on termination of military technician as a distinct personnel management category.

#### Subtitle C—General Service Authorities

- Sec. 521. Sense of Congress on the unique nature, demands, and hardships of military service.
- Sec. 522. Policy addressing dwell time and measurement and data collection regarding unit operating tempo and personnel tempo.
- Sec. 523. Protected communications by members of the Armed Forces and prohibition of retaliatory personnel actions.
- Sec. 524. Notification requirement for determination made in response to review of proposal for award of Medal of Honor not previously submitted in timely fashion.
- Sec. 525. Expansion of regular enlisted members covered by early discharge authority.
- Sec. 526. Extension of voluntary separation pay and benefits authority.
- Sec. 527. Prohibition on denial of reenlistment of members for unsuitability based on the same medical condition for which they were determined to be fit for duty.
- Sec. 528. Designation of persons authorized to direct disposition of remains of members of the Armed Forces.
- Sec. 529. Matters covered by preseparation counseling for members of the Armed Forces and their spouses.
- Sec. 530. Conversion of high-deployment allowance from mandatory to authorized.
- Sec. 531. Extension of authority to conduct programs on career flexibility to enhance retention of members of the Armed Forces.
- Sec. 532. Policy on military recruitment and enlistment of graduates of secondary schools.
- Sec. 533. Department of Defense suicide prevention program.

#### Subtitle D—Military Justice and Legal Matters

- Sec. 541. Reform of offenses relating to rape, sexual assault, and other sexual misconduct under the Uniform Code of Military Justice.
- Sec. 542. Authority to compel production of documentary evidence.
- Sec. 543. Clarification of application and extent of direct acceptance of gifts authority.
- Sec. 544. Freedom of conscience of military chaplains with respect to the performance of marriages.

#### Subtitle E—Member Education and Training Opportunities and Administration

- Sec. 551. Employment skills training for members of the Armed Forces on active duty who are transitioning to civilian life.
- Sec. 552. Enhancement of authorities on joint professional military education.
- Sec. 553. Temporary authority to waive maximum age limitation on admission to the military service academies.
- Sec. 554. Enhancement of administration of the United States Air Force Institute of Technology.

- Sec. 555. Enrollment of certain seriously wounded, ill, or injured former or retired enlisted members of the Armed Forces in associate degree programs of the Community College of the Air Force in order to complete degree program.
- Sec. 556. Reserve component mental health student stipend.
- Sec. 557. Fiscal year 2012 administration and report on the Troops-to-Teachers Program.
- Sec. 558. Pilot program on receipt of civilian credentialing for skills required for military occupational specialties.
- Sec. 559. Report on certain education assistance programs.

#### Subtitle F—Armed Forces Retirement Home

- Sec. 561. Control and administration by Secretary of Defense.
- Sec. 562. Senior Medical Advisor oversight of health care provided to residents of Armed Forces Retirement Home.
- Sec. 563. Establishment of Armed Forces Retirement Home Advisory Council and Resident Advisory Committees.
- Sec. 564. Administrators, Ombudsmen, and staff of facilities.
- Sec. 565. Revision of fee requirements.
- Sec. 566. Revision of inspection requirements.
- Sec. 567. Repeal of obsolete transitional provisions and technical, conforming, and clerical amendments.

#### Subtitle G—Defense Dependents' Education and Military Family Readiness Matters

- Sec. 571. Impact aid for children with severe disabilities.
- Sec. 572. Continuation of authority to assist local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.
- Sec. 573. Three-year extension and enhancement of authorities on transition of military dependent students among local educational agencies.
- Sec. 574. Revision to membership of Department of Defense Military Family Readiness Council.
- Sec. 575. Reemployment rights following certain National Guard duty.
- Sec. 576. Expansion of Operation Hero Miles.
- Sec. 577. Report on Department of Defense autism pilot and demonstration projects.
- Sec. 578. Comptroller General of the United States report on Department of Defense military spouse employment programs.

#### Subtitle H—Improved Sexual Assault Prevention and Response in the Armed Forces

- Sec. 581. Access of sexual assault victims to legal assistance and services of Sexual Assault Response Coordinators and Sexual Assault Victim Advocates.
- Sec. 582. Consideration of application for permanent change of station or unit transfer based on humanitarian conditions for victim of sexual assault or related offense.
- Sec. 583. Director of Sexual Assault Prevention and Response Office.
- Sec. 584. Sexual Assault Response Coordinators and Sexual Assault Victim Advocates.
- Sec. 585. Training and education programs for sexual assault prevention and response program.

Sec. 586. Department of Defense policy and procedures on retention and access to evidence and records relating to sexual assaults involving members of the Armed Forces.

Subtitle I—Other Matters

Sec. 588. Department of Defense authority to carry out personnel recovery reintegration and post-isolation support activities.

Sec. 589. Military adaptive sports program.

Sec. 590. Enhancement and improvement of Yellow Ribbon Reintegration Program.

Sec. 591. Army National Military Cemeteries.

Sec. 592. Inspection of military cemeteries under jurisdiction of the military departments.

Sec. 593. Authorization for award of the distinguished service cross for Captain Fredrick L. Spaulding for acts of valor during the Vietnam War.

Sec. 594. Authorization and request for award of Medal of Honor to Emil Kapaun for acts of valor during the Korean War.

Sec. 595. Review regarding award of Medal of Honor to Jewish American World War I veterans.

Sec. 596. Report on process for expedited determination of disability of members of the Armed Forces with certain disabling conditions.

Sec. 597. Comptroller General study of military necessity of Selective Service System and alternatives.

Sec. 598. Evaluation of issues affecting disposition of remains of American sailors killed in the explosion of the ketch U.S.S. Intrepid in Tripoli Harbor on September 4, 1804.

1           **Subtitle A—Officer Personnel**  
 2                           **Policy Generally**

3   **SEC. 501. INCREASE IN AUTHORIZED STRENGTHS FOR MA-**  
 4                           **RINE CORPS OFFICERS ON ACTIVE DUTY IN**  
 5                           **GRADES OF MAJOR, LIEUTENANT COLONEL,**  
 6                           **AND COLONEL.**

7           The table in subsection (a)(1) of section 523 of title  
 8 10, United States Code, is amended by striking the items  
 9 relating to the total number of commissioned officers (ex-  
 10 cluding officers in categories specified in subsection (b)  
 11 of such section) serving on active duty in the Marine Corps

1 in the grades of major, lieutenant colonel, and colonel, re-  
 2 spectively, and inserting the following new items:

“10,000	2,802	1,615	633
12,500	3,247	1,768	658
15,000	3,691	1,922	684
17,500	4,135	2,076	710
20,000	4,579	2,230	736
22,500	5,024	2,383	762
25,000	5,468	2,537	787”.

3 **SEC. 502. GENERAL OFFICER AND FLAG OFFICER REFORM.**

4 (a) REMOVAL OF CERTAIN POSITIONS FROM EXCEP-  
 5 TION TO DISTRIBUTION LIMITS.—

6 (1) REMOVAL OF POSITIONS.—Subsection (b) of  
 7 section 525 of title 10, United States Code, is  
 8 amended to read as follows:

9 “(b) The limitations of subsection (a) do not include  
 10 the following:

11 “(1) An officer released from a joint duty as-  
 12 signment, but only during the 60-day period begin-  
 13 ning on the date the officer departs the joint duty  
 14 assignment, except that the Secretary of Defense  
 15 may authorize the Secretary of a military depart-  
 16 ment to extend the 60-day period by an additional  
 17 120 days, but no more than three officers from each  
 18 armed forces may be on active duty who are ex-  
 19 cluded under this paragraph.

20 “(2) The number of officers required to serve in  
 21 joint duty assignments as authorized by the Sec-

1       retary of Defense under section 526(b) for each mili-  
2       tary service.”.

3           (2) EFFECTIVE DATE.—The amendment made  
4       by paragraph (1) shall take effect on January 1,  
5       2012.

6       (b) LIMITATION ON NUMBER OF GENERAL AND  
7       FLAG OFFICERS ON ACTIVE DUTY.—

8           (1) LIMITATION; EXCLUSION FOR JOINT DUTY  
9       REQUIREMENTS.—Section 526 of such title is  
10      amended—

11           (A) in subsection (a)—

12               (i) in paragraph (1), by striking  
13               “230” and inserting “231”;

14               (ii) in paragraph (2), by striking  
15               “160” and inserting “161”;

16               (iii) in paragraph (3), by striking  
17               “208” and inserting “198”; and

18               (iv) in paragraph (4), by striking  
19               “60” and inserting “61”; and

20           (B) in subsection (b)(2)(C), by striking  
21           “76” and inserting “73”.

22           (2) DISTRIBUTION LIMITATION.—Section  
23       525(a) of such title is amended—

24           (A) in paragraph (1)(B), by striking “45”  
25       and inserting “46”;

1 (B) in paragraph (2)(B), by striking “43”  
2 and inserting “44”;

3 (C) in paragraph (3)(B), by striking “32”  
4 and inserting “33”; and

5 (D) in paragraph (4)(C), by striking “22”  
6 and inserting “23”.

7 (3) EFFECTIVE DATE.—The amendments made  
8 by this subsection shall take effect on October 1,  
9 2013.

10 (c) LIMITED EXCLUSION FOR JOINT DUTY ASSIGN-  
11 MENTS FROM AUTHORIZED STRENGTH LIMITATION.—

12 (1) EXCLUSION.—Subsection (b) of section 526  
13 of such title is amended by striking “324” and in-  
14 serting “310”.

15 (2) EFFECTIVE DATE.—The amendment made  
16 by paragraph (1) shall take effect on January 1,  
17 2012.

18 (d) ELIMINATION OF COMPLETE EXCLUSION FOR  
19 OFFICERS SERVING IN CERTAIN INTELLIGENCE POSI-  
20 TIONS.—

21 (1) ELIMINATION OF CURRENT BROAD EXCLU-  
22 SION.—Section 528 of such title is amended by  
23 striking subsections (b), (c), and (d) and inserting  
24 the following new subsections:

1           “(b) DIRECTOR AND DEPUTY DIRECTOR OF CIA.—  
2 When the position of Director or Deputy Director of the  
3 Central Intelligence Agency is held by an officer of the  
4 armed forces, the position, so long as the officer serves  
5 in the position, shall be designated, pursuant to subsection  
6 (b) of section 526 of this title, as one of the general officer  
7 and flag officer positions to be excluded from the limita-  
8 tions in subsection (a) of such section.

9           “(c) ASSOCIATE DIRECTOR OF MILITARY AFFAIRS,  
10 CIA.—When the position of Associate Director of Military  
11 Affairs, Central Intelligence Agency, or any successor po-  
12 sition, is held by an officer of the armed forces, the posi-  
13 tion, so long as the officer serves in the position, shall  
14 be designated, pursuant to subsection (b) of section 526  
15 of this title, as one of the general officer and flag officer  
16 positions to be excluded from the limitations in subsection  
17 (a) of such section.

18           “(d) OFFICERS SERVING IN OFFICE OF DNI.—When  
19 a position in the Office of the Director of National Intel-  
20 ligence designated by agreement between the Secretary of  
21 Defense and the Director of National Intelligence is held  
22 by a general officer or flag officer of the armed forces,  
23 the position, so long as the officer serves in the position,  
24 shall be designated, pursuant to subsection (b) of section  
25 526 of this title, as one of the general officer and flag

1 officer positions to be excluded from the limitations in sub-  
2 section (a) of such section. However, not more than five  
3 of such positions may be included among the excluded po-  
4 sitions at any time.”.

5 (2) CLERICAL AMENDMENTS.—

6 (A) SECTION HEADING.—The heading of  
7 such section is amended to read as follows:

8 **“§ 528. Officers serving in certain intelligence posi-**  
9 **tions: military status; application of dis-**  
10 **tribution and strength limitations; pay**  
11 **and allowances”.**

12 (B) TABLE OF SECTIONS.—The table of  
13 sections at the beginning of chapter 32 of such  
14 title is amended by striking the item relating to  
15 section 528 and inserting the following new  
16 item:

“528. Officers serving in certain intelligence positions: military status; applica-  
tion of distribution and strength limitations; pay and allow-  
ances.”.

17 **SEC. 503. NATIONAL DEFENSE UNIVERSITY OUTPLACE-**  
18 **MENT WAIVER.**

19 (a) WAIVER AUTHORITY FOR OFFICERS NOT DES-  
20 IGNATED AS JOINT QUALIFIED OFFICERS.—Subsection  
21 (b) of section 663 of title 10, United States Code, is  
22 amended—

23 (1) in paragraph (1), by inserting after “to a  
24 joint duty assignment” the following: “(or, as au-

1       thorized by the Secretary in an individual case, to a  
2       joint assignment other than a joint duty assign-  
3       ment)”; and

4               (2) in paragraph (2)—

5                       (A) by striking “the joint duty assign-  
6                       ment” and inserting “the assignment”; and

7                       (B) by striking “a joint duty assignment”  
8                       and inserting “such an assignment”.

9       (b) EXCEPTION.—Such section is further amended by  
10       adding at the end the following new subsection:

11       “(d) EXCEPTION FOR OFFICERS GRADUATING FROM  
12       OTHER-THAN-IN-RESIDENCE PROGRAMS.—(1) Subsection  
13       (a) does not apply to an officer graduating from a school  
14       within the National Defense University specified in sub-  
15       section (c) following pursuit of a program on an other-  
16       than-in-residence basis.

17       “(2) Subsection (b) does not apply with respect to  
18       any group of officers graduating from a school within the  
19       National Defense University specified in subsection (c) fol-  
20       lowing pursuit of a program on an other-than-in-residence  
21       basis.”.

22       **SEC. 504. VOLUNTARY RETIREMENT INCENTIVE MATTERS.**

23       (a) ADDITIONAL VOLUNTARY RETIREMENT INCEN-  
24       TIVE AUTHORITY.—

1           (1) IN GENERAL.—Chapter 36 of title 10,  
2           United States Code, is amended by inserting after  
3           section 638a the following new section:

4   **“§ 638b. Voluntary retirement incentive**

5           “(a) INCENTIVE FOR VOLUNTARY RETIREMENT FOR  
6           CERTAIN OFFICERS.—The Secretary of Defense may au-  
7           thorize the Secretary of a military department to provide  
8           a voluntary retirement incentive payment in accordance  
9           with this section to an officer of the armed forces under  
10          that Secretary’s jurisdiction who is specified in subsection  
11          (c) as being eligible for such a payment.

12          “(b) LIMITATIONS.—(1) Any authority provided the  
13          Secretary of a military department under this section shall  
14          expire as specified by the Secretary of Defense, but not  
15          later than December 31, 2018.

16          “(2) The total number of officers who may be pro-  
17          vided a voluntary retirement incentive payment under this  
18          section may not exceed 675 officers.

19          “(c) ELIGIBLE OFFICERS.—(1) Except as provided  
20          in paragraph (2), an officer of the armed forces is eligible  
21          for a voluntary retirement incentive payment under this  
22          section if the officer—

23                  “(A) has served on active duty for more than  
24                  20 years, but not more than 29 years, on the ap-  
25                  proved date of retirement;

1           “(B) meets the minimum length of commis-  
2           sioned service requirement for voluntary retirement  
3           as a commissioned officer in accordance with section  
4           3911, 6323, or 8911 of this title, as applicable to  
5           that officer;

6           “(C) on the approved date of retirement, has 12  
7           months or more remaining on active-duty service be-  
8           fore reaching the maximum retirement years of ac-  
9           tive service for the member’s grade as specified in  
10          section 633 or 634 of this title;

11          “(D) on the approved date of retirement, has  
12          12 months or more remaining on active-duty service  
13          before reaching the maximum retirement age under  
14          any other provision of law; and

15          “(E) meets any additional requirements for  
16          such eligibility as is specified by the Secretary con-  
17          cerned, including any requirement relating to years  
18          of service, skill rating, military specialty or competi-  
19          tive category, grade, any remaining period of obli-  
20          gated service, or any combination thereof.

21          “(2) The following officers are not eligible for a vol-  
22          untary retirement incentive payment under this section:

23                 “(A) An officer being evaluated for disability  
24                 under chapter 61 of this title.

1           “(B) An officer projected to be retired under  
2           section 1201 or 1204 of this title.

3           “(C) An officer projected to be discharged with  
4           disability severance pay under section 1212 of this  
5           title.

6           “(D) A member transferred to the temporary  
7           disability retired list under section 1202 or 1205 of  
8           this title.

9           “(E) An officer subject to pending disciplinary  
10          action or subject to administrative separation or  
11          mandatory discharge under any other provision of  
12          law or regulation.

13          “(d) AMOUNT OF PAYMENT.—The amount of the vol-  
14          untary retirement incentive payment paid an officer under  
15          this section shall be an amount determined by the Sec-  
16          retary concerned, but not to exceed an amount equal to  
17          12 times the amount of the officer’s monthly basic pay  
18          at the time of the officer’s retirement. The amount may  
19          be paid in a lump sum at the time of retirement.

20          “(e) REPAYMENT FOR MEMBERS WHO RETURN TO  
21          ACTIVE DUTY.—(1) Except as provided in paragraph (2),  
22          a member of the armed forces who, after having received  
23          all or part of a voluntary retirement incentive under this  
24          section, returns to active duty shall have deducted from  
25          each payment of basic pay, in such schedule of monthly

1 installments as the Secretary concerned shall specify, until  
2 the total amount deducted from such basic pay equals the  
3 total amount of voluntary retirement incentive received.

4 “(2) Members who are involuntarily recalled to active  
5 duty or full-time National Guard duty under any provision  
6 of law shall not be subject to this subsection.

7 “(3) The Secretary of Defense may waive, in whole  
8 or in part, repayment required under paragraph (1) if the  
9 Secretary determines that recovery would be against eq-  
10 uity and good conscience or would be contrary to the best  
11 interest of the United States. The authority in this para-  
12 graph may be delegated only to the Under Secretary of  
13 Defense for Personnel and Readiness and the Principal  
14 Deputy Under Secretary of Defense of Personnel and  
15 Readiness.”.

16 (2) CLERICAL AMENDMENT.—The table of sec-  
17 tions at the beginning of subchapter IV of chapter  
18 36 of such title is amended by inserting after the  
19 item relating to section 638a the following new item:  
“638b. Voluntary retirement incentive.”.

20 (b) REINSTATEMENT OF CERTAIN TEMPORARY  
21 EARLY RETIREMENT AUTHORITY.—

22 (1) REINSTATEMENT.—Subsection (i) of section  
23 4403 of the National Defense Authorization Act for  
24 Fiscal Year 1993 (10 U.S.C. 1293 note) is amend-  
25 ed—

1 (A) by inserting “(1)” before “the period”;

2 and

3 (B) by inserting before the period at the  
4 end the following: “, and (2) the period begin-  
5 ning on the date of the enactment of the Na-  
6 tional Defense Authorization Act for Fiscal  
7 Year 2012 and ending on December 31, 2018”.

8 (2) INAPPLICABILITY OF CERTAIN PROVI-  
9 SIONS.—Such section is further amended by striking  
10 subsection (c) and inserting the following new sub-  
11 section (c):

12 “(c) INAPPLICABILITY OF CERTAIN PROVISIONS.—

13 “(1) INCREASED RETIRED PAY FOR PUBLIC OR  
14 COMMUNITY SERVICE.—The provisions of section  
15 4464 of this Act (10 U.S.C. 1143a note) shall not  
16 apply with respect to a member or former member  
17 retired by reason of eligibility under this section dur-  
18 ing the active force drawdown period specified in  
19 subsection (i)(2).

20 “(2) COAST GUARD AND NOAA.—During the pe-  
21 riod specified in subsection (i)(2), this section does  
22 not apply as follows:

23 “(A) To members of the Coast Guard, not-  
24 withstanding section 542(d) of the National De-

1 fense Authorization Act for Fiscal Year 1995  
2 (10 U.S.C. 1293 note).

3 “(B) To members of the commissioned  
4 corps of the National Oceanic and Atmospheric  
5 Administration, notwithstanding section 566(c)  
6 of the National Defense Authorization Act for  
7 Fiscal Year 1995 (Public Law 104–106; 10  
8 U.S.C. 1293 note).”.

9 (3) COORDINATION WITH OTHER SEPARATION  
10 PROVISIONS.—Such section is further amended—

11 (A) in subsection (g), by striking “, 1174a,  
12 or 1175” and inserting “or 1175a”; and

13 (B) in subsection (h)—

14 (i) in the subsection heading, by strik-  
15 ing “SSB OR VSI” and inserting “SSB,  
16 VSI, OR VSP”;

17 (ii) by inserting before the period at  
18 the end of the first sentence the following:  
19 “or who before the date of the enactment  
20 of the National Defense Authorization Act  
21 for Fiscal Year 2012 was separated from  
22 active duty pursuant to an agreement en-  
23 tered into under section 1175a of such  
24 title”; and

1 (iii) in the second sentence, by strik-  
2 ing “under section 1174a or 1175 of title  
3 10, United States Code”.

4 **Subtitle B—Reserve Component**  
5 **Management**

6 **SEC. 511. LEADERSHIP OF NATIONAL GUARD BUREAU.**

7 (a) CHIEF OF THE NATIONAL GUARD BUREAU.—

8 (1) GRADE AND EXCLUSION FROM GENERAL  
9 AND FLAG OFFICER AUTHORIZED STRENGTH.—Sub-  
10 section (d) of section 10502 of title 10, United  
11 States Code, is amended to read as follows:

12 “(d) GRADE AND EXCLUSION FROM GENERAL AND  
13 FLAG OFFICER AUTHORIZED STRENGTH.—(1) The Chief  
14 of the National Guard Bureau shall be appointed to serve  
15 in the grade of general.

16 “(2) The Secretary of Defense shall designate, pursu-  
17 ant to subsection (b) of section 526 of this title, the posi-  
18 tion of Chief of the National Guard Bureau as one of the  
19 general officer and flag officer positions to be excluded  
20 from the limitations in subsection (a) of such section.”.

21 (2) SUCCESSION.—Subsection (e) of such sec-  
22 tion is amended to read as follows:

23 “(e) SUCCESSION.—(1) When there is a vacancy in  
24 the office of the Chief of the National Guard Bureau or  
25 in the absence or disability of the Chief, the Vice Chief

1 of the National Guard Bureau acts as Chief and performs  
2 the duties of the Chief until a successor is appointed or  
3 the absence or disability ceases.

4 “(2) When there is a vacancy in the offices of both  
5 the Chief and the Vice Chief of the National Guard Bu-  
6 reau or in the absence or disability of both the Chief and  
7 the Vice Chief of the National Guard Bureau, or when  
8 there is a vacancy in one such office and in the absence  
9 or disability of the officer holding the other, the senior  
10 officer of the Army National Guard of the United States  
11 or the Air National Guard of the United States on duty  
12 with the National Guard Bureau shall perform the duties  
13 of the Chief until a successor to the Chief or Vice Chief  
14 is appointed or the absence or disability of the Chief or  
15 Vice Chief ceases, as the case may be.”.

16 (3) EXCLUSION FOR CHIEF OF NATIONAL  
17 GUARD BUREAU FROM GENERAL OFFICER DISTRIBU-  
18 TION LIMITATIONS.—Section 525 of such title is  
19 amended—

20 (A) in subsection (b)(1), by striking sub-  
21 paragraph (D); and

22 (B) in subsection (g)—

23 (i) by striking paragraph (2); and

24 (ii) by redesignating paragraph (3) as  
25 paragraph (2).

1 (b) VICE CHIEF OF THE NATIONAL GUARD BU-  
2 REAU.—

3 (1) REDESIGNATION OF DIRECTOR OF THE  
4 JOINT STAFF OF THE NATIONAL GUARD BUREAU.—  
5 Subsection (a)(1) of section 10505 of such title is  
6 amended by striking “Director of the Joint Staff of  
7 the National Guard Bureau, selected by the Sec-  
8 retary of Defense from” and inserting “Vice Chief of  
9 the National Guard Bureau, appointed by the Presi-  
10 dent, by and with the advice and consent of the Sen-  
11 ate. The appointment shall be made from”.

12 (2) ELIGIBILITY REQUIREMENTS.—Subsection  
13 (a)(1) of such section is further amended—

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

17 (B) in subparagraph (E), as so redesign-  
18 ated, by striking “colonel” and inserting  
19 “brigadier general”; and

20 (C) by inserting after subparagraph (A)  
21 the following new subparagraphs:

22 “(B) are recommended by the Secretary of the  
23 Army, in the case of officers of the Army National  
24 Guard of the United States, or by the Secretary of  
25 the Air Force, in the case of officers of the Air Na-

1        tional Guard of the United States, and by the Sec-  
2        retary of Defense;

3            “(C) are determined by the Chairman of the  
4        Joint Chiefs of Staff, in accordance with criteria and  
5        as a result of a process established by the Chairman,  
6        to have significant joint duty experience;”.

7            (3) GRADE AND EXCLUSION FROM GENERAL  
8        AND FLAG OFFICER AUTHORIZED STRENGTH.—Sub-  
9        section (c) of such section is amended to read as fol-  
10       lows:

11        “(c) GRADE AND EXCLUSION FROM GENERAL AND  
12       FLAG OFFICER AUTHORIZED STRENGTH.—(1) The Vice  
13       Chief of the National Guard Bureau shall be appointed  
14       to serve in the grade of lieutenant general.

15        “(2) The Secretary of Defense shall designate, pursu-  
16       ant to subsection (b) of section 526 of this title, the posi-  
17       tion of Vice Chief of the National Guard Bureau as one  
18       of the general officer and flag officer positions to be ex-  
19       cluded from the limitations in subsection (a) of such sec-  
20       tion.”.

21        (c) CONFORMING AMENDMENTS REGARDING REF-  
22       ERENCES TO DIRECTOR.—

23            (1) CROSS REFERENCES IN SECTION 10505.—

24        Section 10505 of such title is further amended—

25            (A) in subsection (a)—

1 (i) in paragraphs (2), (3), and (4), by  
2 striking “Director of the Joint Staff” each  
3 place in appears and inserting “Vice  
4 Chief”; and

5 (ii) in paragraph (3)(B), by striking  
6 “as the Director” and inserting “as the  
7 Vice Chief”; and

8 (B) in subsection (b), by striking “Director  
9 of the Joint Staff” and inserting “Vice Chief”.

10 (2) CROSS REFERENCES IN SECTION 10506.—  
11 Section 10506(a)(1) of such title is amended by  
12 striking “Chief of the National Guard Bureau and  
13 the Director of the Joint Staff” and inserting “Chief  
14 and Vice Chief”.

15 (3) OTHER REFERENCES.—Any reference in  
16 any law, regulation, document, paper, or other  
17 record of the United States to the Director of the  
18 Joint Staff of the National Guard Bureau shall be  
19 deemed to be a reference to the Vice Chief of the  
20 National Guard Bureau.

21 (d) CLERICAL AMENDMENTS.—

22 (1) SECTION HEADING.—The heading for sec-  
23 tion 10505 of such title is amended to read as fol-  
24 lows:

1 **“§ 10505. Vice Chief of the National Guard Bureau”.**

2 (2) TABLE OF SECTIONS.—The item relating to  
3 such section in the table of sections at the beginning  
4 of chapter 1011 of such title is amended to read as  
5 follows:

“10505. Vice Chief of the National Guard Bureau.”.

6 (e) TREATMENT OF CURRENT DIRECTOR OF THE  
7 JOINT STAFF OF THE NATIONAL GUARD BUREAU.—The  
8 officer who is serving as Director of the Joint Staff of  
9 the National Guard Bureau on the date of the enactment  
10 of this Act shall serve, in the grade of major general, as  
11 acting Vice Chief of the National Guard Bureau until the  
12 appointment of a Vice Chief of the National Guard Bu-  
13 reau in accordance with subsection (a) of section 10505  
14 of title 10, United States Code, as amended by subsection  
15 (b). Notwithstanding the amendment made by subsection  
16 (b)(3), the acting Vice Chief of the National Guard Bu-  
17 reau shall not be excluded from the limitations in section  
18 526(a) of such title.

19 **SEC. 512. MEMBERSHIP OF THE CHIEF OF THE NATIONAL**  
20 **GUARD BUREAU ON THE JOINT CHIEFS OF**  
21 **STAFF.**

22 (a) MEMBERSHIP ON JOINT CHIEFS OF STAFF.—  
23 Section 151(a) of title 10, United States Code, is amended  
24 by adding at the end the following new paragraph:

1           “(7) The Chief of the National Guard Bu-  
2       reau.”.

3       (b) DUTIES AS MEMBER OF JOINT CHIEFS OF  
4 STAFF.—Section 10502 of such title is amended—

5           (1) by redesignating subsections (d) and (e), as  
6       amended by section 511(a), as subsections (e) and  
7       (f), respectively; and

8           (2) by inserting after subsection (c) the fol-  
9       lowing new subsection (d):

10       “(d) MEMBER OF JOINT CHIEFS OF STAFF.—As a  
11 member of the Joint Chiefs of Staff, the Chief of the Na-  
12 tional Guard Bureau has the specific responsibility of ad-  
13 dressing matters involving non-Federalized National  
14 Guard forces in support of homeland defense and civil sup-  
15 port missions.”.

16 **SEC. 513. MODIFICATION OF TIME IN WHICH**  
17 **PRESEPARATION COUNSELING MUST BE**  
18 **PROVIDED TO RESERVE COMPONENT MEM-**  
19 **BERS BEING DEMOBILIZED.**

20       Section 1142(a)(3)(B) of title 10, United States  
21 Code, is amended by inserting “or in the event a member  
22 of a reserve component is being demobilized under cir-  
23 cumstances in which (as determined by the Secretary con-  
24 cerned) operational requirements make the 90-day re-

1 quirement under subparagraph (A) unfeasible,” after “or  
2 separation date,”.

3 **SEC. 514. CLARIFICATION OF APPLICABILITY OF AUTHOR-**  
4 **ITY FOR DEFERRAL OF MANDATORY SEPARA-**  
5 **TION OF MILITARY TECHNICIANS (DUAL STA-**  
6 **TUS) UNTIL AGE 60.**

7 (a) DISCRETIONARY DEFERRAL OF MANDATORY  
8 SEPARATION.—Section 10216(f) of title 10, United States  
9 Code, is amended—

10 (1) in the subsection heading, by inserting “AU-

11 THORITY FOR” before “DEFERRAL OF MANDATORY

12 SEPARATION”;

13 (2) by striking “shall implement” and inserting

14 “may each implement”;

15 (3) by inserting “, at the discretion of the Sec-

16 retary concerned,” after “so as to allow”; and

17 (4) by striking “for officers”.

18 (b) CONFORMING AMENDMENT.—Section

19 10218(a)(3)(A)(i) of such title is amended by striking “if

20 qualified be appointed” and inserting “if qualified may be

21 appointed”.

1 **SEC. 515. AUTHORITY TO ORDER ARMY RESERVE, NAVY RE-**  
2 **SERVE, MARINE CORPS RESERVE, AND AIR**  
3 **FORCE RESERVE TO ACTIVE DUTY TO PRO-**  
4 **VIDE ASSISTANCE IN RESPONSE TO A MAJOR**  
5 **DISASTER OR EMERGENCY.**

6 (a) AUTHORITY.—

7 (1) IN GENERAL.—Chapter 1209 of title 10,  
8 United States Code, is amended by inserting after  
9 section 12304 the following new section:

10 **“§ 12304a. Army Reserve, Navy Reserve, Marine**  
11 **Corps Reserve, and Air Force Reserve:**  
12 **order to active duty to provide assistance**  
13 **in response to a major disaster or emer-**  
14 **gency**

15 “(a) AUTHORITY.—When a Governor requests Fed-  
16 eral assistance in responding to a major disaster or emer-  
17 gency (as those terms are defined in section 102 of the  
18 Robert T. Stafford Disaster Relief and Emergency Assist-  
19 ance Act (42 U.S.C. 5122)), the Secretary of Defense  
20 may, without the consent of the member affected, order  
21 any unit, and any member not assigned to a unit orga-  
22 nized to serve as a unit, of the Army Reserve, Navy Re-  
23 serve, Marine Corps Reserve, and Air Force Reserve to  
24 active duty for a continuous period of not more than 120  
25 days to respond to the Governor’s request.

1           “(b) EXCLUSION FROM STRENGTH LIMITATIONS.—  
2 Members ordered to active duty under this section shall  
3 not be counted in computing authorized strength of mem-  
4 bers on active duty or members in grade under this title  
5 or any other law.

6           “(c) TERMINATION OF DUTY.—Whenever any unit or  
7 member of the reserve components is ordered to active  
8 duty under this section, the service of all units or members  
9 so ordered to active duty may be terminated by order of  
10 the Secretary of Defense or law.”.

11           (2) CLERICAL AMENDMENT.—The table of sec-  
12 tions at the beginning of chapter 1209 of such title  
13 is amended by inserting after the item relating to  
14 section 12304 the following new item:

“12304a. Army Reserve, Navy Reserve, Marine Corps Reserve, Air Force Re-  
serve: order to active duty to provide assistance in response to  
a major disaster or emergency.”.

15           (b) TREATMENT OF OPERATIONS AS CONTINGENCY  
16 OPERATIONS.—Section 101(a)(13)(B) of such title is  
17 amended by inserting “12304a,” after “12304,”.

18           (c) USUAL AND CUSTOMARY ARRANGEMENT.—

19           (1) DUAL-STATUS COMMANDER.—When the  
20 Armed Forces and the National Guard are employed  
21 simultaneously in support of civil authorities in the  
22 United States, appointment of a commissioned offi-  
23 cer as a dual-status commander serving on active  
24 duty and duty in, or with, the National Guard of a

1 State under sections 315 or 325 of title 32, United  
2 States Code, as commander of Federal forces by  
3 Federal authorities and as commander of State Na-  
4 tional Guard forces by State authorities, should be  
5 the usual and customary command and control ar-  
6 rangement, including for missions involving a major  
7 disaster or emergency as those terms are defined in  
8 section 102 of the Robert T. Stafford Disaster Relief  
9 and Emergency Assistance Act (42 U.S.C. 5122).  
10 The chain of command for the Armed Forces shall  
11 remain in accordance with sections 162(b) and  
12 164(c) of title 10, United States Code.

13 (2) STATE AUTHORITIES SUPPORTED.—When a  
14 major disaster or emergency occurs in any area sub-  
15 ject to the laws of any State, Territory, or the Dis-  
16 trict of Columbia, the Governor of the State affected  
17 normally should be the principal civil authority sup-  
18 ported by the primary Federal agency and its sup-  
19 porting Federal entities, and the Adjutant General  
20 of the State or his or her subordinate designee nor-  
21 mally should be the principal military authority sup-  
22 ported by the dual-status commander when acting in  
23 his or her State capacity.

24 (3) RULE OF CONSTRUCTION.—Nothing in  
25 paragraphs (1) or (2) shall be construed to preclude

1 or limit, in any way, the authorities of the President,  
2 the Secretary of Defense, or the Governor of any  
3 State to direct, control, and prescribe command and  
4 control arrangements for forces under their com-  
5 mand.

6 **SEC. 516. AUTHORITY FOR ORDER TO ACTIVE DUTY OF**  
7 **UNITS OF THE SELECTED RESERVE FOR**  
8 **PREPLANNED MISSIONS IN SUPPORT OF THE**  
9 **COMBATANT COMMANDS.**

10 (a) AUTHORITY.—

11 (1) IN GENERAL.—Chapter 1209 of title 10,  
12 United States Code, as amended by section 515, is  
13 further amended by inserting after section 12304a  
14 the following new section:

15 **“§ 12304b. Selected Reserve: order to active duty for**  
16 **preplanned missions in support of the**  
17 **combatant commands**

18 “(a) AUTHORITY.—When the Secretary of a military  
19 department determines that it is necessary to augment the  
20 active forces for a preplanned mission in support of a com-  
21 batant command, the Secretary may, subject to subsection  
22 (b), order any unit of the Selected Reserve (as defined in  
23 section 10143(a) of this title), without the consent of the  
24 members, to active duty for not more than 365 consecutive  
25 days.

1       “(b) LIMITATIONS.—(1) Units may be ordered to ac-  
2 tive duty under this section only if—

3               “(A) the manpower and associated costs of such  
4 active duty are specifically included and identified in  
5 the defense budget materials for the fiscal year or  
6 years in which such units are anticipated to be or-  
7 dered to active duty; and

8               “(B) the budget information on such costs in-  
9 cludes a description of the mission for which such  
10 units are anticipated to be ordered to active duty  
11 and the anticipated length of time of the order of  
12 such units to active duty on an involuntary basis.

13       “(2) Not more than 60,000 members of the reserve  
14 components of the armed forces may be on active duty  
15 under this section at any one time.

16       “(c) EXCLUSION FROM STRENGTH LIMITATIONS.—  
17 Members ordered to active duty under this section shall  
18 not be counted in computing authorized strength in mem-  
19 bers on active duty or total number of members in grade  
20 under this title or any other law.

21       “(d) NOTICE TO CONGRESS.—Whenever the Sec-  
22 retary of a military department orders any unit of the Se-  
23 lected Reserve to active duty under subsection (a), such  
24 Secretary shall submit to Congress a report, in writing,  
25 setting forth the circumstances necessitating the action

1 taken under this section and describing the anticipated use  
2 of such unit.

3 “(e) TERMINATION OF DUTY.—Whenever any unit of  
4 the Selected Reserve is ordered to active duty under sub-  
5 section (a), the service of all units so ordered to active  
6 duty may be terminated—

7 “(1) by order of the Secretary of the military  
8 department concerned; or

9 “(2) by law.

10 “(f) RELATIONSHIP TO WAR POWERS RESOLU-  
11 TION.—Nothing contained in this section shall be con-  
12 strued as amending or limiting the application of the pro-  
13 visions of the War Powers Resolution (50 U.S.C. 1541 et  
14 seq.).

15 “(g) CONSIDERATIONS FOR INVOLUNTARY ORDER TO  
16 ACTIVE DUTY.—In determining which units of the Se-  
17 lected Reserve will be ordered to duty without their con-  
18 sent under this section, appropriate consideration shall be  
19 given to—

20 “(1) the length and nature of previous service,  
21 to assure such sharing of exposure to hazards as na-  
22 tional security and military requirements will reason-  
23 ably allow;

24 “(2) the frequency of assignments during serv-  
25 ice career;

1           “(3) family responsibilities; and

2           “(4) employment necessary to maintain the na-  
3           tional health, safety, or interest.

4           “(h) POLICIES AND PROCEDURES.—The Secretaries  
5 of the military departments shall prescribe policies and  
6 procedures to carry out this section, including on deter-  
7 minations with respect to orders to active duty under sub-  
8 section (g). Such policies and procedures shall not go into  
9 effect until approved by the Secretary of Defense.

10          “(i) DEFENSE BUDGET MATERIALS DEFINED.—In  
11 this section, the term ‘defense budget materials’ has the  
12 meaning given that term in section 231(g)(2) of this  
13 title.”.

14           (2) CLERICAL AMENDMENT.—The table of sec-  
15           tions at the beginning of chapter 1209 of such title,  
16           as so amended, is further amended by inserting after  
17           the item relating to section 12304a the following  
18           new item:

          “12304b. Selected Reserve: order to active duty for preplanned missions in sup-  
          port of the combatant commands.”.

19           (b) CLARIFYING AMENDMENTS RELATING TO AU-  
20 THORITY TO ORDER TO ACTIVE DUTY OTHER THAN  
21 DURING WAR OR NATIONAL EMERGENCY.—Section  
22 12304(a) of such title is amended—

23           (1) by inserting “named” before “operational  
24           mission”; and

1           (2) by striking “365 days” and inserting “365  
2           consecutive days”.

3 **SEC. 517. MODIFICATION OF ELIGIBILITY FOR CONSIDER-**  
4 **ATION FOR PROMOTION FOR RESERVE OFFI-**  
5 **CERS EMPLOYED AS MILITARY TECHNICIANS**  
6 **(DUAL STATUS).**

7           Section 14301 of title 10, United States Code, is  
8 amended by adding at the end the following new sub-  
9 section:

10           “(i) RESERVE OFFICERS EMPLOYED AS MILITARY  
11 TECHNICIAN (DUAL STATUS).—A reserve officer of the  
12 Army or Air Force employed as a military technician (dual  
13 status) under section 10216 of this title who has been re-  
14 tained beyond the mandatory removal date for years of  
15 service pursuant to subsection (f) of such section or sec-  
16 tion 14702(a)(2) of this title is not eligible for consider-  
17 ation for promotion by a mandatory promotion board con-  
18 vened under section 14101(a) of this title.”.

19 **SEC. 518. CONSIDERATION OF RESERVE COMPONENT OFFI-**  
20 **CERS FOR APPOINTMENT TO CERTAIN COM-**  
21 **MAND POSITIONS.**

22           Whenever officers of the Armed Forces are consid-  
23 ered for appointment to the position of Commander, Army  
24 North Command or Commander, Air Force North Com-  
25 mand, fully qualified officers of the National Guard and

1 the Reserves shall be considered for appointment to such  
2 position.

3 **SEC. 519. REPORT ON TERMINATION OF MILITARY TECHNI-**  
4 **CIAN AS A DISTINCT PERSONNEL MANAGE-**  
5 **MENT CATEGORY.**

6 (a) INDEPENDENT STUDY REQUIRED.—The Sec-  
7 retary of Defense shall conduct an independent study of  
8 the feasibility and advisability of terminating the military  
9 technician as a distinct personnel management category  
10 of the Department of Defense.

11 (b) ELEMENTS.—In conducting the study required by  
12 subsection (a), the Secretary shall—

13 (1) identify various options for deploying units  
14 of the Selected Reserve of the Ready Reserve that  
15 otherwise use military technicians through use of a  
16 combination of active duty personnel, reserve compo-  
17 nent personnel, State civilian employees, and Fed-  
18 eral civilian employees in a manner that meets mis-  
19 sion requirements without harming unit readiness;

20 (2) identify various means for the management  
21 by the Department of the transition of military tech-  
22 nicians to a system that relies on traditional per-  
23 sonnel categories of active duty personnel, reserve  
24 component personnel, and civilian personnel, and for  
25 the management of any effects of that transition on

1 the pay and benefits of current military technicians  
2 (including means for mitigating or avoiding such ef-  
3 fects in the course of such transition);

4 (3) determine whether military technicians who  
5 are employed at the commencement of the transition  
6 described in paragraph (2) should remain as techni-  
7 cians, whether with or without a military status,  
8 until separation or retirement, rather than  
9 transitioned to such a traditional personnel category;

10 (4) identify and take into account the unique  
11 needs of the National Guard in the management and  
12 use of military technicians;

13 (5) determine potential cost savings, if any, to  
14 be achieved as a result of the transition described in  
15 paragraph (2), including savings in long-term man-  
16 datory entitlement costs associated with military and  
17 civil service retirement obligations;

18 (6) develop a recommendation on the feasibility  
19 and advisability of terminating the military techni-  
20 cian as a distinct personnel management category,  
21 and, if the termination is determined to be feasible  
22 and advisable, develop recommendations for appro-  
23 priate legislative and administrative action to imple-  
24 ment the termination;

1           (7) address any other matter relating to the  
2           management and long-term viability of the military  
3           technician as a distinct personnel management cat-  
4           egory that the Secretary shall specify for purposes of  
5           the study; and

6           (8) ensure the involvement and input of mili-  
7           tary technicians (dual status).

8           (c) REPORT.—Not later than one year after the date  
9           of the enactment of this Act, the Secretary shall submit  
10          to the congressional defense committees a report on the  
11          study required by subsection (a). The report shall set forth  
12          the results of the study, including the matters specified  
13          in subsection (b), and include such comments and rec-  
14          ommendations on the results of the study as the Secretary  
15          considers appropriate.

16                   **Subtitle C—General Service**  
17                   **Authorities**

18   **SEC. 521. SENSE OF CONGRESS ON THE UNIQUE NATURE,**  
19                   **DEMANDS, AND HARDSHIPS OF MILITARY**  
20                   **SERVICE.**

21           It is the sense of Congress that—

22           (1) section 8 (clauses 12, 13, and 14) of Article  
23           I of the Constitution of the United States commits  
24           exclusively to Congress the powers to raise and sup-  
25           port armies, provide and maintain a Navy, and make

1 rules for the government and regulation of the land  
2 and naval forces;

3 (2) there is no constitutional right to serve in  
4 the Armed Forces;

5 (3) pursuant to the powers conferred by section  
6 8 of article I of the Constitution of the United  
7 States, it lies within the discretion of the Congress  
8 to establish qualifications for and conditions of serv-  
9 ice in the Armed Forces;

10 (4) the primary purpose of the Armed Forces is  
11 to prepare for and to prevail in combat should the  
12 need arise;

13 (5) the conduct of military operations requires  
14 members of the Armed Forces to make extraor-  
15 dinary sacrifices, including the ultimate sacrifice, in  
16 order to provide for the common defense;

17 (6) success in combat requires military units  
18 that are characterized by high morale, good order  
19 and discipline, and unit cohesion;

20 (7) one of the most critical elements in combat  
21 capability is unit cohesion, that is, the bonds of trust  
22 among individual members of the Armed Forces that  
23 make the combat effectiveness of a military unit  
24 greater than the sum of the combat effectiveness of  
25 individual unit members;

1           (8) military life is fundamentally different from  
2           civilian life in that—

3                   (A) the extraordinary responsibilities of the  
4           Armed Forces, the unique conditions of military  
5           service, and the critical role of unit cohesion re-  
6           quire that the military community, while sub-  
7           ject to civilian control, exist as a specialized so-  
8           ciety; and

9                   (B) the military society is characterized by  
10          its own laws, rules, customs, and traditions, in-  
11          cluding numerous restrictions on personal be-  
12          havior, that would not be acceptable in civilian  
13          society;

14          (9) the standards of conduct for members of  
15          the Armed Forces regulate a member's life for 24  
16          hours each day beginning at the moment the mem-  
17          ber enters military status and not ending until that  
18          person is discharged or otherwise separated from the  
19          Armed Forces;

20                  (10) those standards of conduct, including the  
21          Uniform Code of Military Justice, apply to a mem-  
22          ber of the Armed Forces at all times that the mem-  
23          ber has a military status, whether the member is on  
24          base or off base, and whether the member is on duty  
25          or off duty;

1           (11) the pervasive application of the standards  
2 of conduct is necessary because members of the  
3 Armed Forces must be ready at all times for world-  
4 wide deployment to a combat environment;

5           (12) the worldwide deployment of United States  
6 military forces, the international responsibilities of  
7 the United States, and the potential for involvement  
8 of the Armed Forces in actual combat routinely  
9 make it necessary for members of the Armed Forces  
10 involuntarily to accept living conditions and working  
11 conditions that are often spartan, primitive, and  
12 characterized by forced intimacy with little or no pri-  
13 vacy; and

14           (13) the Armed Forces must maintain per-  
15 sonnel policies that are intended to recruit and re-  
16 tain only those persons whose presence in the Armed  
17 Forces serves the needs of the Armed Forces, con-  
18 tributes to the accomplishment of the missions of  
19 the Armed Forces, and maintains the high standards  
20 of the Armed Forces for morale, good order and dis-  
21 cipline, and unit cohesion that are the essence of  
22 military capability.

1 **SEC. 522. POLICY ADDRESSING DWELL TIME AND MEAS-**  
2 **UREMENT AND DATA COLLECTION REGARD-**  
3 **ING UNIT OPERATING TEMPO AND PER-**  
4 **SONNEL TEMPO.**

5 (a) POLICY ADDRESSING DWELL TIME.—Subsection  
6 (a) of section 991 of title 10, United States Code, is  
7 amended by adding at the end the following new para-  
8 graph:

9 “(4) The Secretary of Defense shall prescribe a policy  
10 that addresses the amount of dwell time a member of the  
11 armed forces or unit remains at the member’s or unit’s  
12 permanent duty station or home port, as the case may  
13 be, between deployments.”.

14 (b) UNIT OPERATING TEMPO AND PERSONNEL  
15 TEMPO RECORDKEEPING.—Subsection (c) of such section  
16 is amended to read as follows:

17 “(c) RECORDKEEPING.—(1) The Secretary of De-  
18 fense shall—

19 “(A) establish a system for tracking and re-  
20 cording the number of days that each member of the  
21 armed forces is deployed;

22 “(B) prescribe policies and procedures for  
23 measuring operating tempo and personnel tempo;  
24 and

25 “(C) maintain a central data collection reposi-  
26 tory to provide information for research, actuarial

1 analysis, interagency reporting, and evaluation of  
2 Department of Defense programs and policies.

3 “(2) The data collection repository shall be able to  
4 identify—

5 “(A) the active and reserve component units of  
6 the armed forces that are participating at the bat-  
7 talion, squadron, or an equivalent level (or a higher  
8 level) in contingency operations, major training  
9 events, and other exercises and contingencies of such  
10 a scale that the exercises and contingencies receive  
11 an official designation; and

12 “(B) the duration of their participation.

13 “(3) For each of the armed forces, the data collection  
14 repository shall be able to indicate, for a fiscal year—

15 “(A) the number of members who received the  
16 high-deployment allowance under section 436 of title  
17 37 (or who would have been eligible to receive the  
18 allowance if the duty assignment was not excluded  
19 by the Secretary of Defense);

20 “(B) the number of members who received each  
21 rate of allowance paid (estimated in the case of  
22 members described in the parenthetical phrase in  
23 subparagraph (A));

24 “(C) the number of months each member re-  
25 ceived the allowance (or would have received it in the

1 case of members described in the parenthetical  
2 phrase in subparagraph (A)); and

3 “(D) the total amount expended on the allow-  
4 ance.

5 “(4) For each of the armed forces, the data collection  
6 repository shall be able to indicate, for a fiscal year, the  
7 number of days that high demand, low density units (as  
8 defined by the Chairman of the Joint Chiefs of Staff) were  
9 deployed, and whether these units met the force goals for  
10 limiting deployments, as described in the personnel tempo  
11 policies applicable to that armed force.”.

12 (c) DEFINITIONS.—Such section is further amended  
13 by adding at the end the following new subsection:

14 “(f) OTHER DEFINITIONS.—In this section:

15 “(1)(A) Subject to subparagraph (B), the term  
16 ‘dwell time’ means the time a member of the armed  
17 forces or a unit spends at the permanent duty sta-  
18 tion or home port after returning from a deploy-  
19 ment.

20 “(B) The Secretary of Defense may modify the  
21 definition of dwell time specified in subparagraph  
22 (A). If the Secretary establishes a different defini-  
23 tion of such term, the Secretary shall transmit the  
24 new definition to Congress.

1           “(2) The term ‘operating tempo’ means the rate  
2           at which units of the armed forces are involved in  
3           all military activities, including contingency oper-  
4           ations, exercises, and training deployments.

5           “(3) The term ‘personnel tempo’ means the  
6           amount of time members of the armed forces are en-  
7           gaged in their official duties at a location or under  
8           circumstances that make it infeasible for a member  
9           to spend off-duty time in the housing in which the  
10          member resides.”.

11          (d) CLERICAL AMENDMENTS.—

12           (1) SECTION HEADING.—The heading of section  
13          991 of such title is amended to read as follows:

14          **“§ 991. Management of deployments of members and**  
15                               **measurement and data collection of unit**  
16                               **operating and personnel tempo”.**

17           (2) TABLE OF SECTIONS.—The table of sections  
18          at the beginning of chapter 50 of such title is  
19          amended by striking the item relating to section 991  
20          and inserting the following new item:

        “991. Management of deployments of members and measurement and data col-  
                lection of unit operating and personnel tempo.”.

1 **SEC. 523. PROTECTED COMMUNICATIONS BY MEMBERS OF**  
2 **THE ARMED FORCES AND PROHIBITION OF**  
3 **RETALIATORY PERSONNEL ACTIONS.**

4 Section 1034(e)(2) of title 10, United States Code,  
5 is amended by adding at the end the following new sub-  
6 paragraph:

7 “(C) A threat by another member of the  
8 armed forces or employee of the Federal Gov-  
9 ernment that indicates a determination or in-  
10 tent to kill or cause serious bodily injury to  
11 members of the armed forces or civilians or  
12 damage to military, Federal, or civilian prop-  
13 erty.”.

14 **SEC. 524. NOTIFICATION REQUIREMENT FOR DETERMINA-**  
15 **TION MADE IN RESPONSE TO REVIEW OF**  
16 **PROPOSAL FOR AWARD OF MEDAL OF HONOR**  
17 **NOT PREVIOUSLY SUBMITTED IN TIMELY**  
18 **FASHION.**

19 Section 1130(b) of title 10, United States Code, is  
20 amended by adding at the end the following new sentence:  
21 “If the determination includes a favorable recommenda-  
22 tion for the award of the Medal of Honor, the Secretary  
23 of Defense, instead of the Secretary concerned, shall make  
24 the submission under this subsection.”.

1 **SEC. 525. EXPANSION OF REGULAR ENLISTED MEMBERS**  
2 **COVERED BY EARLY DISCHARGE AUTHORITY.**

3 Section 1171 of title 10, United States Code, is  
4 amended by striking “within three months” and inserting  
5 “within one year”.

6 **SEC. 526. EXTENSION OF VOLUNTARY SEPARATION PAY**  
7 **AND BENEFITS AUTHORITY.**

8 Section 1175a(k)(1) of title 10, United States Code,  
9 is amended by striking “December 31, 2012” and insert-  
10 ing “December 31, 2018”.

11 **SEC. 527. PROHIBITION ON DENIAL OF REENLISTMENT OF**  
12 **MEMBERS FOR UNSUITABILITY BASED ON**  
13 **THE SAME MEDICAL CONDITION FOR WHICH**  
14 **THEY WERE DETERMINED TO BE FIT FOR**  
15 **DUTY.**

16 (a) PROHIBITION.—Subsection (a) of section 1214a  
17 of title 10, United States Code, is amended by inserting  
18 “, or deny reenlistment of the member,” after “a member  
19 described in subsection (b)”.

20 (b) CONFORMING AMENDMENT.—Subsection (c)(3)  
21 of such section is amended by inserting “or denial of reen-  
22 listment” after “to warrant administrative separation”.

23 (c) CLERICAL AMENDMENTS.—

24 (1) HEADING AMENDMENT.—The heading of  
25 such section is amended to read as follows:

1 **“§ 1214a. Members determined fit for duty in Phys-**  
2 **ical Evaluation Board: prohibition on in-**  
3 **voluntary administrative separation or**  
4 **denial of reenlistment due to**  
5 **unsuitability based on medical conditions**  
6 **considered in evaluation”.**

7 (2) TABLE OF SECTIONS.—The table of sections  
8 at the beginning of chapter 61 of such title is  
9 amended by striking the item relating to section  
10 1214a and inserting the following new item:

“1214a. Members determined fit for duty in Physical Evaluation Board: prohibi-  
tion on involuntary administrative separation or denial of reen-  
listment due to unsuitability based on medical conditions con-  
sidered in evaluation.”.

11 **SEC. 528. DESIGNATION OF PERSONS AUTHORIZED TO DI-**  
12 **RECT DISPOSITION OF REMAINS OF MEM-**  
13 **BERS OF THE ARMED FORCES.**

14 Section 1482(c) of title 10, United States Code, is  
15 amended—

16 (1) by striking “Only the” in the matter pre-  
17 ceding paragraph (1) and inserting “The”;

18 (2) by redesignating paragraphs (1) through  
19 (4) as paragraphs (2) through (5), respectively;

20 (3) in paragraph (5), as so redesignated, by  
21 striking “clauses (1)-(3)” and inserting “paragraphs  
22 (1) through (4)”;

1           (4) by inserting before paragraph (2), as so re-  
2 designated, the following new paragraph:

3           “(1) The person identified by the decedent on  
4 the record of emergency data maintained by the Sec-  
5 retary concerned (DD Form 93 or any successor to  
6 that form), as the Person Authorized to Direct Dis-  
7 position (PADD), regardless of the relationship of  
8 the designee to the decedent.”.

9 **SEC. 529. MATTERS COVERED BY PRESEPARATION COUN-**  
10 **SELING FOR MEMBERS OF THE ARMED**  
11 **FORCES AND THEIR SPOUSES.**

12       Section 1142(b) of title 10, United States Code, is  
13 amended—

14           (1) in paragraph (5), by striking “job place-  
15 ment counseling for the spouse” and inserting “in-  
16 clusion of the spouse, at the discretion of the mem-  
17 ber and the spouse, when counseling regarding the  
18 matters covered by paragraphs (9), (10), and (16)  
19 is provided, job placement counseling for the spouse,  
20 and the provision of information on survivor benefits  
21 available under the laws administered by the Sec-  
22 retary of Defense or the Secretary of Veterans Af-  
23 fairs”;

1           (2) in paragraph (9), by inserting before the pe-  
2           riod the following: “, including information on budg-  
3           eting, saving, credit, loans, and taxes”;

4           (3) in paragraph (10), by striking “and employ-  
5           ment” and inserting “, employment, and financial”;

6           (4) by striking paragraph (16) and inserting  
7           the following new paragraph:

8           “(16) Information on home loan services and  
9           housing assistance benefits available under the laws  
10          administered by the Secretary of Veterans Affairs  
11          and counseling on responsible borrowing practices.”;  
12          and

13          (5) in paragraph (17), by inserting before the  
14          period the following: “, and information regarding  
15          the means by which the member can receive addi-  
16          tional counseling regarding the member’s actual en-  
17          titlement to such benefits and apply for such bene-  
18          fits”.

19   **SEC. 530. CONVERSION OF HIGH-DEPLOYMENT ALLOW-**  
20                           **ANCE FROM MANDATORY TO AUTHORIZED.**

21          (a) **CONVERSION.**—Section 436(a) of title 37, United  
22          States Code, is amended by striking “shall pay” and in-  
23          serting “may pay”.

24          (b) **EFFECTIVE DATE.**—The amendment made by  
25          subsection (a) shall take effect on the first day of the first

1 month beginning on or after the date of the enactment  
2 of this Act.

3 **SEC. 531. EXTENSION OF AUTHORITY TO CONDUCT PRO-**  
4 **GRAMS ON CAREER FLEXIBILITY TO EN-**  
5 **HANCE RETENTION OF MEMBERS OF THE**  
6 **ARMED FORCES.**

7 (a) DURATION OF PROGRAM AUTHORITY.—Sub-  
8 section (l) of section 533 of the Duncan Hunter National  
9 Defense Authorization Act for Fiscal Year 2009 (Public  
10 Law 110–417; 10 U.S.C. 701 note) is amended to read  
11 as follows:

12 “(l) DURATION OF PROGRAM AUTHORITY.—No  
13 member of the Armed Forces may be released from active  
14 duty under a pilot program conducted under this section  
15 after December 31, 2015.”.

16 (b) CONTINUATION OF ANNUAL LIMITATION ON SE-  
17 LECTION OF PARTICIPANTS.—Subsection (c) of such sec-  
18 tion is amended by striking “each of calendar years 2009  
19 through 2012” and inserting “a calendar year”.

20 (c) ADDITIONAL REPORTS REQUIRED.—Subsection  
21 (k) of such section is amended—

22 (1) in paragraph (1), by striking “June 1,  
23 2011, and June 1, 2013” and inserting “June 1 of  
24 2011, 2013, 2015, and 2017”; and

1           (2) in paragraph (2), by striking “March 1,  
2           2016” and inserting “March 1, 2019”.

3 **SEC. 532. POLICY ON MILITARY RECRUITMENT AND EN-**  
4 **LISTMENT OF GRADUATES OF SECONDARY**  
5 **SCHOOLS.**

6           (a) EQUAL TREATMENT FOR SECONDARY SCHOOL  
7 GRADUATES.—

8           (1) EQUAL TREATMENT.—For the purposes of  
9           recruitment and enlistment in the Armed Forces, the  
10          Secretary of a military department shall treat a  
11          graduate described in paragraph (2) in the same  
12          manner as a graduate of a secondary school (as de-  
13          fined in section 9101(38) of the Elementary and  
14          Secondary Education Act of 1965 (20 U.S.C.  
15          7801(38)).

16          (2) COVERED GRADUATES.—Paragraph (1) ap-  
17          plies with respect to person who—

18                 (A) receives a diploma from a secondary  
19                 school that is legally operating; or

20                 (B) otherwise completes a program of sec-  
21                 ondary education in compliance with the edu-  
22                 cation laws of the State in which the person re-  
23                 sides.

24          (b) POLICY ON RECRUITMENT AND ENLISTMENT.—

25 Not later than 180 days after the date of the enactment

1 of this Act, the Secretary of Defense shall prescribe a pol-  
2 icy on recruitment and enlistment that incorporates the  
3 following:

4 (1) Means for identifying persons described in  
5 subsection (a)(2) who are qualified for recruitment  
6 and enlistment in the Armed Forces, which may in-  
7 clude the use of a non-cognitive aptitude test, adapt-  
8 ive personality assessment, or other operational at-  
9 trition screening tool to predict performance, behav-  
10 iors, and attitudes of potential recruits that influ-  
11 ence attrition and the ability to adapt to a regi-  
12 mented life in the Armed Forces.

13 (2) Means for assessing how qualified persons  
14 fulfill their enlistment obligation.

15 (3) Means for maintaining data, by each di-  
16 ploma source, which can be used to analyze attrition  
17 rates among qualified persons.

18 (c) RECRUITMENT PLAN.—As part of the policy re-  
19 quired by subsection (b), the Secretary of each of the mili-  
20 tary departments shall develop a recruitment plan that in-  
21 cludes a marketing strategy for targeting various seg-  
22 ments of potential recruits with all types of secondary edu-  
23 cation credentials.

24 (d) COMMUNICATION PLAN.—The Secretary of each  
25 of the military departments shall develop a communication

1 plan to ensure that the policy and recruitment plan are  
2 understood by military recruiters.

3 **SEC. 533. DEPARTMENT OF DEFENSE SUICIDE PREVENTION**  
4 **PROGRAM.**

5 (a) PROGRAM ENHANCEMENT.—The Secretary of  
6 Defense shall take appropriate actions to enhance the sui-  
7 cide prevention program of the Department of Defense  
8 through the provision of suicide prevention information  
9 and resources to members of the Armed Forces from their  
10 initial enlistment or appointment through their final re-  
11 tirement or separation.

12 (b) COOPERATIVE EFFORT.—The Secretary of De-  
13 fense shall develop suicide prevention information and re-  
14 sources in consultation with—

15 (1) the Secretary of Veterans Affairs, the Na-  
16 tional Institute of Mental Health, and the Substance  
17 Abuse and Mental Health Services Administration of  
18 the Department of Health and Human Services; and

19 (2) to the extent appropriate, institutions of  
20 higher education and other public and private enti-  
21 ties, including international entities, with expertise  
22 regarding suicide prevention.

23 (c) PRESEPARATION COUNSELING REGARDING SUI-  
24 CIDE PREVENTION RESOURCES.—Section 1142(b)(8) of  
25 title 10, United States Code, is amended by inserting be-

1 fore the period the following: “and the availability to the  
2 member and dependents of suicide prevention resources  
3 following separation from the armed forces”.

4 **Subtitle D—Military Justice and**  
5 **Legal Matters**

6 **SEC. 541. REFORM OF OFFENSES RELATING TO RAPE, SEX-**  
7 **UAL ASSAULT, AND OTHER SEXUAL MIS-**  
8 **CONDUCT UNDER THE UNIFORM CODE OF**  
9 **MILITARY JUSTICE.**

10 (a) RAPE AND SEXUAL ASSAULT GENERALLY.—Sec-  
11 tion 920 of title 10, United States Code (article 120 of  
12 the Uniform Code of Military Justice), is amended as fol-  
13 lows:

14 (1) REVISED OFFENSE OF RAPE.—Subsection  
15 (a) is amended to read as follows:

16 “(a) RAPE.—Any person subject to this chapter who  
17 commits a sexual act upon another person by—

18 “(1) using unlawful force against that other  
19 person;

20 “(2) using force causing or likely to cause death  
21 or grievous bodily harm to any person;

22 “(3) threatening or placing that other person in  
23 fear that any person will be subjected to death,  
24 grievous bodily harm, or kidnapping;

1           “(4) first rendering that other person uncon-  
2           scious; or

3           “(5) administering to that other person by force  
4           or threat of force, or without the knowledge or con-  
5           sent of that person, a drug, intoxicant, or other  
6           similar substance and thereby substantially impair-  
7           ing the ability of that other person to appraise or  
8           control conduct;

9 is guilty of rape and shall be punished as a court-martial  
10 may direct.”.

11           (2) REPEAL OF PROVISIONS RELATING TO OF-  
12           FENSES REPLACED BY NEW ARTICLE 120b.—Sub-  
13           sections (b), (d), (f), (g), (i), (j), and (o) are re-  
14           pealed.

15           (3) REVISED OFFENSE OF SEXUAL ASSAULT.—  
16           Subsection (c) is redesignated as subsection (b) and  
17           is amended to read as follows:

18           “(b) SEXUAL ASSAULT.—Any person subject to this  
19 chapter who—

20           “(1) commits a sexual act upon another person  
21 by—

22           “(A) threatening or placing that other per-  
23           son in fear;

24           “(B) causing bodily harm to that other  
25           person;

1           “(C) making a fraudulent representation  
2           that the sexual act serves a professional pur-  
3           pose; or

4           “(D) inducing a belief by any artifice, pre-  
5           tense, or concealment that the person is another  
6           person;

7           “(2) commits a sexual act upon another person  
8           when the person knows or reasonably should know  
9           that the other person is asleep, unconscious, or oth-  
10          erwise unaware that the sexual act is occurring; or

11          “(3) commits a sexual act upon another person  
12          when the other person is incapable of consenting to  
13          the sexual act due to—

14                 “(A) impairment by any drug, intoxicant,  
15                 or other similar substance, and that condition is  
16                 known or reasonably should be known by the  
17                 person; or

18                 “(B) a mental disease or defect, or phys-  
19                 ical disability, and that condition is known or  
20                 reasonably should be known by the person;

21 is guilty of sexual assault and shall be punished as a court-  
22 martial may direct.”.

23           (4) AGGRAVATED SEXUAL CONTACT.—Sub-  
24           section (e) is redesignated as subsection (c) and is  
25           amended—

1 (A) by striking “engages in” and inserting  
2 “commits”; and

3 (B) by striking “with” and inserting  
4 “upon”.

5 (5) ABUSIVE SEXUAL CONTACT.—Subsection  
6 (h) is redesignated as subsection (d) and is amend-  
7 ed—

8 (A) by striking “engages in” and inserting  
9 “commits”;

10 (B) by striking “with” and inserting  
11 “upon”; and

12 (C) by striking “subsection (c) (aggravated  
13 sexual assault)” and inserting “subsection (b)  
14 (sexual assault)”.

15 (6) REPEAL OF PROVISIONS RELATING TO OF-  
16 FENSES REPLACED BY NEW ARTICLE 120c.—Sub-  
17 sections (k), (l), (m), and (n) are repealed.

18 (7) PROOF OF THREAT.—Subsection (p) is re-  
19 designated as subsection (e) and is amended—

20 (A) by striking “the accused made” and  
21 inserting “a person made”;

22 (B) by striking “the accused actually” and  
23 inserting “the person actually”; and

1 (C) by inserting before the period at the  
2 end the following: “or had the ability to carry  
3 out the threat”.

4 (8) DEFENSES.—Subsection (q) is redesignated  
5 as subsection (f) and is amended to read as follows:

6 “(f) DEFENSES.—An accused may raise any applica-  
7 ble defenses available under this chapter or the Rules for  
8 Court-Martial. Marriage is not a defense for any conduct  
9 in issue in any prosecution under this section.”.

10 (9) PROVISIONS RELATING TO AFFIRMATIVE  
11 DEFENSES.—Subsections (r) and (s) are repealed.

12 (10) DEFINITIONS.—Subsection (t) is redesignig-  
13 nated as subsection (g) and is amended—

14 (A) in paragraph (1)—

15 (i) in subparagraph (A), by inserting  
16 “or anus or mouth” after “vulva”; and

17 (ii) in subparagraph (B)—

18 (I) by striking “genital opening”  
19 and inserting “vulva or anus or  
20 mouth,”; and

21 (II) by striking “a hand or fin-  
22 ger” and inserting “any part of the  
23 body”;

24 (B) by striking paragraph (2) and insert-  
25 ing the following:

1           “(2) SEXUAL CONTACT.—The term ‘sexual con-  
2           tact’ means—

3                   “(A) touching, or causing another person  
4                   to touch, either directly or through the clothing,  
5                   the genitalia, anus, groin, breast, inner thigh,  
6                   or buttocks of any person, with an intent to  
7                   abuse, humiliate, or degrade any person; or

8                   “(B) any touching, or causing another per-  
9                   son to touch, either directly or through the  
10                  clothing, any body part of any person, if done  
11                  with an intent to arouse or gratify the sexual  
12                  desire of any person.

13           Touching may be accomplished by any part of the  
14           body.”.

15                   (C) by striking paragraph (4) and redesign-  
16                   nating paragraph (3) as paragraph (4);

17                   (D) by redesignating paragraph (8) as  
18                   paragraph (3), transferring that paragraph so  
19                   as to appear after paragraph (2), and amending  
20                   that paragraph by inserting before the period at  
21                   the end the following: “, including any non-  
22                   consensual sexual act or nonconsensual sexual  
23                   contact”;

24                   (E) in paragraph (4), as redesignated by  
25                   subparagraph (C), by striking the last sentence;

1 (F) by striking paragraphs (5) and (7);

2 (G) by redesignating paragraph (6) as  
3 paragraph (7);

4 (H) by inserting after paragraph (4), as  
5 redesignated by subparagraph (C), the following  
6 new paragraphs (5) and (6):

7 “(5) FORCE.—The term ‘force’ means—

8 “(A) the use of a weapon;

9 “(B) the use of such physical strength or  
10 violence as is sufficient to overcome, restrain, or  
11 injure a person; or

12 “(C) inflicting physical harm sufficient to  
13 coerce or compel submission by the victim.

14 “(6) UNLAWFUL FORCE.—The term ‘unlawful  
15 force’ means an act of force done without legal jus-  
16 tification or excuse.”;

17 (I) in paragraph (7), as redesignated by  
18 subparagraph (G)—

19 (i) by striking “under paragraph (3)”  
20 and all that follows through “contact,”;  
21 and

22 (ii) by striking “death, grievous bodily  
23 harm, or kidnapping” and inserting “the  
24 wrongful action contemplated by the com-  
25 munication or action.”;

1 (J) by striking paragraphs (9) through  
2 (13);

3 (K) by redesignating paragraph (14) as  
4 paragraph (8) and in that paragraph—

5 (i) by inserting “(A)” before “The  
6 term”;

7 (ii) by striking “words or overt acts  
8 indicating” and “sexual” in the first sen-  
9 tence;

10 (iii) by striking “accused’s” in the  
11 third sentence;

12 (iv) by inserting “or social or sexual”  
13 before “relationship” in the fourth sen-  
14 tence;

15 (v) by striking “sexual” before “con-  
16 duct” in the fourth sentence;

17 (vi) by striking “A person cannot con-  
18 sent” and all that follows through the pe-  
19 riod; and

20 (vii) by adding at the end the fol-  
21 lowing new subparagraphs:

22 “(B) A sleeping, unconscious, or incom-  
23 petent person cannot consent. A person cannot  
24 consent to force causing or likely to cause death  
25 or grievous bodily harm or to being rendered

1 unconscious. A person cannot consent while  
2 under threat or in fear or under the cir-  
3 cumstances described in subparagraph (C) or  
4 (D) of subsection (b)(1).

5 “(C) Lack of consent may be inferred  
6 based on the circumstances of the offense. All  
7 the surrounding circumstances are to be consid-  
8 ered in determining whether a person gave con-  
9 sent, or whether a person did not resist or  
10 ceased to resist only because of another per-  
11 son’s actions.”; and

12 (L) by striking paragraphs (15) and (16).

13 (11) SECTION HEADING.—The heading of such  
14 section (article) is amended to read as follows:

15 **“§ 920. Art. 120. Rape and sexual assault generally”.**

16 (b) RAPE AND SEXUAL ASSAULT OF A CHILD.—  
17 Chapter 47 of such title (the Uniform Code of Military  
18 Justice) is amended by inserting after section 920a (arti-  
19 cle 120a), as amended by subsection (a), the following new  
20 section (article):

21 **“§ 920b. Art. 120b. Rape and sexual assault of a child**

22 “(a) RAPE OF A CHILD.—Any person subject to this  
23 chapter who—

24 “(1) commits a sexual act upon a child who has  
25 not attained the age of 12 years; or

1           “(2) commits a sexual act upon a child who has  
2           attained the age of 12 years by—

3                   “(A) using force against any person;

4                   “(B) threatening or placing that child in  
5           fear;

6                   “(C) rendering that child unconscious; or

7                   “(D) administering to that child a drug,  
8           intoxicant, or other similar substance;

9 is guilty of rape of a child and shall be punished as a  
10 court-martial may direct.

11       “(b) SEXUAL ASSAULT OF A CHILD.—Any person  
12 subject to this chapter who commits a sexual act upon a  
13 child who has attained the age of 12 years is guilty of  
14 sexual assault of a child and shall be punished as a court-  
15 martial may direct.

16       “(c) SEXUAL ABUSE OF A CHILD.—Any person sub-  
17 ject to this chapter who commits a lewd act upon a child  
18 is guilty of sexual abuse of a child and shall be punished  
19 as a court-martial may direct.

20       “(d) AGE OF CHILD.—

21           “(1) UNDER 12 YEARS.—In a prosecution under  
22 this section, it need not be proven that the accused  
23 knew the age of the other person engaging in the  
24 sexual act or lewd act. It is not a defense that the

1 accused reasonably believed that the child had at-  
2 tained the age of 12 years.

3 “(2) UNDER 16 YEARS.—In a prosecution under  
4 this section, it need not be proven that the accused  
5 knew that the other person engaging in the sexual  
6 act or lewd act had not attained the age of 16 years,  
7 but it is a defense in a prosecution under subsection  
8 (b) (sexual assault of a child) or subsection (c) (sex-  
9 ual abuse of a child), which the accused must prove  
10 by a preponderance of the evidence, that the accused  
11 reasonably believed that the child had attained the  
12 age of 16 years, if the child had in fact attained at  
13 least the age of 12 years.

14 “(e) PROOF OF THREAT.—In a prosecution under  
15 this section, in proving that a person made a threat, it  
16 need not be proven that the person actually intended to  
17 carry out the threat or had the ability to carry out the  
18 threat.

19 “(f) MARRIAGE.—In a prosecution under subsection  
20 (b) (sexual assault of a child) or subsection (c) (sexual  
21 abuse of a child), it is a defense, which the accused must  
22 prove by a preponderance of the evidence, that the persons  
23 engaging in the sexual act or lewd act were at that time  
24 married to each other, except where the accused commits  
25 a sexual act upon the person when the accused knows or

1 reasonably should know that the other person is asleep,  
2 unconscious, or otherwise unaware that the sexual act is  
3 occurring or when the other person is incapable of con-  
4 senting to the sexual act due to impairment by any drug,  
5 intoxicant, or other similar substance, and that condition  
6 was known or reasonably should have been known by the  
7 accused.

8       “(g) CONSENT.—Lack of consent is not an element  
9 and need not be proven in any prosecution under this sec-  
10 tion. A child not legally married to the person committing  
11 the sexual act, lewd act, or use of force cannot consent  
12 to any sexual act, lewd act, or use of force.

13       “(h) DEFINITIONS.—In this section:

14               “(1) SEXUAL ACT AND SEXUAL CONTACT.—The  
15 terms ‘sexual act’ and ‘sexual contact’ have the  
16 meanings given those terms in section 920(g) of this  
17 title (article 120(g)).

18               “(2) FORCE.—The term ‘force’ means—

19                       “(A) the use of a weapon;

20                       “(B) the use of such physical strength or  
21 violence as is sufficient to overcome, restrain, or  
22 injure a child; or

23                       “(C) inflicting physical harm.

1 In the case of a parent-child or similar relationship,  
2 the use or abuse of parental or similar authority is  
3 sufficient to constitute the use of force.

4 “(3) THREATENING OR PLACING THAT CHILD  
5 IN FEAR.—The term ‘threatening or placing that  
6 child in fear’ means a communication or action that  
7 is of sufficient consequence to cause the child to fear  
8 that non-compliance will result in the child or an-  
9 other person being subjected to the action con-  
10 templated by the communication or action.

11 “(4) CHILD.—The term ‘child’ means any per-  
12 son who has not attained the age of 16 years.

13 “(5) LEWD ACT.—The term ‘lewd act’ means—

14 “(A) any sexual contact with a child;

15 “(B) intentionally exposing one’s genitalia,  
16 anus, buttocks, or female areola or nipple to a  
17 child by any means, including via any commu-  
18 nication technology, with an intent to abuse,  
19 humiliate, or degrade any person, or to arouse  
20 or gratify the sexual desire of any person;

21 “(C) intentionally communicating indecent  
22 language to a child by any means, including via  
23 any communication technology, with an intent  
24 to abuse, humiliate, or degrade any person, or

1 to arouse or gratify the sexual desire of any  
2 person; or

3 “(D) any indecent conduct, intentionally  
4 done with or in the presence of a child, includ-  
5 ing via any communication technology, that  
6 amounts to a form of immorality relating to  
7 sexual impurity which is grossly vulgar, ob-  
8 scene, and repugnant to common propriety, and  
9 tends to excite sexual desire or deprave morals  
10 with respect to sexual relations.”.

11 (c) OTHER SEXUAL MISCONDUCT.—Such chapter  
12 (the Uniform Code of Military Justice) is further amended  
13 by inserting after section 920b (article 120b), as added  
14 by subsection (b), the following new section:

15 **“§ 920c. Art. 120c. Other sexual misconduct**

16 “(a) INDECENT VIEWING, VISUAL RECORDING, OR  
17 BROADCASTING.—Any person subject to this chapter who,  
18 without legal justification or lawful authorization—

19 “(1) knowingly and wrongfully views the private  
20 area of another person, without that other person’s  
21 consent and under circumstances in which that other  
22 person has a reasonable expectation of privacy;

23 “(2) knowingly photographs, videotapes, films,  
24 or records by any means the private area of another  
25 person, without that other person’s consent and

1 under circumstances in which that other person has  
2 a reasonable expectation of privacy; or

3 “(3) knowingly broadcasts or distributes any  
4 such recording that the person knew or reasonably  
5 should have known was made under the cir-  
6 cumstances proscribed in paragraphs (1) and (2);

7 is guilty of an offense under this section and shall be pun-  
8 ished as a court-martial may direct.

9 “(b) FORCIBLE PANDERING.—Any person subject to  
10 this chapter who compels another person to engage in an  
11 act of prostitution with any person is guilty of forcible  
12 pandering and shall be punished as a court-martial may  
13 direct.

14 “(c) INDECENT EXPOSURE.—Any person subject to  
15 this chapter who intentionally exposes, in an indecent  
16 manner, the genitalia, anus, buttocks, or female areola or  
17 nipple is guilty of indecent exposure and shall by punished  
18 as a court-martial may direct.

19 “(d) DEFINITIONS.—In this section:

20 “(1) ACT OF PROSTITUTION.—The term ‘act of  
21 prostitution’ means a sexual act or sexual contact  
22 (as defined in section 920(g) of this title (article  
23 120(g))) on account of which anything of value is  
24 given to, or received by, any person.

1           “(2) PRIVATE AREA.—The term ‘private area’  
2 means the naked or underwear-clad genitalia, anus,  
3 buttocks, or female areola or nipple.

4           “(3) REASONABLE EXPECTATION OF PRI-  
5 VACY.—The term ‘under circumstances in which  
6 that other person has a reasonable expectation of  
7 privacy’ means—

8           “(A) circumstances in which a reasonable  
9 person would believe that he or she could dis-  
10 robe in privacy, without being concerned that  
11 an image of a private area of the person was  
12 being captured; or

13           “(B) circumstances in which a reasonable  
14 person would believe that a private area of the  
15 person would not be visible to the public.

16           “(4) BROADCAST.—The term ‘broadcast’ means  
17 to electronically transmit a visual image with the in-  
18 tent that it be viewed by a person or persons.

19           “(5) DISTRIBUTE.—The term ‘distribute’  
20 means delivering to the actual or constructive pos-  
21 session of another, including transmission by elec-  
22 tronic means.

23           “(6) INDECENT MANNER.—The term ‘indecent  
24 manner’ means conduct that amounts to a form of  
25 immorality relating to sexual impurity which is

1 grossly vulgar, obscene, and repugnant to common  
2 propriety, and tends to excite sexual desire or de-  
3 prave morals with respect to sexual relations.”.

4 (d) CONFORMING AMENDMENTS.—Chapter 47 of  
5 such title (the Uniform Code of Military Justice) is further  
6 amended as follows:

7 (1) STATUTE OF LIMITATIONS.—Subparagraph  
8 (B) of section 843(b)(2) (article 43(b)(2)) is amend-  
9 ed—

10 (A) in clause (i), by striking “section 920  
11 of this title (article 120)” and inserting “sec-  
12 tion 920, 920a, 920b, or 920c of this title (arti-  
13 cle 120, 120a, 120b, or 120c)”;

14 (B) in clause (v)—

15 (i) by striking “indecent assault”; and

16 (ii) by striking “or liberties with a  
17 child”.

18 (2) MURDER.—Paragraph (4) of section 918  
19 (article 118) is amended by striking “aggravated  
20 sexual assault,” and all that follows through “with  
21 a child,” and inserting “sexual assault, sexual as-  
22 sault of a child, aggravated sexual contact, sexual  
23 abuse of a child,”.

24 (e) CLERICAL AMENDMENTS.—The table of sections  
25 at the beginning of subchapter X of such chapter (the Uni-

1 form Code of Military Justice) is amended by striking the  
2 items relating to sections 920 and 920a (articles 120 and  
3 120a) and inserting the following new items:

“920. 120. Rape and sexual assault generally.

“920a. 120a. Stalking.

“920b. 120b. Rape and sexual assault of a child.

“920c. 120c. Other sexual misconduct.”.

4 (f) **EFFECTIVE DATE.**—The amendments made by  
5 this section shall take effect 180 days after the date of  
6 the enactment of this Act and shall apply with respect to  
7 offenses committed on or after such effective date.

8 **SEC. 542. AUTHORITY TO COMPEL PRODUCTION OF DOCU-**  
9 **MENTARY EVIDENCE.**

10 (a) **EFFECT OF REFUSAL TO APPEAR OR TESTIFY.**—  
11 Section 847 of title 10, United States Code (article 47  
12 of the Uniform Code of Military Justice), is amended—

13 (1) in subsection (a)—

14 (A) in paragraph (1), by striking “board;”  
15 and inserting “board, or has been duly issued  
16 a subpoena duces tecum for an investigation  
17 pursuant to section 832(b) of this title (article  
18 32(b));”; and

19 (B) in paragraph (2)—

20 (i) by striking “duly paid or tendered  
21 the fees and mileage of a witness” and in-  
22 serting “provided a means for reimburse-



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

3 “(2) in an operation or area designated as a  
4 combat operation or a combat zone, respectively, by  
5 the Secretary of Defense in accordance with the reg-  
6 ulations prescribed under subsection (a); or”;

7 (2) in subsection (c), by striking “paragraph  
8 (1) or (2) of subsection (c)” and inserting “para-  
9 graph (1), (2) or (3) of subsection (b)”;

10 (3) by adding at the end the following new sub-  
11 section:

12 “(e) APPLICATION OF CERTAIN REGULATIONS.—To  
13 the extent provided in the regulations issued under sub-  
14 section (a) to implement subsection (b)(2), the regulations  
15 shall apply to the acceptance of gifts received after the  
16 date of the enactment of the National Defense Authoriza-  
17 tion Act for Fiscal Year 2012 for injuries or illnesses in-  
18 curred on or after September 11, 2001.”.

19 **SEC. 544. FREEDOM OF CONSCIENCE OF MILITARY CHAP-**  
20 **LAINS WITH RESPECT TO THE PERFORM-**  
21 **ANCE OF MARRIAGES.**

22 A military chaplain who, as a matter of conscience  
23 or moral principle, does not wish to perform a marriage  
24 may not be required to do so.

1 **Subtitle E—Member Education and**  
2 **Training Opportunities and Ad-**  
3 **ministration**

4 **SEC. 551. EMPLOYMENT SKILLS TRAINING FOR MEMBERS**  
5 **OF THE ARMED FORCES ON ACTIVE DUTY**  
6 **WHO ARE TRANSITIONING TO CIVILIAN LIFE.**

7 Section 1143 of title 10, United States Code, is  
8 amended by adding at the end the following new sub-  
9 section:

10 “(e) EMPLOYMENT SKILLS TRAINING.—(1) The Sec-  
11 retary of a military department may carry out one or more  
12 programs to provide eligible members of the armed forces  
13 under the jurisdiction of the Secretary with job training  
14 and employment skills training, including apprenticeship  
15 programs, to help prepare such members for employment  
16 in the civilian sector.

17 “(2) A member of the armed forces is an eligible  
18 member for purposes of a program under this subsection  
19 if the member—

20 “(A) has completed at least 180 days on active  
21 duty in the armed forces; and

22 “(B) is expected to be discharged or released  
23 from active duty in the armed forces within 180  
24 days of the date of commencement of participation  
25 in such a program.



1       sional military education (JPME II) on an other  
2       than in-residence basis.

3           (2) LOCATION.—The pilot program authorized  
4       by this subsection shall be carried out at the head-  
5       quarters of not more than two combatant commands  
6       selected by the Secretary for purposes of the pilot  
7       program.

8           (3) PROGRAM OF INSTRUCTION.—The program  
9       of instruction offered under the pilot program au-  
10      thorized by this subsection shall meet the require-  
11      ments of section 2155 of title 10, United States  
12      Code.

13          (4) REPORT.—Not later than one year before  
14      completion of the pilot program authorized by this  
15      subsection, the Secretary shall submit to the Com-  
16      mittees on Armed Services of the Senate and the  
17      House of Representatives a report on the pilot pro-  
18      gram. The report shall include the following:

19           (A) The number of students enrolled at  
20      each location under the pilot program.

21           (B) The number of students who success-  
22      fully completed the program of instruction  
23      under the pilot program and were awarded  
24      credit for Phase II joint professional military  
25      education.

1           (C) The assessment of the Secretary re-  
2           garding the feasibility and advisability of ex-  
3           panding the pilot program to the headquarters  
4           of additional combatant commands, or of mak-  
5           ing the pilot program permanent, and a state-  
6           ment of the legislative or administrative actions  
7           required to implement such assessment.

8           (5) SUNSET.—The authority in this subsection  
9           to carry out the pilot program shall expire on the  
10          date that is five years after the date of the enact-  
11          ment of this Act.

12 **SEC. 553. TEMPORARY AUTHORITY TO WAIVE MAXIMUM**  
13                   **AGE LIMITATION ON ADMISSION TO THE**  
14                   **MILITARY SERVICE ACADEMIES.**

15          (a) WAIVER FOR CERTAIN ENLISTED MEMBERS.—

16 The Secretary of the military department concerned may  
17 waive the maximum age limitation specified in section  
18 4346(a), 6958(a)(1), or 9346(a) of title 10, United States  
19 Code, for the admission of an enlisted member of the  
20 Armed Forces to the United States Military Academy, the  
21 United States Naval Academy, or the United States Air  
22 Force Academy if the member—

23           (1) satisfies the eligibility requirements for ad-  
24           mission to that academy (other than the maximum  
25           age limitation); and

1           (2) was or is prevented from being admitted to  
2           a military service academy before the member  
3           reached the maximum age specified in such sections  
4           as a result of service on active duty in a theater of  
5           operations for Operation Iraqi Freedom, Operation  
6           Enduring Freedom, or Operation New Dawn.

7           (b) MAXIMUM AGE FOR RECEIPT OF WAIVER.—A  
8           waiver may not be granted under this section if the can-  
9           didate would pass the candidate's twenty-sixth birthday by  
10          July 1 of the year in which the candidate would enter the  
11          military service academy pursuant to the waiver.

12          (c) LIMITATION ON NUMBER ADMITTED USING  
13          WAIVER.—Not more than five candidates may be admitted  
14          to each of the military service academies for an academic  
15          year pursuant to a waiver granted under this section.

16          (d) RECORD KEEPING REQUIREMENT.—The Sec-  
17          retary of each military department shall maintain records  
18          on the number of graduates of the military service acad-  
19          emy under the jurisdiction of the Secretary who are admit-  
20          ted pursuant to a waiver granted under this section and  
21          who remain in the Armed Forces beyond the active duty  
22          service obligation assumed upon graduation. The Sec-  
23          retary shall compare their retention rate to the retention  
24          rate of graduates of that academy generally.

1 (e) REPORTS.—Not later than April 1, 2016, the Sec-  
2 retary of each military department shall submit to the  
3 Committees on Armed Services of the Senate and the  
4 House of Representatives a report specifying—

5 (1) the number of applications for waivers re-  
6 ceived by the Secretary under this section;

7 (2) the number of waivers granted by the Sec-  
8 retary under this section;

9 (3) the number of candidates actually admitted  
10 to the military service academy under the jurisdic-  
11 tion of the Secretary pursuant to a waiver granted  
12 by the Secretary under this section; and

13 (4) beginning with the class of 2009, the num-  
14 ber of graduates of the military service academy  
15 under the jurisdiction of the Secretary who, before  
16 admission to that academy, were enlisted members  
17 of the Armed Forces and who remain in the Armed  
18 Forces beyond the active duty service obligation as-  
19 sumed upon graduation.

20 (f) DURATION OF WAIVER AUTHORITY.—The au-  
21 thority to grant a waiver under this section expires on  
22 September 30, 2016.

1 **SEC. 554. ENHANCEMENT OF ADMINISTRATION OF THE**  
2 **UNITED STATES AIR FORCE INSTITUTE OF**  
3 **TECHNOLOGY.**

4 (a) IN GENERAL.—Chapter 901 of title 10, United  
5 States Code, is amended by inserting after section 9314a  
6 the following new section:

7 **“§ 9314b. United States Air Force Institute of Tech-**  
8 **nology: administration**

9 “(a) COMMANDANT.—

10 “(1) SELECTION.—The Commandant of the  
11 United States Air Force Institute of Technology  
12 shall be selected by the Secretary of the Air Force.

13 “(2) ELIGIBILITY.—The Commandant shall be  
14 one of the following:

15 “(A) An officer of the Air Force on active  
16 duty in a grade not below the grade of colonel  
17 who possesses such qualifications as the Sec-  
18 retary considers appropriate and is assigned or  
19 detailed to such position.

20 “(B) A member of the Senior Executive  
21 Service or a civilian individual, including an in-  
22 dividual who was retired from the Air Force in  
23 a grade not below brigadier general, who has  
24 the qualifications appropriate for the position of  
25 Commandant and is selected by the Secretary  
26 as the best qualified from among candidates for

1           the position in accordance with a process and  
2           criteria determined by the Secretary.

3           “(3) TERM FOR CIVILIAN COMMANDANT.—An  
4           individual selected for the position of Commandant  
5           under paragraph (2)(B) shall serve in that position  
6           for a term of not more than five years and may be  
7           continued in that position for an additional term of  
8           up to five years.

9           “(b) PROVOST AND ACADEMIC DEAN.—

10           “(1) IN GENERAL.—There is established at the  
11           United States Air Force Institute of Technology the  
12           civilian position of Provost and Academic Dean who  
13           shall be appointed by the Secretary.

14           “(2) TERM.—An individual appointed to the po-  
15           sition of Provost and Academic Dean shall serve in  
16           that position for a term of five years.

17           “(3) COMPENSATION.—The individual serving  
18           as Provost and Academic Dean is entitled to such  
19           compensation for such service as the Secretary shall  
20           prescribe for purposes of this section, but not more  
21           than the rate of compensation authorized for level  
22           IV of the Executive Schedule.”.

23           (b) CLERICAL AMENDMENT.—The table of sections  
24           at the beginning of chapter 901 of such title is amended

1 by inserting after the item relating to section 9314a the  
2 following new item:

“9314b. United States Air Force Institute of Technology: administration.”.

3 **SEC. 555. ENROLLMENT OF CERTAIN SERIOUSLY WOUND-**  
4 **ED, ILL, OR INJURED FORMER OR RETIRED**  
5 **ENLISTED MEMBERS OF THE ARMED FORCES**  
6 **IN ASSOCIATE DEGREE PROGRAMS OF THE**  
7 **COMMUNITY COLLEGE OF THE AIR FORCE IN**  
8 **ORDER TO COMPLETE DEGREE PROGRAM.**

9 (a) IN GENERAL.—Section 9315 of title 10, United  
10 States Code, is amended—

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

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

15 “(c) SERIOUSLY WOUNDED, ILL, OR INJURED  
16 FORMER AND RETIRED ENLISTED MEMBERS.—(1) The  
17 Secretary of the Air Force may authorize participation in  
18 a program of higher education under subsection (a)(1) by  
19 a person who is a former or retired enlisted member of  
20 the armed forces who at the time of the person’s separa-  
21 tion from active duty—

22 “(A) had commenced but had not completed a  
23 program of higher education under subsection  
24 (a)(1); and

1           “(B) is categorized by the Secretary concerned  
2           as seriously wounded, ill, or injured.

3           “(2) For purposes of this subsection, a person who  
4           may be categorized as seriously wounded, ill, or injured  
5           is a person with a serious injury or illness (as that term  
6           is defined in section 1602(8) of the Wounded Warrior Act  
7           (title XVI of Public Law 110–181; 10 U.S.C. 1071 note)).

8           “(3) A person may not be authorized under para-  
9           graph (1) to participate in a program of higher education  
10          after the end of the 10-year period beginning on the date  
11          of the person’s separation from active duty.

12          “(4) The Secretary may not pay the tuition for par-  
13          ticipation in a program of higher education under sub-  
14          section (a)(1) of a person participating in such program  
15          pursuant to an authorization under paragraph (1).”.

16          (b) CONFORMING AMENDMENTS.—Subsection (d) of  
17          such section, as redesignated by subsection (a)(1), is  
18          amended by striking “enlisted member” both places it ap-  
19          pears and inserting “person”.

20          (c) EFFECTIVE DATE.—Subsection (c) of section  
21          9315 of title 10, United States Code (as added by sub-  
22          section (a)(2)), shall apply to persons covered by para-  
23          graph (1) of such subsection who are categorized by the  
24          Secretary concerned as seriously wounded, ill, or injured  
25          after September 11, 2001. With respect to any such per-

1 son who is separated from active duty during the period  
2 beginning on September 12, 2001, and ending on the date  
3 of the enactment of this Act, the 10-year period specified  
4 in paragraph (3) of such subsection shall be deemed to  
5 commence on the date of the enactment of this Act.

6 **SEC. 556. RESERVE COMPONENT MENTAL HEALTH STU-**  
7 **DENT STIPEND.**

8 (a) RESERVE COMPONENT MENTAL HEALTH STU-  
9 DENT STIPEND.—Section 16201 of title 10, United States  
10 Code, is amended—

11 (1) by redesignating subsection (f) as sub-  
12 section (g); and

13 (2) by inserting after subsection (e) the fol-  
14 lowing new subsection (f):

15 “(f) MENTAL HEALTH PROFESSIONALS IN CRITICAL  
16 WARTIME SPECIALTIES.—(1) Under the stipend program  
17 under this chapter, the Secretary of the military depart-  
18 ment concerned may enter into an agreement with a per-  
19 son who—

20 “(A) is eligible to be appointed as an officer in  
21 a reserve component;

22 “(B) is enrolled or has been accepted for enroll-  
23 ment in an institution in a course of study that re-  
24 sults in a degree in clinical psychology or social  
25 work;

1           “(C) signs an agreement that, unless sooner  
2 separated, the person will—

3           “(i) complete the educational phase of the  
4 program;

5           “(ii) accept a reappointment or redesigna-  
6 tion within the person’s reserve component, if  
7 tendered, based upon the person’s health pro-  
8 fession, following satisfactory completion of the  
9 educational and intern programs; and

10           “(iii) participate in a residency program if  
11 required for clinical licensure in a mental health  
12 profession skill; and

13           “(D) if required by regulations prescribed by  
14 the Secretary of Defense, agrees to apply for, if eli-  
15 gible, and accept, if offered, residency training in a  
16 mental health profession skill that has been des-  
17 ignated by the Secretary as a critically needed war-  
18 time skill.

19           “(2) Under the agreement—

20           “(A) the Secretary of the military department  
21 concerned shall agree to pay the participant a sti-  
22 pend, in the amount determined under subsection  
23 (g), for the period or the remainder of the period  
24 that the student is satisfactorily progressing toward  
25 a degree in clinical psychology or social work while

1 enrolled in a school accredited in the designated  
2 mental health discipline;

3 “(B) the participant shall not be eligible to re-  
4 ceive such stipend before appointment, designation,  
5 or assignment as an officer for service in the Se-  
6 lected Reserve;

7 “(C) the participant shall be subject to such ac-  
8 tive duty requirements as may be specified in the  
9 agreement and to active duty in time of war or na-  
10 tional emergency as provided by law for members of  
11 the Selected Reserve; and

12 “(D) the participant shall agree to serve, upon  
13 successful completion of the program, one year in  
14 the Selected Reserve for each six months, or part  
15 thereof, for which the stipend is provided.”.

16 (b) CONFORMING AMENDMENTS.—Such section is  
17 further amended—

18 (1) in subsections (b)(2)(A), (c)(2)(A), and  
19 (d)(2)(A), by striking “subsection (f)” and inserting  
20 “subsection (g)”; and

21 (2) in subsection (g), as redesignated by sub-  
22 section (a)(1) of this section, by striking “subsection  
23 (b) or (c)” and inserting “subsection (b), (c), or  
24 (f)”.

1 **SEC. 557. FISCAL YEAR 2012 ADMINISTRATION AND REPORT**  
2 **ON THE TROOPS-TO-TEACHERS PROGRAM.**

3 (a) FISCAL YEAR 2012 ADMINISTRATION.—Notwith-  
4 standing section 2302(c) of the Elementary and Sec-  
5 ondary Education Act of 1965 (20 U.S.C. 6672(c)), the  
6 Secretary of Defense may administer the Troops-to-  
7 Teachers Program during fiscal year 2012. Amounts au-  
8 thorized to be appropriated for the Department of Defense  
9 by this Act shall be available to the Secretary of Defense  
10 for that purpose.

11 (b) REPORT.—Not later than April 1, 2012, the Sec-  
12 retary of Defense and the Secretary of Education shall  
13 jointly submit to the appropriate committees of Congress  
14 a report on the Troops-to-Teachers Program. The report  
15 shall include the following:

16 (1) A summary of the funding of the Troops-  
17 to-Teachers Program since its inception and pro-  
18 jected funding of the program during the period cov-  
19 ered by the future-years defense program submitted  
20 to Congress during 2011.

21 (2) The number of past participants in the  
22 Troops-to-Teachers Program by year, the number of  
23 past participants who have fulfilled, and have not  
24 fulfilled, their service obligation under the program,  
25 and the number of waivers of such obligations (and  
26 the reasons for such waivers).

1           (3) A discussion and assessment of the current  
2           and anticipated effects of recent economic cir-  
3           cumstances in the United States, and cuts nation-  
4           wide in State and local budgets, on the ability of  
5           participants in the Troops-to-Teachers Program to  
6           obtain teaching positions.

7           (4) A discussion of the youth education goals in  
8           the Troops-to-Teachers Program and the record of  
9           the program to date in producing teachers in high-  
10          need and other eligible schools.

11          (5) An assessment of the extent to which the  
12          Troops-to-Teachers Program achieves its purpose as  
13          a military transition assistance program and, in par-  
14          ticular, as transition assistance program for mem-  
15          bers of the Armed Forces who are nearing retire-  
16          ment or who are voluntarily or involuntarily sepa-  
17          rating from military service.

18          (6) An assessment of the performance of the  
19          Troops-to-Teachers Program in providing qualified  
20          teachers to high-need public schools, and reasons for  
21          expanding the program to additional school districts.

22          (7) A discussion and assessment of the advis-  
23          ability of the administration of the Troops-to-Teach-  
24          ers Program by the Department of Education in  
25          consultation with the Department of Defense.

1 (c) DEFINITIONS.—In this section:

2 (1) APPROPRIATE COMMITTEES OF CON-  
3 GRESS.—The term “appropriate committees of Con-  
4 gress” means—

5 (A) the Committees on Armed Services  
6 and Health, Education, Labor, and Pensions of  
7 the Senate; and

8 (B) the Committees on Armed Services  
9 and Education and the Workforce of the House  
10 of Representatives.

11 (2) TROOPS-TO-TEACHERS PROGRAM.—The  
12 term “Troops-to-Teachers Program” means the  
13 Troops-to-Teachers Program authorized by chapter  
14 A of subpart 1 of part C of title II of the Elemen-  
15 tary and Secondary Education Act of 1965 (20  
16 U.S.C. 6671 et seq.).

17 **SEC. 558. PILOT PROGRAM ON RECEIPT OF CIVILIAN**  
18 **CREDENTIALING FOR SKILLS REQUIRED FOR**  
19 **MILITARY OCCUPATIONAL SPECIALTIES.**

20 (a) PILOT PROGRAM REQUIRED.—Commencing not  
21 later than nine months after the date of the enactment  
22 of this Act, the Secretary of Defense shall carry out a pilot  
23 program to assess the feasibility and advisability of per-  
24 mitting enlisted members of the Armed Forces to obtain  
25 civilian credentialing or licensing for skills required for

1 military occupational specialties (MOS) or qualification  
2 for duty specialty codes.

3 (b) ELEMENTS.—In carrying out the pilot program,  
4 the Secretary shall—

5 (1) designate not less than three or more than  
6 five military occupational specialties or duty spe-  
7 ciality codes for coverage under the pilot program;  
8 and

9 (2) permit enlisted members of the Armed  
10 Forces to obtain the credentials or licenses required  
11 for the specialties or codes so designated through ci-  
12 vilian credentialing or licensing entities, institutions,  
13 or bodies selected by the Secretary for purposes of  
14 the pilot program, whether concurrently with mili-  
15 tary training, at the completion of military training,  
16 or both.

17 (c) DURATION.—The Secretary shall complete the  
18 pilot program by not later than five years after the date  
19 of the commencement of the pilot program.

20 (d) REPORT.—Not later than one year after com-  
21 mencement of the pilot program, the Secretary shall sub-  
22 mit to Congress a report on the pilot program. The report  
23 shall set forth the following:

24 (1) The number of enlisted members who par-  
25 ticipated in the pilot program.

1           (2) A description of the costs incurred by the  
2 Department of Defense in connection with the re-  
3 ceipt by members of credentialing or licensing under  
4 the pilot program.

5           (3) A comparison of the cost associated with re-  
6 ceipt by members of credentialing or licensing under  
7 the pilot program with the cost of receipt of similar  
8 credentialing or licensing by recently-discharged vet-  
9 erans of the Armed Forces under programs cur-  
10 rently operated by the Department of Veterans Af-  
11 fairs and the Department of Labor.

12           (4) The recommendation of the Secretary as to  
13 the feasibility and advisability of expanding the pilot  
14 program to additional military occupational special-  
15 ties or duty specialty codes, and, if such expansion  
16 is considered feasible and advisable, a list of the  
17 military occupational specialties and duty specialty  
18 codes recommended for inclusion in the expansion.

19 **SEC. 559. REPORT ON CERTAIN EDUCATION ASSISTANCE**  
20 **PROGRAMS.**

21           (a) **REPORT REQUIRED.**—Not later than 180 days  
22 after the date of enactment of this Act, the Secretary of  
23 Defense shall submit to the Committees on Armed Serv-  
24 ices of the Senate and House of Representatives a report  
25 on methods to increase the efficiency of the education as-

1 sistance programs under sections 1784a and 2007 of title  
2 10, United States Code.

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

5 (1) A description of the effect of the programs  
6 on recruiting and retention within the Armed  
7 Forces.

8 (2) An analysis of other programs that provide  
9 benefits similar to those provided through the pro-  
10 grams, including the use of education assistance pro-  
11 grams under chapters 30 and 33 of title 38, United  
12 States Code, for education and training pursued by  
13 members of the Armed Forces serving on active duty  
14 while they are off-duty.

15 (3) A description of the effects of modifying the  
16 programs to require members of the Armed Forces  
17 and dependents participating in the programs to pay  
18 an appropriate percentage of their education ex-  
19 penses with the Secretary of the military department  
20 concerned paying the remaining percentage of such  
21 expenses, with the intent of ensuring that members  
22 and their dependents give due consideration to their  
23 educational needs before enrolling in the programs.

24 (4) A description of the costs of the programs  
25 to the Department of Defense, including the fol-

1       lowing elements for each institution of higher edu-  
2       cation that received funds under the programs dur-  
3       ing any of fiscal years 2009, 2010, 2011:

4               (A) The name and location of the institu-  
5               tion of higher education.

6               (B) Whether the institution is a public,  
7               non-profit, or for-profit institution.

8               (C) The amount of funds received by the  
9               institution in each such fiscal year.

10              (D) The number of members of the Armed  
11              Forces and dependents who received education  
12              at the institution during each such fiscal year.

13              (E) The average amount of funds members  
14              and dependents received under the programs.

15              (5) A description of the education outcomes for  
16              members of the Armed Forces and dependents par-  
17              ticipating in the program during fiscal years, 2009,  
18              2010, 2011, including the following:

19                      (A) Credit accumulation.

20                      (B) Completion of education on-time or  
21                      within 150 percent of on-time.

22                      (C) Completion of a degree.

23                      (D) Loan defaults, if applicable.

24              (6) A description of the feasibility and desir-  
25              ability of requiring institutions of higher learning, as

1 a requirement for participation in the programs, to  
2 report to the Secretary of Defense, as well as dis-  
3 close, provide, and make publicly available through  
4 electronic or other means to members of the Armed  
5 Forces participating in the programs, the following  
6 information about their programs prior to enroll-  
7 ment:

8 (A) When applicable, qualifications for ex-  
9 amination, certification, or licensure required as  
10 a precondition for employment in the occupa-  
11 tion or skill for which the program is rep-  
12 resented to prepare the student, and whether  
13 the program meets those requirements.

14 (B) The normal and average time to com-  
15 pletion of the program. Normal time to comple-  
16 tion means the amount of time it would take a  
17 full-time student to complete the program.

18 (C) The completion, graduation, and drop-  
19 out rates of students for the institution.

20 (D) Information concerning average stu-  
21 dent indebtedness for each program resulting  
22 from Federal, private, and institutional loans.

23 (E) Whether the institution participates, or  
24 is eligible to participate, under in financial aid

1 programs under title IV of the Higher Edu-  
2 cation Act of 1965.

3 **Subtitle F—Armed Forces**  
4 **Retirement Home**

5 **SEC. 561. CONTROL AND ADMINISTRATION BY SECRETARY**  
6 **OF DEFENSE.**

7 Section 1511(d) of the Armed Forces Retirement  
8 Home Act of 1991 (24 U.S.C. 411(d)) is amended by add-  
9 ing at the end the following new paragraph:

10 “(3) The administration of the Retirement Home, in-  
11 cluding administration for the provision of health care and  
12 medical care for residents, shall remain under the control  
13 and administration of the Secretary of Defense.”.

14 **SEC. 562. SENIOR MEDICAL ADVISOR OVERSIGHT OF**  
15 **HEALTH CARE PROVIDED TO RESIDENTS OF**  
16 **ARMED FORCES RETIREMENT HOME.**

17 (a) ADVISORY RESPONSIBILITIES OF SENIOR MED-  
18 ICAL ADVISOR.—Subsection (b) of section 1513A of the  
19 Armed Forces Retirement Home Act of 1991 (24 U.S.C.  
20 413a) is amended—

21 (1) by striking “(1) The”; and inserting “The”;

22 (2) by striking paragraph (2); and

23 (3) by striking “and the Chief Operating Offi-  
24 cer” and all that follows through the period at the  
25 end and inserting the following: “the Chief Oper-

1       ating Officer, and the Advisory Council regarding  
2       the direction and oversight of—

3               “(1) medical administrative matters at each fa-  
4       cility of the Retirement Home; and

5               “(2) the provision of medical care, preventive  
6       mental health, and dental care services at each facil-  
7       ity of the Retirement Home.”.

8       (b) RELATED DUTIES.—Subsection (c) of such sec-  
9       tion is amended by striking paragraphs (3), (4), and (5)  
10      and inserting the following new paragraphs:

11              “(3) Periodically visit each facility of the Re-  
12      tirement Home to review—

13                      “(A) the medical facilities, medical oper-  
14                      ations, medical records and reports, and the  
15                      quality of care provided to residents; and

16                      “(B) inspections and audits to ensure that  
17                      appropriate follow-up regarding issues and rec-  
18                      ommendations raised by such inspections and  
19                      audits has occurred.

20              “(4) Report on the findings and recommenda-  
21      tions developed as a result of each review conducted  
22      under paragraph (3) to the Chief Operating Officer,  
23      the Advisory Council, and the Under Secretary of  
24      Defense for Personnel and Readiness.”.

1 **SEC. 563. ESTABLISHMENT OF ARMED FORCES RETIRE-**  
2 **MENT HOME ADVISORY COUNCIL AND RESI-**  
3 **DENT ADVISORY COMMITTEES.**

4 (a) REPLACEMENT OF LOCAL BOARDS OF TRUST-  
5 EES.—The Armed Forces Retirement Home Act of 1991  
6 (24 U.S.C. 416) is amended by striking section 1516 and  
7 inserting the following new sections:

8 **“SEC. 1516. ADVISORY COUNCIL.**

9 “(a) ESTABLISHMENT.—The Retirement Home shall  
10 have an Advisory Council, to be known as the ‘Armed  
11 Forces Retirement Home Advisory Council’. The Advisory  
12 Council shall serve the interests of both facilities of the  
13 Retirement Home.

14 “(b) DUTIES.—(1) The Advisory Council shall pro-  
15 vide to the Chief Operating Officer and the Administrator  
16 of each facility such guidance and recommendations on the  
17 administration of the Retirement Home and the quality  
18 of care provided to residents as the Advisory Council con-  
19 siders appropriate.

20 “(2) Not less often than annually, the Advisory Coun-  
21 cil shall submit to the Secretary of Defense a report sum-  
22 marizing its activities during the preceding year and pro-  
23 viding such observations and recommendations with re-  
24 spect to the Retirement Home as the Advisory Council  
25 considers appropriate.

1           “(3) In carrying out its functions, the Advisory Coun-  
2 cil shall—

3           “(A) provide for participation in its activities by  
4 a representative of the Resident Advisory Committee  
5 of each facility of the Retirement Home; and

6           “(B) make recommendations to the Inspector  
7 General of the Department of Defense regarding  
8 issues that the Inspector General should investigate.

9           “(c) COMPOSITION.—(1) The Advisory Council shall  
10 consist of at least 15 members, each of whom shall be a  
11 full or part-time Federal employee or a member of the  
12 Armed Forces.

13           “(2) Members of the Advisory Council shall be des-  
14 ignated by the Secretary of Defense, except that an indi-  
15 vidual who is not an employee of the Department of De-  
16 fense shall be designated, in consultation with the Sec-  
17 retary of Defense, by the head of the Federal department  
18 or agency that employs the individual.

19           “(3) The Advisory Council shall include the following  
20 members:

21           “(A) One member who is an expert in nursing  
22 home or retirement home administration and financ-  
23 ing.

24           “(B) One member who is an expert in geron-  
25 tology.

1           “(C) One member who is an expert in financial  
2 management.

3           “(D) Two representatives of the Department of  
4 Veterans Affairs, one to be designated from each of  
5 the regional offices nearest in proximity to the facili-  
6 ties of the Retirement Home.

7           “(E) The Chairpersons of the Resident Advi-  
8 sory Committees.

9           “(F) One enlisted representative of the Serv-  
10 ices’ Retiree Advisory Council.

11           “(G) The senior noncommissioned officer of one  
12 of the Armed Forces.

13           “(H) Two senior representatives of military  
14 medical treatment facilities, one to be designated  
15 from each of the military hospitals nearest in prox-  
16 imity to the facilities of the Retirement Home.

17           “(I) One senior judge advocate from one of the  
18 Armed Forces.

19           “(J) One senior representative of one of the  
20 chief personnel officers of the Armed Forces.

21           “(K) Such other members as the Secretary of  
22 Defense may designate.

23           “(4) The Administrator of the each facility of the Re-  
24 tirement Home shall be a nonvoting member of the Advi-  
25 sory Council.

1           “(5) The Secretary of Defense shall designate one  
2 member of the Advisory Council to serve as the Chair-  
3 person of the Advisory Council. The Chairperson shall  
4 conduct the meetings of the Advisory Council.

5           “(d) TERM OF SERVICE.—(1) Except as provided in  
6 paragraphs (2), (3), and (4), the term of service of a mem-  
7 ber of the Advisory Council shall be two years. The Sec-  
8 retary of Defense may designate a member to serve one  
9 additional term.

10          “(2) Unless earlier terminated by the Secretary of  
11 Defense, a person may continue to serve as a member of  
12 the Advisory Council after the expiration of the member’s  
13 term until a successor is designated.

14          “(3) The Secretary of Defense may terminate the  
15 term of service of a member of the Advisory Council before  
16 the expiration of the member’s term.

17          “(4) A member of the Advisory Council serves as a  
18 member of the Advisory Council only for as long as the  
19 member is assigned to or serving in a position for which  
20 the duties include the duty to serve as a member of the  
21 Advisory Council.

22          “(e) VACANCIES.—A vacancy in the Advisory Council  
23 shall be filled in the manner in which the original designa-  
24 tion was made. A member designated to fill a vacancy oc-  
25 ccurring before the end of the term of the predecessor shall

1 be designated for the remainder of the term of the prede-  
2 cessor. A vacancy in the Advisory Council shall not affect  
3 its authority to perform its duties.

4 “(f) COMPENSATION.—(1) Except as provided in  
5 paragraph (2), a member of the Advisory Council shall—

6 “(A) be provided a stipend consistent with the  
7 daily government consultant fee for each day on  
8 which the member is engaged in the performance of  
9 services for the Advisory Council; and

10 “(B) while away from home or regular place of  
11 business in the performance of services for the Advi-  
12 sory Council, be allowed travel expenses (including  
13 per diem in lieu of subsistence) in the same manner  
14 as a person employed intermittently in Government  
15 under sections 5701 through 5707 of title 5, United  
16 States Code.

17 “(2) A member of the Advisory Council who is a  
18 member of the Armed Forces on active duty or a full-time  
19 officer or employee of the United States shall receive no  
20 additional pay by reason of serving as a member of the  
21 Advisory Council.

22 **“SEC. 1516A. RESIDENT ADVISORY COMMITTEES.**

23 “(a) ESTABLISHMENT AND PURPOSE.—(1) A Resi-  
24 dent Advisory Committee is an elected body of residents  
25 at each facility of the Retirement Home established to pro-

1 vide a forum for all residents to express their needs, ideas,  
2 and interests through elected representatives of their re-  
3 spective floor or area.

4 “(2) A Resident Advisory Committee—

5 “(A) serves as a forum for ideas, recommenda-  
6 tions, and representation to management of that fa-  
7 cility of the Retirement Home to enhance the mo-  
8 rale, safety, health, and well-being of residents; and

9 “(B) provides a means to communicate policy  
10 and general information between residents and man-  
11 agement.

12 “(b) ELECTION PROCESS.—The election process for  
13 the Resident Advisory Committee at a facility of the Re-  
14 tirement Home shall be coordinated by the facility Om-  
15 budsman.

16 “(c) CHAIRPERSON.—(1) The Chairperson of a Resi-  
17 dent Advisory Committee shall be elected at large and  
18 serve a two-year term.

19 “(2) Chairpersons serve as a liaison to the Adminis-  
20 trator and are voting members of the Advisory Council.  
21 Chairpersons shall create meeting agendas, conduct the  
22 meetings, and provide a copy of the minutes to the Admin-  
23 istrator, who will forward the copy to the Chief Operating  
24 Officer for approval.

1       “(d) MEETINGS.—At a minimum, meetings of a Resi-  
2 dent Advisory Committee shall be conducted quarterly.”.

3       (b) CONFORMING AMENDMENTS.—

4           (1) DEFINITIONS.—Section 1502 of such Act  
5 (24 U.S.C. 401) is amended—

6               (A) by striking paragraph (2);

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

9               (C) by inserting after paragraph (2) (as so  
10 redesignated) the following new paragraphs:

11           “(3) The term ‘Advisory Council’ means the  
12 Armed Forces Retirement Home Advisory Council  
13 established under section 1516.

14           “(4) The term ‘Resident Advisory Committee’  
15 means an elected body of residents at a facility of  
16 the Retirement Home established under section  
17 1516A.”.

18           (2) RESPONSIBILITIES OF CHIEF OPERATING  
19 OFFICER.—Section 1515(c)(2) of such Act (24  
20 U.S.C. 415(c)(2)) is amended by striking “, includ-  
21 ing the Local Boards of those facilities”.

22           (3) INSPECTION OF RETIREMENT HOME.—Sec-  
23 tion 1518 of such Act (24 U.S.C. 418) is amend-  
24 ed—

25               (A) in subsection (b)—

1 (i) in paragraph (1), by striking  
2 “Local Board for the facility or the resi-  
3 dent advisory committee or council” and  
4 inserting “Advisory Council or the Resi-  
5 dent Advisory Committee”; and

6 (ii) in paragraph (3), by striking  
7 “Local Board for the facility, the resident  
8 advisory committee or council” and insert-  
9 ing “Advisory Council, the Resident Advi-  
10 sory Committee”;

11 (B) in subsection (e)(1), by striking “Local  
12 Board for the facility” and inserting “Advisory  
13 Council”; and

14 (C) in subsection (e)(1), by striking “Local  
15 Board for the facility” and inserting “Advisory  
16 Council”.

17 **SEC. 564. ADMINISTRATORS, OMBUDSMEN, AND STAFF OF**  
18 **FACILITIES.**

19 (a) LEADERSHIP OF FACILITIES OF THE RETIRE-  
20 MENT HOME.—Section 1517 of the Armed Forces Retire-  
21 ment Home Act of 1991 (24 U.S.C. 417) is amended—

22 (1) in subsection (a), by striking “a Director, a  
23 Deputy Director, and an Associate Director” and in-  
24 serting “an Administrator and an Ombudsman”;

25 (2) in subsections (b) and (c)—

1 (A) by striking “DIRECTOR” in each sub-  
2 section heading and inserting “ADMINIS-  
3 TRATOR”; and

4 (B) by striking “Director” each place it  
5 appears and inserting “Administrator”;

6 (3) by striking subsections (d) and (e) and re-  
7 designating subsections (f), (g), (h), and (i) as sub-  
8 sections (d), (e), (f), and (g), respectively;

9 (4) in subsection (d), as so redesignated—

10 (A) by striking “ASSOCIATE DIRECTOR” in  
11 the subsection heading and inserting “OMBUDS-  
12 MAN”; and

13 (B) by striking “Associate Director” in  
14 paragraphs (1) and (2) and inserting “Ombuds-  
15 man”;

16 (5) in subsection (e), as so redesignated—

17 (A) by striking “ASSOCIATE DIRECTOR.—  
18 ” in the subsection heading and inserting “OM-  
19 BUDSMAN.—(1)”;

20 (B) by striking “Associate Director” and  
21 inserting “Ombudsman”;

22 (C) by striking “Director and Deputy Di-  
23 rector” and inserting “Administrator”;

24 (D) by striking “Director may” and insert-  
25 ing “Administrator may”; and

1 (E) by adding at the end the following new  
2 paragraph:

3 “(2) The Ombudsman may provide information to the  
4 Administrator, the Chief Operating Officer, the Senior  
5 Medical Advisor, the Inspector General of the Department  
6 of Defense, and the Under Secretary of Defense for Per-  
7 sonnel and Readiness.”;

8 (6) in subsection (f), as so redesignated, by  
9 striking “Director” each place it appears and insert-  
10 ing “Administrator”; and

11 (7) in subsection (g), as so redesignated—

12 (A) by striking “DIRECTORS” in the sub-  
13 section heading and inserting “ADMINISTRA-  
14 TORS”;

15 (B) in paragraph (1), by striking “Direc-  
16 tors” and inserting “Administrators”; and

17 (C) in paragraph (2), by striking “a Direc-  
18 tor” and inserting “an Administrator”.

19 (b) CONFORMING AMENDMENTS.—

20 (1) REFERENCES TO DIRECTOR.—Sections  
21 1511(d)(2), 1512(e), 1514(a), 1518(b)(4), 1518(e),  
22 1518(d)(2), 1520, 1522, and 1523(b) of such Act  
23 are amended by striking “Director” each place it ap-  
24 pears and inserting “Administrator”.

1           (2) REFERENCES TO DIRECTORS.—Sections  
2           1514(b) and 1520(c) of such Act (24 U.S.C. 414(b),  
3           420(c)) are amended by striking “Directors” and in-  
4           serting “Administrators”.

5 **SEC. 565. REVISION OF FEE REQUIREMENTS.**

6           (a) LIMITATION ON MAXIMUM MONTHLY AMOUNT  
7 OF FEES.—Subsection (c)(3) of section 1514 of the  
8 Armed Forces Retirement Home Act of 1991 (24 U.S.C.  
9 414) is amended by striking the last sentence.

10          (b) REPEAL OF FORMER TRANSITIONAL FEE STRUC-  
11 TURES.—Such section is further amended by striking sub-  
12 section (d).

13 **SEC. 566. REVISION OF INSPECTION REQUIREMENTS.**

14          Section 1518 of the Armed Forces Retirement Home  
15 Act of 1991 (24 U.S.C. 418) is amended—

16           (1) in subsection (b)(1)—

17           (A) by striking “In any year in which a fa-  
18           cility of the Retirement Home is not inspected  
19           by a nationally recognized civilian accrediting  
20           organization,” and inserting “Not less often  
21           than once every three years,”;

22           (B) by striking “of that facility” and in-  
23           serting “of each facility of the Retirement  
24           Home”; and

1 (C) by inserting “long-term care,” after  
2 “assisted living,”;

3 (2) in subsection (c)—

4 (A) in paragraph (1), by striking “45  
5 days” and inserting “90 days”; and

6 (B) by striking paragraph (2) and insert-  
7 ing the following new paragraph:

8 “(2) A report submitted under paragraph (1) shall  
9 include a plan by the Chief Operating Officer to address  
10 the recommendations and other matters contained in the  
11 report.”; and

12 (3) in subsection (e)(1)—

13 (A) by striking “45 days” and inserting  
14 “60 days”; and

15 (B) by striking “Director of the facility  
16 concerned shall submit to the Under Secretary  
17 of Defense for Personnel and Readiness, the  
18 Chief Operating Officer” and inserting “Chief  
19 Operating Officer shall submit to the Under  
20 Secretary of Defense for Personnel and Readiness,  
21 the Senior Medical Advisor”.

1 **SEC. 567. REPEAL OF OBSOLETE TRANSITIONAL PROVI-**  
2 **SIONS AND TECHNICAL, CONFORMING, AND**  
3 **CLERICAL AMENDMENTS.**

4 (a) REPEAL OF TRANSITIONAL PROVISIONS.—Part B  
5 of the Armed Forces Retirement Home Act of 1991, con-  
6 sisting of sections 1531, 1532, and 1533 relating to tran-  
7 sitional provisions for the Armed Forces Retirement Home  
8 Board and the Directors and Deputy Directors of the fa-  
9 cilities of the Armed Forces Retirement Home (24 U.S.C.  
10 431, 432, 433), is repealed.

11 (b) CORRECTION OF OBSOLETE REFERENCES TO RE-  
12 TIREMENT HOME BOARD.—

13 (1) ARMED FORCES RETIREMENT HOME ACT.—  
14 Section 1519(a)(2) of the Armed Forces Retirement  
15 Home Act of 1991 (24 U.S.C. 419(a)(2)) is amend-  
16 ed by striking “Retirement Home Board” and in-  
17 sserting “Chief Operating Officer”.

18 (2) TITLE 10.—

19 (A) DEFENSE OF CERTAIN SUITS.—Sec-  
20 tion 1089(g)(3) of title 10, United States Code,  
21 is amended by striking “Armed Forces Retire-  
22 ment Home Board” and inserting “Chief Oper-  
23 ating Officer of the Armed Forces Retirement  
24 Home”.

25 (B) FINES AND FORFEITURES.—Section  
26 2772(b) of title 10, United States Code, is



1 **“SEC. 1517. ADMINISTRATORS, OMBUDSMEN, AND STAFF OF**  
2 **FACILITIES.”**

3 (5) SECTION 1518.—The heading of section  
4 1518 of such Act (24 U.S.C. 418) is amended to  
5 read as follows:

6 **“SEC. 1518. PERIODIC INSPECTION OF RETIREMENT HOME**  
7 **FACILITIES BY DEPARTMENT OF DEFENSE**  
8 **INSPECTOR GENERAL AND OUTSIDE INSPEC-**  
9 **TORS.”**

10 (6) PUNCTUATION.—The headings of sections  
11 1512 and 1520 of such Act (24 U.S.C. 412, 420)  
12 are amended by adding a period at the end.

13 (d) PART A HEADER.—The heading for part A is re-  
14 pealed.

15 (e) TABLE OF CONTENTS.—The table of contents in  
16 section 1501(b) of such Act is amended—

17 (1) by striking the item relating to the heading  
18 for part A;

19 (2) by striking the items relating to sections  
20 1513 and 1513A and inserting the following new  
21 items:

“Sec. 1513. Services provided to residents.

“Sec. 1513A. Oversight of health care provided to residents.”;

22 (3) by striking the items relating to sections  
23 1516, 1517, and 1518 and inserting the following:

“Sec. 1516. Advisory Council.

“Sec. 1516A. Resident Advisory Committees.

“Sec. 1517. Administrators, Ombudsmen, and staff of facilities.

“Sec. 1518. Periodic inspection of Retirement Home facilities by Department of Defense Inspector General and outside inspectors.”; and

1 (4) by striking the items relating to part B (in-  
2 cluding the items relating to sections 1531, 1532,  
3 and 1533).

4 **Subtitle G—Defense Dependents’**  
5 **Education and Military Family**  
6 **Readiness Matters**

7 **SEC. 571. IMPACT AID FOR CHILDREN WITH SEVERE DIS-**  
8 **ABILITIES.**

9 Of the amount authorized to be appropriated for fis-  
10 cal year 2012 pursuant to section 301 and available for  
11 operation and maintenance for Defense-wide activities as  
12 specified in the funding table in section 4301, \$5,000,000  
13 shall be available for payments under section 363 of the  
14 Floyd D. Spence National Defense Authorization Act for  
15 Fiscal Year 2001 (as enacted into law by Public Law 106–  
16 398; 114 Stat. 1654A–77; 20 U.S.C. 7703a).

17 **SEC. 572. CONTINUATION OF AUTHORITY TO ASSIST LOCAL**  
18 **EDUCATIONAL AGENCIES THAT BENEFIT DE-**  
19 **PENDENTS OF MEMBERS OF THE ARMED**  
20 **FORCES AND DEPARTMENT OF DEFENSE CI-**  
21 **VILIAN EMPLOYEES.**

22 (a) ASSISTANCE TO SCHOOLS WITH SIGNIFICANT  
23 NUMBERS OF MILITARY DEPENDENT STUDENTS.—Of the  
24 amount authorized to be appropriated for fiscal year 2012

1 by section 301 and available for operation and mainte-  
2 nance for Defense-wide activities as specified in the fund-  
3 ing table in section 4301, \$30,000,000 shall be available  
4 only for the purpose of providing assistance to local edu-  
5 cational agencies under subsection (a) of section 572 of  
6 the National Defense Authorization Act for Fiscal Year  
7 2006 (Public Law 109–163; 20 U.S.C. 7703b).

8 (b) ASSISTANCE TO SCHOOLS WITH ENROLLMENT  
9 CHANGES DUE TO BASE CLOSURES, FORCE STRUCTURE  
10 CHANGES, OR FORCE RELOCATIONS.—Of the amount au-  
11 thorized to be appropriated for fiscal year 2012 by section  
12 301 and available for operation and maintenance for De-  
13 fense-wide activities as specified in the funding table in  
14 section 4301, \$10,000,000 shall be available only for the  
15 purpose of providing assistance to local educational agen-  
16 cies under subsection (b) of section 572 of the National  
17 Defense Authorization Act for Fiscal Year 2006 (Public  
18 Law 109–163; 20 U.S.C. 7703b).

19 (c) LOCAL EDUCATIONAL AGENCY DEFINED.—In  
20 this section, the term “local educational agency” has the  
21 meaning given that term in section 8013(9) of the Ele-  
22 mentary and Secondary Education Act of 1965 (20 U.S.C.  
23 7713(9)).

1 **SEC. 573. THREE-YEAR EXTENSION AND ENHANCEMENT OF**  
2 **AUTHORITIES ON TRANSITION OF MILITARY**  
3 **DEPENDENT STUDENTS AMONG LOCAL EDU-**  
4 **CATIONAL AGENCIES.**

5 (a) **ADDITIONAL AUTHORITIES.**—Paragraph (2)(B)  
6 of section 574(d) of the John Warner National Defense  
7 Authorization Act for Fiscal Year 2007 (20 U.S.C. 7703b  
8 note) is amended—

9 (1) by inserting “grant assistance” after “To  
10 provide”; and

11 (2) by striking “including—“ and all that fol-  
12 lows and inserting “including programs on the fol-  
13 lowing:

14 “(i) Access to virtual and distance learning  
15 capabilities and related applications.

16 “(ii) Training for teachers.

17 “(iii) Academic strategies to increase aca-  
18 demic achievement.

19 “(iv) Curriculum development.

20 “(v) Support for practices that minimize  
21 the impact of transition and deployment.

22 “(vi) Other appropriate services to improve  
23 the academic achievement of such students.”.

24 (b) **THREE-YEAR EXTENSION.**—Paragraph (3) of  
25 such section is amended by striking “September 30,  
26 2013” and inserting “September 30, 2016”.

1 **SEC. 574. REVISION TO MEMBERSHIP OF DEPARTMENT OF**  
2 **DEFENSE MILITARY FAMILY READINESS**  
3 **COUNCIL.**

4 Subsection (b) of section 1781a of title 10, United  
5 States Code, is amended to read as follows:

6 “(b) MEMBERS.—(1) The Council shall consist of the  
7 following members:

8 “(A) The Under Secretary of Defense for Per-  
9 sonnel and Readiness, who shall serve as chair of the  
10 Council and who may designate a representative to  
11 chair the council in the Under Secretary’s absence.

12 “(B) The following persons, who shall be ap-  
13 pointed or designated by the Secretary of Defense:

14 “(i) One representative of each of the  
15 Army, Navy, Marine Corps, and Air Force,  
16 each of whom shall be a member of the armed  
17 force to be represented.

18 “(ii) One representative of the Army Na-  
19 tional Guard or the Air National Guard, who  
20 may be a member of the National Guard.

21 “(iii) One spouse or parent of a member of  
22 each of the Army, Navy, Marine Corps, and Air  
23 Force, two of whom shall be the spouse or par-  
24 ent of an active component member and two of  
25 whom shall be the spouse or parent of a reserve  
26 component member.

1           “(C) Three individuals appointed by the Sec-  
2           retary of Defense from among representatives of  
3           military family organizations, including military  
4           family organizations of families of members of the  
5           regular components and of families of members of  
6           the reserve components.

7           “(D) The senior enlisted advisor from each of  
8           the Army, Navy, Marine Corps, and Air Force, ex-  
9           cept that two of these members may instead be se-  
10          lected from among the spouses of the senior enlisted  
11          advisors.

12          “(E) The Director of the Office of Community  
13          Support for Military Families with Special Needs.

14          “(2)(A) The term on the Council of the members ap-  
15          pointed or designated under clauses (i) and (iii) of sub-  
16          paragraph (B) of paragraph (1) shall be two years and  
17          may be renewed by the Secretary of Defense. Representa-  
18          tion on the Council under clause (ii) of that subparagraph  
19          shall rotate between the Army National Guard and Air  
20          National Guard every two years on a calendar year basis.

21          “(B) The term on the Council of the members ap-  
22          pointed under subparagraph (C) of paragraph (1) shall be  
23          three years.”.

1 **SEC. 575. REEMPLOYMENT RIGHTS FOLLOWING CERTAIN**  
2 **NATIONAL GUARD DUTY.**

3 Section 4312(c)(4) of title 38, United States Code,  
4 is amended—

5 (1) in subparagraph (D), by striking “or” at  
6 the end;

7 (2) in subparagraph (E), by striking the period  
8 at the end and inserting “; or”; and

9 (3) by adding at the end the following new sub-  
10 paragraph:

11 “(F) ordered to full-time National Guard  
12 duty (other than for training) under section  
13 502(f)(2)(A) of title 32 when authorized by the  
14 President or the Secretary of Defense for the  
15 purpose of responding to a national emergency  
16 declared by the President and supported by  
17 Federal funds, as determined by the Secretary  
18 concerned.”.

19 **SEC. 576. EXPANSION OF OPERATION HERO MILES.**

20 (a) **EXPANDED DEFINITION OF TRAVEL BENEFIT.—**  
21 Subsection (b) of section 2613 of title 10, United States  
22 Code, is amended to read as follows:

23 “(b) **TRAVEL BENEFIT DEFINED.—**In this section,  
24 the term ‘travel benefit’ means—

25 “(1) frequent traveler miles, credits for tickets,  
26 or tickets for air or surface transportation issued by

1 an air carrier or a surface carrier, respectively, that  
2 serves the public; and

3 “(2) points or awards for free or reduced-cost  
4 accommodations issued by an inn, hotel, or other  
5 commercial establishment that provides lodging to  
6 transient guests.”.

7 (b) CONDITION ON AUTHORITY TO ACCEPT DONA-  
8 TION.—Subsection (e) of such section is amended—

9 (1) by striking “the air or surface carrier” and  
10 inserting “the business entity referred to in sub-  
11 section (b)”;

12 (2) by striking “the surface carrier” and insert-  
13 ing “the business entity”; and

14 (3) by striking “the carrier” and inserting “the  
15 business entity”.

16 (c) ADMINISTRATION.—Subsection (e)(3) of such sec-  
17 tion is amended by striking “the air carrier or surface car-  
18 rier” and inserting “the business entity referred to in sub-  
19 section (b)”.

20 (d) STYLISTIC AMENDMENTS.—

21 (1) SECTION HEADING.—The heading of such  
22 section is amended to read as follows:

1 **“§ 2613. Acceptance of frequent traveler miles, cred-**  
2 **its, points, and tickets: use to facilitate**  
3 **rest and recuperation travel of deployed**  
4 **members and their families”.**

5 (2) TABLE OF SECTIONS.—The table of sections  
6 at the beginning of chapter 155 of such title is  
7 amended by striking the item relating to section  
8 2613 and inserting the following new item:

“2613. Acceptance of frequent traveler miles, credits, points, and tickets: use  
to facilitate rest and recuperation travel of deployed members  
and their families.”.

9 **SEC. 577. REPORT ON DEPARTMENT OF DEFENSE AUTISM**  
10 **PILOT AND DEMONSTRATION PROJECTS.**

11 (a) REPORT REQUIRED.—Not later than March 14,  
12 2013, the Secretary of Defense shall submit to the Com-  
13 mittees on Armed Services of the House of Representa-  
14 tives and the Senate a report on all pilot and demonstra-  
15 tion projects and all other efforts being conducted by the  
16 Department of Defense on autism services.

17 (b) MATTERS COVERED.—At a minimum, the report  
18 under subsection (a) shall include an assessment of the  
19 demand for autism treatment services by military families,  
20 including the intensity and volumes of use across specific  
21 diagnoses and age groups and the availability of qualified  
22 providers of such treatment services.

1 **SEC. 578. COMPTROLLER GENERAL OF THE UNITED**  
2 **STATES REPORT ON DEPARTMENT OF DE-**  
3 **FENSE MILITARY SPOUSE EMPLOYMENT PRO-**  
4 **GRAMS.**

5 (a) IN GENERAL.—The Comptroller General of the  
6 United States shall carry out a review of all current De-  
7 partment of Defense military spouse employment pro-  
8 grams.

9 (b) ELEMENTS.—The review required by subsection  
10 (a) shall, address, at a minimum, the following:

11 (1) All current Department of Defense military  
12 spouse employment programs, and the efficacy and  
13 effectiveness of each such program.

14 (2) The types of military spouse employment  
15 programs that have been considered or used in the  
16 past by the Department.

17 (3) The ways in which military spouse employ-  
18 ment programs have changed in recent years.

19 (4) The benefits or programs that are specifi-  
20 cally available to provide employment assistance to  
21 spouses of members of the Armed Forces serving in  
22 Operation Iraqi Freedom, Operation Enduring Free-  
23 dom, or Operation New Dawn, or any other contin-  
24 gency operation being conducted by the Armed  
25 Forces as of the date of such review.

1           (5) Existing mechanisms available to military  
2 spouses to express their views on the effectiveness  
3 and future direction of Department programs and  
4 policies on employment assistance for military  
5 spouses.

6           (6) The oversight provided by the Office of Per-  
7 sonnel and Management regarding preferences for  
8 military spouses in Federal employment.

9           (7) The total funding available to the Depart-  
10 ment for each military spouse employment program  
11 and the amount obligated by the Department for  
12 each such program.

13           (8) The number (or a reasonable estimate if a  
14 precise number is not available) of military spouses  
15 who have obtained employment following participa-  
16 tion in a Department military spouse employment  
17 program, as a whole and for each military spouse  
18 employment program.

19           (c) COMPTROLLER GENERAL REPORT.—Not later  
20 than 180 days after the date of the enactment of this Act,  
21 the Comptroller General shall submit to the congressional  
22 defense committees a report on the review carried out  
23 under subsection (a). The report shall set forth the fol-  
24 lowing:

25           (1) The results of the review concerned.

1           (2) Such clear and concrete metrics as the  
2           Comptroller General considers appropriate for the  
3           current and future evaluation and assessment of the  
4           efficacy and effectiveness of Department of Defense  
5           military spouse employment programs.

6           (3) A description of the assumptions utilized in  
7           the review, and an assessment of the validity and  
8           completeness of such assumptions.

9           (4) Such recommendations as the Comptroller  
10          General considers appropriate for improving Depart-  
11          ment military spouse employment programs.

12 **Subtitle H—Improved Sexual As-**  
13 **sault Prevention and Response**  
14 **in the Armed Forces**

15 **SEC. 581. ACCESS OF SEXUAL ASSAULT VICTIMS TO LEGAL**  
16 **ASSISTANCE AND SERVICES OF SEXUAL AS-**  
17 **SAULT RESPONSE COORDINATORS AND SEX-**  
18 **UAL ASSAULT VICTIM ADVOCATES.**

19          (a) LEGAL ASSISTANCE FOR VICTIMS OF SEXUAL AS-  
20 SAULT.—Not later than 180 days after the date of the  
21 enactment of this Act, the Secretaries of the military de-  
22 partments shall prescribe regulations on the provision of  
23 legal assistance to victims of sexual assault. Such regula-  
24 tions shall require that legal assistance be provided by

1 military or civilian legal assistance counsel pursuant to  
2 section 1044 of title 10, United States Code.

3 (b) ASSISTANCE AND REPORTING.—

4 (1) IN GENERAL.—Chapter 80 of title 10,  
5 United States Code, is amended by inserting after  
6 section 1565a the following new section:

7 **“§ 1565b. Victims of sexual assault: access to legal as-**  
8 **sistance and services of Sexual Assault**  
9 **Response Coordinators and Sexual As-**  
10 **sault Victim Advocates**

11 “(a) AVAILABILITY OF LEGAL ASSISTANCE AND VIC-  
12 TIM ADVOCATE SERVICES.—(1) A member of the armed  
13 forces, or a dependent of a member, who is the victim of  
14 a sexual assault may be provided the following:

15 “(A) Legal assistance provided by military or  
16 civilian legal assistance counsel pursuant to section  
17 1044 of this title.

18 “(B) Assistance provided by a Sexual Assault  
19 Response Coordinator.

20 “(C) Assistance provided by a Sexual Assault  
21 Victim Advocate.

22 “(2) A member of the armed forces or dependent who  
23 is the victim of sexual assault shall be informed of the  
24 availability of assistance under paragraph (1) as soon as  
25 the member or dependent seeks assistance from a Sexual

1 Assault Response Coordinator, a Sexual Assault Victim  
2 Advocate, a military criminal investigator, a victim/witness  
3 liaison, or a trial counsel. The member or dependent shall  
4 also be informed that the legal assistance and the services  
5 of a Sexual Assault Response Coordinator or a Sexual As-  
6 sault Victim Advocate under paragraph (1) are optional  
7 and may be declined, in whole or in part, at any time.

8 “(3) Legal assistance and the services of Sexual As-  
9 sault Response Coordinators and Sexual Assault Victim  
10 Advocates under paragraph (1) shall be available to a  
11 member or dependent regardless of whether the member  
12 or dependent elects unrestricted or restricted (confiden-  
13 tial) reporting of the sexual assault.

14 “(b) RESTRICTED REPORTING.—(1) Under regula-  
15 tions prescribed by the Secretary of Defense, a member  
16 of the armed forces, or a dependent of a member, who  
17 is the victim of a sexual assault may elect to confidentially  
18 disclose the details of the assault to an individual specified  
19 in paragraph (2) and receive medical treatment, legal as-  
20 sistance under section 1044 of this title, or counseling,  
21 without initiating an official investigation of the allega-  
22 tions.

23 “(2) The individuals specified in this paragraph are  
24 the following:

25 “(A) A Sexual Assault Response Coordinator.

1 “(B) A Sexual Assault Victim Advocate.

2 “(C) Healthcare personnel specifically identified  
3 in the regulations required by paragraph (1).”.

4 (2) CLERICAL AMENDMENT.—The table of sec-  
5 tions at the beginning of chapter 80 of such title is  
6 amended by inserting after the item relating to sec-  
7 tion 1565a the following new item:

“1565b. Victims of sexual assault: access to legal assistance and services of Sexual Assault Response Coordinators and Sexual Assault Victim Advocates.”.

8 **SEC. 582. CONSIDERATION OF APPLICATION FOR PERMA-**  
9 **NENT CHANGE OF STATION OR UNIT TRANS-**  
10 **FER BASED ON HUMANITARIAN CONDITIONS**  
11 **FOR VICTIM OF SEXUAL ASSAULT OR RE-**  
12 **LATED OFFENSE.**

13 (a) IN GENERAL.—Chapter 39 of title 10, United  
14 States Code, is amended by inserting after section 672 the  
15 following new section:

16 **“§ 673. Consideration of application for permanent**  
17 **change of station or unit transfer for**  
18 **members on active duty who are the vic-**  
19 **tim of a sexual assault or related offense**

20 “(a) TIMELY CONSIDERATION AND ACTION.—The  
21 Secretary concerned shall provide for timely determination  
22 and action on an application for consideration of a change  
23 of station or unit transfer submitted by a member of the  
24 armed forces serving on active duty who was a victim of

1 a sexual assault or other offense covered by section 920,  
2 920a, or 920e of this title (article 120, 120a, or 120e)  
3 so as to reduce the possibility of retaliation against the  
4 member for reporting the sexual assault or other offense.

5 “(b) REGULATIONS.—The Secretaries of the military  
6 departments shall issue regulations to carry out this sec-  
7 tion, within guidelines provided by the Secretary of De-  
8 fense. These guidelines shall provide that the application  
9 submitted by a member described in subsection (a) for a  
10 change of station or unit transfer must be approved or  
11 disapproved by the member’s commanding officer within  
12 72 hours of the submission of the application. Addition-  
13 ally, if the application is disapproved by the commanding  
14 officer, the member shall be given the opportunity to re-  
15 quest review by the first general officer or flag officer in  
16 the chain of command of the member, and that decision  
17 must be made within 72 hours of submission of the re-  
18 quest for review.”.

19 (b) CLERICAL AMENDMENT.—The table of sections  
20 at the beginning of such chapter is amended by inserting  
21 after the item relating to section 672 the following new  
22 item:

“673. Consideration of application for permanent change of station or unit  
transfer for members on active duty who are the victim of a  
sexual assault or related offense.”.

1 **SEC. 583. DIRECTOR OF SEXUAL ASSAULT PREVENTION**  
2 **AND RESPONSE OFFICE.**

3 Section 1611(a) of the Ike Skelton National Defense  
4 Authorization Act for Fiscal Year 2011 (Public Law 111–  
5 383; 10 U.S.C. 1561 note) is amended by adding before  
6 the period at the end of the first sentence the following:  
7 “, who shall be appointed from among general or flag offi-  
8 cers of the Armed Forces or employees of the Department  
9 of Defense in a comparable Senior Executive Service posi-  
10 tion”.

11 **SEC. 584. SEXUAL ASSAULT RESPONSE COORDINATORS**  
12 **AND SEXUAL ASSAULT VICTIM ADVOCATES.**

13 (a) ASSIGNMENT OF COORDINATORS.—

14 (1) ASSIGNMENT REQUIREMENTS.—At least one  
15 full-time Sexual Assault Response Coordinator shall  
16 be assigned to each brigade or equivalent unit level  
17 of the armed forces. The Secretary of the military  
18 department concerned may assign additional Sexual  
19 Assault Response Coordinators as necessary based  
20 on the demographics or needs of the unit. An addi-  
21 tional Sexual Assault Response Coordinator may  
22 serve on a full-time or part-time basis at the discre-  
23 tion of the Secretary.

24 (2) ELIGIBLE PERSONS.—On and after October  
25 1, 2013, only members of the armed forces and civil-  
26 ian employees of the Department of Defense may be

1 assigned to duty as a Sexual Assault Response Coor-  
2 dinator.

3 (b) ASSIGNMENT OF VICTIM ADVOCATES.—

4 (1) ASSIGNMENT REQUIREMENTS.—At least one  
5 full-time Sexual Assault Victim Advocate shall be as-  
6 signed to each brigade or equivalent unit level of the  
7 armed forces. The Secretary of the military depart-  
8 ment concerned may assign additional Victim Advo-  
9 cates as necessary based on the demographics or  
10 needs of the unit. An additional Victim Advocate  
11 may serve on a full-time or part-time basis at the  
12 discretion of the Secretary.

13 (2) ELIGIBLE PERSONS.—On and after October  
14 1, 2013, only members of the armed forces and civil-  
15 ian employees of the Department of Defense may be  
16 assigned to duty as a Victim Advocate.

17 (c) TRAINING AND CERTIFICATION.—

18 (1) TRAINING AND CERTIFICATION PROGRAM.—  
19 As part of the sexual assault prevention and re-  
20 sponse program, the Secretary of Defense shall es-  
21 tablish a professional and uniform training and cer-  
22 tification program for Sexual Assault Response Co-  
23 ordinators assigned under subsection (a) and Sexual  
24 Assault Victim Advocates assigned under subsection  
25 (b). The program shall be structured and adminis-

1       tered in a manner similar to the professional train-  
2       ing available for Equal Opportunity Advisors  
3       through the Defense Equal Opportunity Manage-  
4       ment Institute.

5           (2) CONSULTATION.—In developing the cur-  
6       riculum and other components of the program, the  
7       Secretary of Defense shall work with experts outside  
8       of the Department of Defense who are experts in  
9       victim advocacy and sexual assault prevention and  
10      response training.

11          (3) EFFECTIVE DATE.—On and after October  
12      1, 2013, before a member or civilian employee may  
13      be assigned to duty as a Sexual Assault Response  
14      Coordinator under subsection (a) or Victim Advocate  
15      under subsection (b), the member or employee must  
16      have completed the training program required by  
17      paragraph (1) and obtained the certification.

18      (d) DEFINITIONS.—In this section:

19          (1) The term “armed forces” means the Army,  
20      Navy, Air Force, and Marine Corps.

21          (2) The term “sexual assault prevention and re-  
22      sponse program” has the meaning given such term  
23      in section 1601(a) of the Ike Skelton National De-  
24      fense Authorization Act for Fiscal Year 2011 (Pub-  
25      lic Law 111–383; 10 U.S.C. 1561 note).

1 **SEC. 585. TRAINING AND EDUCATION PROGRAMS FOR SEX-**  
2 **UAL ASSAULT PREVENTION AND RESPONSE**  
3 **PROGRAM.**

4 (a) SEXUAL ASSAULT PREVENTION AND RESPONSE  
5 TRAINING AND EDUCATION.—

6 (1) DEVELOPMENT OF CURRICULUM.—Not  
7 later than one year after the date of the enactment  
8 of this Act, the Secretary of each military depart-  
9 ment shall develop a curriculum to provide sexual  
10 assault prevention and response training and edu-  
11 cation for members of the Armed Forces under the  
12 jurisdiction of the Secretary and civilian employees  
13 of the military department to strengthen individual  
14 knowledge, skills, and capacity to prevent and re-  
15 spond to sexual assault. In developing the cur-  
16 riculum, the Secretary shall work with experts out-  
17 side of the Department of Defense who are experts  
18 sexual assault prevention and response training.

19 (2) SCOPE OF TRAINING AND EDUCATION.—  
20 The sexual assault prevention and response training  
21 and education shall encompass initial entry and ac-  
22 cession programs, annual refresher training, profes-  
23 sional military education, peer education, and spe-  
24 cialized leadership training. Training shall be tai-  
25 lored for specific leadership levels and local area re-  
26 quirements.

1           (3) CONSISTENT TRAINING.—The Secretary of  
2           Defense shall ensure that the sexual assault preven-  
3           tion and response training provided to members of  
4           the Armed Forces and Department of Defense civil-  
5           ian employees is consistent throughout the military  
6           departments.

7           (b) INCLUSION IN PROFESSIONAL MILITARY EDU-  
8           CATION.—The Secretary of Defense shall provide for the  
9           inclusion of a sexual assault prevention and response  
10          training module at each level of professional military edu-  
11          cation. The training shall be tailored to the new respon-  
12          sibilities and leadership requirements of members of the  
13          Armed Forces as they are promoted.

14          (c) INCLUSION IN FIRST RESPONDER TRAINING.—

15                (1) IN GENERAL.—The Secretary of Defense  
16                shall direct that managers of specialty skills associ-  
17                ated with first responders described in paragraph  
18                (2) integrate sexual assault response training in ini-  
19                tial and recurring training courses.

20                (2) COVERED FIRST RESPONDERS.—First re-  
21                sponders referred to in paragraph (1) include fire-  
22                fighters, emergency medical technicians, law enforce-  
23                ment officers, military criminal investigators,  
24                healthcare personnel, judge advocates, and chap-  
25                lains.

1 **SEC. 586. DEPARTMENT OF DEFENSE POLICY AND PROCE-**  
2 **DURES ON RETENTION AND ACCESS TO EVI-**  
3 **DENCE AND RECORDS RELATING TO SEXUAL**  
4 **ASSAULTS INVOLVING MEMBERS OF THE**  
5 **ARMED FORCES.**

6 (a) COMPREHENSIVE POLICY ON RETENTION AND  
7 ACCESS TO RECORDS.—Not later than October 1, 2012,  
8 the Secretary of Defense shall, in consultation with the  
9 Secretary of Veterans Affairs, develop a comprehensive  
10 policy for the Department of Defense on the retention of  
11 and access to evidence and records relating to sexual as-  
12 saults involving members of the Armed Forces.

13 (b) OBJECTIVES.—The comprehensive policy required  
14 by subsection (a) shall include policies and procedures (in-  
15 cluding systems of records) necessary to ensure preserva-  
16 tion of records and evidence for periods of time that en-  
17 sure that members of the Armed Forces and veterans of  
18 military service who were the victims of sexual assault dur-  
19 ing military service are able to substantiate claims for vet-  
20 erans benefits, to support criminal or civil prosecutions by  
21 military or civil authorities, and for such purposes relating  
22 to the documentation of the incidence of sexual assault  
23 in the Armed Forces as the Secretary of Defense considers  
24 appropriate.

1 (c) ELEMENTS.—In developing the comprehensive  
2 policy required by subsection (a), the Secretary of Defense  
3 shall consider, at a minimum, the following matters:

4 (1) Identification of records, including non-De-  
5 partment of Defense records, relating to an incident  
6 of sexual assault, that must be retained.

7 (2) Criteria for collection and retention of  
8 records.

9 (3) Identification of physical evidence and non-  
10 documentary forms of evidence relating to sexual as-  
11 saults that must be retained.

12 (4) Length of time records, including Depart-  
13 ment of Defense Forms 2910 and 2911, and evi-  
14 dence must be retained, except that—

15 (A) the length of time physical evidence  
16 and forensic evidence must be retained shall be  
17 not less than five years; and

18 (B) the length of time documentary evi-  
19 dence relating to sexual assaults must be re-  
20 tained shall be not less than the length of time  
21 investigative records relating to reports of sex-  
22 ual assaults of that type (restricted or unre-  
23 stricted reports) must be retained.

24 (5) Locations where records must be stored.

1           (6) Media which may be used to preserve  
2 records and assure access, including an electronic  
3 systems of records.

4           (7) Protection of privacy of individuals named  
5 in records and status of records under section 552  
6 of title 5, United States Code (commonly referred to  
7 as the “Freedom of Information Act”), section 552a  
8 of title 5, United States Code (commonly referred to  
9 as the “Privacy Act”), restricted reporting cases,  
10 and laws related to privilege.

11          (8) Access to records by victims of sexual as-  
12 sault, the Department of Veterans Affairs, and oth-  
13 ers, including alleged assailants and law enforcement  
14 authorities.

15          (9) Responsibilities for record retention by the  
16 military departments.

17          (10) Education and training on record retention  
18 requirements.

19          (11) Uniform collection of data on the incidence  
20 of sexual assaults and on disciplinary actions taken  
21 in substantiated cases of sexual assault.

22          (d) UNIFORM APPLICATION TO MILITARY DEPART-  
23 MENTS.—The Secretary of Defense shall ensure that, to  
24 the maximum extent practicable, the policy developed

1 under subsection (a) is implemented uniformly by the mili-  
2 tary departments.

3 (e) COPY OF RECORDS OF COURT-MARTIAL TO VIC-  
4 TIM OF SEXUAL ASSAULT.—Section 854 of title 10,  
5 United States Code (article 54 of the Uniform Code of  
6 Military Justice), is amended by adding at the end the  
7 following new subsection:

8 “(e) In the case of a general or special court-martial  
9 involving a sexual assault or other offense covered by sec-  
10 tion 920 of this title (article 120), a copy of all prepared  
11 records of the proceedings of the court-martial shall be  
12 given to the victim of the offense if the victim testified  
13 during the proceedings. The records of the proceedings  
14 shall be provided without charge and as soon as the  
15 records are authenticated. The victim shall be notified of  
16 the opportunity to receive the records of the proceedings.”.

## 17 **Subtitle I—Other Matters**

### 18 **SEC. 588. DEPARTMENT OF DEFENSE AUTHORITY TO** 19 **CARRY OUT PERSONNEL RECOVERY RE-** 20 **INTEGRATION AND POST-ISOLATION SUP-** 21 **PORT ACTIVITIES.**

22 (a) IN GENERAL.—Chapter 53 of title 10, United  
23 States Code, is amended by inserting after section 1056  
24 the following new section:

1 **“§ 1056a. Reintegration of recovered Department of**  
2 **Defense personnel; post-isolation support**  
3 **activities for other recovered personnel**

4 “(a) REINTEGRATION AND SUPPORT AUTHORIZED.—

5 The Secretary of Defense may carry out the following:

6 “(1) Reintegration activities for recovered per-  
7 sons who are Department of Defense personnel.

8 “(2) Post-isolation support activities for or on  
9 behalf of other recovered persons who are officers or  
10 employees of the United States Government, military  
11 or civilian officers or employees of an allied or coaliti-  
12 tion partner of the United States, or other United  
13 States or foreign nationals.

14 “(b) ACTIVITIES AUTHORIZED.—(1) The activities  
15 authorized by subsection (a) for or on behalf of a recov-  
16 ered person may include the following:

17 “(A) The provision of food, clothing, necessary  
18 medical support, and essential sundry items for the  
19 recovered person.

20 “(B) In accordance with regulations prescribed  
21 by the Secretary of Defense, travel and transpor-  
22 tation allowances for not more than three family  
23 members, or other designated individuals, deter-  
24 mined by the commander or head of a military med-  
25 ical treatment facility to be beneficial for the re-  
26 integration of the recovered person and whose pres-

1           ence may contribute to improving the physical and  
2           mental health of the recovered person.

3           “(C) Transportation or reimbursement for  
4           transportation in connection with the attendance of  
5           the recovered person at events or functions deter-  
6           mined by the commander or head of a military med-  
7           ical treatment facility to contribute to the physical  
8           and mental health of the recovered person.

9           “(2) Medical support may be provided under para-  
10          graph (1)(A) to a recovered person who is not a member  
11          of the armed forces for not more than 20 days.

12          “(c) DEFINITIONS.—In this section:

13                 “(1) The term ‘post-isolation support’, in the  
14                 case of a recovered person, means—

15                         “(A) the debriefing of the recovered person  
16                         following a separation as described in para-  
17                         graph (2);

18                         “(B) activities to promote or support the  
19                         physical and mental health of the recovered per-  
20                         son following such a separation; and

21                         “(C) other activities to facilitate return of  
22                         the recovered person to military or civilian life  
23                         as expeditiously as possible following such a  
24                         separation.

1           “(2) The term ‘recovered person’ means an in-  
2           dividual who is returned alive from separation  
3           (whether as an individual or a group) while partici-  
4           pating in or in association with a United States-  
5           sponsored military activity or mission in which the  
6           individual was detained in isolation or held in cap-  
7           tivity by a hostile entity.

8           “(3) The term ‘reintegration’, in the case of a  
9           recovered person, means—

10           “(A) the debriefing of the recovered person  
11           following a separation as described in para-  
12           graph (2);

13           “(B) activities to promote or support for  
14           the physical and mental health of the recovered  
15           person following such a separation; and

16           “(C) other activities to facilitate return of  
17           the recovered person to military duty or em-  
18           ployment with the Department of Defense as  
19           expeditiously as possible following such a sepa-  
20           ration.”.

21           (b) CLERICAL AMENDMENT.—The table of sections  
22           at the beginning of chapter 53 of such title is amended  
23           by inserting after the item relating to section 1056 the  
24           following new item:

          “1056a. Reintegration of recovered Department of Defense personnel; post-isola-  
          tion support activities for other recovered personnel.”.

1 **SEC. 589. MILITARY ADAPTIVE SPORTS PROGRAM.**

2 (a) PROGRAM AUTHORIZED.—Chapter 152 of title  
3 10, United States Code, is amended by inserting after sec-  
4 tion 2564 the following new section:

5 **“§ 2564a. Provision of assistance for adaptive sports**

6 **programs for members of the armed**

7 **forces**

8 “(a) PROGRAM AUTHORIZED.—(1) The Secretary of  
9 Defense may establish a military adaptive sports program  
10 to support the provision of adaptive sports programming  
11 for members of the armed forces who are eligible to par-  
12 ticipate in adaptive sports because of an injury or wound  
13 incurred in the line of duty in the armed forces.

14 “(2) In establishing the military adaptive sports pro-  
15 gram, the Secretary of Defense shall—

16 “(A) consult with the Secretary of Veterans Af-  
17 fairs; and

18 “(B) avoid duplicating programs conducted by  
19 the Secretary of Veterans Affairs under section  
20 521A of title 38.

21 “(b) PROVISION OF ASSISTANCE; PURPOSE.—(1)  
22 Under such criteria as the Secretary of Defense may es-  
23 tablish under the military adaptive sports program, the  
24 Secretary may award grants to, or enter into contracts  
25 and cooperative agreements with, entities for the purpose  
26 of planning, developing, managing, and implementing

1 adaptive sports programming for members described in  
2 subsection (a).

3 “(2) The Secretary of Defense shall use competitive  
4 procedures to award any grant or to enter into any con-  
5 tract or cooperative agreement under this subsection.

6 “(c) USE OF ASSISTANCE.—Assistance provided  
7 under the military adaptive sports program shall be  
8 used—

9 “(1) for the purposes specified in subsection  
10 (b); and

11 “(2) for such related activities and expenses as  
12 the Secretary of Defense may authorize.”.

13 (b) CLERICAL AMENDMENT.—The table of sections  
14 at the beginning of such chapter is amended by inserting  
15 after the item relating to section 717 the following new  
16 item:

“2564a. Provision of assistance for adaptive sports programs for members of the  
armed forces.”.

17 **SEC. 590. ENHANCEMENT AND IMPROVEMENT OF YELLOW**  
18 **RIBBON REINTEGRATION PROGRAM.**

19 (a) INCLUSION OF PROGRAMS OF OUTREACH IN PRO-  
20 GRAM.—Subsection (b) of section 582 of the National De-  
21 fense Authorization Act for Fiscal Year 2008 (10 U.S.C.  
22 10101 note) is amended by inserting “(including programs  
23 of outreach)” after “informational events and activities”.

1 (b) RESTATEMENT OF FUNCTIONS OF CENTER FOR  
2 EXCELLENCE IN REINTEGRATION AND INCLUSION IN  
3 FUNCTIONS OF IDENTIFICATION OF BEST PRACTICES IN  
4 PROGRAMS OF OUTREACH.—Subsection (d)(2) of such  
5 section is amended by striking the second, third, and  
6 fourth sentences and inserting the following: “The Center  
7 shall have the following functions:

8 “(A) To collect and analyze ‘lessons  
9 learned’ and suggestions from State National  
10 Guard and Reserve organizations with existing  
11 or developing reintegration programs.

12 “(B) To assist in developing training aids  
13 and briefing materials and training representa-  
14 tives from State National Guard and Reserve  
15 organizations.

16 “(C) To develop and implement a process  
17 for evaluating the effectiveness of the Yellow  
18 Ribbon Reintegration Program in supporting  
19 the health and well-being of members of the  
20 Armed Forces and their families throughout the  
21 deployment cycle described in subsection (g).

22 “(D) To develop and implement a process  
23 for identifying best practices in the delivery of  
24 information and services in programs of out-  
25 reach as described in subsection (j).”.

1 (c) STATE-LED PROGRAMS OF OUTREACH.—Such  
2 section is further amended by adding at the end the fol-  
3 lowing new subsection:

4 “(j) STATE-LED PROGRAMS OF OUTREACH.—The  
5 Office for Reintegration Programs may work with the  
6 States, whether acting through or in coordination with  
7 their National Guard and Reserve organizations, to assist  
8 the States and such organizations in developing and car-  
9 rying out programs of outreach for members of the Armed  
10 Forces and their families to inform and educate them on  
11 the assistance and services available to them under the  
12 Yellow Ribbon Reintegration Program, including the as-  
13 sistance and services described in subsection (h).”.

14 (d) SCOPE OF ACTIVITIES UNDER PROGRAMS OF  
15 OUTREACH.—Such section is further amended by adding  
16 at the end the following new subsection:

17 “(k) SCOPE OF ACTIVITIES UNDER PROGRAMS OF  
18 OUTREACH.—For purposes of this section, the activities  
19 and services provided under programs of outreach may in-  
20 clude personalized and substantive care coordination serv-  
21 ices targeted specifically to individual members of the  
22 Armed Forces and their families.”.

23 **SEC. 591. ARMY NATIONAL MILITARY CEMETERIES.**

24 (a) MANAGEMENT RESPONSIBILITIES AND OVER-  
25 SIGHT.—

1           (1) IN GENERAL.—Title 10, United States  
2           Code, is amended by inserting after chapter 445 the  
3           following new chapter:

4           **“CHAPTER 446—ARMY NATIONAL**  
5           **MILITARY CEMETERIES**

“Sec.

“4721. Authority and responsibilities of the Secretary of the Army.

“4722. Interment and inurnment policy.

“4723. Advisory committee on Arlington National Cemetery.

“4724. Executive Director.

“4725. Superintendents.

“4726. Oversight and inspections.

6           **“§4721. Authority and responsibilities of the Sec-**  
7           **retary of the Army**

8           “(a) GENERAL AUTHORITY.—The Secretary of the  
9           Army shall develop, operate, manage, administer, oversee,  
10          and fund the Army National Military Cemeteries specified  
11          in subsection (b) in a manner and to standards that fully  
12          honor the service and sacrifices of the deceased members  
13          of the armed forces buried or inurned in the Cemeteries.

14          “(b) ARMY NATIONAL MILITARY CEMETERIES.—The  
15          Army National Military Cemeteries (in this chapter re-  
16          ferred to as the ‘Cemeteries’) consist of the following:

17                 “(1) Arlington National Cemetery in Arlington,  
18                 Virginia.

19                 “(2) The United States Soldiers’ and Airmen’s  
20                 Home National Cemetery in the District of Colom-  
21                 bia.

1           “(c) ADMINISTRATIVE JURISDICTION.—The Ceme-  
2 teries shall be under the jurisdiction of Headquarters, De-  
3 partment of the Army.

4           “(d) REGULATIONS AND OTHER POLICIES.—The  
5 Secretary of the Army shall prescribe such regulations and  
6 policies as may be necessary to administer the Cemeteries.

7           “(e) BUDGETARY AND REPORTING REQUIRE-  
8 MENTS.—The Secretary of the Army shall submit to the  
9 congressional defense committees and the Committees on  
10 Veterans’ Affairs of the Senate and House of Representa-  
11 tives an annual budget request (and detailed justifications  
12 for the amount of the request) to fund administration, op-  
13 eration and maintenance, and construction related to the  
14 Cemeteries. The Secretary may include, as necessary, pro-  
15 posals for new or amended statutory authority related to  
16 the Cemeteries.

17 **“§ 4722. Interment and inurnment policy**

18           “(a) ELIGIBILITY DETERMINATIONS GENERALLY.—  
19 (1) The Secretary of the Army, with the approval of the  
20 Secretary of Defense, shall determine eligibility for inter-  
21 ment or inurnment in the Cemeteries.

22           “(2) The Secretary of the Army, with the approval  
23 of the Secretary of Defense, shall establish policy and pro-  
24 cedures for reviewing and determining requests for excep-  
25 tions to interment and inurnment eligibility policy, which

1 shall include a requirement, before granting the request  
2 for an exception, for notification of the Committees on  
3 Armed Services and the Committees on Veterans Affairs  
4 of the Senate and the House of Representatives.

5       “(b) REMOVAL OF REMAINS.—Under such regula-  
6 tions as the Secretary of the Army may prescribe under  
7 section 4721(d) of this title, the Secretary of the Army  
8 may authorize the removal of the remains of a person de-  
9 scribed in subsection (c) from one of the Cemeteries for  
10 re-interment or re-inurnment if, upon the death of the pri-  
11 mary person eligible for interment or inurnment in the  
12 Cemeteries, the deceased primary eligible person will not  
13 be buried in the same or an adjoining grave.

14       “(c) COVERED PERSONS.—Except as provided in  
15 subsection (d), the persons whose remains may be removed  
16 pursuant to subsection (b) are the deceased spouse, a  
17 minor child, and, in the discretion of the Secretary of the  
18 Army, an unmarried adult child of a member eligible for  
19 interment or inurnment in the Cemeteries.

20       “(d) EXCEPTIONS.—The remains of a person de-  
21 scribed in subsection (c) may not be removed from one  
22 of the Cemeteries under subsection (b) if the primary per-  
23 son eligible for burial in the Cemeteries is a person—

24               “(1) who is missing in action;

1           “(2) whose remains have not been recovered or  
2 identified;

3           “(3) whose remains were buried at sea, whether  
4 by the choice of the person or otherwise;

5           “(4) whose remains were donated to science; or

6           “(5) whose remains were cremated and whose  
7 ashes were scattered without interment of any por-  
8 tion of the ashes.

9 **“§ 4723. Advisory committee on Arlington National**  
10 **Cemetery**

11       “(a) APPOINTMENT.—The Secretary of the Army  
12 shall appoint an advisory committee on Arlington National  
13 Cemetery.

14       “(b) ROLE.—The Secretary of the Army shall advise  
15 and consult with the advisory committee with respect to  
16 the administration of Arlington National Cemetery, the  
17 erection of memorials at the cemetery, and master plan-  
18 ning for the cemetery.

19       “(c) REPORTS AND RECOMMENDATIONS.—The advi-  
20 sory committee shall make periodic reports and rec-  
21 ommendations to the Secretary of the Army.

22       “(d) SUBMISSION TO CONGRESS.—Not later than 90  
23 days after receiving a report or recommendations from the  
24 advisory committee under subsection (c), the Secretary of  
25 the Army shall submit the report or recommendations to

1 the congressional defense committees and the Committees  
2 on Veterans' Affairs of the Senate and House of Rep-  
3 resentatives and include such comments and recommenda-  
4 tions of the Secretary as the Secretary considers appro-  
5 priate.

6 **“§ 4724. Executive Director**

7       “(a) APPOINTMENT AND QUALIFICATIONS.—(1)  
8 There shall be an Executive Director of the Army National  
9 Military Cemeteries who shall meet such professional  
10 qualifications as may be established by the Secretary of  
11 the Army.

12       “(2) The Executive Director reports directly to the  
13 Secretary.

14       “(b) RESPONSIBILITIES.—The Executive Director is  
15 responsible for the following:

16               “(1) Exercising authority, direction and control  
17 over all aspects of the Cemeteries.

18               “(2) Establishing and maintaining full account-  
19 ability for all gravesites and inurnment niches in the  
20 Cemeteries.

21               “(3) Oversight of the construction, operation  
22 and maintenance, and repair of the buildings, struc-  
23 tures, and utilities of the Cemeteries.

1           “(4) Acquisition and maintenance of real prop-  
2           erty and interests in real property for the Ceme-  
3           teries.

4           “(5) Planning and conducting private cere-  
5           monies at the Cemeteries, including funeral and me-  
6           morial services for interment and inurnment, and  
7           planning and conducting public ceremonies, as di-  
8           rected by the Secretary of the Army.

9           “(6) Formulating, promulgating, administering,  
10          and overseeing policies and addressing proposals for  
11          the placement of memorials and monuments in the  
12          Cemeteries.

13          “(7) Formulating and implementing a master  
14          plan for Arlington National Cemetery that, at a min-  
15          imum, addresses interment and inurnment capacity,  
16          visitor accommodation, operation and maintenance,  
17          capital requirements, preservation of the cemetery’s  
18          special features, and other matters the Executive Di-  
19          rector considers appropriate.

20          “(8) Overseeing the programming, planning,  
21          budgeting, and execution of funds authorized and  
22          appropriated for the Cemeteries.

23          “(9) Providing recommendations regarding any  
24          request for an exception to interment and inurnment  
25          eligibility policy.

1           “(10) Supervising the superintendents of the  
2           Cemeteries.

3   **“§ 4725. Superintendents**

4           “(a) APPOINTMENT AND QUALIFICATIONS.—An indi-  
5           vidual serving as the superintendent of one of the Ceme-  
6           teries should have, as determined by the Secretary of the  
7           Army—

8           “(1) experience in the administration, manage-  
9           ment, and operation of cemeteries under the juris-  
10          diction of the National Cemeteries System adminis-  
11          tered by the Department of Veterans Affairs; or

12          “(2) experience in the administration, manage-  
13          ment, and operation of large civilian cemeteries  
14          equivalent to the experience described in paragraph  
15          (1).

16          “(b) DUTIES.—The superintendents of the Ceme-  
17          teries report directly to the Executive Director and per-  
18          forms such duties and responsibilities as the Executive Di-  
19          rector prescribes.

20   **“§ 4726. Oversight and inspections**

21          “(a) INSPECTIONS REQUIRED.—The Secretary of the  
22          Army shall provide for the oversight of the Cemeteries to  
23          ensure the highest quality standards are maintained by  
24          providing for the periodic inspection of the administration,  
25          operation and maintenance, and construction elements ap-

1 plicable to the Cemeteries. The inspections shall be con-  
2 ducted by personnel of the Department of the Army with  
3 the assistance, as the Secretary considers appropriate, of  
4 personnel from other Federal agencies and civilian ex-  
5 perts.

6 “(b) SUBMISSION OF RESULTS.—Not later than 120  
7 days after the completion of an inspection conducted  
8 under subsection (a), the Secretary of the Army shall sub-  
9 mit to the congressional defense committees a report con-  
10 taining the results of the inspection and recommendations  
11 and a plan for corrective actions to be taken in response  
12 to the inspection.”.

13 (2) TABLE OF CHAPTERS.—The table of chap-  
14 ters at the beginning of subtitle B of such title and  
15 at the beginning of part IV of such subtitle are  
16 amended by inserting after the item relating to  
17 chapter 445 the following new item:

“446. Army National Military Cemeteries ..... 4721”.

18 (b) DIGITIZATION OF ARLINGTON NATIONAL CEME-  
19 TERY INTERMENT AND INURNMENT RECORDS.—

20 (1) DEADLINE FOR CONVERSION AND USE.—  
21 Not later than June 1, 2012, all records related to  
22 interments and inurnments at Arlington National  
23 Cemetery shall be converted to a digitized format.  
24 Thereafter, use of the digitized format shall be the  
25 method by which all subsequent records related to

1 interments and inurnments at Arlington National  
2 Cemetery are preserved and utilized.

3 (2) DIGITIZED FORMAT DEFINED.—In this sub-  
4 section, the term “digitized format” refers to the use  
5 of an electronic database for recordkeeping and in-  
6 cludes the full accounting of all records of each spe-  
7 cific gravesite and niche location at Arlington Na-  
8 tional Cemetery and the identification of the indi-  
9 vidual interred or inurned at each specific gravesite  
10 and niche location.

11 (c) ADDITIONAL INSPECTION REQUIREMENT.—Dur-  
12 ing fiscal years 2013 and 2015, the Inspector General of  
13 the Department of Defense shall conduct an inspection  
14 of—

15 (1) Arlington National Cemetery in Arlington,  
16 Virginia; and

17 (2) the United States Soldiers’ and Airmen’s  
18 Home National Cemetery in the District of Colum-  
19 bia.

20 **SEC. 592. INSPECTION OF MILITARY CEMETERIES UNDER**  
21 **JURISDICTION OF THE MILITARY DEPART-**  
22 **MENTS.**

23 (a) INSPECTION AND RECOMMENDATIONS RE-  
24 QUIRED.—The Inspector General of each military depart-  
25 ment shall conduct an inspection of each military cemetery

1 under the jurisdiction of that military department and,  
2 based on the findings of those inspections, make rec-  
3 ommendations for the regulation, management, oversight,  
4 and operation of the military cemeteries.

5 (b) ELEMENTS OF INSPECTION.—The inspection of  
6 military cemeteries conducted by the Inspector General of  
7 a military department under subsection (a) shall include  
8 an assessment of the following:

9 (1) The adequacy of the statutes, policies, and  
10 regulations governing the management, oversight,  
11 operations, and interments or inurnments (or both)  
12 by the military cemeteries under the jurisdiction of  
13 that military department and the adherence of such  
14 military cemeteries to such statutes, policies, and  
15 regulations.

16 (2) The system employed to fully account for  
17 and accurately identify the remains interred or  
18 inurned in such military cemeteries.

19 (3) The contracts and contracting processes  
20 and oversight of those contracts and processes with  
21 regard to compliance with Department of Defense  
22 and military department guidelines.

23 (4) The history and adequacy of the oversight  
24 conducted by the Secretary of the military depart-  
25 ment over such military cemeteries and the adequacy

1 of corrective actions taken as a result of that over-  
2 sight.

3 (5) The statutory and policy guidance gov-  
4 erning the authorization for the Secretary of the  
5 military department to operate such military ceme-  
6 teries and an assessment of the budget and appro-  
7 priations structure and history of such military  
8 cemeteries.

9 (6) Such other matters as the Inspector Gen-  
10 eral considers to be appropriate.

11 (c) INSPECTION OF ADDITIONAL CEMETERIES.—

12 (1) INSPECTION REQUIRED.—In addition to the  
13 inspections required by subsection (a), the Inspector  
14 General of the Department of Defense shall conduct  
15 an inspection of a statistically valid sample of ceme-  
16 teries located at current or former military installa-  
17 tions inside and outside the United States that are  
18 under the jurisdiction of the military departments  
19 for the purpose of obtaining an assessment of the  
20 adequacy of and adherence to the statutes, policies,  
21 and regulations governing the management, over-  
22 sight, operations, and interments or inurnments (or  
23 both) by those cemeteries.

24 (2) EXCLUSION.—Paragraph (1) does not apply  
25 to the cemeteries maintained by the American Battle

1       Monuments Commission and the military cemeteries  
2       identified in subsection (e).

3       (d) SUBMISSION OF INSPECTION RESULTS AND COR-  
4       RECTIVE ACTION PLANS.—

5               (1) MILITARY CEMETERY INSPECTIONS.—Not  
6       later than May 15, 2012, the Secretaries of the mili-  
7       tary departments shall submit to the Committees on  
8       Armed Services of the Senate and the House of Rep-  
9       resentatives a report containing—

10               (A) the findings of the inspections of the  
11               military cemeteries conducted under subsection  
12               (a);

13               (B) the recommendations of the Inspectors  
14               General of the military departments based on  
15               such inspections; and

16               (C) a plan for corrective action.

17               (2) INSPECTION OF ADDITIONAL CEME-  
18       TERIES.—Not later than December 31, 2012, the  
19       Inspector General of the Department of Defense  
20       shall submit to the Committees on Armed Services  
21       of the Senate and the House of Representatives a  
22       report containing the findings of the inspections con-  
23       ducted under subsection (c) and the recommenda-  
24       tions of the Inspector General based on such inspec-  
25       tions. Not later than April 1, 2013, the Secretaries

1 of the military departments shall submit to such  
2 committees a plan for corrective action.

3 (e) **MILITARY CEMETERY DEFINED.**—In subsections  
4 (a) and (b), the term “military cemetery” means the ceme-  
5 teries that are under the jurisdiction of a Secretary of a  
6 military department at the following locations:

- 7 (1) The United States Military Academy.
- 8 (2) The United States Naval Academy.
- 9 (3) The United States Air Force Academy.

10 **SEC. 593. AUTHORIZATION FOR AWARD OF THE DISTIN-**  
11 **GUISHED SERVICE CROSS FOR CAPTAIN**  
12 **FREDRICK L. SPAULDING FOR ACTS OF**  
13 **VALOR DURING THE VIETNAM WAR.**

14 (a) **AUTHORIZATION.**—Notwithstanding the time lim-  
15 itations specified in section 3744 of title 10, United States  
16 Code, or any other time limitation with respect to the  
17 awarding of certain medals to persons who served in the  
18 Armed Forces, the Secretary of the Army is authorized  
19 to award the Distinguished Service Cross under section  
20 3742 of such title to Captain Fredrick L. Spaulding for  
21 acts of valor during the Vietnam War described in sub-  
22 section (b).

23 (b) **ACTS OF VALOR DESCRIBED.**—The acts of valor  
24 referred to in subsection (a) are the actions of Fredrick  
25 L. Spaulding, on July 23, 1970, as a member of the

1 United States Army serving in the grade of Captain in  
2 the Republic of Vietnam while assigned with Headquarters  
3 and Headquarters Company, 3d Brigade, 101st Airborne  
4 Division.

5 **SEC. 594. AUTHORIZATION AND REQUEST FOR AWARD OF**  
6 **MEDAL OF HONOR TO EMIL KAPAUN FOR**  
7 **ACTS OF VALOR DURING THE KOREAN WAR.**

8 (a) AUTHORIZATION.—Notwithstanding the time lim-  
9 itations specified in section 3744 of title 10, United States  
10 Code, or any other time limitation with respect to the  
11 awarding of certain medals to persons who served in the  
12 Armed Forces, the President is authorized and requested  
13 to award the Medal of Honor posthumously under section  
14 3741 of such title to Emil Kapaun for the acts of valor  
15 during the Korean War described in subsection (b).

16 (b) ACTS OF VALOR DESCRIBED.—The acts of valor  
17 referred to in subsection (a) are the actions of then Cap-  
18 tain Emil Kapaun as a member of the 8th Cavalry Regi-  
19 ment during the Battle of Unsan on November 1 and 2,  
20 1950, and while a prisoner of war until his death on May  
21 23, 1951, during the Korean War.

1 **SEC. 595. REVIEW REGARDING AWARD OF MEDAL OF**  
2 **HONOR TO JEWISH AMERICAN WORLD WAR I**  
3 **VETERANS.**

4 (a) REVIEW REQUIRED.—The Secretary of the Army  
5 and the Secretary of the Navy shall review the service of  
6 each Jewish American World War I veteran described in  
7 subsection (b) to determine whether such veteran should  
8 be posthumously awarded the Medal of Honor.

9 (b) COVERED JEWISH AMERICAN WAR VETERANS.—  
10 The Jewish American World War I veterans whose service  
11 is to be reviewed under subsection (a) are any Jewish  
12 American World War I veterans awarded the Distin-  
13 guished Service Cross or the Navy Cross for heroism dur-  
14 ing World War I and whose name and supporting material  
15 for upgrade of the award are submitted to the Secretary  
16 concerned for such purpose before the end of the one-year  
17 period beginning on the date of the enactment of this Act.

18 (c) RECOMMENDATION BASED ON REVIEW.—If the  
19 Secretary concerned determines, based upon the review  
20 under subsection (a) that the award of the Medal of Honor  
21 to a veteran is warranted, the Secretary shall submit to  
22 the Secretary of Defense a recommendation that the  
23 Medal of Honor be awarded posthumously to the veteran.

24 (d) WORLD WAR I DEFINED.—In this section, the  
25 term “World War I” means the period beginning on April  
26 6, 1917, and ending on November 11, 1918.

1 **SEC. 596. REPORT ON PROCESS FOR EXPEDITED DETER-**  
2 **MINATION OF DISABILITY OF MEMBERS OF**  
3 **THE ARMED FORCES WITH CERTAIN DIS-**  
4 **ABLING CONDITIONS.**

5 (a) IN GENERAL.—Not later than September 1,  
6 2012, the Secretary of Defense shall submit to the con-  
7 gressional defense committees a report setting forth an as-  
8 sessment of the feasibility and advisability of the establish-  
9 ment by the military departments of a process to expedite  
10 the determination of disability with respect to members  
11 of the Armed Forces, including regular members and  
12 members of the reserve components, who suffer from cer-  
13 tain disabling diseases or conditions. If the establishment  
14 of such a process is considered feasible and advisable, the  
15 report shall set forth such recommendations for legislative  
16 and administrative action as the Secretary considers ap-  
17 propriate for the establishment of such process.

18 (b) REQUIREMENTS FOR REPORT.—

19 (1) EVALUATION OF APPROPRIATE ELEMENTS  
20 OF SIMILAR FEDERAL PROGRAMS.—In preparing the  
21 report required by subsection (a), the Secretary of  
22 Defense shall evaluate elements of programs for ex-  
23 pedited determinations of disability that are cur-  
24 rently carried out by other departments and agencies  
25 of the Federal Government, including the Quick Dis-  
26 ability Determination program and the Compas-

1 sionate Allowances program of the Social Security  
2 Administration.

3 (2) CONSULTATION.—The Secretary of Defense  
4 shall conduct the study in consultation with the Sec-  
5 retary of Veterans Affairs.

6 **SEC. 597. COMPTROLLER GENERAL STUDY OF MILITARY**  
7 **NECESSITY OF SELECTIVE SERVICE SYSTEM**  
8 **AND ALTERNATIVES.**

9 (a) STUDY REQUIRED.—The Comptroller General of  
10 the United States shall conduct a study—

11 (1) to assess the necessity of the Selective Serv-  
12 ice System to the Department of Defense in meeting  
13 future military manpower requirements that are in  
14 excess of the ability of the all-volunteer force; and

15 (2) to determine the fiscal and national security  
16 impacts of—

17 (A) disestablishing the Selective Service  
18 System;

19 (B) putting the Selective Service System  
20 into a deep standby mode, defined as retaining  
21 only personnel sufficient to conduct necessary  
22 functions, to include maintaining the registra-  
23 tion database; and

24 (C) requiring the Department of Defense,  
25 or other Federal department, upon disestablish-

1           ment of the Selective Service System and repeal  
2           of registration requirements, to assume respon-  
3           sibility for securing the Selective Service Sys-  
4           tem registration data bases, and keeping them  
5           updated.

6           (b) ADDITIONAL CONSIDERATIONS FOR EACH OP-  
7           TION.—As part of considering the impacts of disestablish-  
8           ment of the Selective Service System, putting it into a  
9           deep standby mode, or transferring responsibilities as de-  
10          scribed in subsection (a)(2)(C), the Comptroller General  
11          shall provide for each option—

12               (1) an estimate of the annual cost or savings of  
13               each option to the Federal government; and

14               (2) the feasibility, cost, and time required for  
15               each option—

16                       (A) to reestablish the capability to meet  
17                       the Selective Service System mission, as it ex-  
18                       isted before disestablishment; and

19                       (B) to provide the Department of Defense  
20                       the required number of conscripts for training,  
21                       should conscription be authorized by Congress.

22           (c) SPECIAL CONSIDERATIONS REGARDING REG-  
23           ISTRATION.—The study shall also include an assessment  
24           of the feasibility, cost, and time required to meet registra-  
25           tion requirements by—

1           (1) using existing Federal and State govern-  
2           ment institutions as an alternative to Selective Serv-  
3           ice registration to maintain an accurate, comprehen-  
4           sive database of Americans who, according to exist-  
5           ing Selective Service System registration require-  
6           ments, would be subject to conscription should con-  
7           scription be authorized; and

8           (2) integrating various alternative registration  
9           databases for use in connection with conscription  
10          and provide a means to keep updated and accurate  
11          the Selective Service System database under each of  
12          the options described in subsection (a)(2).

13          (d) SUBMISSION OF RESULTS.—Not later than May  
14 1, 2012, the Comptroller General shall submit the Com-  
15 mittees on Armed Services of the Senate and House of  
16 Representatives a report containing the results of the  
17 study.

18 **SEC. 598. EVALUATION OF ISSUES AFFECTING DISPOSITION**  
19                                   **OF REMAINS OF AMERICAN SAILORS KILLED**  
20                                   **IN THE EXPLOSION OF THE KETCH U.S.S. IN-**  
21                                   **TREPID IN TRIPOLI HARBOR ON SEPTEMBER**  
22                                   **4, 1804.**

23          (a) EVALUATION REQUIRED.—Not later than 270  
24 days after the date of the enactment of this Act, the Sec-  
25 retary of Defense and the Secretary of the Navy shall con-

1 duct an evaluation of the following issues with respect to  
2 the disposition of the remains of American sailors killed  
3 in the explosion of the ketch U.S.S. Intrepid in Tripoli  
4 Harbor on September 4, 1804:

5 (1) The feasibility of recovery of the remains  
6 based on historical information, factual consider-  
7 ations, costs, and precedential effect.

8 (2) The ability to make identifications of the re-  
9 mains within a two-year period based on conditions  
10 and facts that would have to exist for positive sci-  
11 entific identification of the remains.

12 (3) The diplomatic and inter-governmental  
13 issues that would have to be addressed in order to  
14 provide for exhuming and removing the remains con-  
15 sistent with the sovereignty of the Libyan govern-  
16 ment.

17 (b) PARTICIPATION AND CONSULTATION.—The Sec-  
18 retary of Defense and the Secretary of the Navy shall con-  
19 duct the evaluation under subsection (a) with the partici-  
20 pation of the Defense POW/Missing Personnel Office and  
21 the Joint POW/MIA Accounting Command and in con-  
22 sultation with the Secretary of State.

23 (c) SUBMISSION OF RECOMMENDATION.—Upon com-  
24 pletion of the evaluation as required by subsection (a), the  
25 Secretary of Defense and the Secretary of State shall sub-

1 mit to the Committees on Armed Services of the Senate  
2 and the House of Representatives their recommendation  
3 regarding the proposal to exhume, identify, and relocate  
4 the remains of the American sailors referred to in such  
5 subsection and the reasons supporting their recommenda-  
6 tion.

## 7 **TITLE VI—COMPENSATION AND** 8 **OTHER PERSONNEL BENEFITS**

### Subtitle A—Pay and Allowances

- Sec. 601. Resumption of authority to provide temporary increase in rates of basic allowance for housing under certain circumstances.
- Sec. 602. Lodging accommodations for members assigned to duty in connection with commissioning or fitting out of a ship.

### Subtitle B—Bonuses and Special and Incentive Pays

- Sec. 611. One-year extension of certain bonus and special pay authorities for reserve forces.
- Sec. 612. One-year extension of certain bonus and special pay authorities for health care professionals.
- Sec. 613. One-year extension of special pay and bonus authorities for nuclear officers.
- Sec. 614. One-year extension of authorities relating to title 37 consolidated special pay, incentive pay, and bonus authorities.
- Sec. 615. One-year extension of authorities relating to payment of other title 37 bonuses and special pays.
- Sec. 616. Modification of qualifying period for payment of hostile fire and imminent danger special pay and hazardous duty special pay.

### Subtitle C—Travel and Transportation Allowances Generally

- Sec. 621. One-year extension of authority to reimburse travel expenses for inactive-duty training outside of normal commuting distance.

### Subtitle D—Consolidation and Reform of Travel and Transportation Authorities

- Sec. 631. Consolidation and reform of travel and transportation authorities of the uniformed services.
- Sec. 632. Transition provisions.

### Subtitle E—Commissary and Nonappropriated Fund Instrumentality Benefits and Operations

- Sec. 641. Discretion of the Secretary of the Navy to select categories of merchandise to be sold by ship stores afloat.

Sec. 642. Access of military exchange stores system to credit available through Federal Financing Bank.

Sec. 643. Designation of Fisher House for the Families of the Fallen and Meditation Pavilion, Dover Air Force Base, Delaware, as a Fisher House.

Subtitle F—Disability, Retired Pay and Survivor Benefits

Sec. 651. Death gratuity and related benefits for Reserves who die during an authorized stay at their residence during or between successive days of inactive duty training.

Subtitle G—Other Matters

Sec. 661. Report on basic allowance for housing for National Guard members transitioning between active duty and full-time National Guard duty.

Sec. 662. Report on incentives for recruitment and retention of health care professionals.

**1 Subtitle A—Pay and Allowances**

**2 SEC. 601. RESUMPTION OF AUTHORITY TO PROVIDE TEM-**  
**3 PORARY INCREASE IN RATES OF BASIC AL-**  
**4 LOWANCE FOR HOUSING UNDER CERTAIN**  
**5 CIRCUMSTANCES.**

6 Section 403(b)(7)(E) of title 37, United States Code,  
7 is amended by striking “December 31, 2009” and insert-  
8 ing “December 31, 2012”.

**9 SEC. 602. LODGING ACCOMMODATIONS FOR MEMBERS AS-**  
**10 SIGNED TO DUTY IN CONNECTION WITH COM-**  
**11 MISSIONING OR FITTING OUT OF A SHIP.**

12 (a) EXTENSION TO PRECOMMISSIONING UNIT SAIL-  
13 ORS.—Subsection (a) of section 7572 of title 10, United  
14 States Code, is amended—

15 (1) by inserting “or assigned to duty in connec-  
16 tion with commissioning or fitting out of a ship”  
17 after “sea duty”; and

1           (2) by inserting “, because the ship is under  
2           construction and is not yet habitable,” after “be-  
3           cause of repairs,”.

4           (b) EXTENSION TO ENLISTED MEMBERS.—Sub-  
5           section (d) of such section is amended—

6           (1) in paragraph (1)—

7                   (A) by striking “After the expiration of the  
8                   authority provided in subsection (b), an officer”  
9                   and inserting “A member”;

10                   (B) by striking “officer’s quarters” and in-  
11                   serting “member’s quarters”;

12                   (C) by striking “obtaining quarters” and  
13                   inserting “obtaining housing”; and

14                   (D) by striking “the officer” and inserting  
15                   “the member”;

16           (2) in paragraph (2)—

17                   (A) by striking “an officer” both places it  
18                   appears and inserting “a member”;

19                   (B) by striking “quarters” and inserting  
20                   “housing”; and

21                   (C) by striking “officer’s grade” and in-  
22                   serting “member’s grade”; and

23           (3) in paragraph (3)—

24                   (A) by striking “an officer” and inserting  
25                   “a member”; and

1 (B) by striking “quarters” and inserting  
2 “housing”.

3 (c) SHIPYARDS AFFECTED BY BRAC 2005.—Such  
4 section is further amended by adding at the end the fol-  
5 lowing new subsection:

6 “(e)(1) The Secretary may reimburse a member of  
7 the naval service assigned to duty in connection with com-  
8 missioning or fitting out of a ship in Pascagoula, Mis-  
9 sissippi, or Bath, Maine, who is deprived of quarters on  
10 board a ship because the ship is under construction and  
11 is not yet habitable, or because of other conditions that  
12 make the member’s quarters uninhabitable, for expenses  
13 incurred in obtaining housing, but only when the Navy is  
14 unable to furnish the member with lodging accommoda-  
15 tions under subsection (a).

16 “(2) The total amount that a member may be reim-  
17 bursed under this subsection may not exceed an amount  
18 equal to the basic allowance for housing of a member with-  
19 out dependents of that member’s grade.

20 “(3) A member without dependents, or a member who  
21 resides with dependents while assigned to duty in connec-  
22 tion with commissioning or fitting out of a ship at one  
23 of the locations specified in paragraph (1), may not be  
24 reimbursed under this subsection.

1 “(4) The Secretary may prescribe regulations to  
2 carry out this subsection.”.

3 (d) CONFORMING AMENDMENTS.—

4 (1) SECTION HEADING.—The heading of such  
5 section is amended to read as follows:

6 **“§ 7572. Quarters: accommodations in place for mem-  
7 bers on sea duty or assigned to duty in  
8 connection with commissioning or fitting  
9 out of a ship”.**

10 (2) CLERICAL AMENDMENT.—The table of sec-  
11 tions at the beginning of chapter 649 of such title  
12 is amended by striking the item relating to section  
13 7572 and inserting the following new item:

“7572. Quarters: accommodations in place for members on sea duty or assigned  
to duty in connection with commissioning or fitting out of a  
ship.”.

14 **Subtitle B—Bonuses and Special  
15 and Incentive Pays**

16 **SEC. 611. ONE-YEAR EXTENSION OF CERTAIN BONUS AND  
17 SPECIAL PAY AUTHORITIES FOR RESERVE  
18 FORCES.**

19 The following sections of title 37, United States  
20 Code, are amended by striking “December 31, 2011” and  
21 inserting “December 31, 2012”:

22 (1) Section 308b(g), relating to Selected Re-  
23 serve reenlistment bonus.

1           (2) Section 308c(i), relating to Selected Reserve  
2           affiliation or enlistment bonus.

3           (3) Section 308d(c), relating to special pay for  
4           enlisted members assigned to certain high-priority  
5           units.

6           (4) Section 308g(f)(2), relating to Ready Re-  
7           serve enlistment bonus for persons without prior  
8           service.

9           (5) Section 308h(e), relating to Ready Reserve  
10          enlistment and reenlistment bonus for persons with  
11          prior service.

12          (6) Section 308i(f), relating to Selected Reserve  
13          enlistment and reenlistment bonus for persons with  
14          prior service.

15          (7) Section 910(g), relating to income replace-  
16          ment payments for reserve component members ex-  
17          periencing extended and frequent mobilization for  
18          active duty service.

19   **SEC. 612. ONE-YEAR EXTENSION OF CERTAIN BONUS AND**  
20                   **SPECIAL PAY AUTHORITIES FOR HEALTH**  
21                   **CARE PROFESSIONALS.**

22          (a) TITLE 10 AUTHORITIES.—The following sections  
23          of title 10, United States Code, are amended by striking  
24          “December 31, 2011” and inserting “December 31,  
25          2012”:

1           (1) Section 2130a(a)(1), relating to nurse offi-  
2           cer candidate accession program.

3           (2) Section 16302(d), relating to repayment of  
4           education loans for certain health professionals who  
5           serve in the Selected Reserve.

6           (b) TITLE 37 AUTHORITIES.—The following sections  
7 of title 37, United States Code, are amended by striking  
8 “December 31, 2011” and inserting “December 31,  
9 2012”:

10           (1) Section 302c–1(f), relating to accession and  
11           retention bonuses for psychologists.

12           (2) Section 302d(a)(1), relating to accession  
13           bonus for registered nurses.

14           (3) Section 302e(a)(1), relating to incentive  
15           special pay for nurse anesthetists.

16           (4) Section 302g(e), relating to special pay for  
17           Selected Reserve health professionals in critically  
18           short wartime specialties.

19           (5) Section 302h(a)(1), relating to accession  
20           bonus for dental officers.

21           (6) Section 302j(a), relating to accession bonus  
22           for pharmacy officers.

23           (7) Section 302k(f), relating to accession bonus  
24           for medical officers in critically short wartime spe-  
25           cialties.

1 (8) Section 3021(g), relating to accession bonus  
2 for dental specialist officers in critically short war-  
3 time specialties.

4 **SEC. 613. ONE-YEAR EXTENSION OF SPECIAL PAY AND**  
5 **BONUS AUTHORITIES FOR NUCLEAR OFFI-**  
6 **CERS.**

7 The following sections of title 37, United States  
8 Code, are amended by striking “December 31, 2011” and  
9 inserting “December 31, 2012”:

10 (1) Section 312(f), relating to special pay for  
11 nuclear-qualified officers extending period of active  
12 service.

13 (2) Section 312b(c), relating to nuclear career  
14 accession bonus.

15 (3) Section 312c(d), relating to nuclear career  
16 annual incentive bonus.

17 **SEC. 614. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**  
18 **ING TO TITLE 37 CONSOLIDATED SPECIAL**  
19 **PAY, INCENTIVE PAY, AND BONUS AUTHORI-**  
20 **TIES.**

21 The following sections of title 37, United States  
22 Code, are amended by striking “December 31, 2011” and  
23 inserting “December 31, 2012”:

24 (1) Section 331(h), relating to general bonus  
25 authority for enlisted members.

1           (2) Section 332(g), relating to general bonus  
2 authority for officers.

3           (3) Section 333(i), relating to special bonus and  
4 incentive pay authorities for nuclear officers.

5           (4) Section 334(i), relating to special aviation  
6 incentive pay and bonus authorities for officers.

7           (5) Section 335(k), relating to special bonus  
8 and incentive pay authorities for officers in health  
9 professions.

10          (6) Section 351(h), relating to hazardous duty  
11 pay.

12          (7) Section 352(g), relating to assignment pay  
13 or special duty pay.

14          (8) Section 353(i), relating to skill incentive  
15 pay or proficiency bonus.

16          (9) Section 355(h), relating to retention incen-  
17 tives for members qualified in critical military skills  
18 or assigned to high priority units.

19 **SEC. 615. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**  
20 **ING TO PAYMENT OF OTHER TITLE 37 BO-**  
21 **NUSES AND SPECIAL PAYS.**

22          The following sections of title 37, United States  
23 Code, are amended by striking “December 31, 2011” and  
24 inserting “December 31, 2012”:

1           (1) Section 301b(a), relating to aviation officer  
2 retention bonus.

3           (2) Section 307a(g), relating to assignment in-  
4 centive pay.

5           (3) Section 308(g), relating to reenlistment  
6 bonus for active members.

7           (4) Section 309(e), relating to enlistment  
8 bonus.

9           (5) Section 324(g), relating to accession bonus  
10 for new officers in critical skills.

11           (6) Section 326(g), relating to incentive bonus  
12 for conversion to military occupational specialty to  
13 ease personnel shortage.

14           (7) Section 327(h), relating to incentive bonus  
15 for transfer between armed forces.

16           (8) Section 330(f), relating to accession bonus  
17 for officer candidates.

18 **SEC. 616. MODIFICATION OF QUALIFYING PERIOD FOR PAY-**  
19 **MENT OF HOSTILE FIRE AND IMMINENT DAN-**  
20 **GER SPECIAL PAY AND HAZARDOUS DUTY**  
21 **SPECIAL PAY.**

22           (a) HOSTILE FIRE AND IMMINENT DANGER PAY.—  
23 Section 310 of title 37, United States Code, is amended—

1           (1) in subsection (a), by striking “for any  
2           month or portion of a month” and inserting “for  
3           any day or portion of a day”;

4           (2) by striking subsection (b) and inserting the  
5           following new subsection (b):

6           “(b) SPECIAL PAY AMOUNT.—(1) Except as provided  
7           in paragraph (2), the amount of special pay authorized  
8           by subsection (a) for a day or portion of a day shall be  
9           the amount equal to 1/30th of the monthly amount of  
10          basic pay or compensation payable to the member for the  
11          month in which the exposure occurs.

12          “(2) In the case of a member who is exposed to hos-  
13          tile fire or a hostile mine explosion event in or for a day  
14          or portion of a day, the Secretary concerned may, at the  
15          election of the Secretary, pay the member special pay  
16          under subsection (a) in an amount not to exceed the  
17          amount that would be payable to the member under para-  
18          graph (1) for 30 days of exposure. The total amount paid  
19          a member under this paragraph in any month may not  
20          exceed the amount that would be payable under paragraph  
21          (1) for 30 days of exposure.”;

22          (3) in subsection (c)(1), by inserting “for any  
23          day (or portion of a day) of” before “not more than  
24          three additional months”; and

1           (4) in subsection (d)(2), by striking “any  
2           month” and inserting “any day”.

3           (b) HAZARDOUS DUTY PAY.—Section 351(c)(2) of  
4 such title is amended by striking “receipt of hazardous  
5 duty pay,” and all that follows and inserting “receipt of  
6 hazardous duty pay—

7                   “(A) in the case of hazardous duty pay  
8                   payable under paragraph (1) of subsection (a),  
9                   the Secretary concerned—

10                           “(i) shall prorate the payment amount  
11                           to reflect the duration of the member’s ac-  
12                           tual qualifying service during the month;  
13                           or

14                           “(ii) in the case of a member who is  
15                           exposed to hostile fire or an explosion of a  
16                           hostile explosive device in or for a day or  
17                           portion of a day, may, at the election of  
18                           the Secretary, pay the member hazardous  
19                           duty pay in an amount not to exceed the  
20                           entire amount of hazardous duty pay that  
21                           would be payable to the member under  
22                           such paragraph (1) for the month in which  
23                           the duty concerned occurs (with the total  
24                           amount of hazardous duty pay paid the  
25                           member under this clause in any given

1 month not to exceed such entire amount);  
2 and  
3 “(B) in the case of hazardous duty pay  
4 payable under paragraph (2) or (3) of sub-  
5 section (a), the Secretary concerned may pro-  
6 rate the payment amount to reflect the duration  
7 of the member’s actual qualifying service during  
8 the month.”.

## 9 **Subtitle C—Travel and Transpor-** 10 **tation Allowances Generally**

### 11 **SEC. 621. ONE-YEAR EXTENSION OF AUTHORITY TO REIM-** 12 **BURSE TRAVEL EXPENSES FOR INACTIVE-** 13 **DUTY TRAINING OUTSIDE OF NORMAL COM-** 14 **MUTING DISTANCE.**

15 Section 408a(e) of title 37, United States Code, is  
16 amended by striking “December 31, 2011” and inserting  
17 “December 31, 2012”.

## 18 **Subtitle D—Consolidation and Re-** 19 **form of Travel and Transpor-** 20 **tation Authorities**

### 21 **SEC. 631. CONSOLIDATION AND REFORM OF TRAVEL AND** 22 **TRANSPORTATION AUTHORITIES OF THE** 23 **UNIFORMED SERVICES.**

24 (a) PURPOSE.—This section establishes general trav-  
25 el and transportation provisions for members of the uni-

1 formed services and other travelers authorized to travel  
2 under official conditions. Recognizing the complexities and  
3 the changing nature of travel, the amendments made by  
4 this section provide the Secretary of Defense and the other  
5 administering Secretaries with the authority to prescribe  
6 and implement travel and transportation policy that is  
7 simple, clear, efficient, and flexible, and that meets mis-  
8 sion and servicemember needs, while realizing cost savings  
9 that should come with a more efficient and less cum-  
10 bersome system for travel and transportation.

11 (b) CONSOLIDATED AUTHORITIES.—Title 37, United  
12 States Code, is amended by inserting after chapter 7 the  
13 following new chapter:

14 **“CHAPTER 8—TRAVEL AND**  
15 **TRANSPORTATION ALLOWANCES**

“Sec.

“SUBCHAPTER I—TRAVEL AND TRANSPORTATION AUTHORITIES—NEW LAW

“451. Definitions.

“452. Allowable travel and transportation: general authorities.

“453. Allowable travel and transportation: specific authorities.

“454. Travel and transportation: pilot programs.

“455. Appropriations for travel: may not be used for attendance at certain meet-  
ings.

“SUBCHAPTER II—ADMINISTRATIVE PROVISIONS

“461. Relationship to other travel and transportation authorities.

“462. Travel and transportation allowances paid to members that are unauthor-  
ized or in excess of authorized amounts: requirement for repay-  
ment.

“463. Program of compliance; electronic processing of travel claims.

“464. Regulations.

“SUBCHAPTER III—TRAVEL AND TRANSPORTATION AUTHORITIES—OLD LAW

“471. Travel authorities transition expiration date.

“472. Definitions and other incorporated provisions of chapter 7.

- “474. Travel and transportation allowances: general.
- “474a. Travel and transportation allowances: temporary lodging expenses.
- “474b. Travel and transportation allowances: payment of lodging expenses at temporary duty location during authorized absence of member.
- “475. Travel and transportation allowances: per diem while on duty outside the continental United States.
- “475a. Travel and transportation allowances: departure allowances.
- “476. Travel and transportation allowances: dependents; baggage and household effects.
- “476a. Travel and transportation allowances: authorized for travel performed under orders that are canceled, revoked, or modified.
- “476b. Travel and transportation allowances: members of the uniformed services attached to a ship overhauling or inactivating.
- “476c. Travel and transportation allowances: members assigned to a vessel under construction.
- “477. Travel and transportation allowances: dislocation allowance.
- “478. Travel and transportation allowances: travel within limits of duty station.
- “478a. Travel and transportation allowances: inactive duty training outside of the normal commuting distances.
- “479. Travel and transportation allowances: house trailers and mobile homes.
- “480. Travel and transportation allowances: miscellaneous categories.
- “481. Travel and transportation allowances: administrative provisions.
- “481a. Travel and transportation allowances: travel performed in connection with convalescent leave.
- “481b. Travel and transportation allowances: travel performed in connection with leave between consecutive overseas tours.
- “481c. Travel and transportation allowances: travel performed in connection with rest and recuperative leave from certain stations in foreign countries.
- “481d. Travel and transportation allowances: transportation incident to personal emergencies for certain members and dependents.
- “481e. Travel and transportation allowances: transportation incident to certain emergencies for members performing temporary duty.
- “481f. Travel and transportation allowances: transportation for survivors of deceased member to attend the member’s burial ceremonies.
- “481h. Travel and transportation allowances: transportation of designated individuals incident to hospitalization of members for treatment of wounds, illness, or injury.
- “481i. Travel and transportation allowances: parking expenses.
- “481j. Travel and transportation allowances: transportation of family members incident to the repatriation of members held captive.
- “481k. Travel and transportation allowances: non-medical attendants for members determined to be very seriously or seriously wounded, ill, or injured.
- “481l. Travel and transportation allowances: attendance of members and others at Yellow Ribbon Reintegration Program events.
- “484. Travel and transportation: dependents of members in a missing status; household and personal effects; trailers; additional movements; motor vehicles; sale of bulky items; claims for proceeds; appropriation chargeable.
- “488. Allowance for recruiting expenses.
- “489. Travel and transportation allowances: minor dependent schooling.
- “490. Travel and transportation: dependent children of members stationed overseas.
- “491. Benefits for certain members assigned to the Defense Intelligence Agency.

“492. Travel and transportation: members escorting certain dependents.

“494. Subsistence reimbursement relating to escorts of foreign arms control inspection teams.

“495. Funeral honors duty: allowance.

1                   “SUBCHAPTER I—TRAVEL AND  
2    TRANSPORTATION AUTHORITIES—NEW LAW

3    **“§ 451. Definitions**

4           “(a) DEFINITIONS RELATING TO PERSONS.—In this  
5 subchapter and subchapter II:

6                   “(1) The term ‘administering Secretary’ or ‘ad-  
7 ministering Secretaries’ means the following:

8                           “(A) The Secretary of Defense, with re-  
9 spect to the armed forces (including the Coast  
10 Guard when it is operating as a service in the  
11 Navy).

12                           “(B) The Secretary of Homeland Security,  
13 with respect to the Coast Guard when it is not  
14 operating as a service in the Navy.

15                           “(C) The Secretary of Commerce, with re-  
16 spect to the National Oceanic and Atmospheric  
17 Administration.

18                           “(D) The Secretary of Health and Human  
19 Services, with respect to the Public Health  
20 Service.

21                   “(2) The term ‘authorized traveler’ means a  
22 person who is authorized travel and transportation  
23 allowances when performing official travel ordered or

1 authorized by the administering Secretary. Such  
2 term includes the following:

3 “(A) A member of the uniformed services.

4 “(B) A family member of a member of the  
5 uniformed services.

6 “(C) A person acting as an escort or at-  
7 tendant for a member or family member who is  
8 traveling on official travel or is traveling with  
9 the remains of a deceased member.

10 “(D) A person who participates in a mili-  
11 tary funeral honors detail.

12 “(E) A Senior Reserve Officers’ Training  
13 Corps cadet or midshipman.

14 “(F) An applicant or rejected applicant for  
15 enlistment.

16 “(G) Any person whose employment or  
17 service is considered directly related to a Gov-  
18 ernment official activity or function under regu-  
19 lations prescribed under section 464 of this  
20 title.

21 “(H) Any other person not covered by sub-  
22 paragraphs (A) through (G) who is determined  
23 by the administering Secretary pursuant to reg-  
24 ulations prescribed under section 464 of this

1 title as warranting the provision of travel bene-  
2 fits for purposes of the following:

3 “(i) Transportation of survivors to at-  
4 tend burial services or transfer of deceased  
5 members after death overseas as provided  
6 in section 481f of this title.

7 “(ii) Transportation of designated in-  
8 dividuals incident to the hospitalization of  
9 members as provided in section 481h of  
10 this title.

11 “(iii) Transportation of designated in-  
12 dividuals incident to the repatriation of  
13 members as provided in section 481j of  
14 this title.

15 “(iv) Transportation of non-medical  
16 attendants as provided in section 481k of  
17 this title.

18 “(v) Transportation of designated in-  
19 dividuals to attend Yellow Ribbon Re-  
20 integration Program events as provided in  
21 section 481l of this title.

22 “(vi) Transportation of a person with  
23 regard to a single event when the admin-  
24 istering Secretary determines that the  
25 travel is necessary to ensure fairness and

1 equity, respond to emergency or humani-  
2 tarian circumstances, or serve the best in-  
3 terests of the Government.

4 “(3) The term ‘family member’, with respect to  
5 a member of the uniformed services, means the fol-  
6 lowing:

7 “(A) A dependent, as defined in section  
8 401(a) of this title.

9 “(B) A child, as defined in section  
10 401(b)(1) of this title.

11 “(C) A parent, as defined in section  
12 401(b)(2) of this title.

13 “(D) A sibling of the member.

14 “(E) A former spouse of the member.

15 “(b) DEFINITIONS RELATING TO TRAVEL AND  
16 TRANSPORTATION ALLOWANCES.—In this subchapter and  
17 subchapter II:

18 “(1) The term ‘official travel’ means the fol-  
19 lowing:

20 “(A) Military duty or official business per-  
21 formed by an authorized traveler away from a  
22 duty assignment location or other authorized lo-  
23 cation.

1           “(B) Travel performed by an authorized  
2 traveler ordered to relocate from a permanent  
3 duty station to another permanent duty station.

4           “(C) Travel performed by an authorized  
5 traveler ordered to the first permanent duty  
6 station, or separated or retired from uniformed  
7 service.

8           “(D) Local travel in or around the tem-  
9 porary duty or permanent duty station.

10           “(E) Other travel as authorized or ordered  
11 by the administering Secretary.

12           “(2) The term ‘actual and necessary expenses’  
13 means expenses incurred in fact by an authorized  
14 traveler as a reasonable consequence of official trav-  
15 el.

16           “(3) The term ‘travel allowances’ means the  
17 daily lodging, meals, and other related expenses, in-  
18 cluding relocation expenses, incurred by an author-  
19 ized traveler while on official travel.

20           “(4) The term ‘transportation allowances’  
21 means the costs of temporarily or permanently mov-  
22 ing an authorized traveler, the personal property of  
23 an authorized traveler, or a combination thereof.

24           “(5) The term ‘transportation-, lodging-, or  
25 meals-in-kind’ means transportation, lodging, or

1 meals provided by the Government without cost to  
2 an authorized traveler.

3 “(6) The term ‘miscellaneous expenses’ means  
4 authorized expenses incurred in addition to author-  
5 ized allowances during the performance of official  
6 travel by an authorized traveler.

7 “(7) The term ‘personal property’, with respect  
8 to transportation allowances, includes baggage, fur-  
9 niture, and other household items, clothing, privately  
10 owned vehicles, house trailers, mobile homes, and  
11 any other personal items that would not otherwise be  
12 prohibited by any other provision of law or regula-  
13 tion prescribed under section 464 of this title.

14 “(8) The term ‘relocation allowances’ means the  
15 costs associated with relocating a member of the  
16 uniformed services and the member’s dependents be-  
17 tween an old and new temporary or permanent duty  
18 assignment location or other authorized location.

19 “(9) The term ‘dislocation allowances’ means  
20 the costs associated with relocation of the household  
21 of a member of the uniformed services and the mem-  
22 ber’s dependents in relation to a change in the mem-  
23 ber’s permanent duty assignment location ordered  
24 for the convenience of the Government or incident to  
25 an evacuation.

1 **“§ 452. Allowable travel and transportation: general**  
2 **authorities**

3 “(a) IN GENERAL.—Except as otherwise prohibited  
4 by law, a member of the uniformed services or other au-  
5 thorized traveler may be provided transportation-, lodging-  
6 , or meals-in-kind, or actual and necessary expenses of  
7 travel and transportation, for, or in connection with, offi-  
8 cial travel under circumstances as specified in regulations  
9 prescribed under section 464 of this title.

10 “(b) SPECIFIC CIRCUMSTANCES.—The authority  
11 under subsection (a) includes travel under or in connection  
12 with, but not limited to, the following circumstances, to  
13 the extent specified in regulations prescribed under section  
14 464 of this title:

15 “(1) Temporary duty that requires travel be-  
16 tween a permanent duty assignment location and an-  
17 other authorized temporary duty location, and travel  
18 in or around the temporary duty location.

19 “(2) Permanent change of station that requires  
20 travel between an old and new temporary or perma-  
21 nent duty assignment location or other authorized  
22 location.

23 “(3) Temporary duty or assignment relocation  
24 related to consecutive overseas tours or in-place-con-  
25 secutive overseas tours.

26 “(4) Recruiting duties for the armed forces.

1           “(5) Assignment or detail to another Govern-  
2           ment department or agency.

3           “(6) Rest and recuperative leave.

4           “(7) Convalescent leave.

5           “(8) Reenlistment leave.

6           “(9) Reserve component inactive-duty training  
7           performed outside the normal commuting distance of  
8           the member’s permanent residence.

9           “(10) Ready Reserve muster duty.

10          “(11) Unusual, extraordinary, hardship, or  
11          emergency circumstances.

12          “(12) Presence of family members at a military  
13          medical facility incident to the illness or injury of  
14          members.

15          “(13) Presence of family members at the repa-  
16          triation of members held captive.

17          “(14) Presence of non-medical attendants for  
18          very seriously or seriously wounded, ill, or injured  
19          members.

20          “(15) Attendance at Yellow Ribbon Reintegra-  
21          tion Program events.

22          “(16) Missing status, as determined by the Sec-  
23          retary concerned under chapter 10 of this title.

1           “(17) Attendance at or participation in inter-  
2           national sports competitions described under section  
3           717 of title 10.

4           “(c) MATTERS INCLUDED.—Travel and transpor-  
5           tation allowances which may be provided under subsection  
6           (a) include the following:

7           “(1) Allowances for transportation, lodging, and  
8           meals.

9           “(2) Dislocation or relocation allowances paid  
10          in connection with a change in a member’s tem-  
11          porary or permanent duty assignment location.

12          “(3) Other related miscellaneous expenses.

13          “(d) MODE OF PROVIDING TRAVEL AND TRANSPOR-  
14          TATION ALLOWANCES.—Any authorized travel and trans-  
15          portation may be provided—

16          “(1) as an actual expense;

17          “(2) as an authorized allowance;

18          “(3) in-kind; or

19          “(4) using a combination of the authorities  
20          under paragraphs (1), (2), and (3).

21          “(e) TRAVEL AND TRANSPORTATION ALLOWANCES  
22          WHEN TRAVEL ORDERS ARE MODIFIED, ETC.—An au-  
23          thorized traveler whose travel and transportation order or  
24          authorization is canceled, revoked, or modified may be al-  
25          lowed actual and necessary expenses or travel and trans-

1 portation allowances in connection with travel performed  
2 pursuant to such order or authorization.

3 “(f) ADVANCE PAYMENTS.—An authorized traveler  
4 may be allowed advance payments for authorized travel  
5 and transportation allowances.

6 “(g) RESPONSIBILITY FOR UNAUTHORIZED EX-  
7 PENSES.—Any unauthorized travel or transportation ex-  
8 pense is not the responsibility of the United States.

9 “(h) RELATIONSHIP TO OTHER AUTHORITIES.—The  
10 administering Secretary may not provide payment under  
11 this section for an expense for which payment may be pro-  
12 vided from any other appropriate Government or non-Gov-  
13 ernment entity.

14 **“§ 453. Allowable travel and transportation: specific**  
15 **authorities**

16 “(a) IN GENERAL.—In addition to any other author-  
17 ity for the provision of travel and transportation allow-  
18 ances, the administering Secretaries may provide travel  
19 and transportation allowances under this subchapter in ac-  
20 cordance with this section.

21 “(b) AUTHORIZED ABSENCE FROM TEMPORARY  
22 DUTY LOCATION.—An authorized traveler may be paid  
23 travel and transportation allowances, or reimbursed for  
24 actual and necessary expenses of travel, incurred at a tem-

1 porary duty location during an authorized absence from  
2 that location.

3 “(c) MOVEMENT OF PERSONAL PROPERTY.—(1) A  
4 member of a uniformed service may be allowed moving ex-  
5 penses and transportation allowances for self and depend-  
6 ents associated with the movement of personal property  
7 and household goods, including such expenses when asso-  
8 ciated with a self-move.

9 “(2) The authority in paragraph (1) includes the  
10 movement and temporary and non-temporary storage of  
11 personal property, household goods, and privately owned  
12 vehicles (but not to exceed one privately owned vehicle per  
13 member household) in connection with the temporary or  
14 permanent move between authorized locations.

15 “(3) For movement of household goods, the admin-  
16 istering Secretaries shall prescribe weight allowances in  
17 regulations under section 464 of this title. The prescribed  
18 weight allowances may not exceed 18,000 pounds (includ-  
19 ing packing, crating, and household goods in temporary  
20 storage), except that the administering Secretary may, on  
21 a case-by-case basis, authorize additional weight allow-  
22 ances as necessary.

23 “(4) The administering Secretary may prescribe the  
24 terms, rates, and conditions that authorize a member of

1 the uniformed services to ship or store a privately owned  
2 vehicle.

3 “(5) No carrier, port agent, warehouseman, freight  
4 forwarder, or other person involved in the transportation  
5 of property may have any lien on, or hold, impound, or  
6 otherwise interfere with, the movement of baggage and  
7 household goods being transported under this section.

8 “(d) UNUSUAL OR EMERGENCY CIRCUMSTANCES.—  
9 An authorized traveler may be provided travel and trans-  
10 portation allowances under this section for unusual, ex-  
11 traordinary, hardship, or emergency circumstances, in-  
12 cluding circumstances warranting evacuation from a per-  
13 manent duty assignment location.

14 “(e) PARTICULAR SEPARATION PROVISIONS.—The  
15 administering Secretary may provide travel-in-kind and  
16 transportation-in-kind for the following persons in accord-  
17 ance with regulations prescribed under section 464 of this  
18 title:

19 “(1) A member who is retired, or is placed on  
20 the temporary disability retired list, under chapter  
21 61 of title 10.

22 “(2) A member who is retired with pay under  
23 any other law or who, immediately following at least  
24 eight years of continuous active duty with no single  
25 break therein of more than 90 days, is discharged

1 with separation pay or is involuntarily released from  
2 active duty with separation pay or readjustment pay.

3 “(3) A member who is discharged under section  
4 1173 of title 10.

5 “(f) ATTENDANCE AT MEMORIAL CEREMONIES AND  
6 SERVICES.—A family member or member of the uni-  
7 formed services who attends a deceased member’s repatri-  
8 ation, burial, or memorial ceremony or service may be pro-  
9 vided travel and transportation allowances to the extent  
10 provided in regulations prescribed under section 464 of  
11 this title.

12 **“§ 454. Travel and transportation: pilot programs**

13 “(a) PILOT PROGRAMS.—Except as otherwise prohib-  
14 ited by law, the Secretary of Defense may conduct pilot  
15 programs to evaluate alternative travel and transportation  
16 programs, policies, and processes for Department of De-  
17 fense authorized travelers. Any such pilot program shall  
18 be designed to enhance cost savings or other efficiencies  
19 that accrue to the Government and be conducted so as  
20 to evaluate one or more of the following:

21 “(1) Alternative methods for performing and  
22 reimbursing travel.

23 “(2) Means for limiting the need for travel.

24 “(3) Means for reducing the environmental im-  
25 pact of travel.

1           “(b) LIMITATIONS.—(1) Not more than three pilot  
2 programs may be carried out under subsection (a) at any  
3 one time.

4           “(2) The duration of a pilot program may not exceed  
5 four years.

6           “(3) The authority to carry out a pilot program is  
7 subject to the availability of appropriated funds.

8           “(c) REPORTS.—(1) Not later than 30 days before  
9 the commencement of a pilot program under subsection  
10 (a), the Secretary shall submit to the congressional de-  
11 fense committees a report on the pilot program. The re-  
12 port on a pilot program under this paragraph shall set  
13 forth a description of the pilot program, including the fol-  
14 lowing:

15                   “(A) The purpose of the pilot program.

16                   “(B) The duration of the pilot program.

17                   “(C) The cost savings or other efficiencies an-  
18 ticipated to accrue to the Government under the  
19 pilot program.

20           “(2) Not later than 60 days after the completion of  
21 a pilot program, the Secretary shall submit to the congres-  
22 sional defense committees a report on the pilot program.  
23 The report on a pilot program under this paragraph shall  
24 set forth the following:



1 **“§ 462. Travel and transportation allowances paid to**  
2 **members that are unauthorized or in ex-**  
3 **cess of authorized amounts: requirement**  
4 **for repayment**

5 “(a) REPAYMENT REQUIRED.—Except as provided in  
6 subsection (b), a member of the uniformed services or  
7 other person who is paid travel and transportation allow-  
8 ances under subchapter I shall repay to the United States  
9 any amount of such payment that is determined to be un-  
10 authorized or in excess of the applicable authorized  
11 amount.

12 “(b) EXCEPTION.—The regulations prescribed under  
13 section 464 of this title shall specify procedures for deter-  
14 mining the circumstances under which an exception to re-  
15 payment otherwise required by subsection (a) may be  
16 granted.

17 “(c) EFFECT OF BANKRUPTCY.—An obligation to  
18 repay the United States under this section is, for all pur-  
19 poses, a debt owed the United States. A discharge in bank-  
20 ruptcy under title 11 does not discharge a person from  
21 such debt if the discharge order is entered less than five  
22 years after the date on which the debt was incurred.

23 **“§ 463. Programs of compliance; electronic processing**  
24 **of travel claims**

25 “(a) PROGRAMS OF COMPLIANCE.—The admin-  
26 istering Secretaries shall provide for compliance with the

1 requirements of this chapter through programs of compli-  
2 ance established and maintained for that purpose.

3 “(b) ELEMENTS.—The programs of compliance  
4 under subsection (a) shall—

5 “(1) minimize the provision of benefits under  
6 this chapter based on inaccurate claims, unauthor-  
7 ized claims, overstated or inflated claims, and mul-  
8 tiple claims for the same benefits through the elec-  
9 tronic verification of travel claims on a near-time  
10 basis and such other means as the administering  
11 Secretaries may establish for purposes of the pro-  
12 grams of compliance; and

13 “(2) ensure that benefits provided under this  
14 chapter do not exceed reasonable or actual and nec-  
15 essary expenses of travel claimed or reasonable al-  
16 lowances based on commercial travel rates.

17 “(c) ELECTRONIC PROCESSING OF TRAVEL  
18 CLAIMS.—(1) By not later than the date that is five years  
19 after the date of the enactment of the National Defense  
20 Authorization Act for Fiscal Year 2012, any travel claim  
21 under this chapter shall be processed electronically.

22 “(2) The administering Secretary, or the Secretary’s  
23 designee, may waive the requirement in paragraph (1)  
24 with respect to a particular claim in the interests of the  
25 department concerned.

1       “(3) The electronic processing of claims under this  
2 subsection shall be subject to the regulations prescribed  
3 by the Secretary of Defense under section 464 of this title  
4 which shall apply uniformly to all members of the uni-  
5 formed services and, to the extent practicable, to all other  
6 authorized travelers.

7       **“§ 464. Regulations**

8       “‘This subchapter and subchapter I shall be adminis-  
9 tered under terms, rates, conditions, and regulations pre-  
10 scribed by the Secretary of Defense in consultation with  
11 the other administering Secretaries for members of the  
12 uniformed services. Such regulations shall be uniform for  
13 the Department of Defense and shall apply as uniformly  
14 as practicable to the uniformed services under the jurisdic-  
15 tion of the other administering Secretaries.

16               “SUBCHAPTER III—TRAVEL AND  
17       TRANSPORTATION AUTHORITIES—OLD LAW

18       **“§ 471. Travel authorities transition expiration date**

19       “‘In this subchapter, the term ‘travel authorities tran-  
20 sition expiration date’ means the last day of the 10-year  
21 period beginning on the first day of the first month begin-  
22 ning after the date of the enactment of the National De-  
23 fense Authorization Act for Fiscal Year 2012.

1 **“§ 472. Definitions and other incorporated provisions**  
 2 **of chapter 7**

3 “(a) DEFINITIONS.—The provisions of section 401 of  
 4 this title apply to this subchapter.

5 “(b) OTHER PROVISIONS.—The provisions of sections  
 6 421 and 423 of this title apply to this subchapter.”.

7 (c) REPEAL OF OBSOLETE AUTHORITY.—Section  
 8 411g of title 37, United States Code, is repealed.

9 (d) TRANSFER OF SECTIONS.—

10 (1) TRANSFER TO SUBCHAPTER I.—Section 412  
 11 of title 37, United States Code, is transferred to  
 12 chapter 8 of such title, as added by subsection (b),  
 13 inserted after section 454, and redesignated as sec-  
 14 tion 455.

15 (2) TRANSFER OF CURRENT CHAPTER 7 AU-  
 16 THORITIES TO SUBCHAPTER III.—Sections 404,  
 17 404a, 404b, 405, 405a, 406, 406a, 406b, 406c, 407,  
 18 408, 408a, 409, 410, 411, 411a through 411f, 411h  
 19 through 411l, 428 through 432, 434, and 435 of  
 20 such title are transferred (in that order) to chapter  
 21 8 of such title, as added by subsection (b), inserted  
 22 after section 472, and redesignated as follows:

Section:	Redesignated Section:
404	474
404a	474a
404b	474b
405	475
405a	475a
406	476

406a	476a
406b	476b
406c	476c
407	477
408	478
408a	478a
409	479
410	480
411	481
411a	481a
411b	481b
411c	481c
411d	481d
411e	481e
411f	481f
411h	481h
411i	481i
411j	481j
411k	481k
411l	481l
428	488
429	489
430	490
432	492
434	494
435	495

1           (3) TRANSFER OF SECTION 554.—Section 554  
2           of such title is transferred to chapter 8 of such title,  
3           as added by subsection (b), inserted after section  
4           481l (as transferred and redesignated by paragraph  
5           (2)), and redesignated as section 484.

6           (e) SUNSET OF OLD-LAW AUTHORITIES.—Provisions  
7           of subchapter III of chapter 8 of title 37, United States  
8           Code, as transferred and redesignated by paragraphs (2)  
9           and (3) of subsection (c), are amended as follows:

10           (1) Section 474 is amended by adding at the  
11           end the following new subsection:

12           “(k) No travel and transportation allowance or reim-  
13           bursement may be provided under this section for travel

1 that begins after the travel authorities transition expira-  
2 tion date.”.

3 (2) Section 474a is amended by adding at the  
4 end the following new subsection:

5 “(f) TERMINATION.—No payment or reimbursement  
6 may be provided under this section with respect to a  
7 change of permanent station for which orders are issued  
8 after the travel authorities transition expiration date.”.

9 (3) Section 474b is amended by adding at the  
10 end the following new subsection:

11 “(e) TERMINATION.—No payment or reimbursement  
12 may be provided under this section with respect to an au-  
13 thorized absence that begins after the travel authorities  
14 transition expiration date.”.

15 (4) Section 475 is amended by adding at the  
16 end the following new subsection:

17 “(f) TERMINATION.—During and after the travel au-  
18 thorities expiration date, no per diem may be paid under  
19 this section for any period.”.

20 (5) Section 475a is amended by adding at the  
21 end the following new subsection:

22 “(c) During and after the travel authorities expira-  
23 tion date, no allowance under subsection (a) or transpor-  
24 tation or reimbursement under subsection (b) may be pro-  
25 vided with respect to an authority or order to depart.”.

1           (6) Section 476 is amended by adding at the  
2           end the following new subsection:

3           “(n) No transportation, reimbursement, allowance, or  
4           per diem may be provided under this section—

5           “(1) with respect to a change of temporary or  
6           permanent station for which orders are issued after  
7           the travel authorities transition expiration date; or

8           “(2) in a case covered by this section when such  
9           orders are not issued, with respect to a movement of  
10          baggage or household effects that begins after such  
11          date.”.

12          (7) Section 476a is amended—

13                 (A) by inserting “(a) AUTHORITY.—” be-  
14                 fore “Under uniform regulations”; and

15                 (B) by adding at the end the following new  
16                 subsection:

17          “(b) TERMINATION.—No transportation or travel or  
18          transportation allowance may be provided under this sec-  
19          tion for travel that begins after the travel authorities tran-  
20          sition expiration date.”.

21          (8) Section 476b is amended by adding at the  
22          end the following new subsection:

23          “(e) No transportation or allowance may be provided  
24          under this section for travel that begins after the travel  
25          authorities transition expiration date.”.

1           (9) Section 476c is amended by adding at the  
2           end the following new subsection:

3           “(e) TERMINATION.—No transportation or allowance  
4           may be provided under this section for travel that begins  
5           after the travel authorities transition expiration date.”.

6           (10) Section 477 is amended by adding at the  
7           end the following new subsection:

8           “(i) TERMINATION.—No dislocation allowance may  
9           be paid under this section for a move that begins after  
10          the travel authorities transition expiration date.”.

11          (11) Section 478 is amended by adding at the  
12          end the following new subsection:

13          “(c) No travel or transportation allowance, payment,  
14          or reimbursement may be provided under this section for  
15          travel that begins after the travel authorities transition ex-  
16          piration date.”.

17          (12) Section 479 is amended by adding at the  
18          end the following new subsection:

19          “(e) No transportation of a house trailer or mobile  
20          home, or storage or payment in connection therewith, may  
21          be provided under this section for transportation that be-  
22          gins after the travel authorities transition expiration  
23          date.”.

24          (13) Section 480 is amended by adding at the  
25          end the following new subsection:

1       “(c) No travel or transportation allowance may be  
2 provided under this section for travel that begins after the  
3 travel authorities transition expiration date.”.

4           (14) Section 481 is amended by adding at the  
5 end the following new subsection:

6       “(e) The regulations prescribed under this section  
7 shall cease to be in effect as of the travel authorities tran-  
8 sition expiration date.”.

9           (15) Section 481a is amended by adding at the  
10 end the following new subsection:

11       “(c) No travel and transportation allowance may be  
12 provided under this section for travel that is authorized  
13 after the travel authorities transition expiration date.”.

14           (16) Section 481b is amended by adding at the  
15 end the following new subsection:

16       “(d) TERMINATION.—No travel and transportation  
17 allowance may be provided under this section for travel  
18 that is authorized after the travel authorities transition  
19 expiration date.”.

20           (17) Section 481c is amended by adding at the  
21 end the following new subsection:

22       “(c) No transportation may be provided under this  
23 section after the travel authorities transition expiration  
24 date, and no payment may be made under this section for  
25 transportation that begins after that date.”.

1           (18) Section 481d is amended by adding at the  
2           end the following new subsection:

3           “(d) No transportation may be provided under this  
4           section after the travel authorities transition expiration  
5           date.”.

6           (19) Section 481e is amended by adding at the  
7           end the following new subsection:

8           “(c) No travel and transportation allowance or reim-  
9           bursement may be provided under this section for travel  
10          that begins after the travel authorities transition expira-  
11          tion date.”.

12          (20) Section 481f is amended by adding at the  
13          end the following new subsection:

14          “(h) TERMINATION.—No travel and transportation  
15          allowance or reimbursement may be provided under this  
16          section for travel that begins after the travel authorities  
17          transition expiration date.”.

18          (21) Section 481h is amended by adding at the  
19          end the following new subsection:

20          “(e) TERMINATION.—No transportation, allowance,  
21          reimbursement, or per diem may be provided under this  
22          section for travel that begins after the travel authorities  
23          transition expiration date.”.

24          (22) Section 481i is amended by adding at the  
25          end the following new subsection:

1           “(c) TERMINATION.—No reimbursement may be pro-  
2 vided under this section for expenses incurred after the  
3 travel authorities transition expiration date.”.

4           (23) Section 481j is amended by adding at the  
5 end the following new subsection:

6           “(e) TERMINATION.—No transportation, allowance,  
7 reimbursement, or per diem may be provided under this  
8 section for travel that begins after the travel authorities  
9 transition expiration date.”.

10          (24) Section 481k is amended by adding at the  
11 end the following new subsection:

12          “(e) TERMINATION.—No transportation, allowance,  
13 reimbursement, or per diem may be provided under this  
14 section for travel that begins after the travel authorities  
15 transition expiration date.”.

16          (25) Section 481l is amended by adding at the  
17 end the following new subsection:

18          “(e) TERMINATION.—No transportation, allowance,  
19 reimbursement, or per diem may be provided under this  
20 section for travel that begins after the travel authorities  
21 transition expiration date.”.

22          (26) Section 484 is amended by adding at the  
23 end the following new subsection:

1           “(k) No transportation, allowance, or reimbursement  
2 may be provided under this section for a move that begins  
3 after the travel authorities transition expiration date.”.

4           (27) Section 488 is amended—

5                   (A) by inserting “(a) AUTHORITY.—” be-  
6 fore “In addition”; and

7                   (B) by adding at the end the following new  
8 subsection:

9           “(b) TERMINATION.—No reimbursement may be pro-  
10 vided under this section for expenses incurred after the  
11 travel authorities transition expiration date.”.

12           (28) Section 489 is amended—

13                   (A) by inserting “(a) AUTHORITY.—” be-  
14 fore “In addition”; and

15                   (B) by adding at the end the following new  
16 subsection:

17           “(b) TERMINATION.—No transportation or allowance  
18 may be provided under this section for travel that begins  
19 after the travel authorities transition expiration date.”.

20           (29) Section 490 is amended by adding at the  
21 end the following new subsection:

22           “(g) TERMINATION.—No transportation, allowance,  
23 reimbursement, or per diem may be provided under this  
24 section for travel that begins after the travel authorities  
25 transition expiration date.”.

1           (30) Section 492 is amended by adding at the  
2           end the following new subsection:

3           “(c) No transportation or allowance may be provided  
4           under this section for travel that begins after the travel  
5           authorities transition expiration date.”.

6           (31) Section 494 is amended by adding at the  
7           end the following new subsection:

8           “(d) TERMINATION.—No reimbursement may be pro-  
9           vided under this section for expenses incurred after the  
10          travel authorities transition expiration date.”.

11          (32) Section 495 is amended by adding at the  
12          end the following new subsection:

13          “(c) TERMINATION.—No allowance may be paid  
14          under this section for any day after the travel authorities  
15          transition expiration date.”.

16          (f) TECHNICAL AND CLERICAL AMENDMENTS.—

17           (1) CHAPTER HEADING.—The heading of chap-  
18          ter 7 of such title is amended to read as follows:

19          “**CHAPTER 7—ALLOWANCES OTHER**  
20          **THAN TRAVEL AND TRANSPORTATION**  
21          **ALLOWANCES”.**

22           (2) TABLE OF CHAPTERS.—The table of chap-  
23          ter preceding chapter 1 of such title is amended by  
24          striking the item relating to chapter 7 and inserting  
25          the following:

“7. Allowances Other Than Travel and Transportation Allowances .....	401
“8. Travel and Transportation Allowances .....	451”.

1           (3) TABLES OF SECTIONS.—

2           (A) The table of sections at the beginning  
3 of chapter 7 of such title is amended by striking  
4 the items relating to sections 404 through 412,  
5 428 through 432, 434, and 435.

6           (B) The table of sections at the beginning  
7 of chapter 9 of such title is amended by striking  
8 the item relating to section 554.

9           (4) CROSS-REFERENCES.—

10          (A) Any section of title 10, 32, or 37,  
11 United States Code, that includes a reference to  
12 a section of title 37 that is transferred and re-  
13 designated by subsection (c) is amended so as  
14 to conform the reference to the section number  
15 of the section as so redesignated.

16          (B) Any reference in a provision of law  
17 other than a section of title 10, 32, or 37,  
18 United States Code, to a section of title 37 that  
19 is transferred and redesignated by subsection  
20 (c) is deemed to refer to the section as so redesi-  
21 gnated.

22 **SEC. 632. TRANSITION PROVISIONS.**

23          (a) IMPLEMENTATION PLAN.—The Secretary of De-  
24 fense shall develop a plan to implement subchapters I and

1 II of chapter 8 of title 37, United States Code (as added  
2 by section 631(b) of this Act), and to transition all of the  
3 travel and transportation programs for members of the  
4 uniformed services under chapter 7 of title 37, United  
5 States Code, solely to provisions of those subchapters by  
6 the end of the transition period.

7 (b) AUTHORITY FOR MODIFICATIONS TO OLD-LAW  
8 AUTHORITIES DURING TRANSITION PERIOD.—During the  
9 transition period, the Secretary of Defense and the Secre-  
10 taries concerned, in using the authorities under sub-  
11 chapter III of chapter 8 of title 37, United States Code  
12 (as so added), may apply those authorities subject to the  
13 terms of such provisions and such modifications as the  
14 Secretary of Defense may include in the implementation  
15 plan required under subsection (a) or in any subsequent  
16 modification to that implementation plan.

17 (c) COORDINATION.—The Secretary of Defense shall  
18 prepare the implementation plan under subsection (a) and  
19 any modification to that plan under subsection (b) in co-  
20 ordination with—

- 21 (1) the Secretary of Homeland Security, with  
22 respect to the Coast Guard;
- 23 (2) the Secretary of Health and Human Serv-  
24 ices, with respect to the commissioned corps of the  
25 Public Health Service; and

1           (3) the Secretary of Commerce, with respect to  
2           the National Oceanic and Atmospheric Administra-  
3           tion.

4           (d) PROGRAM OF COMPLIANCE.—The Secretary of  
5           Defense and the other administering Secretaries shall  
6           commence the operation of the programs of compliance re-  
7           quired by section 463 of title 37, United States Code (as  
8           so added), by not later than one year after the date of  
9           the enactment of this Act.

10          (e) TRANSITION PERIOD.—In this section, the term  
11          “transition period” means the 10-year period beginning  
12          on the first day of the first month beginning after the date  
13          of the enactment of this Act.

14          **Subtitle E—Commissary and Non-**  
15                  **appropriated Fund Instrumen-**  
16                  **tality Benefits and Operations**

17          **SEC. 641. DISCRETION OF THE SECRETARY OF THE NAVY**  
18                          **TO SELECT CATEGORIES OF MERCHANDISE**  
19                          **TO BE SOLD BY SHIP STORES AFLOAT.**

20          Section 7604(e) of title 10, United States Code, is  
21          amended by striking “shall” and inserting “may”.

1 **SEC. 642. ACCESS OF MILITARY EXCHANGE STORES SYS-**  
2 **TEM TO CREDIT AVAILABLE THROUGH FED-**  
3 **ERAL FINANCING BANK.**

4 Section 2487 of title 10, United States Code, is  
5 amended by adding at the end the following new sub-  
6 section:

7 “(c) ACCESS OF EXCHANGE STORES SYSTEM TO  
8 FEDERAL FINANCING BANK.—To facilitate the provision  
9 of in-store credit to patrons of the exchange stores system  
10 while reducing the costs of providing such credit, the Army  
11 and Air Force Exchange Service, Navy Exchange Service  
12 Command, and Marine Corps exchanges may issue and  
13 sell their obligations to the Federal Financing Bank as  
14 provided in section 6 of the Federal Financing Bank Act  
15 of 1973 (12 U.S.C. 2285).”.

16 **SEC. 643. DESIGNATION OF FISHER HOUSE FOR THE FAMI-**  
17 **LIES OF THE FALLEN AND MEDITATION PA-**  
18 **VILION, DOVER AIR FORCE BASE, DELAWARE,**  
19 **AS A FISHER HOUSE.**

20 The Fisher House for the Families of the Fallen and  
21 Meditation Pavilion at Dover Air Force Base, Delaware,  
22 is hereby designated as a Fisher House for purposes of  
23 section 2493 of title 10, United States Code.

1 **Subtitle F—Disability, Retired Pay**  
2 **and Survivor Benefits**

3 **SEC. 651. DEATH GRATUITY AND RELATED BENEFITS FOR**  
4 **RESERVES WHO DIE DURING AN AUTHOR-**  
5 **IZED STAY AT THEIR RESIDENCE DURING OR**  
6 **BETWEEN SUCCESSIVE DAYS OF INACTIVE**  
7 **DUTY TRAINING.**

8 (a) DEATH GRATUITY.—

9 (1) PAYMENT AUTHORIZED.—Section  
10 1475(a)(3) of title 10, United States Code, is  
11 amended by inserting before the semicolon the fol-  
12 lowing: “or while staying at the Reserve’s residence,  
13 when so authorized by proper authority, during the  
14 period of such inactive duty training or between suc-  
15 cessive days of inactive duty training”.

16 (2) TREATMENT AS DEATH DURING INACTIVE  
17 DUTY TRAINING.—Section 1478(a) of such title is  
18 amended—

19 (A) by redesignating paragraphs (4)  
20 through (8) as paragraphs (5) through (9), re-  
21 spectively; and

22 (B) by inserting after paragraph (3) the  
23 following new paragraph (4):

24 “(4) A person covered by subsection (a)(3) of  
25 section 1475 of this title who died while on author-

1        ized stay at the person’s residence during a period  
2        of inactive duty training or between successive days  
3        of inactive duty training is considered to have been  
4        on inactive duty training on the date of his death.”.

5        (b) RECOVERY, CARE, AND DISPOSITION OF RE-  
6 MAINS AND RELATED BENEFITS.—Section 1481(a)(2) of  
7 such title is amended—

8            (1) by redesignating subparagraph (E) and (F)  
9            as subparagraphs (F) and (G), respectively; and

10           (2) by inserting after subparagraph (D) the fol-  
11           lowing new subparagraph (E):

12                    “(E) staying at the member’s residence,  
13                    when so authorized by proper authority, during  
14                    a period of inactive duty training or between  
15                    successive days of inactive duty training;”.

16        (c) EFFECTIVE DATE.—The amendments made by  
17 this section shall take effect on the date of the enactment  
18 of this Act, and shall apply with respect to deaths that  
19 occur on or after that date.

1                   **Subtitle G—Other Matters**  
2   **SEC. 661. REPORT ON BASIC ALLOWANCE FOR HOUSING**  
3                   **FOR NATIONAL GUARD MEMBERS**  
4                   **TRANSITIONING BETWEEN ACTIVE DUTY AND**  
5                   **FULL-TIME NATIONAL GUARD DUTY.**

6           (a) STUDY.—The Secretary of Defense shall conduct  
7 a study on the implications for the monthly amount of  
8 basic allowance for housing of the transitions of members  
9 of the Army National Guard of the United States and Air  
10 National Guard of the United States as follows:

11           (1) From active duty under title 10, United  
12 States Code, to full-time National Guard duty under  
13 title 32, United States Code.

14           (2) From full-time National Guard duty under  
15 title 32, United States Code, to active duty under  
16 title 10, United States Code.

17           (b) REQUIREMENTS FOR STUDY.—In conducting the  
18 study required by subsection (a), the Secretary shall—

19           (1) take into account all potential variations of  
20 circumstance involving housing location, basic allow-  
21 ance for housing rates, duration of service, duration  
22 of break in service, and duty status;

23           (2) take into account all current applicable poli-  
24 cies, practices, and regulations;

1           (3) assess potential modifications of policy and  
2           law, and develop recommendations for modifications  
3           of policy and law if determined appropriate; and

4           (4) take into account the welfare of members of  
5           the Armed Forces and their families when devel-  
6           oping recommendations, if any, under paragraph  
7           (3).

8           (c) REPORT.—Not later than five months after the  
9           date of the enactment of this Act, the Secretary shall sub-  
10          mit to the congressional defense committees a report on  
11          the study required by subsection (a). The report shall set  
12          forth the results of the study, including a description of  
13          the manner in which each matter specified in subsection  
14          (b) was met, and include such comments and rec-  
15          ommendations on the results of the study as the Secretary  
16          considers appropriate.

17   **SEC. 662. REPORT ON INCENTIVES FOR RECRUITMENT AND**  
18                           **RETENTION OF HEALTH CARE PROFES-**  
19                           **SIONALS.**

20          Not later than 90 days after the date of the enact-  
21          ment of this Act, the Surgeons General of the Army, Navy,  
22          and Air Force shall submit to Congress a report on their  
23          staffing needs for health care professionals in the active  
24          and reserve components of the Armed Forces. Such report  
25          shall—

- 1           (1) identify the positions in most critical need  
2           for additional health care professionals, including—  
3                 (A) the number of physicians needed; and  
4                 (B) whether additional behavioral health  
5           professionals are needed to treat members of  
6           the Armed Forces for post traumatic stress dis-  
7           order and traumatic brain injury; and  
8           (2) recommend incentives for healthcare profes-  
9           sionals with more than 20 years of clinical experi-  
10          ence to join the active or reserve components, includ-  
11          ing changes in age or length of service requirements  
12          to qualify for partial retired pay for non-regular  
13          service.

14                   **TITLE VII—HEALTH CARE**  
15                   **PROVISIONS**

                  Subtitle A—Improvements to Health Benefits

- Sec. 701. Annual enrollment fees for certain retirees and dependents.  
Sec. 702. Mental health assessments for members of the Armed Forces de-  
          ployed in support of a contingency operation.  
Sec. 703. Behavioral health support for members of the reserve components of  
          the Armed Forces.  
Sec. 704. Provision of food to certain members and dependents not receiving  
          inpatient care in military medical treatment facilities.  
Sec. 705. Travel for anesthesia services for childbirth for command-sponsored  
          dependents of members assigned to remote locations outside  
          the continental United States.  
Sec. 706. Transitional health benefits for certain members with extension of ac-  
          tive duty following active duty in support of a contingency op-  
          eration.  
Sec. 707. Provision of rehabilitative equipment under Wounded Warrior Act.  
Sec. 708. Transition enrollment of uniformed services family health plan medi-  
          care-eligible retirees to TRICARE for life.

                  Subtitle B—Health Care Administration

- Sec. 711. Codification and improvement of procedures for mental health evalua-  
          tions for members of the Armed Forces.

- Sec. 712. Extension of time limit for submittal of claims under the TRICARE program for care provided outside the United States.
- Sec. 713. Expansion of State licensure exception for certain health care professionals.
- Sec. 714. Clarification on confidentiality of medical quality assurance records.
- Sec. 715. Maintenance of the adequacy of provider networks under the TRICARE program.
- Sec. 716. Review of the administration of the military health system.
- Sec. 717. Limitation on availability of funds for the future electronic health records program.

Subtitle C—Reports and Other Matters

- Sec. 721. Modification of authorities on surveys on continued viability of TRICARE Standard and TRICARE Extra.
- Sec. 722. Treatment of wounded warriors.
- Sec. 723. Report on research and treatment of post-traumatic stress disorder.
- Sec. 724. Report on memorandum regarding traumatic brain injuries.
- Sec. 725. Comptroller General report on women-specific health services and treatment for female members of the Armed Forces.
- Sec. 726. Comptroller General report on contract health care staffing for military medical treatment facilities.

1           **Subtitle A—Improvements to**  
2                           **Health Benefits**

3   **SEC. 701. ANNUAL ENROLLMENT FEES FOR CERTAIN RE-**  
4                           **TIREES AND DEPENDENTS.**

5           (a) ANNUAL ENROLLMENT FEES.—Section 1097(e)  
6 of title 10, United States Code, is amended—

7                   (1) by striking “The Secretary of Defense” and  
8                   inserting “(1) The Secretary of Defense”;

9                   (2) by striking “A premium,” and inserting  
10                  “Except as provided by paragraph (2), a premium,”;  
11                  and

12                  (3) by adding at the end the following new  
13                  paragraph:

14                  “(2) Beginning October 1, 2012, the Secretary of De-  
15                  fense may only increase in any year the annual enrollment

1 fees described in paragraph (1) by an amount equal to  
2 the percentage by which retired pay is increased under  
3 section 1401a of this title.”.

4 (b) CLARIFICATION OF APPLICATION FOR FISCAL  
5 YEAR 2013.—The Secretary of Defense shall determine  
6 the maximum enrollment fees for TRICARE Prime under  
7 section 1097(e)(2) of title 10, United States Code, as  
8 added by subsection (a), for fiscal year 2013 and there-  
9 after as if the enrollment fee for each enrollee during fiscal  
10 year 2012 was the amount charged to an enrollee who en-  
11 rolled for the first time during such fiscal year.

12 **SEC. 702. MENTAL HEALTH ASSESSMENTS FOR MEMBERS**  
13 **OF THE ARMED FORCES DEPLOYED IN SUP-**  
14 **PORT OF A CONTINGENCY OPERATION.**

15 (a) MENTAL HEALTH EXAMINATIONS DURING A DE-  
16 PLOYMENT.—

17 (1) IN GENERAL.—Chapter 55 of title 10,  
18 United States Code, is amended by inserting after  
19 section 1074l the following new section:

20 **“§ 1074m. Mental health assessments for members of**  
21 **the armed forces deployed in support of a**  
22 **contingency operation**

23 “(a) MENTAL HEALTH ASSESSMENTS.—(1) The Sec-  
24 retary of Defense shall provide a person-to-person mental  
25 health assessment for each member of the armed forces

1 who is deployed in support of a contingency operation as  
2 follows:

3           “(A) Once during the period beginning 120  
4 days before the date of the deployment.

5           “(B) Once during the period beginning 90 days  
6 after the date of redeployment from the contingency  
7 operation and ending 180 days after such redeploy-  
8 ment date.

9           “(C) Subject to subsection (d), not later than  
10 once during each of—

11           “(i) the period beginning 180 days after  
12 the date of redeployment from the contingency  
13 operation and ending one year after such rede-  
14 ployment date; and

15           “(ii) the period beginning 18 months after  
16 such redeployment date and ending 30 months  
17 after such redeployment date.

18           “(2) A mental health assessment is not required for  
19 a member of the armed forces under subparagraph (B)  
20 and (C) of paragraph (1) if the Secretary determines  
21 that—

22           “(A) the member was not subjected or exposed  
23 to operational risk factors during deployment in the  
24 contingency operation concerned; or

1           “(B) providing such assessment to the member  
2           during the time periods under such subparagraphs  
3           would remove the member from forward deployment  
4           or put members or operational objectives at risk.

5           “(b) PURPOSE.—The purpose of the mental health  
6           assessments provided pursuant to this section shall be to  
7           identify post-traumatic stress disorder, suicidal ten-  
8           dencies, and other behavioral health conditions identified  
9           among members described in subsection (a) in order to  
10          determine which such members are in need of additional  
11          care and treatment for such health conditions.

12          “(c) ELEMENTS.—(1) The mental health assessments  
13          provided pursuant to this section shall—

14                 “(A) be performed by personnel trained and  
15                 certified to perform such assessments and may be  
16                 performed—

17                         “(i) by licensed mental health professionals  
18                         if such professionals are available and the use  
19                         of such professionals for the assessments would  
20                         not impair the capacity of such professionals to  
21                         perform higher priority tasks; and

22                         “(ii) by personnel at private facilities in ac-  
23                         cordance with section 1074(c) of this title;

24                 “(B) include a person-to-person dialogue be-  
25                 tween members described in subsection (a) and the

1 professionals or personnel described by subpara-  
2 graph (A), as applicable, on such matters as the  
3 Secretary shall specify in order that the assessments  
4 achieve the purpose specified in subsection (b) for  
5 such assessments;

6 “(C) be conducted in a private setting to foster  
7 trust and openness in discussing sensitive health  
8 concerns;

9 “(D) be provided in a consistent manner across  
10 the military departments; and

11 “(E) include a review of the health records of  
12 the member that are related to each previous deploy-  
13 ment of the member or other relevant activities of  
14 the member while serving in the armed forces, as de-  
15 termined by the Secretary.

16 “(2) The Secretary may treat periodic health assess-  
17 ments and other person-to-person assessments that are  
18 provided to members of the armed forces, including exami-  
19 nations under section 1074f of this title, as meeting the  
20 requirements for mental health assessments required  
21 under this section if the Secretary determines that such  
22 assessments and person-to-person assessments meet the  
23 requirements for mental health assessments established by  
24 this section.

1       “(d) CESSATION OF ASSESSMENTS.—No mental  
2 health assessment is required to be provided to an indi-  
3 vidual under subsection (a)(1)(C) after the individual’s  
4 discharge or release from the armed forces.

5       “(e) SHARING OF INFORMATION.—(1) The Secretary  
6 of Defense shall share with the Secretary of Veterans Af-  
7 fairs such information on members of the armed forces  
8 that is derived from confidential mental health assess-  
9 ments, including mental health assessments provided pur-  
10 suant to this section and health assessments and other  
11 person-to-person assessments provided before the date of  
12 the enactment of this section, as the Secretary of Defense  
13 and the Secretary of Veterans Affairs jointly consider ap-  
14 propriate to ensure continuity of mental health care and  
15 treatment of members of the armed forces during the  
16 transition from health care and treatment provided by the  
17 Department of Defense to health care and treatment pro-  
18 vided by the Department of Veterans Affairs.

19       “(2) Any sharing of information under paragraph (1)  
20 shall occur pursuant to a protocol jointly established by  
21 the Secretary of Defense and the Secretary of Veterans  
22 Affairs for purposes of this subsection. Any such protocol  
23 shall be consistent with the following:

24               “(A) Applicable provisions of the Wounded  
25 Warrior Act (title XVI of Public Law 110–181; 10

1 U.S.C. 1071 note), including section 1614 of such  
2 Act (122 Stat. 443; 10 U.S.C. 1071 note).

3 “(B) Section 1720F of title 38.

4 “(3) Before each mental health assessment is con-  
5 ducted under subsection (a), the Secretary of Defense  
6 shall ensure that the member is notified of the sharing  
7 of information with the Secretary of Veterans Affairs  
8 under this subsection.

9 “(f) REGULATIONS.—(1) The Secretary of Defense,  
10 in consultation with the other administering Secretaries,  
11 shall prescribe regulations for the administration of this  
12 section.

13 “(2) Not later than 270 days after the date of the  
14 issuance of the regulations prescribed under paragraph  
15 (1), the Secretary shall notify the congressional defense  
16 committees of the implementation of the regulations by  
17 the military departments.”.

18 (2) CLERICAL AMENDMENT.—The table of sec-  
19 tions at the beginning of chapter 55 of such title is  
20 amended by inserting after the item relating to sec-  
21 tion 1074l the following new item:

“1074m. Mental health assessments for members of the armed forces deployed  
in support of a contingency operation.”.

22 (3) REGULATIONS.—The Secretary of Defense  
23 shall prescribe an interim final rule with respect to  
24 the amendment made by paragraph (1), effective not

1 later than 90 days after the date of the enactment  
2 of this Act.

3 (b) CONFORMING REPEAL.—Section 708 of the Na-  
4 tional Defense Authorization Act for Fiscal Year 2010  
5 (Public Law 111–84; 123 Stat. 2376; 10 U.S.C. 1074f  
6 note) is repealed.

7 **SEC. 703. BEHAVIORAL HEALTH SUPPORT FOR MEMBERS**  
8 **OF THE RESERVE COMPONENTS OF THE**  
9 **ARMED FORCES.**

10 (a) MENTAL HEALTH ASSESSMENTS.—Section  
11 1074a of title 10, United States Code, is amended—

12 (1) by redesignating subsection (h) as sub-  
13 section (i);

14 (2) by inserting after subsection (g) the fol-  
15 lowing new subsection (h):

16 “(h)(1) The Secretary of Defense may provide to any  
17 member of the reserve components performing inactive-  
18 duty training during scheduled unit training assemblies  
19 access to mental health assessments with a licensed men-  
20 tal health professional who shall be available for referrals  
21 during duty hours on the premises of the principal duty  
22 location of the member’s unit.

23 “(2) Mental health services provided to a member  
24 under this subsection shall be at no cost to the member.”;  
25 and

1           (3) in subsection (i), as redesignated by para-  
2           graph (1), by striking “medical and dental readi-  
3           ness” and inserting “medical, dental, and behavioral  
4           health readiness”.

5           (b) BEHAVIORAL HEALTH SUPPORT.—

6           (1) IN GENERAL.—Each member of a reserve  
7           component of the Armed Forces participating in an-  
8           nual training or individual duty training shall have  
9           access, while so participating, to the behavioral  
10          health support programs for members of the reserve  
11          components described in paragraph (2).

12          (2) BEHAVIORAL HEALTH SUPPORT PRO-  
13          GRAMS.—The behavioral health support programs  
14          for members of the reserve components described in  
15          this paragraph shall include one or any combination  
16          of the following:

17                (A) Programs providing access to licensed  
18                mental health providers in armories, reserve  
19                centers, or other places for scheduled unit  
20                training assemblies.

21                (B) Programs providing training on suicide  
22                prevention and post-suicide response.

23                (C) Psychological health programs.

24                (D) Such other programs as the Secretary  
25                of Defense, in consultation with the Surgeon

1           General for the National Guard of the State in  
2           which the members concerned reside, the Direc-  
3           tor of Psychological Health of the State in  
4           which the members concerned reside, the De-  
5           partment of Mental Health or the equivalent  
6           agency of the State in which the members con-  
7           cerned reside, or the Director of the Psycho-  
8           logical Health Program of the National Guard  
9           Bureau, considers appropriate.

10           (3) FUNDING.—Behavioral health support pro-  
11           grams provided to members of the reserve compo-  
12           nents under this subsection shall be provided using  
13           amounts made available for operation and mainte-  
14           nance for the reserve components.

15           (4) STATE DEFINED.—In this subsection, the  
16           term “State” has the meaning given that term in  
17           section 10001 of title 10, United States Code.

18 **SEC. 704. PROVISION OF FOOD TO CERTAIN MEMBERS AND**  
19                           **DEPENDENTS NOT RECEIVING INPATIENT**  
20                           **CARE IN MILITARY MEDICAL TREATMENT FA-**  
21                           **CILITIES.**

22           (a) IN GENERAL.—Chapter 55 of title 10, United  
23           States Code, is amended by inserting after section 1078a  
24           the following new section:

1 **“§ 1078b. Provision of food to certain members and**  
2 **dependents not receiving inpatient care**  
3 **in military medical treatment facilities**

4 “(a) IN GENERAL.—(1) Under regulations prescribed  
5 by the Secretary of Defense, the Secretary may provide  
6 food and beverages to an individual described in para-  
7 graph (2) at no cost to the individual.

8 “(2) An individual described in this paragraph is the  
9 following:

10 “(A) A member of the uniformed services or de-  
11 pendent—

12 “(i) who is receiving outpatient medical  
13 care at a military medical treatment facility;  
14 and

15 “(ii) whom the Secretary determines is un-  
16 able to purchase food and beverages while at  
17 such facility by virtue of receiving such care.

18 “(B) A member of the uniformed services or de-  
19 pendent—

20 “(i) who is a family member of an infant  
21 receiving inpatient medical care at a military  
22 medical treatment facility;

23 “(ii) who provides care to the infant while  
24 the infant receives such inpatient medical care;  
25 and

1           “(iii) whom the Secretary determines is  
2           unable to purchase food and beverages while at  
3           such facility by virtue of providing such care to  
4           the infant.

5           “(C) A member of the uniformed services or de-  
6           pendent whom the Secretary determines is under  
7           similar circumstances as a member or dependent de-  
8           scribed in subparagraph (A) or (B).

9           “(b) REGULATIONS.—The Secretary shall ensure  
10          that regulations prescribed under this section are con-  
11          sistent with generally accepted practices in private medical  
12          treatment facilities.”.

13          (b) CLERICAL AMENDMENT.—The table of sections  
14          at the beginning of such chapter is amended by inserting  
15          after the item relating to section 1078a the following new  
16          item:

          “1078b. Provision of food to certain members and dependents not receiving in-  
          patient care in military medical treatment facilities.”.

17          (c) EFFECTIVE DATE.—The amendments made by  
18          this section shall take effect on the date that is 90 days  
19          after the date of the enactment of this Act.

1 **SEC. 705. TRAVEL FOR ANESTHESIA SERVICES FOR CHILD-**  
2 **BIRTH FOR COMMAND-SPONSORED DEPEND-**  
3 **ENTS OF MEMBERS ASSIGNED TO REMOTE**  
4 **LOCATIONS OUTSIDE THE CONTINENTAL**  
5 **UNITED STATES.**

6 Section 1040(a) of title 10, United States Code, is  
7 amended—

8 (1) by inserting “(1)” after “(a)”; and

9 (2) by adding at the end the following new  
10 paragraph:

11 “(2)(A) Except as provided by subparagraph (E), for  
12 purposes of paragraph (1), required medical attention of  
13 a dependent includes, in the case of a dependent author-  
14 ized to accompany a member at a location described in  
15 that paragraph, obstetrical anesthesia services for child-  
16 birth equivalent to the obstetrical anesthesia services for  
17 childbirth available in a military treatment facility in the  
18 United States.

19 “(B) In the case of a dependent at a remote location  
20 outside the continental United States who elects services  
21 described in subparagraph (A) and for whom air transpor-  
22 tation would be needed to travel under paragraph (1) to  
23 the nearest appropriate medical facility in which adequate  
24 medical care is available, the Secretary may authorize the  
25 dependent to receive transportation under that paragraph  
26 to the continental United States and be treated at the

1 military treatment facility that can provide appropriate  
2 obstetrical services that is nearest to the closest port of  
3 entry into the continental United States from such remote  
4 location.

5 “(C) The second through sixth sentences of para-  
6 graph (1) shall apply to a dependent provided transpor-  
7 tation by reason of this paragraph.

8 “(D) The total cost incurred by the United States  
9 for the provision of transportation and expenses (including  
10 per diem) with respect to a dependent by reason of this  
11 paragraph may not exceed the cost the United States  
12 would otherwise incur for the provision of transportation  
13 and expenses with respect to that dependent under para-  
14 graph (1) if the transportation and expenses were provided  
15 to that dependent without regard to this paragraph.

16 “(E) The Secretary may not provide transportation  
17 to a dependent under this paragraph if the Secretary de-  
18 termines that—

19 “(i) the dependent would otherwise receive ob-  
20 stetrical anesthesia services at a military treatment  
21 facility; and

22 “(ii) such facility, in carrying out the required  
23 number of necessary obstetric cases, would not  
24 maintain competency of its obstetrical staff unless  
25 the facility provides such services to such dependent.

1 “(F) The authority under this paragraph shall expire  
2 on September 30, 2016.”.

3 **SEC. 706. TRANSITIONAL HEALTH BENEFITS FOR CERTAIN**  
4 **MEMBERS WITH EXTENSION OF ACTIVE DUTY**  
5 **FOLLOWING ACTIVE DUTY IN SUPPORT OF A**  
6 **CONTINGENCY OPERATION.**

7 Section 1145(a)(4) of title 10, United States Code,  
8 is amended by adding at the end the following new sen-  
9 tence: “For purposes of the preceding sentence, in the case  
10 of a member on active duty as described in subparagraph  
11 (B), (C), or (D) of paragraph (2) who, without a break  
12 in service, is extended on active duty for any reason, the  
13 180-day period shall begin on the date on which the mem-  
14 ber is separated from such extended active duty.”.

15 **SEC. 707. PROVISION OF REHABILITATIVE EQUIPMENT**  
16 **UNDER WOUNDED WARRIOR ACT.**

17 Section 1631 of the Wounded Warrior Act (title XVI  
18 of Public Law 110–181; 10 U.S.C. 1071 note) is amended  
19 by adding at the end the following:

20 “(c) REHABILITATIVE EQUIPMENT FOR MEMBERS  
21 OF THE ARMED FORCES.—

22 “(1) IN GENERAL.—Subject to the availability  
23 of appropriations for such purpose, the Secretary of  
24 Defense may provide an active duty member of the  
25 Armed Forces with a severe injury or illness with re-

1       habilitative equipment, including recreational sports  
2       equipment that provide an adaption or accommoda-  
3       tion for the member, regardless of whether such  
4       equipment is intentionally designed to be adaptive  
5       equipment.

6               “(2) CONSULTATION.—In carrying out this sub-  
7       section, the Secretary of Defense shall consult with  
8       the Secretary of Veterans Affairs regarding similar  
9       programs carried out by the Secretary of Veterans  
10      Affairs.”.

11 **SEC. 708. TRANSITION ENROLLMENT OF UNIFORMED SERV-**  
12                           **ICES FAMILY HEALTH PLAN MEDICARE-ELI-**  
13                           **GIBLE RETIREES TO TRICARE FOR LIFE.**

14       Section 724(e) of the National Defense Authorization  
15      Act for Fiscal Year 1997 (Public Law 104–201; 10 U.S.C.  
16      1073 note) is amended—

17               (1) by striking “If a covered beneficiary” and  
18       inserting “(1) Except as provided in paragraph (2),  
19       if a covered beneficiary”; and

20               (2) by adding at the end the following new  
21       paragraph:

22       “(2) After September 30, 2012, a covered beneficiary  
23      (other than a beneficiary under section 1079 of title 10,  
24      United States Code) who is also entitled to hospital insur-  
25      ance benefits under part A of title XVIII of the Social

1 Security Act due to age may not enroll in the managed  
2 care program of a designated provider unless the bene-  
3 ficiary was enrolled in that program on September 30,  
4 2012.”.

## 5 **Subtitle B—Health Care**

### 6 **Administration**

7 **SEC. 711. CODIFICATION AND IMPROVEMENT OF PROCE-**  
8 **DURES FOR MENTAL HEALTH EVALUATIONS**  
9 **FOR MEMBERS OF THE ARMED FORCES.**

10 (a) CODIFICATION AND IMPROVEMENT OF PROCE-  
11 DURES.—

12 (1) IN GENERAL.—Chapter 55 of title 10,  
13 United States Code, is amended by inserting after  
14 section 1090 the following new section:

15 **“§ 1090a. Commanding officer and supervisor refer-**  
16 **als of members for mental health evalua-**  
17 **tions**

18 “(a) REGULATIONS.—The Secretary of Defense shall  
19 prescribe and maintain regulations relating to com-  
20 manding officer and supervisor referrals of members of  
21 the armed forces for mental health evaluations. The regu-  
22 lations shall incorporate the requirements set forth in sub-  
23 sections (b), (c), and (d) and such other matters as the  
24 Secretary considers appropriate.

1       “(b) REDUCTION OF PERCEIVED STIGMA.—The reg-  
2 ulations required by subsection (a) shall, to the greatest  
3 extent possible—

4           “(1) seek to eliminate perceived stigma associ-  
5 ated with seeking and receiving mental health serv-  
6 ices, promoting the use of mental health services on  
7 a basis comparable to the use of other medical and  
8 health services; and

9           “(2) clarify the appropriate action to be taken  
10 by commanders or supervisory personnel who, in  
11 good faith, believe that a subordinate may require a  
12 mental health evaluation.

13       “(c) PROCEDURES FOR INPATIENT EVALUATIONS.—  
14 The regulations required by subsection (a) shall provide  
15 that, when a commander or supervisor determines that it  
16 is necessary to refer a member of the armed forces for  
17 a mental health evaluation—

18           “(1) the health evaluation shall only be con-  
19 ducted in the most appropriate clinical setting, in  
20 accordance with the least restrictive alternative prin-  
21 ciple; and

22           “(2) only a psychiatrist, or, in cases in which  
23 a psychiatrist is not available, another mental health  
24 professional or a physician, may admit the member

1       pursuant to the referral for a mental health evalua-  
2       tion to be conducted on an inpatient basis.

3       “(d) PROHIBITION ON USE OF REFERRALS FOR  
4 MENTAL HEALTH EVALUATIONS TO RETALIATE AGAINST  
5 WHISTLEBLOWERS.—The regulations required by sub-  
6 section (a) shall provide that no person may refer a mem-  
7 ber of the armed forces for a mental health evaluation as  
8 a reprisal for making or preparing a lawful communication  
9 of the type described in section 1034(c)(2) of this title,  
10 and applicable regulations. For purposes of this sub-  
11 section, such communication shall also include a commu-  
12 nication to any appropriate authority in the chain of com-  
13 mand of the member.

14       “(e) DEFINITIONS.—In this section:

15           “(1) The term ‘mental health professional’  
16       means a psychiatrist or clinical psychologist, a per-  
17       son with a doctorate in clinical social work, or a psy-  
18       chiatric clinical nurse specialist.

19           “(2) The term ‘mental health evaluation’ means  
20       a psychiatric examination or evaluation, a psycho-  
21       logical examination or evaluation, an examination for  
22       psychiatric or psychological fitness for duty, or any  
23       other means of assessing the state of mental health  
24       of a member of the armed forces.

1           “(3) The term ‘least restrictive alternative prin-  
2           ciple’ means a principle under which a member of  
3           the armed forces committed for hospitalization and  
4           treatment shall be placed in the most appropriate  
5           and therapeutic available setting—

6                   “(A) that is no more restrictive than is  
7                   conducive to the most effective form of treat-  
8                   ment; and

9                   “(B) in which treatment is available and  
10                  the risks of physical injury or property damage  
11                  posed by such placement are warranted by the  
12                  proposed plan of treatment.”.

13           (2) CLERICAL AMENDMENT.—The table of sec-  
14           tions at the beginning of chapter 55 of such title is  
15           amended by inserting after the item relating to sec-  
16           tion 1090 the following new item:

          “1090a. Commanding officer and supervisor referrals of members for mental  
          health evaluations.”.

17           (b) CONFORMING REPEAL.—Section 546 of the Na-  
18           tional Defense Authorization Act for Fiscal Year 1993  
19           (Public Law 102–484; 106 Stat. 2416; 10 U.S.C. 1074  
20           note) is repealed.

1 **SEC. 712. EXTENSION OF TIME LIMIT FOR SUBMITTAL OF**  
2 **CLAIMS UNDER THE TRICARE PROGRAM FOR**  
3 **CARE PROVIDED OUTSIDE THE UNITED**  
4 **STATES.**

5 Section 1106(b) of title 10, United States Code, is  
6 amended by striking “not later than” and all that follows  
7 and inserting the following: “as follows:

8 “(1) In the case of services provided outside the  
9 United States, the Commonwealth of Puerto Rico, or  
10 the possessions of the United States, by not later  
11 than three years after the services are provided.

12 “(2) In the case of any other services, by not  
13 later than one year after the services are provided.”.

14 **SEC. 713. EXPANSION OF STATE LICENSURE EXCEPTION**  
15 **FOR CERTAIN HEALTH CARE PROFES-**  
16 **SIONALS.**

17 (a) EXPANSION.—Section 1094(d) of title 10, United  
18 States Code, is amended—

19 (1) in paragraph (1)—

20 (A) by inserting “at any location” before  
21 “in any State”; and

22 (B) by striking “regardless” and all that  
23 follows through the period at the end and in-  
24 serting “regardless of where such health-care  
25 professional or the patient are located, so long

1 as the practice is within the scope of the au-  
2 thorized Federal duties.”; and

3 (2) in paragraph (2), by striking “member of  
4 the armed forces” and inserting “member of the  
5 armed forces, civilian employee of the Department of  
6 Defense, personal services contractor under section  
7 1091 of this title, or other health-care professional  
8 credentialed and privileged at a Federal health care  
9 institution or location specially designated by the  
10 Secretary for this purpose”.

11 (b) REGULATIONS.—The Secretary of Defense shall  
12 prescribe regulations to carry out the amendments made  
13 by this section.

14 **SEC. 714. CLARIFICATION ON CONFIDENTIALITY OF MED-**  
15 **ICAL QUALITY ASSURANCE RECORDS.**

16 (a) IN GENERAL.—Section 1102(j) of title 10, United  
17 States Code, is amended—

18 (1) in paragraph (1), by striking “any activity  
19 carried out” and inserting “any peer review activity  
20 carried out”; and

21 (2) by adding at the end the following new  
22 paragraph:

23 “(4) The term ‘peer review’ means any assess-  
24 ment of the quality of medical care carried out by  
25 a health care professional, including any such as-



1 **SEC. 716. REVIEW OF THE ADMINISTRATION OF THE MILI-**  
2 **TARY HEALTH SYSTEM.**

3 (a) PROHIBITION ON RESTRUCTURE OR REORGA-  
4 NIZATION.—

5 (1) IN GENERAL.—The Secretary of Defense  
6 may not restructure or reorganize the military  
7 health system until a 120-day period has elapsed fol-  
8 lowing the date on which the report under sub-  
9 section (b)(3) is submitted by the Comptroller Gen-  
10 eral of the United States to the congressional de-  
11 fense committees.

12 (2) REPORT.—The Secretary shall submit to  
13 the congressional defense committees a report that  
14 includes the following:

15 (A) A description of each of the options  
16 developed and considered by the task force es-  
17 tablished by the Deputy Secretary of Defense to  
18 review the governance model options for the  
19 military health system (in this section referred  
20 to as the “task force”).

21 (B) The goals to be achieved by restruc-  
22 ture or reorganization and the principles upon  
23 which they are based.

24 (C) A description of how each option would  
25 affect readiness, quality of care, and beneficiary  
26 satisfaction.

1 (D) An explanation of the costs of each op-  
2 tion so considered.

3 (E) An analysis of the strengths and weak-  
4 nesses of each option.

5 (F) An estimate of the cost savings, if any,  
6 to be achieved by each option compared to the  
7 military health system in place on the date of  
8 the enactment of this Act.

9 (b) COMPTROLLER GENERAL REVIEW.—

10 (1) REVIEW REQUIRED.—The Comptroller Gen-  
11 eral of the United States shall carry out a review of  
12 the options described under subsection (a)(2)(A) and  
13 the recommendations made by the task force.

14 (2) ELEMENTS.—The review under paragraph  
15 (1) shall include the following:

16 (A) An analysis of the strengths and weak-  
17 nesses of each option.

18 (B) A comparison of each option to each of  
19 the governance models for the military health  
20 system adopted as of October 1, 1991.

21 (C) An estimate of the costs to implement  
22 each option.

23 (D) An estimate of the cost savings, if any,  
24 to be achieved by each option compared to the

1 military health system in place on the date of  
2 the enactment of this Act.

3 (3) REPORT.—Not later than 180 days after  
4 the date on which the Secretary submits the report  
5 under subsection (a)(2), the Comptroller General  
6 shall submit to the congressional defense committees  
7 a report on the review.

8 **SEC. 717. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
9 **THE FUTURE ELECTRONIC HEALTH RECORDS**  
10 **PROGRAM.**

11 (a) LIMITATION.—Of the funds authorized to be ap-  
12 propriated by this Act or otherwise made available for fis-  
13 cal year 2012 for the procurement, research, development,  
14 test, and evaluation, or operation and maintenance of the  
15 future electronic health records program, not more than  
16 10 percent may be obligated or expended until the date  
17 that is 30 days after the date on which the Secretary of  
18 Defense submits to the congressional defense committees  
19 a report addressing—

20 (1) an architecture to guide the transition of  
21 the electronic health records of the Department of  
22 Defense to a future state that is cost-effective and  
23 interoperable;

1           (2) the process for selecting investments in in-  
2           formation technology that support the architecture  
3           described in paragraph (1);

4           (3) the report required by section 715 of the  
5           Ike Skelton National Defense Authorization Act for  
6           Fiscal Year 2011 (Public Law 111–383; 124 Stat.  
7           4249);

8           (4) the role of the Interagency Program Office  
9           to manage or oversee efforts with respect to the fu-  
10          ture electronic health records program; and

11          (5) any other matters the Secretary considers  
12          appropriate.

13          (b) **FUTURE ELECTRONIC HEALTH RECORDS PRO-**  
14 **GRAM DEFINED.**—In this section, the term “future elec-  
15 tronic health records program” means the programs of the  
16 Department of Defense referred to as the “EHR way  
17 ahead” and the “virtual lifetime electronic record”.

## 18           **Subtitle C—Reports and Other** 19           **Matters**

### 20   **SEC. 721. MODIFICATION OF AUTHORITIES ON SURVEYS ON** 21           **CONTINUED VIABILITY OF TRICARE STAND-** 22           **ARD AND TRICARE EXTRA.**

23          (a) **SCOPE OF CERTAIN SURVEYS.**—Subsection  
24          (a)(3)(A) of section 711 of the National Defense Author-  
25          ization Act for Fiscal Year 2008 (Public Law 110–181;

1 122 Stat. 190; 10 U.S.C. 1073 note) is amended by strik-  
2 ing “2011” and inserting “2015”.

3 (b) FREQUENCY OF SUBMITTAL OF GAO RE-  
4 VIEWS.—Subsection (b)(2) of such section is amended by  
5 striking “bi-annual basis” and inserting “biennial basis”.

6 **SEC. 722. TREATMENT OF WOUNDED WARRIORS.**

7 The Secretary of Defense may establish a program  
8 to enter into partnerships to enable coordinated, rapid  
9 clinical evaluation and the application of evidence-based  
10 treatment strategies for wounded service members, with  
11 an emphasis on the most common musculoskeletal inju-  
12 ries, that will address the priorities of the Armed Forces  
13 with respect to retention and readiness.

14 **SEC. 723. REPORT ON RESEARCH AND TREATMENT OF**  
15 **POST-TRAUMATIC STRESS DISORDER.**

16 Not later than one year after the date of the enact-  
17 ment of this Act, the Secretary of Defense shall submit  
18 to the congressional defense committees a report assessing  
19 the benefits of neuroimaging research in an effort to iden-  
20 tify, and improve the diagnosis of, post-traumatic stress  
21 disorder.

1 **SEC. 724. REPORT ON MEMORANDUM REGARDING TRAU-**  
2 **MATIC BRAIN INJURIES.**

3 Not later than 180 days after the date of the enact-  
4 ment of this Act, the Secretary of Defense shall submit  
5 to the congressional defense committees a report on—

6 (1) the implementation of the policy of the De-  
7 partment of Defense related to the management of  
8 concussion and mild traumatic brain injury in the  
9 deployed setting;

10 (2) the effectiveness of such policy with respect  
11 to identifying and treating blast-related concussive  
12 injuries; and

13 (3) the effect of such policy on operational ef-  
14 fectiveness in theater.

15 **SEC. 725. COMPTROLLER GENERAL REPORT ON WOMEN-**  
16 **SPECIFIC HEALTH SERVICES AND TREAT-**  
17 **MENT FOR FEMALE MEMBERS OF THE**  
18 **ARMED FORCES.**

19 (a) IN GENERAL.—The Comptroller General of the  
20 United States shall carry out a review of women-specific  
21 health services and treatment for female members of the  
22 Armed Forces.

23 (b) ELEMENTS.—The review required by subsection  
24 (a) shall address, at a minimum, the following:

1           (1) The need for women-specific health out-  
2 reach, prevention, and treatment services for female  
3 members of the Armed Forces.

4           (2) The access to and efficacy of existing  
5 women-specific mental health outreach, prevention,  
6 and treatment services and programs (including sub-  
7 stance abuse programs).

8           (3) The availability of women-specific services  
9 and treatment for female members of the Armed  
10 Forces who experience sexual assault or sexual  
11 abuse.

12           (4) The access to and need for military medical  
13 treatment facilities to provide for the women-specific  
14 health care needs of female members of the Armed  
15 Forces.

16           (5) The access to and efficacy of women-specific  
17 breast cancer services and programs with respect to  
18 outreach, prevention, and treatment.

19           (6) The need for further clinical research on the  
20 women-specific health care needs of female members  
21 of the Armed Forces who served in a combat zone.

22           (7) An assessment of the policies, procedures,  
23 and programs of the Department of Defense that in-  
24 clude specific force health protection and access to

1 care for female members of the Armed Forces as an  
2 element of readiness.

3 (c) REPORT.—Not later than December 31, 2012, the  
4 Comptroller General shall submit to the congressional de-  
5 fense committees a report on the review required by sub-  
6 section (a).

7 **SEC. 726. COMPTROLLER GENERAL REPORT ON CONTRACT**  
8 **HEALTH CARE STAFFING FOR MILITARY**  
9 **MEDICAL TREATMENT FACILITIES.**

10 (a) REPORT.—Not later than March 31, 2012, the  
11 Comptroller General of the United States shall submit to  
12 the Committee on Armed Services of the House of Rep-  
13 resentatives and the Committee on Armed Services of the  
14 Senate a report on the contracting activities of the mili-  
15 tary departments with respect to providing health care  
16 professional services to members of the Armed Forces, de-  
17 pendants, and retirees.

18 (b) MATTERS INCLUDED.—The report under sub-  
19 section (a) shall include the following:

20 (1) A review of the contracting practices used  
21 by the military departments to provide health care  
22 professional services by civilian providers.

23 (2) An assessment of whether the contracting  
24 practices described in paragraph (1) are the most  
25 cost effective means to provide necessary care.

1 (3) A determination of—

2 (A) the percentage of contract health care  
3 professionals who provide services to members  
4 of the Armed Forces, dependents, or retirees in  
5 military medical treatment facilities or other  
6 on-base facilities; and

7 (B) the percentage of contract health care  
8 professionals who provide services to members  
9 of the Armed Forces, dependents, or retirees in  
10 off-base private facilities.

11 (4) A comparison of the cost associated with  
12 the provision of care by contract health care profes-  
13 sionals described in subparagraphs (A) and (B) of  
14 paragraph (3).

15 (5) An assessment of whether or not consoli-  
16 dating health care staffing requirements for military  
17 medical treatment facilities and other on-base clinics  
18 in defined geographic areas (including regions or  
19 catchment areas) would achieve economies of scale  
20 and cost savings or avoidance with respect to con-  
21 tracting for health care professionals.

22 (6) An assessment of whether private sector en-  
23 tities that provide health care professional staff on  
24 a contract basis to military medical treatment facili-  
25 ties and other on-base clinics meet certain basic

1 standards of professionalism, including those de-  
2 scribed in section 732(e)(2)(A) of the National De-  
3 fense Authorization Act for Fiscal Year 2007 (Pub-  
4 lic Law 109–364; 120 Stat. 2297).

5 (7) An assessment of the acquisition training  
6 and experience of the contracting officers or other  
7 personnel within military medical treatment facilities  
8 that award or administer contracts regarding the  
9 services of health care professionals.

10 (8) Any recommendations the Comptroller Gen-  
11 eral considers appropriate regarding improving the  
12 contracting activities of the military departments  
13 with respect to providing health care professional  
14 services.

15 **TITLE VIII—ACQUISITION POL-**  
16 **ICY, ACQUISITION MANAGE-**  
17 **MENT, AND RELATED MAT-**  
18 **TERS**

Subtitle A—Acquisition Policy and Management

- Sec. 801. Requirements relating to core depot-level maintenance and repair capabilities for Milestone A and Milestone B and elimination of references to Key Decision Points A and B.
- Sec. 802. Revision to law relating to disclosures to litigation support contractors.
- Sec. 803. Extension of applicability of the senior executive benchmark compensation amount for purposes of allowable cost limitations under defense contracts.
- Sec. 804. Extension of availability of funds in the Defense Acquisition Workforce Development Fund.
- Sec. 805. Defense Contract Audit Agency annual report.
- Sec. 806. Inclusion of data on contractor performance in past performance databases for source selection decisions.

- Sec. 807. Implementation of recommendations of Defense Science Board Task Force on Improvements to Service Contracting.
- Sec. 808. Temporary limitation on aggregate annual amount available for contract services.
- Sec. 809. Annual report on single-award task and delivery order contracts.

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

- Sec. 811. Calculation of time period relating to report on critical changes in major automated information systems.
- Sec. 812. Change in deadline for submission of Selected Acquisition Reports from 60 to 45 days.
- Sec. 813. Extension of sunset date for certain protests of task and delivery order contracts.
- Sec. 814. Clarification of Department of Defense authority to purchase right-hand drive passenger sedan vehicles and adjustment of threshold for inflation.
- Sec. 815. Rights in technical data and validation of proprietary data restrictions.
- Sec. 816. Covered contracts for purposes of requirements on contractor business systems.
- Sec. 817. Compliance with defense procurement requirements for purposes of internal controls of non-defense agencies for procurements on behalf of the Department of Defense.
- Sec. 818. Detection and avoidance of counterfeit electronic parts.
- Sec. 819. Modification of certain requirements of the Weapon Systems Acquisition Reform Act of 2009.
- Sec. 820. Inclusion of contractor support requirements in Department of Defense planning documents.
- Sec. 821. Amendment relating to buying tents, tarpaulins, or covers from American sources.
- Sec. 822. Repeal of sunset of authority to procure fire resistant rayon fiber from foreign sources for the production of uniforms.
- Sec. 823. Prohibition on collection of political information.

Subtitle C—Provisions Relating to Major Defense Acquisition Programs

- Sec. 831. Waiver of requirements relating to new milestone approval for certain major defense acquisition programs experiencing critical cost growth due to change in quantity purchased.
- Sec. 832. Assessment, management, and control of operating and support costs for major weapon systems.
- Sec. 833. Clarification of responsibility for cost analyses and targets for contract negotiation purposes.
- Sec. 834. Modification of requirements for guidance on management of manufacturing risk in major defense acquisition programs.
- Sec. 835. Management of developmental test and evaluation for major defense acquisition programs.
- Sec. 836. Assessment of risk associated with development of major weapon systems to be procured under cooperative projects with friendly foreign countries.
- Sec. 837. Competition in maintenance and sustainment of subsystems of major weapon systems.
- Sec. 838. Oversight of and reporting requirements with respect to Evolved Expendable Launch Vehicle program.

Sec. 839. Implementation of acquisition strategy for Evolved Expendable Launch Vehicle.

Subtitle D—Provisions Relating to Contracts in Support of Contingency Operations in Iraq or Afghanistan

Sec. 841. Prohibition on contracting with the enemy in the United States Central Command theater of operations.

Sec. 842. Additional access to contractor and subcontractor records in the United States Central Command theater of operations.

Sec. 843. Reach-back contracting authority for Operation Enduring Freedom and Operation New Dawn.

Sec. 844. Competition and review of contracts for property or services in support of a contingency operation.

Sec. 845. Inclusion of associated support services in rapid acquisition and deployment procedures for supplies.

Sec. 846. Joint Urgent Operational Needs Fund to rapidly meet urgent operational needs.

Subtitle E—Defense Industrial Base Matters

Sec. 851. Assessment of the defense industrial base pilot program.

Sec. 852. Strategy for securing the defense supply chain and industrial base.

Sec. 853. Assessment of feasibility and advisability of establishment of rare earth material inventory.

Sec. 854. Department of Defense assessment of industrial base for night vision image intensification sensors.

Sec. 855. Technical amendment relating to responsibilities of Deputy Assistant Secretary of Defense for Manufacturing and Industrial Base Policy.

Subtitle F—Other Matters

Sec. 861. Clarification of jurisdiction of the United States district courts to hear bid protest disputes involving maritime contracts.

Sec. 862. Encouragement of contractor Science, Technology, Engineering, and Math (STEM) programs.

Sec. 863. Sense of Congress and report on authorities available to the Department of Defense for multiyear contracts for the purchase of alternative fuels.

Sec. 864. Acquisition workforce improvements.

Sec. 865. Modification of delegation of authority to make determinations on entry into cooperative research and development agreements with NATO and other friendly organizations and countries.

Sec. 866. Three-year extension of test program for negotiation of comprehensive small business subcontracting plans.

Sec. 867. Five-year extension of Department of Defense Mentor-Protege Program.

1 **Subtitle A—Acquisition Policy and**  
2 **Management**

3 **SEC. 801. REQUIREMENTS RELATING TO CORE DEPOT-**  
4 **LEVEL MAINTENANCE AND REPAIR CAPA-**  
5 **BILITIES FOR MILESTONE A AND MILESTONE**  
6 **B AND ELIMINATION OF REFERENCES TO**  
7 **KEY DECISION POINTS A AND B.**

8 (a) ADDITIONAL MILESTONE A REQUIREMENTS.—

9 (1) ADDITIONAL ITEMS OF CERTIFICATION.—

10 Subsection (a) of section 2366a of title 10, United  
11 States Code, is amended—

12 (A) in paragraph (2), by striking “core  
13 competency” and inserting “function”;

14 (B) by redesignating paragraphs (4) and  
15 (5) as paragraphs (6) and (7), respectively;

16 (C) by inserting after paragraph (3) the  
17 following new paragraph (4):

18 “(4) that a determination of applicability of  
19 core depot-level maintenance and repair capabilities  
20 requirements has been made;” and

21 (D) in paragraph (6) (as so redesignated),  
22 by striking “develop and procure” and inserting  
23 “develop, procure, and sustain”.

1           (2) DEFINITION.—Subsection (c) of such sec-  
2           tion is amended by adding at the end the following  
3           new paragraph:

4           “(7) The term ‘core depot-level maintenance  
5           and repair capabilities’ means the core depot-level  
6           maintenance and repair capabilities identified under  
7           section 2464(a) of this title.”.

8           (b) ADDITIONAL MILESTONE B REQUIREMENTS.—

9           (1) ADDITIONAL ITEM OF CERTIFICATION.—  
10          Subsection (a)(3) of section 2366b of title 10,  
11          United States Code, is amended—

12                 (A) by redesignating subparagraph (E) as  
13                 subparagraph (G);

14                 (B) by striking “and” at the end of sub-  
15                 paragraph (D); and

16                 (C) by inserting after subparagraph (D)  
17                 the following new subparagraphs:

18                 “(E) life-cycle sustainment planning, in-  
19                 cluding corrosion prevention and mitigation  
20                 planning, has identified and evaluated relevant  
21                 sustainment costs throughout development, pro-  
22                 duction, operation, sustainment, and disposal of  
23                 the program, and any alternatives, and that  
24                 such costs are reasonable and have been accu-  
25                 rately estimated;

1           “(F) an estimate has been made of the re-  
2           quirements for core depot-level maintenance  
3           and repair capabilities, as well as the associated  
4           logistics capabilities and the associated sus-  
5           taining workloads required to support such re-  
6           quirements; and”.

7           (2) DEFINITION.—Subsection (g) of such sec-  
8           tion is amended by striking paragraph (5) (relating  
9           to Key Decision Point B) and inserting the following  
10          new paragraph (5):

11           “(5) The term ‘core logistics capabilities’ means  
12          the core logistics capabilities identified under section  
13          2464(a) of this title.”.

14          (c) REQUIREMENTS PRIOR TO LOW-RATE INITIAL  
15          PRODUCTION.—Prior to entering into a contract for low-  
16          rate initial production of a major defense acquisition pro-  
17          gram, the Secretary of Defense shall ensure that the de-  
18          tailed requirements for core depot-level maintenance and  
19          repair capabilities, as well as the associated logistics capa-  
20          bilities and the associated sustaining workloads required  
21          to support such requirements, have been defined.

22          (d) GUIDANCE.—Not later than 120 days after the  
23          date of the enactment of this Act, the Secretary of Defense  
24          shall issue guidance implementing the amendments made

1 by subsections (a) and (b), and subsection (c), in a manner  
2 that is consistent across the Department of Defense.

3 (e) ELIMINATION OF REFERENCES TO KEY DECI-  
4 SION POINTS A AND B.—

5 (1) AMENDMENTS TO SECTION 2366a.—Section  
6 2366a of title 10, United States Code, is amended—

7 (A) in the section heading, by striking “**or**  
8 **Key Decision Point**”;

9 (B) in subsection (a), in the matter pre-  
10 ceeding paragraph (1), by striking “, or Key De-  
11 cision Point A approval in the case of a space  
12 program,” and by striking “, or Key Decision  
13 Point B approval in the case of a space pro-  
14 gram,”; and

15 (C) in subsection (b)—

16 (i) in paragraph (1), by striking “(or  
17 Key Decision Point A approval in the case  
18 of a space program)”; and

19 (ii) in paragraph (2)(C)(ii), by strik-  
20 ing “, or Key Decision Point A approval in  
21 the case of a space program,”.

22 (2) AMENDMENTS TO SECTION 2366b.—Section  
23 2366b of such title is amended—

24 (A) in the section heading, by striking “**or**  
25 **Key Decision Point B**”;

1 (B) in subsection (a), in the matter pre-  
2 ceding paragraph (1), by striking “, or Key De-  
3 cision Point B approval in the case of a space  
4 program,”; and

5 (C) in subsections (b)(2) and (d)(1), by  
6 striking “(or Key Decision Point B approval in  
7 the case of a space program)” each place it ap-  
8 pears.

9 (3) AMENDMENTS TO TABLE OF SECTIONS.—  
10 The items relating to sections 2366a and 2366b in  
11 the table of sections at the beginning of chapter 139  
12 of such title are amended to read as follows:

“2366a. Major defense acquisition programs: certification required before Mile-  
stone A approval.

“2366b. Major defense acquisition programs: certification required before Mile-  
stone B approval.”.

13 (4) ADDITIONAL CONFORMING AMENDMENTS.—  
14 Section 2433a(c)(1) of such title is amended by  
15 striking “, or Key Decision Point approval in the  
16 case of a space program,” each place it appears in  
17 subparagraphs (B) and (C).

18 **SEC. 802. REVISION TO LAW RELATING TO DISCLOSURES**  
19 **TO LITIGATION SUPPORT CONTRACTORS.**

20 (a) IN GENERAL.—

21 (1) REVISED AUTHORITY TO COVER DISCLO-  
22 SURES UNDER LITIGATION SUPPORT CONTRACTS.—

23 Chapter 3 of title 10, United States Code, is amend-

1 ed by inserting after section 129c the following new  
2 section:

3 **“§ 129d. Disclosure to litigation support contractors**

4 “(a) DISCLOSURE AUTHORITY.—An officer or em-  
5 ployee of the Department of Defense may disclose sen-  
6 sitive information to a litigation support contractor if—

7 “(1) the disclosure is for the sole purpose of  
8 providing litigation support to the Government in  
9 the form of administrative, technical, or professional  
10 services during or in anticipation of litigation; and

11 “(2) under a contract with the Government, the  
12 litigation support contractor agrees to and acknowl-  
13 edges—

14 “(A) that sensitive information furnished  
15 will be accessed and used only for the purposes  
16 stated in the relevant contract;

17 “(B) that the contractor will take all pre-  
18 cautions necessary to prevent disclosure of the  
19 sensitive information provided to the contractor;

20 “(C) that such sensitive information pro-  
21 vided to the contractor under the authority of  
22 this section shall not be used by the contractor  
23 to compete against a third party for Govern-  
24 ment or non-Government contracts; and

1           “(D) that the violation of subparagraph  
2           (A), (B), or (C) is a basis for the Government  
3           to terminate the litigation support contract of  
4           the contractor.

5           “(b) DEFINITIONS.—In this section:

6           “(1) The term ‘litigation support contractor’  
7           means a contractor (including an expert or technical  
8           consultant) under contract with the Department of  
9           Defense to provide litigation support.

10          “(2) The term ‘sensitive information’ means  
11          confidential commercial, financial, or proprietary in-  
12          formation, technical data, or other privileged infor-  
13          mation.”.

14          (2) CLERICAL AMENDMENT.—The table of sec-  
15          tions at the beginning of such chapter is amended  
16          by inserting after the item relating to section 129c  
17          the following new item:

          “129d. Disclosure to litigation support contractors.”.

18          (b) REPEAL OF SUPERSEDED PROVISIONS ENACTED  
19          IN PUBLIC LAW 111–383.—Section 2320 of such title is  
20          amended—

21                 (1) in subsection (c)(2)—

22                         (A) by striking “subsection (a)” and all  
23                         that follows through “a covered Government”  
24                         and inserting “subsection (a), allowing a cov-  
25                         ered Government”; and

1 (B) by striking subparagraph (B); and  
2 (2) by striking subsection (g).

3 **SEC. 803. EXTENSION OF APPLICABILITY OF THE SENIOR**  
4 **EXECUTIVE BENCHMARK COMPENSATION**  
5 **AMOUNT FOR PURPOSES OF ALLOWABLE**  
6 **COST LIMITATIONS UNDER DEFENSE CON-**  
7 **TRACTS.**

8 (a) CERTAIN COMPENSATION NOT ALLOWABLE  
9 UNDER DEFENSE CONTRACTS.—Subsection (e)(1)(P) of  
10 section 2324 of title 10, United States Code, is amended—

11 (1) by striking “senior executives of contrac-  
12 tors” and inserting “any contractor employee”; and

13 (2) by adding before the period at the end the  
14 following: “, except that the Secretary of Defense  
15 may establish one or more narrowly targeted excep-  
16 tions for scientists and engineers upon a determina-  
17 tion that such exceptions are needed to ensure that  
18 the Department of Defense has continued access to  
19 needed skills and capabilities”.

20 (b) CONFORMING AMENDMENT.—Subsection (l) of  
21 such section is amended by striking paragraph (5).

22 (c) EFFECTIVE DATE.—The amendments made by  
23 this section—

1           (1) shall be implemented in the Federal Acqui-  
2           sition Regulation within 180 days after the date of  
3           the enactment of this Act; and

4           (2) shall apply with respect to costs of com-  
5           pensation incurred after January 1, 2012, under  
6           contracts entered into before, on, or after the date  
7           of the enactment of this Act.

8   **SEC. 804. EXTENSION OF AVAILABILITY OF FUNDS IN THE**  
9                           **DEFENSE ACQUISITION WORKFORCE DEVEL-**  
10                          **OPMENT FUND.**

11          (a) AVAILABILITY.—Paragraph (6) of section  
12 1705(e) of title 10, United States Code, is amended to  
13 read as follows:

14               “(6) DURATION OF AVAILABILITY.—Amounts  
15               credited to the Fund in accordance with subsection  
16               (d)(2), transferred to the Fund pursuant to sub-  
17               section (d)(3), appropriated to the Fund, or depos-  
18               ited to the Fund shall remain available for obligation  
19               in the fiscal year for which credited, transferred, ap-  
20               propriated, or deposited and the two succeeding fis-  
21               cal years.”.

22          (b) EFFECTIVE DATE.—Paragraph (6) of such sec-  
23 tion, as amended by subsection (a), shall not apply to  
24 funds directly appropriated to the Fund before the date  
25 of the enactment of this Act.

1 **SEC. 805. DEFENSE CONTRACT AUDIT AGENCY ANNUAL RE-**  
2 **PORT.**

3 (a) DEFENSE CONTRACT AUDIT AGENCY ANNUAL  
4 REPORT.—Chapter 137 of title 10, United States Code,  
5 is amended by inserting after section 2313 the following  
6 new section:

7 **“§ 2313a. Defense Contract Audit Agency: annual re-**  
8 **port**

9 “(a) REQUIRED REPORT.—The Director of the De-  
10 fense Contract Audit Agency shall prepare an annual re-  
11 port of the activities of the Agency during the previous  
12 fiscal year. The report shall include, at a minimum—

13 “(1) a description of significant problems,  
14 abuses, and deficiencies encountered during the con-  
15 duct of contractor audits;

16 “(2) statistical tables showing—

17 “(A) the total number of audit reports  
18 completed and pending;

19 “(B) the priority given to each type of  
20 audit;

21 “(C) the length of time taken for each type  
22 of audit;

23 “(D) the total dollar value of questioned  
24 costs (including a separate category for the dol-  
25 lar value of unsupported costs); and

1           “(E) an assessment of the number and  
2           types of audits pending for a period longer than  
3           allowed pursuant to guidance of the Defense  
4           Contract Audit Agency;

5           “(3) a summary of any recommendations of ac-  
6           tions or resources needed to improve the audit proc-  
7           ess; and

8           “(4) any other matters the Director considers  
9           appropriate.

10          “(b) SUBMISSION OF ANNUAL REPORT.—Not later  
11          than March 30 of each year, the Director shall submit to  
12          the congressional defense committees the report required  
13          by subsection (a).

14          “(c) PUBLIC AVAILABILITY.—Not later than 60 days  
15          after the submission of an annual report to the congres-  
16          sional defense committees under subsection (b), the Direc-  
17          tor shall make the report available on the publicly avail-  
18          able website of the Agency or such other publicly available  
19          website as the Director considers appropriate.”.

20          (b) CLERICAL AMENDMENT.—The table of sections  
21          at the beginning of such chapter is amended by inserting  
22          after the item relating to section 2313 the following new  
23          item:

        “2313a. Defense Contract Audit Agency: annual report.”.

1 **SEC. 806. INCLUSION OF DATA ON CONTRACTOR PERFORM-**  
2 **ANCE IN PAST PERFORMANCE DATABASES**  
3 **FOR SOURCE SELECTION DECISIONS.**

4 (a) STRATEGY ON INCLUSION REQUIRED.—Not later  
5 than 180 days after the date of the enactment of this Act,  
6 the Under Secretary of Defense for Acquisition, Tech-  
7 nology, and Logistics shall develop a strategy for ensuring  
8 that timely, accurate, and complete information on con-  
9 tractor performance is included in past performance data-  
10 bases used for making source selection decisions.

11 (b) ELEMENTS.—The strategy required by subsection  
12 (a) shall, at a minimum—

13 (1) establish standards for the timeliness and  
14 completeness of past performance submissions for  
15 purposes of databases described in subsection (a);

16 (2) assign responsibility and management ac-  
17 countability for the completeness of past perform-  
18 ance submissions for such purposes; and

19 (3) ensure that past performance submissions  
20 for such purposes are consistent with award fee eval-  
21 uations in cases where such evaluations have been  
22 conducted.

23 (c) CONTRACTOR COMMENTS.—Not later than 180  
24 days after the date of the enactment of this Act, the Under  
25 Secretary of Defense for Acquisition, Technology, and Lo-

1 gistics shall revise the Defense Supplement to the Federal  
2 Acquisition Regulation to require the following:

3 (1) That affected contractors are provided, in a  
4 timely manner, information on contractor perform-  
5 ance to be included in past performance databases  
6 in accordance with subsection (a).

7 (2) That such contractors are afforded up to 14  
8 calendar days, from the date of delivery of the infor-  
9 mation provided in accordance with paragraph (1),  
10 to submit comments, rebuttals, or additional infor-  
11 mation pertaining to past performance for inclusion  
12 in such databases.

13 (3) That agency evaluations of contractor past  
14 performance, including any information submitted  
15 under paragraph (2), are included in the relevant  
16 past performance database not later than the date  
17 that is 14 days after the date of delivery of the in-  
18 formation provided in accordance with paragraph  
19 (1).

20 (d) CONSTRUCTION.—Nothing in this section shall be  
21 construed to prohibit a contractor from submitting com-  
22 ments, rebuttals, or additional information pertaining to  
23 past performance after the period described in paragraph  
24 (2) has elapsed or to prohibit a contractor from chal-

1 lenging a past performance evaluation in accordance with  
2 applicable laws, regulations, or procedures.

3 (e) **COMPTROLLER GENERAL REPORT.**—Not later  
4 than 18 months after the date of the enactment of this  
5 Act, the Comptroller General of the United States shall  
6 submit to the congressional defense committees a report  
7 on the actions taken by the Under Secretary of Defense  
8 for Acquisition, Technology, and Logistics pursuant to  
9 this section, including an assessment of the extent to  
10 which such actions have achieved the objectives of this sec-  
11 tion.

12 **SEC. 807. IMPLEMENTATION OF RECOMMENDATIONS OF**  
13 **DEFENSE SCIENCE BOARD TASK FORCE ON**  
14 **IMPROVEMENTS TO SERVICE CONTRACTING.**

15 (a) **PLAN FOR IMPLEMENTATION.**—Not later than  
16 180 days after the date of the enactment of this Act, the  
17 Under Secretary of Defense for Acquisition, Technology,  
18 and Logistics shall, acting pursuant to the Under Sec-  
19 retary's responsibility under section 2330 of title 10,  
20 United States Code, develop a plan for implementing the  
21 recommendations of the Defense Science Board Task  
22 Force on Improvements to Service Contracting.

23 (b) **ELEMENTS.**—The plan developed pursuant to  
24 subsection (a) shall include, to the extent determined ap-

1 appropriate by the Under Secretary for Acquisition, Tech-  
2 nology, and Logistics, the following:

3 (1) Meaningful incentives to services contrac-  
4 tors for high performance at low cost, consistent  
5 with the objectives of the Better Buying Power Ini-  
6 tiative established by the Under Secretary.

7 (2) Improved means of communication between  
8 the Government and the services contracting indus-  
9 try in the process of developing requirements for  
10 services contracts.

11 (3) Clear guidance for defense acquisition per-  
12 sonnel on the use of appropriate contract types for  
13 particular categories of services contracts.

14 (4) Formal certification and training require-  
15 ments for services acquisition personnel, consistent  
16 with the requirements of sections 1723 and 1724 of  
17 title 10, United States Code.

18 (5) Appropriate emphasis on the recruiting and  
19 training of services acquisition personnel, consistent  
20 with the strategic workforce plan developed pursuant  
21 to section 115b of title 10, United States Code, and  
22 the funds available through the Department of De-  
23 fense Acquisition Workforce Development Fund es-  
24 tablished pursuant to section 1705 of title 10,  
25 United States Code.

1           (6) Policies and guidance on career development  
2           for services acquisition personnel, consistent with the  
3           requirements of sections 1722a and 1722b of title  
4           10, United States Code.

5           (7) Actions to ensure that the military depart-  
6           ments dedicate portfolio-specific commodity man-  
7           agers to coordinate the procurement of key cat-  
8           egories of contract services, as required by section  
9           2330(b)(3)(C) of title 10, United States Code.

10          (8) Actions to ensure that the Department of  
11          Defense conducts realistic exercises and training  
12          that account for services contracting during contin-  
13          gency operations, as required by section 2333(e) of  
14          title 10, United States Code.

15          (c) COMPTROLLER GENERAL REPORT.—Not later  
16          than 18 months after the date of the enactment of this  
17          Act, the Comptroller General of the United States shall  
18          submit to the congressional defense committees a report  
19          on the following:

20                (1) The actions taken by the Under Secretary  
21                of Defense for Acquisition, Technology, and Logis-  
22                tics to carry out the requirements of this section.

23                (2) The actions taken by the Under Secretary  
24                to carry out the requirements of section 2330 of title  
25                10, United States Code.

1           (3) The actions taken by the military depart-  
2           ments to carry out the requirements of section 2330  
3           of title 10, United States Code.

4           (4) The extent to which the actions described in  
5           paragraphs (1), (2), and (3) have resulted in the im-  
6           proved acquisition and management of contract serv-  
7           ices.

8 **SEC. 808. TEMPORARY LIMITATION ON AGGREGATE AN-**  
9                                   **NUAL AMOUNT AVAILABLE FOR CONTRACT**  
10                                  **SERVICES.**

11           (a) **LIMITATION.**—Except as provided in subsection  
12 (b), the total amount obligated by the Department of De-  
13 fense for contract services in fiscal year 2012 or 2013 may  
14 not exceed the total amount requested for the Department  
15 for contract services in the budget of the President for  
16 fiscal year 2010 (as submitted to Congress pursuant to  
17 section 1105(b) of title 31, United States Code) adjusted  
18 for net transfers from funding for overseas contingency  
19 operations.

20           (b) **EXCEPTION.**—Notwithstanding the limitation in  
21 subsection (a), the total amount obligated by the Depart-  
22 ment for contract services in fiscal year 2012 or 2013 may  
23 exceed the amount otherwise provided pursuant to sub-  
24 section (a) by an amount elected by the Secretary of De-  
25 fense that is not greater than the cost of any increase in

1 such fiscal year in the number of civilian billets at the  
2 Department that has been approved by the Secretary over  
3 the number of such billets at the Department in fiscal year  
4 2010.

5 (c) GUIDANCE.—Not later than 60 days after the  
6 date of the enactment of this Act, the Secretary shall issue  
7 guidance to the military departments and the Defense  
8 Agencies on implementation of this section during fiscal  
9 years 2012 and 2013. The guidance shall, at a min-  
10 imum—

11 (1) establish a negotiation objective that labor  
12 rates and overhead rates in any contract or task  
13 order for contract services with an estimated value  
14 in excess of \$10,000,000 awarded to a contractor in  
15 fiscal year 2012 or 2013 shall not exceed labor rates  
16 and overhead rates paid to the contractor for con-  
17 tract services in fiscal year 2010;

18 (2) require the Secretaries of the military de-  
19 partments and the heads of the Defense Agencies to  
20 approve in writing any contract or task order for  
21 contract services with an estimated value in excess  
22 of \$10,000,000 awarded to a contractor in fiscal  
23 year 2012 or 2013 that provides for continuing serv-  
24 ices at an annual cost that exceeds the annual cost  
25 paid by the military department or Defense Agency

1 concerned for the same or similar services in fiscal  
2 year 2010;

3 (3) require the Secretaries of the military de-  
4 partments and the heads of the Defense Agencies to  
5 eliminate any contractor positions identified by the  
6 military department or Defense Agency concerned as  
7 being responsible for the performance of inherently  
8 governmental functions;

9 (4) require the Secretaries of the military de-  
10 partments and the heads of the Defense Agencies to  
11 reduce by 10 percent per fiscal year in each of fiscal  
12 years 2012 and 2013 the funding of the military de-  
13 partment or Defense Agency concerned for—

14 (A) staff augmentation contracts; and

15 (B) contracts for the performance of func-  
16 tions closely associated with inherently govern-  
17 mental functions; and

18 (5) assign responsibility to the management of-  
19 ficials designated pursuant to section 2330 of title  
20 10, United States Code, and section 812(b) of the  
21 National Defense Authorization Act for Fiscal Year  
22 2006 (Public Law 109–163; 119 Stat. 3378; 10  
23 U.S.C. 2330 note) to provide oversight and ensure  
24 the implementation of the requirements of this sec-  
25 tion during fiscal years 2012 and 2013.

1 (d) DEFINITIONS.—In this section:

2 (1) The term “contract services” has the mean-  
3 ing given that term in section 235 of title 10, United  
4 States Code, except that the term does not include  
5 services that are funded out of amounts available for  
6 overseas contingency operations.

7 (2) The term “function closely associated with  
8 inherently governmental functions” has the meaning  
9 given that term in section 2383(b)(3) of title 10,  
10 United States Code.

11 (3) The term “staff augmentation contracts”  
12 means contracts for personnel who are subject to the  
13 direction of a government official other than the con-  
14 tracting officer for the contract, including, but not  
15 limited to, contractor personnel who perform per-  
16 sonal services contracts (as that term is defined in  
17 section 2330a(g)(5) of title 10, United States Code).

18 (4) The term “transfers from funding for over-  
19 seas contingency operations” means amounts funded  
20 out of amounts available for overseas contingency  
21 operations in fiscal year 2010 that are funded out  
22 of amounts other than amounts so available in fiscal  
23 year 2012 or 2013.

1 **SEC. 809. ANNUAL REPORT ON SINGLE-AWARD TASK AND**  
2 **DELIVERY ORDER CONTRACTS.**

3 (a) ANNUAL REPORT.—

4 (1) IN GENERAL.—Paragraph (2) of section  
5 817(d) of the Bob Stump National Defense Author-  
6 ization Act for Fiscal Year 2003 (Public Law 107–  
7 314; 116 Stat. 2611; 10 U.S.C. 2306a note) is  
8 amended—

9 (A) in subparagraph (A), by striking  
10 “and” at the end;

11 (B) in subparagraph (B), by striking the  
12 period at the end and inserting “; and”; and

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

15 “(C) with respect to any determination pursu-  
16 ant to section 2304a(d)(3)(D) of title 10, United  
17 States Code, that because of exceptional cir-  
18 cumstances it is necessary in the public interest to  
19 award a task or delivery order contract with an esti-  
20 mated value in excess of \$100,000,000 to a single  
21 source, an explanation of the basis for the deter-  
22 mination.”.

23 (2) CONFORMING AMENDMENT.—The heading  
24 of such section is amended by striking “WITH PRICE  
25 OR VALUE GREATER THAN \$15,000,000”.

1 (b) REPEAL OF CASE-BY-CASE REPORTING RE-  
2 QUIREMENT.—Section 2304a(d)(3) of title 10, United  
3 States Code, is amended—

4 (1) by striking subparagraph (B);

5 (2) by striking “(A)”;

6 (3) by redesignating clauses (i), (ii), (iii), and  
7 (iv) as subparagraphs (A), (B), (C), and (D), respec-  
8 tively; and

9 (4) in subparagraph (B), as redesignated by  
10 paragraph (3), by redesignating subclauses (I) and  
11 (II) as clauses (i) and (ii), respectively.

12 **Subtitle B—Amendments to Gen-**  
13 **eral Contracting Authorities,**  
14 **Procedures, and Limitations**

15 **SEC. 811. CALCULATION OF TIME PERIOD RELATING TO RE-**  
16 **PORT ON CRITICAL CHANGES IN MAJOR**  
17 **AUTOMATED INFORMATION SYSTEMS.**

18 Section 2445c(d)(2)(A) of title 10, United States  
19 Code, is amended to read as follows:

20 “(A) the automated information system or  
21 information technology investment failed to  
22 achieve a full deployment decision within five  
23 years after the Milestone A decision for the pro-  
24 gram or, if there was no Milestone A decision,  
25 the date when the preferred alternative is se-

1 lected for the program (excluding any time dur-  
2 ing which program activity is delayed as a re-  
3 sult of a bid protest);”.

4 **SEC. 812. CHANGE IN DEADLINE FOR SUBMISSION OF SE-**  
5 **LECTED ACQUISITION REPORTS FROM 60 TO**  
6 **45 DAYS.**

7 Section 2432(f) of title 10, United States Code, is  
8 amended by striking “60” and inserting “45”.

9 **SEC. 813. EXTENSION OF SUNSET DATE FOR CERTAIN PRO-**  
10 **TESTS OF TASK AND DELIVERY ORDER CON-**  
11 **TRACTS.**

12 Paragraph (3) of section 4106(f) of title 41, United  
13 States Code, is amended to read as follows:

14 “(3) EFFECTIVE PERIOD.—Paragraph (1)(B)  
15 and paragraph (2) of this subsection shall not be in  
16 effect after September 30, 2016.”.

17 **SEC. 814. CLARIFICATION OF DEPARTMENT OF DEFENSE**  
18 **AUTHORITY TO PURCHASE RIGHT-HAND**  
19 **DRIVE PASSENGER SEDAN VEHICLES AND**  
20 **ADJUSTMENT OF THRESHOLD FOR INFLA-**  
21 **TION.**

22 (a) CLARIFICATION OF AUTHORITY.—Section  
23 2253(a)(2) of title 10, United States Code, is amended  
24 by striking “vehicles” and inserting “passenger sedans”.

1           (b) ADJUSTMENT FOR INFLATION.—The Department  
2 of Defense representative to the Federal Acquisition Regu-  
3 latory Council established under section 1302 of title 41,  
4 United States Code, shall ensure that the threshold estab-  
5 lished in section 2253 of title 10, United States Code, for  
6 the acquisition of right-hand drive passenger sedans is in-  
7 cluded on the list of dollar thresholds that are subject to  
8 adjustment for inflation in accordance with the require-  
9 ments of section 1908 of title 41, United States Code, and  
10 is adjusted pursuant to such provision, as appropriate.

11 **SEC. 815. RIGHTS IN TECHNICAL DATA AND VALIDATION OF**  
12 **PROPRIETARY DATA RESTRICTIONS.**

13           (a) RIGHTS IN TECHNICAL DATA.—Section 2320 of  
14 title 10, United States Code, is amended—

15                 (1) in subsection (a)—

16                         (A) in paragraph (2)(D)(i)—

17                                 (i) in subclause (I), by striking “or”  
18 at the end;

19                                 (ii) by redesignating subclause (II) as  
20 subclause (III); and

21                                 (iii) by inserting after subclause (I)  
22 the following new subclause (II):

23   “(II) is necessary for the segregation  
24 of an item or process from, or the re-  
25 integration of that item or process (or a

1                   physically or functionally equivalent item  
2                   or process) with, other items or processes;  
3                   or”;

4                   (B) in paragraph (2)(E), by striking “and  
5                   shall be based” and all that follows through  
6                   “such rights shall” and inserting “. The United  
7                   States shall have government purpose rights in  
8                   such technical data, except in any case in which  
9                   the Secretary of Defense determines, on the  
10                  basis of criteria established in such regulations,  
11                  that negotiation of different rights in such tech-  
12                  nical data would be in the best interest of the  
13                  United States. The establishment of any such  
14                  negotiated rights shall”; and

15                  (C) in paragraph (3), by striking “for the  
16                  purposes of paragraph (2)(B), but shall be con-  
17                  sidered to be Federal funds for the purposes of  
18                  paragraph (2)(A)” and inserting “for the pur-  
19                  poses of the definitions under this paragraph”;  
20                  and

21                  (2) in subsection (b)—

22                         (A) in paragraph (7), by striking “and” at  
23                         the end;

24                         (B) in paragraph (8), by striking the pe-  
25                         riod and inserting a semicolon; and

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

3 “(9) providing that, in addition to technical  
4 data that is already subject to a contract delivery re-  
5 quirement, the United States may require at any  
6 time the delivery of technical data that has been  
7 generated or utilized in the performance of a con-  
8 tract, and compensate the contractor only for rea-  
9 sonable costs incurred for having converted and de-  
10 livered the data in the required form, upon a deter-  
11 mination that—

12 “(A) the technical data is needed for the  
13 purpose of reprocurement, sustainment, modi-  
14 fication, or upgrade (including through competi-  
15 tive means) of a major system or subsystem  
16 thereof, a weapon system or subsystem thereof,  
17 or any noncommercial item or process; and

18 “(B) the technical data—

19 “(i) pertains to an item or process de-  
20 veloped in whole or in part with Federal  
21 funds; or

22 “(ii) is necessary for the segregation  
23 of an item or process from, or the re-  
24 integration of that item or process (or a  
25 physically or functionally equivalent item

1 or process) with, other items or processes;

2 and

3 “(10) providing that the United States is not  
4 foreclosed from requiring the delivery of the tech-  
5 nical data by a failure to challenge, in accordance  
6 with the requirements of section 2321(d) of this  
7 title, the contractor’s assertion of a use or release  
8 restriction on the technical data.”.

9 (b) VALIDATION OF PROPRIETARY DATA RESTRIC-  
10 TIONS.—Section 2321(d)(2) of such title is amended—

11 (1) in subparagraph (A)—

12 (A) in the matter preceding clause (i), by  
13 striking “Except as provided in subparagraph  
14 (C)” and all that follows through “three-year  
15 period” and inserting “A challenge to a use or  
16 release restriction asserted by the contractor in  
17 accordance with applicable regulations may not  
18 be made under paragraph (1) after the end of  
19 the six-year period”;

20 (B) in clause (ii), by striking “or” at the  
21 end;

22 (C) in clause (iii) by striking the period  
23 and inserting “; or”; and

24 (D) by adding at the end the following new  
25 clause:

1           “(iv) are the subject of a fraudulently as-  
2           serted use or release restriction.”;

3           (2) in subparagraph (B), by striking “three-  
4           year period” each place it appears and inserting  
5           “six-year period”; and

6           (3) by striking subparagraph (C).

7           (c) EFFECTIVE DATE.—

8           (1) IN GENERAL.—Except as provided in para-  
9           graph (2), the amendments made by this section  
10          shall take effect on the date of the enactment of this  
11          Act.

12          (2) EXCEPTION.—The amendment made by  
13          subsection (a)(1)(C) shall take effect on January 7,  
14          2011, immediately after the enactment of the Ike  
15          Skelton National Defense Authorization Act for Fis-  
16          cal Year 2011 (Public Law 111–383), to which such  
17          amendment relates.

18   **SEC. 816. COVERED CONTRACTS FOR PURPOSES OF RE-**  
19                   **QUIREMENTS ON CONTRACTOR BUSINESS**  
20                   **SYSTEMS.**

21          Paragraph (3) of section 893(f) of the Ike Skelton  
22          National Defense Authorization Act for Fiscal Year 2011  
23          (Public Law 111–383; 124 Stat. 4312; 10 U.S.C. 2302  
24          note) is amended to read as follows:

1           “(3) The term ‘covered contract’ means a con-  
2           tract that is subject to the cost accounting standards  
3           promulgated pursuant to section 1502 of title 41,  
4           United States Code, that could be affected if the  
5           data produced by a contractor business system has  
6           a significant deficiency.”.

7   **SEC. 817. COMPLIANCE WITH DEFENSE PROCUREMENT RE-**  
8                           **QUIREMENTS FOR PURPOSES OF INTERNAL**  
9                           **CONTROLS OF NON-DEFENSE AGENCIES FOR**  
10                          **PROCUREMENTS ON BEHALF OF THE DE-**  
11                          **PARTMENT OF DEFENSE.**

12           Section 801(d) of the National Defense Authorization  
13   Act for Fiscal Year 2008 (10 U.S.C. 2304 note) is amend-  
14   ed by striking “with the requirements” and all that follows  
15   and inserting “with the following:

16           “(1) The Federal Acquisition Regulation and  
17           other laws and regulations that apply to procure-  
18           ments of property and services by Federal agencies.

19           “(2) Laws and regulations (including applicable  
20           Department of Defense financial management regu-  
21           lations) that apply to procurements of property and  
22           services made by the Department of Defense  
23           through other Federal agencies.”.

1 **SEC. 818. DETECTION AND AVOIDANCE OF COUNTERFEIT**  
2 **ELECTRONIC PARTS.**

3 (a) ASSESSMENT OF DEPARTMENT OF DEFENSE  
4 POLICIES AND SYSTEMS.—The Secretary of Defense shall  
5 conduct an assessment of Department of Defense acquisi-  
6 tion policies and systems for the detection and avoidance  
7 of counterfeit electronic parts.

8 (b) ACTIONS FOLLOWING ASSESSMENT.—Not later  
9 than 180 days after the date of the enactment of the Act,  
10 the Secretary shall, based on the results of the assessment  
11 required by subsection (a)—

12 (1) establish Department-wide definitions of the  
13 terms “counterfeit electronic part” and “suspect  
14 counterfeit electronic part”, which definitions shall  
15 include previously used parts represented as new;

16 (2) issue or revise guidance applicable to De-  
17 partment components engaged in the purchase of  
18 electronic parts to implement a risk-based approach  
19 to minimize the impact of counterfeit electronic  
20 parts or suspect counterfeit electronic parts on the  
21 Department, which guidance shall address require-  
22 ments for training personnel, making sourcing deci-  
23 sions, ensuring traceability of parts, inspecting and  
24 testing parts, reporting and quarantining counterfeit  
25 electronic parts and suspect counterfeit electronic  
26 parts, and taking corrective actions (including ac-

1 tions to recover costs as described in subsection  
2 (c)(2));

3 (3) issue or revise guidance applicable to the  
4 Department on remedial actions to be taken in the  
5 case of a supplier who has repeatedly failed to detect  
6 and avoid counterfeit electronic parts or otherwise  
7 failed to exercise due diligence in the detection and  
8 avoidance of such parts, including consideration of  
9 whether to suspend or debar a supplier until such  
10 time as the supplier has effectively addressed the  
11 issues that led to such failures;

12 (4) establish processes for ensuring that De-  
13 partment personnel who become aware of, or have  
14 reason to suspect, that any end item, component,  
15 part, or material contained in supplies purchased by  
16 or for the Department contains counterfeit electronic  
17 parts or suspect counterfeit electronic parts provide  
18 a report in writing within 60 days to appropriate  
19 Government authorities and to the Government-In-  
20 dustry Data Exchange Program (or a similar pro-  
21 gram designated by the Secretary); and

22 (5) establish a process for analyzing, assessing,  
23 and acting on reports of counterfeit electronic parts  
24 and suspect counterfeit electronic parts that are sub-

1       mitted in accordance with the processes under para-  
2       graph (4).

3       (c) REGULATIONS.—

4           (1) IN GENERAL.—Not later than 270 days  
5       after the date of the enactment of this Act, the Sec-  
6       retary shall revise the Department of Defense Sup-  
7       plement to the Federal Acquisition Regulation to ad-  
8       dress the detection and avoidance of counterfeit elec-  
9       tronic parts.

10          (2) CONTRACTOR RESPONSIBILITIES.—The re-  
11       vised regulations issued pursuant to paragraph (1)  
12       shall provide that—

13           (A) covered contractors who supply elec-  
14       tronic parts or products that include electronic  
15       parts are responsible for detecting and avoiding  
16       the use or inclusion of counterfeit electronic  
17       parts or suspect counterfeit electronic parts in  
18       such products and for any rework or corrective  
19       action that may be required to remedy the use  
20       or inclusion of such parts; and

21           (B) the cost of counterfeit electronic parts  
22       and suspect counterfeit electronic parts and the  
23       cost of rework or corrective action that may be  
24       required to remedy the use or inclusion of such

1 parts are not allowable costs under Department  
2 contracts.

3 (3) TRUSTED SUPPLIERS.—The revised regula-  
4 tions issued pursuant to paragraph (1) shall—

5 (A) require that, whenever possible, the  
6 Department and Department contractors and  
7 subcontractors at all tiers—

8 (i) obtain electronic parts that are in  
9 production or currently available in stock  
10 from the original manufacturers of the  
11 parts or their authorized dealers, or from  
12 trusted suppliers who obtain such parts ex-  
13 clusively from the original manufacturers  
14 of the parts or their authorized dealers;  
15 and

16 (ii) obtain electronic parts that are  
17 not in production or currently available in  
18 stock from trusted suppliers;

19 (B) establish requirements for notification  
20 of the Department, and inspection, testing, and  
21 authentication of electronic parts that the De-  
22 partment or a Department contractor or sub-  
23 contractor obtains from any source other than  
24 a source described in subparagraph (A);

1 (C) establish qualification requirements,  
2 consistent with the requirements of section  
3 2319 of title 10, United States Code, pursuant  
4 to which the Department may identify trusted  
5 suppliers that have appropriate policies and  
6 procedures in place to detect and avoid counter-  
7 feit electronic parts and suspect counterfeit  
8 electronic parts; and

9 (D) authorize Department contractors and  
10 subcontractors to identify and use additional  
11 trusted suppliers, provided that—

12 (i) the standards and processes for  
13 identifying such trusted suppliers comply  
14 with established industry standards;

15 (ii) the contractor or subcontractor  
16 assumes responsibility for the authenticity  
17 of parts provided by such suppliers as pro-  
18 vided in paragraph (2); and

19 (iii) the selection of such trusted sup-  
20 pliers is subject to review and audit by ap-  
21 propriate Department officials.

22 (4) REPORTING REQUIREMENT.—The revised  
23 regulations issued pursuant to paragraph (1) shall  
24 require that any Department contractor or subcon-  
25 tractor who becomes aware, or has reason to sus-

1       pect, that any end item, component, part, or mate-  
2       rial contained in supplies purchased by the Depart-  
3       ment, or purchased by a contractor or subcontractor  
4       for delivery to, or on behalf of, the Department, con-  
5       tains counterfeit electronic parts or suspect counter-  
6       feit electronic parts report in writing within 60 days  
7       to appropriate Government authorities and the Gov-  
8       ernment-Industry Data Exchange Program (or a  
9       similar program designated by the Secretary).

10           (5) CONSTRUCTION OF COMPLIANCE WITH RE-  
11       PORTING REQUIREMENT.—A Department contractor  
12       or subcontractor that provides a written report re-  
13       quired under this subsection shall not be subject to  
14       civil liability on the basis of such reporting, provided  
15       the contractor or subcontractor made a reasonable  
16       effort to determine that the end item, component,  
17       part, or material concerned contained counterfeit  
18       electronic parts or suspect counterfeit electronic  
19       parts.

20           (d) INSPECTION PROGRAM.—The Secretary of Home-  
21       land Security shall establish and implement a risk-based  
22       methodology for the enhanced targeting of electronic parts  
23       imported from any country, after consultation with the  
24       Secretary of Defense as to sources of counterfeit electronic  
25       parts and suspect counterfeit electronic parts in the supply

1 chain for products purchased by the Department of De-  
2 fense.

3 (e) IMPROVEMENT OF CONTRACTOR SYSTEMS FOR  
4 DETECTION AND AVOIDANCE OF COUNTERFEIT ELEC-  
5 TRONIC PARTS.—

6 (1) IN GENERAL.—Not later than 270 days  
7 after the date of the enactment of this Act, the Sec-  
8 retary of Defense shall implement a program to en-  
9 hance contractor detection and avoidance of counter-  
10 feit electronic parts.

11 (2) ELEMENTS.—The program implemented  
12 pursuant to paragraph (1) shall—

13 (A) require covered contractors that supply  
14 electronic parts or systems that contain elec-  
15 tronic parts to establish policies and procedures  
16 to eliminate counterfeit electronic parts from  
17 the defense supply chain, which policies and  
18 procedures shall address—

19 (i) the training of personnel;

20 (ii) the inspection and testing of elec-  
21 tronic parts;

22 (iii) processes to abolish counterfeit  
23 parts proliferation;

24 (iv) mechanisms to enable traceability  
25 of parts;

1 (v) use of trusted suppliers;

2 (vi) the reporting and quarantining of  
3 counterfeit electronic parts and suspect  
4 counterfeit electronic parts;

5 (vii) methodologies to identify suspect  
6 counterfeit parts and to rapidly determine  
7 if a suspect counterfeit part is, in fact,  
8 counterfeit;

9 (viii) the design, operation, and main-  
10 tenance of systems to detect and avoid  
11 counterfeit electronic parts and suspect  
12 counterfeit electronic parts; and

13 (ix) the flow down of counterfeit  
14 avoidance and detection requirements to  
15 subcontractors; and

16 (B) establish processes for the review and  
17 approval of contractor systems for the detection  
18 and avoidance of counterfeit electronic parts  
19 and suspect counterfeit electronic parts, which  
20 processes shall be comparable to the processes  
21 established for contractor business systems  
22 under section 893 of the Ike Skelton National  
23 Defense Authorization Act for Fiscal Year 2011  
24 (Public Law 111-383; 124 Stat. 4311; 10  
25 U.S.C. 2302 note).

1 (f) DEFINITIONS.—In subsections (a) through (e) of  
2 this section:

3 (1) The term “covered contractor” has the  
4 meaning given that term in section 893(f)(2) of the  
5 Ike Skelton National Defense Authorization Act for  
6 Fiscal Year 2011.

7 (2) The term “electronic part” means an inte-  
8 grated circuit, a discrete electronic component (in-  
9 cluding, but not limited to, a transistor, capacitor,  
10 resistor, or diode), or a circuit assembly.

11 (g) INFORMATION SHARING.—

12 (1) IN GENERAL.—If United States Customs  
13 and Border Protection suspects a product of being  
14 imported in violation of section 42 of the Lanham  
15 Act, and subject to any applicable bonding require-  
16 ments, the Secretary of the Treasury may share in-  
17 formation appearing on, and unredacted samples of,  
18 products and their packaging and labels, or photo-  
19 graphs of such products, packaging, and labels, with  
20 the rightholders of the trademarks suspected of  
21 being copied or simulated for purposes of deter-  
22 mining whether the products are prohibited from im-  
23 portation pursuant to such section.

24 (2) SUNSET.—This subsection shall expire on  
25 the date of the enactment of the Customs Facilita-

1 tion and Trade Enforcement Reauthorization Act of  
2 2012.

3 (3) LANHAM ACT DEFINED.—In this subsection,  
4 the term “Lanham Act” means the Act entitled “An  
5 Act to provide for the registration and protection of  
6 trademarks used in commerce, to carry out the pro-  
7 visions of certain international conventions, and for  
8 other purposes”, approved July 5, 1946 (commonly  
9 referred to as the “Trademark Act of 1946” or the  
10 “Lanham Act”).

11 (h) TRAFFICKING IN INHERENTLY DANGEROUS  
12 GOODS OR SERVICES.—Section 2320 of title 18, United  
13 States Code, is amended to read as follows:

14 **“§ 2320. Trafficking in counterfeit goods or services**

15 “(a) OFFENSES.—Whoever intentionally—

16 “(1) traffics in goods or services and knowingly  
17 uses a counterfeit mark on or in connection with  
18 such goods or services,

19 “(2) traffics in labels, patches, stickers, wrap-  
20 pers, badges, emblems, medallions, charms, boxes,  
21 containers, cans, cases, hangtags, documentation, or  
22 packaging of any type or nature, knowing that a  
23 counterfeit mark has been applied thereto, the use of  
24 which is likely to cause confusion, to cause mistake,  
25 or to deceive, or

1           “(3) traffics in goods or services knowing that  
2           such good or service is a counterfeit military good or  
3           service the use, malfunction, or failure of which is  
4           likely to cause serious bodily injury or death, the  
5           disclosure of classified information, impairment of  
6           combat operations, or other significant harm to a  
7           combat operation, a member of the Armed Forces,  
8           or to national security,  
9           or attempts or conspires to violate any of paragraphs (1)  
10          through (3) shall be punished as provided in subsection  
11          (b).

12          “(b) PENALTIES.—

13                 “(1) IN GENERAL.—Whoever commits an of-  
14                 fense under subsection (a)—

15                         “(A) if an individual, shall be fined not  
16                         more than \$2,000,000 or imprisoned not more  
17                         than 10 years, or both, and, if a person other  
18                         than an individual, shall be fined not more than  
19                         \$5,000,000; and

20                         “(B) for a second or subsequent offense  
21                         under subsection (a), if an individual, shall be  
22                         fined not more than \$5,000,000 or imprisoned  
23                         not more than 20 years, or both, and if other  
24                         than an individual, shall be fined not more than  
25                         \$15,000,000.

1           “(2) SERIOUS BODILY INJURY OR DEATH.—

2                   “(A) SERIOUS BODILY INJURY.—Whoever  
3           knowingly or recklessly causes or attempts to  
4           cause serious bodily injury from conduct in vio-  
5           lation of subsection (a), if an individual, shall  
6           be fined not more than \$5,000,000 or impris-  
7           oned for not more than 20 years, or both, and  
8           if other than an individual, shall be fined not  
9           more than \$15,000,000.

10                   “(B) DEATH.—Whoever knowingly or  
11           recklessly causes or attempts to cause death  
12           from conduct in violation of subsection (a), if  
13           an individual, shall be fined not more than  
14           \$5,000,000 or imprisoned for any term of years  
15           or for life, or both, and if other than an indi-  
16           vidual, shall be fined not more than  
17           \$15,000,000.

18                   “(3) COUNTERFEIT MILITARY GOODS OR SERV-  
19           ICES.—Whoever commits an offense under sub-  
20           section (a) involving a counterfeit military good or  
21           service—

22                   “(A) if an individual, shall be fined not  
23           more than \$5,000,000, imprisoned not more  
24           than 20 years, or both, and if other than an in-

1           dividual, be fined not more than \$15,000,000;  
2           and

3           “(B) for a second or subsequent offense, if  
4           an individual, shall be fined not more than  
5           \$15,000,000, imprisoned not more than 30  
6           years, or both, and if other than an individual,  
7           shall be fined not more than \$30,000,000.

8           “(c) FORFEITURE AND DESTRUCTION OF PROPERTY;  
9    RESTITUTION.—Forfeiture, destruction, and restitution  
10   relating to this section shall be subject to section 2323,  
11   to the extent provided in that section, in addition to any  
12   other similar remedies provided by law.

13          “(d) DEFENSES.—All defenses, affirmative defenses,  
14   and limitations on remedies that would be applicable in  
15   an action under the Lanham Act shall be applicable in  
16   a prosecution under this section. In a prosecution under  
17   this section, the defendant shall have the burden of proof,  
18   by a preponderance of the evidence, of any such affirma-  
19   tive defense.

20          “(e) PRESENTENCE REPORT.—(1) During prepara-  
21   tion of the presentence report pursuant to Rule 32(c) of  
22   the Federal Rules of Criminal Procedure, victims of the  
23   offense shall be permitted to submit, and the probation  
24   officer shall receive, a victim impact statement that identi-  
25   fies the victim of the offense and the extent and scope

1 of the injury and loss suffered by the victim, including  
2 the estimated economic impact of the offense on that vic-  
3 tim.

4 “(2) Persons permitted to submit victim impact  
5 statements shall include—

6 “(A) producers and sellers of legitimate goods  
7 or services affected by conduct involved in the of-  
8 fense;

9 “(B) holders of intellectual property rights in  
10 such goods or services; and

11 “(C) the legal representatives of such pro-  
12 ducers, sellers, and holders.

13 “(f) DEFINITIONS.—For the purposes of this sec-  
14 tion—

15 “(1) the term ‘counterfeit mark’ means—

16 “(A) a spurious mark—

17 “(i) that is used in connection with  
18 trafficking in any goods, services, labels,  
19 patches, stickers, wrappers, badges, em-  
20 blems, medallions, charms, boxes, con-  
21 tainers, cans, cases, hangtags, documenta-  
22 tion, or packaging of any type or nature;

23 “(ii) that is identical with, or substan-  
24 tially indistinguishable from, a mark reg-  
25 istered on the principal register in the

1 United States Patent and Trademark Of-  
2 fice and in use, whether or not the defend-  
3 ant knew such mark was so registered;

4 “(iii) that is applied to or used in con-  
5 nection with the goods or services for  
6 which the mark is registered with the  
7 United States Patent and Trademark Of-  
8 fice, or is applied to or consists of a label,  
9 patch, sticker, wrapper, badge, emblem,  
10 medallion, charm, box, container, can,  
11 case, hangtag, documentation, or pack-  
12 aging of any type or nature that is de-  
13 signed, marketed, or otherwise intended to  
14 be used on or in connection with the goods  
15 or services for which the mark is registered  
16 in the United States Patent and Trade-  
17 mark Office; and

18 “(iv) the use of which is likely to  
19 cause confusion, to cause mistake, or to  
20 deceive; or

21 “(B) a spurious designation that is iden-  
22 tical with, or substantially indistinguishable  
23 from, a designation as to which the remedies of  
24 the Lanham Act are made available by reason  
25 of section 220506 of title 36;

1 but such term does not include any mark or designa-  
2 tion used in connection with goods or services, or a  
3 mark or designation applied to labels, patches, stick-  
4 ers, wrappers, badges, emblems, medallions, charms,  
5 boxes, containers, cans, cases, hangtags, documenta-  
6 tion, or packaging of any type or nature used in con-  
7 nection with such goods or services, of which the  
8 manufacturer or producer was, at the time of the  
9 manufacture or production in question, authorized to  
10 use the mark or designation for the type of goods or  
11 services so manufactured or produced, by the holder  
12 of the right to use such mark or designation;

13 “(2) the term ‘financial gain’ includes the re-  
14 ceipt, or expected receipt, of anything of value;

15 “(3) the term ‘Lanham Act’ means the Act en-  
16 titled ‘An Act to provide for the registration and  
17 protection of trademarks used in commerce, to carry  
18 out the provisions of certain international conven-  
19 tions, and for other purposes’, approved July 5,  
20 1946 (15 U.S.C. 1051 et seq.);

21 “(4) the term ‘counterfeit military good or serv-  
22 ice’ means a good or service that uses a counterfeit  
23 mark on or in connection with such good or service  
24 and that—

1           “(A) is falsely identified or labeled as  
2           meeting military specifications, or

3           “(B) is intended for use in a military or  
4           national security application; and

5           “(5) the term ‘traffic’ means to transport,  
6           transfer, or otherwise dispose of, to another, for pur-  
7           poses of commercial advantage or private financial  
8           gain, or to make, import, export, obtain control of,  
9           or possess, with intent to so transport, transfer, or  
10          otherwise dispose of.

11          “(g) LIMITATION ON CAUSE OF ACTION.—Nothing in  
12          this section shall entitle the United States to bring a  
13          criminal cause of action under this section for the repack-  
14          aging of genuine goods or services not intended to deceive  
15          or confuse.

16          “(h) REPORT TO CONGRESS.—(1) Beginning with the  
17          first year after the date of enactment of this subsection,  
18          the Attorney General shall include in the report of the At-  
19          torney General to Congress on the business of the Depart-  
20          ment of Justice prepared pursuant to section 522 of title  
21          28, an accounting, on a district by district basis, of the  
22          following with respect to all actions taken by the Depart-  
23          ment of Justice that involve trafficking in counterfeit la-  
24          bels for phonorecords, copies of computer programs or  
25          computer program documentation or packaging, copies of

1 motion pictures or other audiovisual works (as defined in  
2 section 2318 of this title), criminal infringement of copy-  
3 rights (as defined in section 2319 of this title), unauthor-  
4 ized fixation of and trafficking in sound recordings and  
5 music videos of live musical performances (as defined in  
6 section 2319A of this title), or trafficking in goods or serv-  
7 ices bearing counterfeit marks (as defined in section 2320  
8 of this title):

9           “(A) The number of open investigations.

10           “(B) The number of cases referred by the  
11 United States Customs Service.

12           “(C) The number of cases referred by other  
13 agencies or sources.

14           “(D) The number and outcome, including set-  
15 tlements, sentences, recoveries, and penalties, of all  
16 prosecutions brought under sections 2318, 2319,  
17 2319A, and 2320 of title 18.

18           “(2)(A) The report under paragraph (1), with respect  
19 to criminal infringement of copyright, shall include the fol-  
20 lowing:

21           “(i) The number of infringement cases in these  
22 categories: audiovisual (videos and films); audio  
23 (sound recordings); literary works (books and musi-  
24 cal compositions); computer programs; video games;  
25 and, others.

1           “(ii) The number of online infringement cases.

2           “(iii) The number and dollar amounts of fines  
3 assessed in specific categories of dollar amounts.  
4 These categories shall be: no fines ordered; fines  
5 under \$500; fines from \$500 to \$1,000; fines from  
6 \$1,000 to \$5,000; fines from \$5,000 to \$10,000;  
7 and fines over \$10,000.

8           “(iv) The total amount of restitution ordered in  
9 all copyright infringement cases.

10          “(B) In this paragraph, the term ‘online infringement  
11 cases’ as used in paragraph (2) means those cases where  
12 the infringer—

13           “(i) advertised or publicized the infringing work  
14 on the Internet; or

15           “(ii) made the infringing work available on the  
16 Internet for download, reproduction, performance, or  
17 distribution by other persons.

18          “(C) The information required under subparagraph  
19 (A) shall be submitted in the report required in fiscal year  
20 2005 and thereafter.

21          “(i) TRANSSHIPMENT AND EXPORTATION.—No  
22 goods or services, the trafficking in of which is prohibited  
23 by this section, shall be transshipped through or exported  
24 from the United States. Any such transshipment or expor-  
25 tation shall be deemed a violation of section 42 of an Act

1 to provide for the registration of trademarks used in com-  
2 merce, to carry out the provisions of certain international  
3 conventions, and for other purposes, approved July 5,  
4 1946 (commonly referred to as the ‘Trademark Act of  
5 1946’ or the ‘Lanham Act’).”.

6 **SEC. 819. MODIFICATION OF CERTAIN REQUIREMENTS OF**  
7 **THE WEAPON SYSTEMS ACQUISITION RE-**  
8 **FORM ACT OF 2009.**

9 (a) REPEAL OF CERTIFICATION OF COMPLIANCE OF  
10 CERTAIN MAJOR DEFENSE ACQUISITION PROGRAMS  
11 WITH ACTIONS ON TREATMENT OF SYSTEMIC PROBLEMS  
12 BEFORE MILESTONE APPROVAL.—Subsection (c) of sec-  
13 tion 204 of the Weapon Systems Acquisition Reform Act  
14 of 2009 (Public Law 111–23; 123 Stat. 1723; 10 U.S.C.  
15 2366a note) is repealed.

16 (b) WAIVER OF REQUIREMENT TO REVIEW PRO-  
17 GRAMS RECEIVING WAIVER OF CERTAIN CERTIFICATION  
18 REQUIREMENTS.—Section 2366b(d) of title 10, United  
19 States Code, is amended by adding the following new  
20 paragraph:

21 “(3) The requirement in paragraph (2)(B) shall not  
22 apply to a program for which a certification was required  
23 pursuant to section 2433a(c) of this title if the milestone  
24 decision authority—

25 “(A) determines in writing that—

1           “(i) the program has reached a stage in  
2           the acquisition process at which it would not be  
3           practicable to meet the certification component  
4           that was waived; and

5           “(ii) the milestone decision authority has  
6           taken appropriate alternative actions to address  
7           the underlying purposes of such certification  
8           component; and

9           “(B) submits the written determination, and an  
10          explanation of the basis for the determination, to the  
11          congressional defense committees.”.

12 **SEC. 820. INCLUSION OF CONTRACTOR SUPPORT REQUIRE-**  
13 **MENTS IN DEPARTMENT OF DEFENSE PLAN-**  
14 **NING DOCUMENTS.**

15          (a) ELEMENTS IN QDR REPORTS TO CONGRESS.—  
16 Section 118(d) of title 10, United States Code, is amend-  
17 ed—

18           (1) in paragraph (4)—

19           (A) in subparagraph (D), by striking  
20           “and” at the end;

21           (B) in subparagraph (E), by striking the  
22           period at the end and inserting “; and”; and

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

1           “(F) the roles and responsibilities that  
2           would be discharged by contractors.”;

3           (2) in paragraph (6), by striking “manpower  
4           and sustainment” and inserting “manpower,  
5           sustainment, and contractor support”; and

6           (3) in paragraph (8), by inserting “, and the  
7           scope of contractor support,” after “Defense Agen-  
8           cies”.

9           (b) CHAIRMAN OF JOINT CHIEFS OF STAFF ASSESS-  
10          MENTS OF CONTRACTOR SUPPORT OF ARMED FORCES.—

11           (1) ASSESSMENTS UNDER CONTINGENCY PLAN-  
12          NING.—Paragraph (3) of subsection (a) of section  
13          153 of such title is amended—

14           (A) by redesignating subparagraphs (C)  
15           and (D) as subparagraphs (D) and (E), respec-  
16           tively; and

17           (B) by inserting after subparagraph (B)  
18           the following new subparagraph (C):

19           “(C) Identifying the support functions that are  
20           likely to require contractor performance under those  
21           contingency plans, and the risks associated with the  
22           assignment of such functions to contractors.”.

23           (2) ASSESSMENTS UNDER ADVICE ON REQUIRE-  
24          MENTS, PROGRAMS, AND BUDGET.—Paragraph

1 (4)(E) of such subsection is amended by inserting  
2 “and contractor support” after “area of manpower”.

3 (3) ASSESSMENTS FOR BIENNIAL REVIEW OF  
4 NATIONAL MILITARY STRATEGY.—Subsection (d) of  
5 such section is amended—

6 (A) in paragraph (2), by adding at the end  
7 the following new subparagraph:

8 “(I) Assessment of the requirements for con-  
9 tractor support of the armed forces in conducting  
10 peacetime training, peacekeeping, overseas contin-  
11 gency operations, and major combat operations, and  
12 the risks associated with such support.”; and

13 (B) in paragraph (3)(B), by striking “and  
14 the levels of support from allies and other  
15 friendly nations” and inserting “the levels of  
16 support from allies and other friendly nations,  
17 and the levels of contractor support”.

18 **SEC. 821. AMENDMENT RELATING TO BUYING TENTS, TAR-**  
19 **PAULINS, OR COVERS FROM AMERICAN**  
20 **SOURCES.**

21 Section 2533a(b)(1)(C) of title 10, United States  
22 Code, is amended by inserting “(and the structural compo-  
23 nents thereof)” after “tents”.

1 **SEC. 822. REPEAL OF SUNSET OF AUTHORITY TO PROCURE**  
2 **FIRE RESISTANT RAYON FIBER FROM FOR-**  
3 **EIGN SOURCES FOR THE PRODUCTION OF**  
4 **UNIFORMS.**

5 Subsection (f) of section 829 of the National Defense  
6 Authorization Act for Fiscal Year 2008 (Public Law 110–  
7 181; 122 Stat. 229; 10 U.S.C. 2533a note) is repealed.

8 **SEC. 823. PROHIBITION ON COLLECTION OF POLITICAL IN-**  
9 **FORMATION.**

10 (a) IN GENERAL.—Chapter 137 of title 10, United  
11 States Code, is amended by adding at the end the fol-  
12 lowing new section:

13 **“§ 2335. Prohibition on collection of political informa-**  
14 **tion**

15 “(a) PROHIBITION ON REQUIRING SUBMISSION OF  
16 POLITICAL INFORMATION.—The head of an agency may  
17 not require a contractor to submit political information re-  
18 lated to the contractor or a subcontractor at any tier, or  
19 any partner, officer, director, or employee of the con-  
20 tractor or subcontractor—

21 “(1) as part of a solicitation, request for bid,  
22 request for proposal, or any other form of commu-  
23 nication designed to solicit offers in connection with  
24 the award of a contract for procurement of property  
25 or services; or

1           “(2) during the course of contract performance  
2           as part of the process associated with modifying a  
3           contract or exercising a contract option.

4           “(b) SCOPE.—The prohibition under this section ap-  
5           plies to the procurement of commercial items, the procure-  
6           ment of commercial-off-the-shelf-items, and the non-com-  
7           mercial procurement of supplies, property, services, and  
8           manufactured items, irrespective of contract vehicle, in-  
9           cluding contracts, purchase orders, task or deliver orders  
10          under indefinite delivery/indefinite quantity contracts,  
11          blanket purchase agreements, and basic ordering agree-  
12          ments.

13          “(c) RULE OF CONSTRUCTION.—Nothing in this sec-  
14          tion shall be construed as—

15                 “(1) waiving, superseding, restricting, or lim-  
16                 iting the application of the Federal Election Cam-  
17                 paign Act of 1971 (2 U.S.C. 431 et seq.) or pre-  
18                 venting Federal regulatory or law enforcement agen-  
19                 cies from collecting or receiving information author-  
20                 ized by law; or

21                 “(2) precluding the Defense Contract Audit  
22                 Agency from accessing and reviewing certain infor-  
23                 mation, including political information, for the pur-  
24                 pose of identifying unallowable costs and admin-

1       istering cost principles established pursuant to sec-  
2       tion 2324 of this title.

3       “(d) DEFINITIONS.—In this section:

4               “(1) CONTRACTOR.—The term ‘contractor’ in-  
5       cludes contractors, bidders, and offerors, and indi-  
6       viduals and legal entities who would reasonably be  
7       expected to submit offers or bids for Federal Gov-  
8       ernment contracts.

9               “(2) POLITICAL INFORMATION.—The term ‘po-  
10      litical information’ means information relating to po-  
11      litical spending, including any payment consisting of  
12      a contribution, expenditure, independent expendi-  
13      ture, or disbursement for an electioneering commu-  
14      nication that is made by the contractor, any of its  
15      partners, officers, directors or employees, or any of  
16      its affiliates or subsidiaries to a candidate or on be-  
17      half of a candidate for election for Federal office, to  
18      a political committee, to a political party, to a third  
19      party entity with the intention or reasonable expect-  
20      ation that it would use the payment to make inde-  
21      pendent expenditures or electioneering communica-  
22      tions, or that is otherwise made with respect to any  
23      election for Federal office, party affiliation, and vot-  
24      ing history. Each of the terms ‘contribution’, ‘ex-  
25      penditure’, ‘independent expenditure’, ‘candidate’,

1 ‘election’, ‘electioneering communication’, and ‘Fed-  
2 eral office’ has the meaning given the term in the  
3 Federal Campaign Act of 1971 (2 U.S.C. 431 et  
4 seq.).”.

5 (b) CLERICAL AMENDMENT.—The table of sections  
6 at the beginning of chapter 137 of such title is amended  
7 by inserting after the item relating to section 2334 the  
8 following new item:

“2335. Prohibition on collection of political information.”.

9 **Subtitle C—Provisions Relating to**  
10 **Major Defense Acquisition Pro-**  
11 **grams**

12 **SEC. 831. WAIVER OF REQUIREMENTS RELATING TO NEW**  
13 **MILESTONE APPROVAL FOR CERTAIN MAJOR**  
14 **DEFENSE ACQUISITION PROGRAMS EXPERI-**  
15 **ENCING CRITICAL COST GROWTH DUE TO**  
16 **CHANGE IN QUANTITY PURCHASED.**

17 Section 2433a(c) of title 10, United States Code, is  
18 amended by adding at the end the following new para-  
19 graph:

20 “(3)(A) The requirements of subparagraphs (B) and  
21 (C) of paragraph (1) shall not apply to a program or sub-  
22 program if—

23 “(i) the Milestone Decision Authority deter-  
24 mines in writing, on the basis of a cost assessment

1 and root cause analysis conducted pursuant to sub-  
2 section (a), that—

3 “(I) but for a change in the quantity of  
4 items to be purchased under the program or  
5 subprogram, the program acquisition unit cost  
6 or procurement unit cost for the program or  
7 subprogram would not have increased by a per-  
8 centage equal to or greater than the cost  
9 growth thresholds for the program or subpro-  
10 gram set forth in subparagraph (B); and

11 “(II) the change in quantity of items de-  
12 scribed in subclause (I) was not made as a re-  
13 sult of an increase in program cost, a delay in  
14 the program, or a problem meeting program re-  
15 quirements;

16 “(ii) the Secretary determines in writing that  
17 the cost to the Department of Defense of complying  
18 with such requirements is likely to exceed the bene-  
19 fits to the Department of complying with such re-  
20 quirements; and

21 “(iii) the Secretary submits to Congress, before  
22 the end of the 60-day period beginning on the day  
23 the Selected Acquisition Report containing the infor-  
24 mation described in section 2433(g) of this title is

1 required to be submitted under section 2432(f) of  
2 this title—

3 “(I) a copy of the written determination  
4 under clause (i) and an explanation of the basis  
5 for the determination; and

6 “(II) a copy of the written determination  
7 under clause (ii) and an explanation of the  
8 basis for the determination.

9 “(B) The cost growth thresholds specified in this sub-  
10 paragraph are as follows:

11 “(i) In the case of a major defense acquisition  
12 program or designated major defense subprogram, a  
13 percentage increase in the program acquisition unit  
14 cost for the program or subprogram of—

15 “(I) 5 percent over the program acquisi-  
16 tion unit cost for the program or subprogram  
17 as shown in the current Baseline Estimate for  
18 the program or subprogram; and

19 “(II) 10 percent over the program acquisi-  
20 tion unit cost for the program or subprogram  
21 as shown in the original Baseline Estimate for  
22 the program or subprogram.

23 “(ii) In the case of a major defense acquisition  
24 program or designated major defense subprogram  
25 that is a procurement program, a percentage in-

1       crease in the procurement unit cost for the program  
2       or subprogram of—

3               “(I) 5 percent over the procurement unit  
4               cost for the program or subprogram as shown  
5               in the current Baseline Estimate for the pro-  
6               gram or subprogram; and

7               “(II) 10 percent over the procurement unit  
8               cost for the program or subprogram as shown  
9               in the original Baseline Estimate for the pro-  
10              gram or subprogram.”.

11 **SEC. 832. ASSESSMENT, MANAGEMENT, AND CONTROL OF**  
12                   **OPERATING AND SUPPORT COSTS FOR**  
13                   **MAJOR WEAPON SYSTEMS.**

14       (a) **GUIDANCE REQUIRED.**—Not later than 180 days  
15 after the date of the enactment of this Act, the Secretary  
16 of Defense shall issue guidance on actions to be taken to  
17 assess, manage, and control Department of Defense costs  
18 for the operation and support of major weapon systems.

19       (b) **ELEMENTS.**—The guidance required by sub-  
20 section (a) shall, at a minimum—

21               (1) be issued in conjunction with the com-  
22 prehensive guidance on life-cycle management and  
23 the development and implementation of product sup-  
24 port strategies for major weapon systems required  
25 by section 805 of the National Defense Authoriza-

1       tion Act for Fiscal Year 2010 (Public Law 111–84;  
2       123 Stat. 2403; 10 U.S.C. 2301 note);

3           (2) require the military departments to retain  
4       each estimate of operating and support costs that is  
5       developed at any time during the life cycle of a  
6       major weapon system, together with supporting doc-  
7       umentation used to develop the estimate;

8           (3) require the military departments to update  
9       estimates of operating and support costs periodically  
10      throughout the life cycle of a major weapon system,  
11      to determine whether preliminary information and  
12      assumptions remain relevant and accurate, and iden-  
13      tify and record reasons for variances;

14          (4) establish standard requirements for the col-  
15      lection of data on operating and support costs for  
16      major weapon systems and require the military de-  
17      partments to revise their Visibility and Management  
18      of Operating and Support Costs (VAMOSOC) systems  
19      to ensure that they collect complete and accurate  
20      data in compliance with such requirements and  
21      make such data available in a timely manner;

22          (5) establish standard requirements for the col-  
23      lection and reporting of data on operating and sup-  
24      port costs for major weapon systems by contractors  
25      performing weapon system sustainment functions in

1 an appropriate format, and develop contract clauses  
2 to ensure that contractors comply with such require-  
3 ments;

4 (6) require the military departments—

5 (A) to collect and retain data from oper-  
6 ational and developmental testing and evalua-  
7 tion on the reliability and maintainability of  
8 major weapon systems; and

9 (B) to use such data to inform system de-  
10 sign decisions, provide insight into sustainment  
11 costs, and inform estimates of operating and  
12 support costs for such systems;

13 (7) require the military departments to ensure  
14 that sustainment factors are fully considered at key  
15 life cycle management decision points and that ap-  
16 propriate measures are taken to reduce operating  
17 and support costs by influencing system design early  
18 in development, developing sound sustainment strat-  
19 egies, and addressing key drivers of costs;

20 (8) require the military departments to conduct  
21 an independent logistics assessment of each major  
22 weapon system prior to key acquisition decision  
23 points (including milestone decisions) to identify fea-  
24 tures that are likely to drive future operating and  
25 support costs, changes to system design that could

1 reduce such costs, and effective strategies for man-  
2 aging such costs;

3 (9) include—

4 (A) reliability metrics for major weapon  
5 systems; and

6 (B) requirements on the use of metrics  
7 under subparagraph (A) as triggers—

8 (i) to conduct further investigation  
9 and analysis into drivers of those metrics;  
10 and

11 (ii) to develop strategies for improving  
12 reliability, availability, and maintainability  
13 of such systems at an affordable cost; and

14 (10) require the military departments to con-  
15 duct periodic reviews of operating and support costs  
16 of major weapon systems after such systems achieve  
17 initial operational capability to identify and address  
18 factors resulting in growth in operating and support  
19 costs and adapt support strategies to reduce such  
20 costs.

21 (c) RETENTION OF DATA ON OPERATING AND SUP-  
22 PORT COSTS.—

23 (1) IN GENERAL.—The Director of Cost Assess-  
24 ment and Program Evaluation shall be responsible  
25 for developing and maintaining a database on oper-

1       ating and support estimates, supporting documenta-  
2       tion, and actual operating and support costs for  
3       major weapon systems.

4           (2) SUPPORT.—The Secretary of Defense shall  
5       ensure that the Director, in carrying out such re-  
6       sponsibility—

7           (A) promptly receives the results of all cost  
8       estimates and cost analyses conducted by the  
9       military departments with regard to operating  
10      and support costs of major weapon systems;

11          (B) has timely access to any records and  
12      data of the military departments (including  
13      classified and proprietary information) that the  
14      Director considers necessary to carry out such  
15      responsibility; and

16          (C) with the concurrence of the Under Sec-  
17      retary of Defense for Acquisition, Technology,  
18      and Logistics, may direct the military depart-  
19      ments to collect and retain information nec-  
20      essary to support the database.

21          (d) MAJOR WEAPON SYSTEM DEFINED.—In this sec-  
22      tion, the term “major weapon system” has the meaning  
23      given that term in section 2379(f) of title 10, United  
24      States Code.

1 **SEC. 833. CLARIFICATION OF RESPONSIBILITY FOR COST**  
2 **ANALYSES AND TARGETS FOR CONTRACT NE-**  
3 **GOTIATION PURPOSES.**

4 Section 2334(e) of title 10, United States Code, is  
5 amended—

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

8 (2) in paragraph (1)—

9 (A) by striking “shall provide that—” and  
10 all that follows through “cost estimates” and  
11 inserting “shall provide that cost estimates”;

12 (B) by striking “; and” and inserting a pe-  
13 riod; and

14 (C) by redesignating subparagraph (B) as  
15 paragraph (2) and moving such paragraph two  
16 ems to the left;

17 (3) in paragraph (2), as redesignated by para-  
18 graph (2) of this section, by striking “cost analyses  
19 and targets” and inserting “The Under Secretary of  
20 Defense for Acquisition, Technology, and Logistics  
21 shall, in consultation with the Director of Cost As-  
22 sessment and Program Evaluation, develop policies,  
23 procedures, and guidance to ensure that cost anal-  
24 yses and targets”;

25 (4) in paragraph (3), as redesignated by para-  
26 graph (1) of this section, by striking “issued by the

1 Director of Cost Assessment and Program Evalua-  
2 tion” and inserting “issued by the Under Secretary  
3 of Defense for Acquisition, Technology, and Logis-  
4 tics under paragraph (2)”; and

5 (5) in paragraph (5), as redesignated by para-  
6 graph (1) of this section, by striking “paragraph  
7 (3)” and inserting “paragraph (4)”.

8 **SEC. 834. MODIFICATION OF REQUIREMENTS FOR GUID-**  
9 **ANCE ON MANAGEMENT OF MANUFAC-**  
10 **TURING RISK IN MAJOR DEFENSE ACQUI-**  
11 **TION PROGRAMS.**

12 Section 812(b) of the Ike Skelton National Defense  
13 Authorization Act for Fiscal Year 2011 (Public Law 111-  
14 383; 124 Stat. 4264; 10 U.S.C. 2430 note) is amended—

15 (1) by striking “manufacturing readiness lev-  
16 els” each place it appears and inserting “manufac-  
17 turing readiness levels or other manufacturing readi-  
18 ness standards”;

19 (2) by redesignating paragraphs (4) and (5) as  
20 paragraphs (5) and (6), respectively; and

21 (3) by inserting after paragraph (3) the fol-  
22 lowing new paragraph (4):

23 “(4) provide for the tailoring of manufacturing  
24 readiness levels or other manufacturing readiness  
25 standards to address the unique characteristics of

1 specific industry sectors or weapon system port-  
2 folios;”.

3 **SEC. 835. MANAGEMENT OF DEVELOPMENTAL TEST AND**  
4 **EVALUATION FOR MAJOR DEFENSE ACQUISI-**  
5 **TION PROGRAMS.**

6 (a) CHIEF DEVELOPMENTAL TESTER.—Section  
7 820(a) of the John Warner National Defense Authoriza-  
8 tion Act for Fiscal Year 2007 (Public Law 109–364; 120  
9 Stat. 2330), as amended by section 805(c) of the National  
10 Defense Authorization Act for Fiscal Year 2010 (Public  
11 Law 110–181; 123 Stat. 2403), is further amended—

12 (1) by redesignating paragraph (6) as para-  
13 graph (7); and

14 (2) by inserting after paragraph (5) the fol-  
15 lowing new paragraph (6):

16 “(6) Chief developmental tester.”.

17 (b) RESPONSIBILITIES OF CHIEF DEVELOPMENTAL  
18 TESTER AND LEAD DEVELOPMENTAL TEST AND EVAL-  
19 UATION ORGANIZATION.—Section 139b of title 10, United  
20 States Code, is amended—

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

23 (2) by inserting after subsection (b) the fol-  
24 lowing new subsection (c):

1           “(c) SUPPORT OF MDAPS BY CHIEF DEVELOP-  
2 MENTAL TESTER AND LEAD DEVELOPMENTAL TEST AND  
3 EVALUATION ORGANIZATION.—

4           “(1) SUPPORT.—The Secretary of Defense shall  
5 require that each major defense acquisition program  
6 be supported by—

7                   “(A) a chief developmental tester; and

8                   “(B) a governmental test agency, serving  
9 as lead developmental test and evaluation orga-  
10 nization for the program.

11           “(2) RESPONSIBILITIES OF CHIEF DEVELOP-  
12 MENTAL TESTER.—The chief developmental tester  
13 for a major defense acquisition program shall be re-  
14 sponsible for—

15                   “(A) coordinating the planning, manage-  
16 ment, and oversight of all developmental test  
17 and evaluation activities for the program;

18                   “(B) maintaining insight into contractor  
19 activities under the program and overseeing the  
20 test and evaluation activities of other partici-  
21 pating government activities under the pro-  
22 gram; and

23                   “(C) helping program managers make  
24 technically informed, objective judgments about

1 contractor developmental test and evaluation re-  
2 sults under the program.

3 “(3) RESPONSIBILITIES OF LEAD DEVELOP-  
4 MENTAL TEST AND EVALUATION ORGANIZATION.—

5 The lead developmental test and evaluation organi-  
6 zation for a major defense acquisition program shall  
7 be responsible for—

8 “(A) providing technical expertise on test-  
9 ing and evaluation issues to the chief develop-  
10 mental tester for the program;

11 “(B) conducting developmental testing and  
12 evaluation activities for the program, as di-  
13 rected by the chief developmental tester; and

14 “(C) assisting the chief developmental test-  
15 er in providing oversight of contractors under  
16 the program and in reaching technically in-  
17 formed, objective judgments about contractor  
18 developmental test and evaluation results under  
19 the program.”.

20 **SEC. 836. ASSESSMENT OF RISK ASSOCIATED WITH DEVEL-**  
21 **OPMENT OF MAJOR WEAPON SYSTEMS TO BE**  
22 **PROCURED UNDER COOPERATIVE PROJECTS**  
23 **WITH FRIENDLY FOREIGN COUNTRIES.**

24 (a) ASSESSMENT OF RISK REQUIRED.—

1           (1) IN GENERAL.—Not later than two days  
2 after the President transmits a certification to Con-  
3 gress pursuant to section 27(f) of the Arms Export  
4 Control Act (22 U.S.C. 2767(f)) regarding a pro-  
5 posed cooperative project agreement that is expected  
6 to result in the award of a Department of Defense  
7 contract for the engineering and manufacturing de-  
8 velopment of a major weapon system, the Secretary  
9 of Defense shall submit to the Chairmen of the  
10 Committees on Armed Services of the Senate and  
11 the House of Representatives a report setting forth  
12 a risk assessment of the proposed cooperative  
13 project.

14           (2) PREPARATION.—The Secretary shall pre-  
15 pare each report required by paragraph (1) in con-  
16 sultation with the Under Secretary of Defense for  
17 Acquisition, Technology, and Logistics, the Assistant  
18 Secretary of Defense for Research and Engineering,  
19 and the Director of Cost Assessment and Program  
20 Evaluation of the Department of Defense.

21           (b) ELEMENTS.—The risk assessment on a coopera-  
22 tive project under subsection (a) shall include the fol-  
23 lowing:

24           (1) An assessment of the design, technical,  
25 manufacturing, and integration risks associated with

1 developing and procuring the weapon system to be  
2 procured under the cooperative project.

3 (2) A statement identifying any termination li-  
4 ability that would be incurred under the development  
5 contract to be entered into under subsection (a)(1),  
6 and a statement of the extent to which such termi-  
7 nation liability would not be fully funded by appro-  
8 priations available or sought in the fiscal year in  
9 which the agreement for the cooperative project is  
10 signed on behalf of the United States.

11 (3) An assessment of the advisability of incur-  
12 ring any unfunded termination liability identified  
13 under paragraph (2) given the risks identified in the  
14 assessment under paragraph (1).

15 (4) A listing of which, if any, requirements as-  
16 sociated with the oversight and management of a  
17 major defense acquisition program (as prescribed  
18 under Department of Defense Instruction 5000.02  
19 or related authorities) will be waived, or in any way  
20 modified, in carrying out the development contract  
21 to be entered into under (a)(1), and a full expla-  
22 nation why such requirements need to be waived or  
23 modified.

24 (c) DEFINITIONS.—In this section:

1           (1) The term “engineering and manufacturing  
2           development” has the meaning given that term in  
3           Department of Defense Instruction 5000.02.

4           (2) The term “major weapon system” has the  
5           meaning given that term in section 2379(f) of title  
6           10, United States Code.

7 **SEC. 837. COMPETITION IN MAINTENANCE AND**  
8 **SUSTAINMENT OF SUBSYSTEMS OF MAJOR**  
9 **WEAPON SYSTEMS.**

10          Section 202(d) of the Weapon Systems Acquisition  
11 Reform Act of 2009 (Public Law 111–23; 123 Stat. 1721;  
12 10 U.S.C. 2430 note) is amended—

13           (1) in the subsection heading, by striking “OP-  
14           ERATION AND SUSTAINMENT OF MAJOR WEAPON  
15           SYSTEMS” and inserting “MAINTENANCE AND  
16           SUSTAINMENT OF MAJOR WEAPON SYSTEMS AND  
17           SUBSYSTEMS”;

18           (2) by inserting “or subsystem of a major  
19           weapon system” after “a major weapon system”;  
20           and

21           (3) by inserting “, or for components needed  
22           for such maintenance and sustainment,” after “such  
23           maintenance and sustainment”.

1 **SEC. 838. OVERSIGHT OF AND REPORTING REQUIREMENTS**  
2 **WITH RESPECT TO EVOLVED EXPENDABLE**  
3 **LAUNCH VEHICLE PROGRAM.**

4 The Secretary of Defense shall—

5 (1) redesignate the Evolved Expendable Launch  
6 Vehicle program as a major defense acquisition pro-  
7 gram not in the sustainment phase under section  
8 2430 of title 10, United States Code; or

9 (2) require the Evolved Expendable Launch Ve-  
10 hicle program—

11 (A) to provide to the congressional defense  
12 committees all information with respect to the  
13 cost, schedule, and performance of the program  
14 that would be required to be provided under  
15 sections 2431 (relating to weapons development  
16 and procurement schedules), 2432 (relating to  
17 Select Acquisition Reports, including updated  
18 program life-cycle cost estimates), and 2433  
19 (relating to unit cost reports) of title 10, United  
20 States Code, with respect to the program if the  
21 program were designated as a major defense ac-  
22 quisition program not in the sustainment phase;  
23 and

24 (B) to provide to the Under Secretary of  
25 Defense for Acquisition, Technology, and Logis-  
26 tics—

1 (i) a quarterly cost and status report,  
2 commonly known as a Defense Acquisition  
3 Executive Summary, which serves as an  
4 early-warning of actual and potential prob-  
5 lems with a program and provides for pos-  
6 sible mitigation plans; and

7 (ii) earned value management data  
8 that contains measurements of contractor  
9 technical, schedule, and cost performance.

10 **SEC. 839. IMPLEMENTATION OF ACQUISITION STRATEGY**  
11 **FOR EVOLVED EXPENDABLE LAUNCH VEHI-**  
12 **CLE.**

13 (a) IN GENERAL.—Not later than March 31, 2012,  
14 the Secretary of Defense shall submit to the congressional  
15 committees specified in subsection (c) the following infor-  
16 mation:

17 (1) A description of how the strategy of the De-  
18 partment of Defense to acquire space launch capa-  
19 bility under the Evolved Expendable Launch Vehicle  
20 program implements each of the recommendations  
21 included in the Report of the Government Account-  
22 ability Office on the Evolved Expendable Launch Ve-  
23 hicle, dated September 15, 2011 (GAO–11–641).

24 (2) With respect to any such recommendation  
25 that the Department does not implement, an expla-

1 nation of how the Department is otherwise address-  
2 ing the deficiencies identified in that report.

3 (b) ASSESSMENT BY COMPTROLLER GENERAL OF  
4 THE UNITED STATES.—Not later than 60 days after the  
5 submission of the information required by subsection (a),  
6 the Comptroller General of the United States shall submit  
7 to the congressional committees specified in subsection (c)  
8 an assessment of that information and any additional find-  
9 ings or recommendations the Comptroller General con-  
10 siders appropriate.

11 (c) CONGRESSIONAL COMMITTEES.—The congres-  
12 sional committees specified in this subsection are the fol-  
13 lowing:

14 (1) The Committees on Armed Services of the  
15 Senate and the House of Representatives.

16 (2) The Committees on Appropriations of the  
17 Senate and the House of Representatives.

18 (3) The Select Committee on Intelligence of the  
19 Senate and the Permanent Select Committee on In-  
20 telligence of the House of Representatives.

1 **Subtitle D—Provisions Relating to**  
2 **Contracts in Support of Contin-**  
3 **gency Operations in Iraq or Af-**  
4 **ghanistan**

5 **SEC. 841. PROHIBITION ON CONTRACTING WITH THE**  
6 **ENEMY IN THE UNITED STATES CENTRAL**  
7 **COMMAND THEATER OF OPERATIONS.**

8 (a) PROHIBITION.—

9 (1) IN GENERAL.—Not later than 30 days after  
10 the date of the enactment of this Act, the Secretary  
11 of Defense shall revise the Department of Defense  
12 Supplement to the Federal Acquisition Regulation to  
13 authorize the head of a contracting activity, pursu-  
14 ant to a request from the Commander of the United  
15 States Central Command under subsection (c)(2)—

16 (A) to restrict the award of Department of  
17 Defense contracts, grants, or cooperative agree-  
18 ments that the head of the contracting activity  
19 determines in writing would provide funding di-  
20 rectly or indirectly to a person or entity that  
21 has been identified by the Commander of the  
22 United States Central Command as actively  
23 supporting an insurgency or otherwise actively  
24 opposing United States or coalition forces in a

1 contingency operation in the United States Cen-  
2 tral Command theater of operations;

3 (B) to terminate for default any Depart-  
4 ment contract, grant, or cooperative agreement  
5 upon a written determination by the head of the  
6 contracting activity that the contractor, or the  
7 recipient of the grant or cooperative agreement,  
8 has failed to exercise due diligence to ensure  
9 that none of the funds received under the con-  
10 tract, grant, or cooperative agreement are pro-  
11 vided directly or indirectly to a person or entity  
12 who is actively supporting an insurgency or oth-  
13 erwise actively opposing United States or coal-  
14 ition forces in a contingency operation in the  
15 United States Central Command theater of op-  
16 erations; or

17 (C) to void in whole or in part any Depart-  
18 ment contract, grant, or cooperative agreement  
19 upon a written determination by the head of the  
20 contracting activity that the contract, grant, or  
21 cooperative agreement provides funding directly  
22 or indirectly to a person or entity that has been  
23 identified by the Commander of the United  
24 States Central Command as actively supporting  
25 an insurgency or otherwise actively opposing

1 United States or coalition forces in a contin-  
2 gency operation in the United States Central  
3 Command theater of operations.

4 (2) TREATMENT AS VOID.—For purposes of  
5 this section:

6 (A) A contract, grant, or cooperative  
7 agreement that is void is unenforceable as con-  
8 trary to public policy.

9 (B) A contract, grant, or cooperative  
10 agreement that is void in part is unenforceable  
11 as contrary to public policy with regard to a  
12 segregable task or effort under the contract,  
13 grant, or cooperative agreement.

14 (b) CONTRACT CLAUSE.—

15 (1) IN GENERAL.—Not later than 30 days after  
16 the date of the enactment of this Act, the Secretary  
17 shall revise the Department of Defense Supplement  
18 to the Federal Acquisition Regulation to require  
19 that—

20 (A) the clause described in paragraph (2)  
21 shall be included in each covered contract,  
22 grant, and cooperative agreement of the De-  
23 partment that is awarded on or after the date  
24 of the enactment of this Act; and

1 (B) to the maximum extent practicable,  
2 each covered contract, grant, and cooperative  
3 agreement of the Department that is awarded  
4 before the date of the enactment of this Act  
5 shall be modified to include the clause described  
6 in paragraph (2).

7 (2) **CLAUSE DESCRIBED.**—The clause described  
8 in this paragraph is a clause that—

9 (A) requires the contractor, or the recipi-  
10 ent of the grant or cooperative agreement, to  
11 exercise due diligence to ensure that none of the  
12 funds received under the contract, grant, or co-  
13 operative agreement are provided directly or in-  
14 directly to a person or entity who is actively  
15 supporting an insurgency or otherwise actively  
16 opposing United States or coalition forces in a  
17 contingency operation; and

18 (B) notifies the contractor, or the recipient  
19 of the grant or cooperative agreement, of the  
20 authority of the head of the contracting activity  
21 to terminate or void the contract, grant, or co-  
22 operative agreement, in whole or in part, as  
23 provided in subsection (a).

24 (3) **COVERED CONTRACT, GRANT, OR COOPERA-**  
25 **TIVE AGREEMENT.**—In this subsection, the term

1 “covered contract, grant, or cooperative agreement”  
2 means a contract, grant, or cooperative agreement  
3 with an estimated value in excess of \$100,000 that  
4 will be performed in the United States Central Com-  
5 mand theater of operations.

6 (c) IDENTIFICATION OF CONTRACTS WITH SUP-  
7 PORTERS OF THE ENEMY.—

8 (1) IN GENERAL.—Not later than 30 days after  
9 the date of the enactment of this Act, the Secretary,  
10 acting through the Commander of the United States  
11 Central Command, shall establish a program to use  
12 available intelligence to review persons and entities  
13 who receive United States funds through contracts,  
14 grants, and cooperative agreements performed in the  
15 United States Central Command theater of oper-  
16 ations and identify any such persons and entities  
17 who are actively supporting an insurgency or other-  
18 wise actively opposing United States or coalition  
19 forces in a contingency operation.

20 (2) NOTICE TO CONTRACTING ACTIVITIES.—If  
21 the Commander of the United States Central Com-  
22 mand, acting pursuant to the program required by  
23 paragraph (1), identifies a person or entity as ac-  
24 tively supporting an insurgency or otherwise actively  
25 opposing United States or coalition forces in a con-

1       tingency operation, the Commander may notify the  
2       head of a contracting activity in writing of such  
3       identification and request that the head of the con-  
4       tracting activity exercise the authority provided in  
5       subsection (a) with regard to any contracts, grants,  
6       or cooperative agreements that provide funding di-  
7       rectly or indirectly to the person or entity.

8               (3) PROTECTION OF CLASSIFIED INFORMA-  
9       TION.—Classified information relied upon by the  
10       Commander of the United States Central Command  
11       to make an identification in accordance with this  
12       subsection may not be disclosed to a contractor or  
13       a recipient of a grant or cooperative agreement with  
14       respect to which an action is taken pursuant to the  
15       authority provided in subsection (a), or to their rep-  
16       resentatives, in the absence of a protective order  
17       issued by a court of competent jurisdiction estab-  
18       lished under Article III of the Constitution of the  
19       United States that specifically addresses the condi-  
20       tions upon which such classified information may be  
21       so disclosed.

22       (d) NONDELEGATION OF RESPONSIBILITIES.—

23               (1) CONTRACT ACTIONS.—The authority pro-  
24       vided by subsection (a) to restrict, terminate, or void  
25       contracts, grants, and cooperative agreements may

1 not be delegated below the level of the head of a con-  
2 tracting activity.

3 (2) IDENTIFICATION OF SUPPORT OF ENEMY.—

4 The authority to make an identification under sub-  
5 section (c)(1) may not be delegated below the level  
6 of the Commander of the United States Central  
7 Command.

8 (e) REPORTS.—Not later than March 1 of each of  
9 2013, 2014, and 2015, the Secretary shall submit to the  
10 congressional defense committees a report on the use of  
11 the authority provided by this section in the preceding cal-  
12 endar year. Each report shall identify, for the calendar  
13 year covered by such report, each instance in which the  
14 Department of Defense exercised the authority to restrict,  
15 terminate, or void contracts, grants, and cooperative  
16 agreements pursuant to subsection (a) and explain the  
17 basis for the action taken. Any report under this sub-  
18 section may be submitted in classified form.

19 (f) OTHER DEFINITION.—In this section, the term  
20 “contingency operation” has the meaning given that term  
21 in section 101(a)(13) of title 10, United States Code.

22 (g) SUNSET.—The authority to restrict, terminate, or  
23 void contracts, grants, and cooperative agreements pursu-  
24 ant to subsection (a) shall cease to be effective on the date

1 that is three years after the date of the enactment of this  
2 Act.

3 **SEC. 842. ADDITIONAL ACCESS TO CONTRACTOR AND SUB-**  
4 **CONTRACTOR RECORDS IN THE UNITED**  
5 **STATES CENTRAL COMMAND THEATER OF**  
6 **OPERATIONS.**

7 (a) DEPARTMENT OF DEFENSE CONTRACTS,  
8 GRANTS, AND COOPERATIVE AGREEMENTS.—

9 (1) IN GENERAL.—Not later than 30 days after  
10 the date of the enactment of this Act, the Secretary  
11 of Defense shall revise the Department of Defense  
12 Supplement to the Federal Acquisition Regulation to  
13 require that—

14 (A) the clause described in paragraph (2)  
15 shall be included in each covered contract,  
16 grant, and cooperative agreement of the De-  
17 partment of Defense that is awarded on or  
18 after the date of the enactment of this Act; and

19 (B) to the maximum extent practicable,  
20 each covered contract, grant, and cooperative  
21 agreement of the Department that is awarded  
22 before the date of the enactment of this Act  
23 shall be modified to include the clause described  
24 in paragraph (2).

1           (2) CLAUSE.—The clause described in this  
2 paragraph is a clause authorizing the Secretary,  
3 upon a written determination pursuant to paragraph  
4 (3), to examine any records of the contractor, the re-  
5 cipient of a grant or cooperative agreement, or any  
6 subcontractor or subgrantee under such contract,  
7 grant, or cooperative agreement to the extent nec-  
8 essary to ensure that funds available under the con-  
9 tract, grant, or cooperative agreement—

10           (A) are not subject to extortion or corrup-  
11 tion; and

12           (B) are not provided directly or indirectly  
13 to persons or entities that are actively sup-  
14 porting an insurgency or otherwise actively op-  
15 posing United States or coalition forces in a  
16 contingency operation.

17           (3) WRITTEN DETERMINATION.—The authority  
18 to examine records pursuant to the contract clause  
19 described in paragraph (2) may be exercised only  
20 upon a written determination by the contracting offi-  
21 cer or comparable official responsible for a grant or  
22 cooperative agreement, upon a finding by the Com-  
23 mander of the United States Central Command, that  
24 there is reason to believe that funds available under  
25 the contract, grant, or cooperative agreement con-

1           cerned may have been subject to extortion or corrup-  
2           tion or may have been provided directly or indirectly  
3           to persons or entities that are actively supporting an  
4           insurgency or otherwise actively opposing United  
5           States or coalition forces in a contingency operation.

6           (4) FLOWDOWN.—A clause described in para-  
7           graph (2) shall also be required in any subcontract  
8           or subgrant under a covered contract, grant, or co-  
9           operative agreement if the subcontract or subgrant  
10          has an estimated value in excess of \$100,000.

11          (b) REPORTS.—Not later than March 1 of each of  
12          2013, 2014, and 2015, the Secretary shall submit to the  
13          congressional defense committees a report on the use of  
14          the authority provided by this section in the preceding cal-  
15          endar year. Each report shall identify, for the calendar  
16          year covered by such report, each instance in which the  
17          Department of Defense exercised the authority provided  
18          under this section to examine records, explain the basis  
19          for the action taken, and summarize the results of any  
20          examination of records so undertaken, Any report under  
21          this subsection may be submitted in classified form.

22          (c) DEFINITIONS.—In this section:

23                  (1) The term “contingency operation” has the  
24                  meaning given that term in section 101(a)(13) of  
25                  title 10, United States Code.

1           (2) The term “covered contract, grant, or coop-  
2           erative agreement” means a contract, grant, or co-  
3           operative agreement with an estimated value in ex-  
4           cess of \$100,000 that will be performed in the  
5           United States Central Command theater of oper-  
6           ations in support of a contingency operation.

7           (d) SUNSET.—

8           (1) IN GENERAL.—The clause described by sub-  
9           section (a)(2) shall not be required in any contract,  
10          grant, or cooperative agreement that is awarded  
11          after the date that is three years after the date of  
12          the enactment of this Act.

13          (2) CONTINUING EFFECT OF CLAUSES IN-  
14          CLUDED BEFORE SUNSET.—Any clause described by  
15          subsection (a)(2) that is included in a contract,  
16          grant, or cooperative agreement pursuant to this  
17          section before the date specified in paragraph (1)  
18          shall remain in effect in accordance with its terms.

19   **SEC. 843. REACH-BACK CONTRACTING AUTHORITY FOR OP-**  
20                   **ERATION ENDURING FREEDOM AND OPER-**  
21                   **ATION NEW DAWN.**

22          (a) AUTHORITY TO DESIGNATE LEAD CONTRACTING  
23          ACTIVITY.—The Under Secretary of Defense for Acquisi-  
24          tion, Technology, and Logistics may designate a single  
25          contracting activity inside the United States to act as the

1 lead contracting activity with authority for use of domestic  
2 capabilities in support of overseas contracting for Oper-  
3 ation Enduring Freedom and Operation New Dawn. The  
4 contracting activity so designated shall be known as the  
5 “lead reach-back contracting authority” for such oper-  
6 ations.

7 (b) LIMITED AUTHORITY FOR USE OF OUTSIDE-THE-  
8 UNITED-STATES-THRESHOLDS.—The head of the con-  
9 tracting authority designated pursuant to subsection (a)  
10 may, when awarding a contract inside the United States  
11 for performance in the theater of operations for Operation  
12 Enduring Freedom or Operation New Dawn, use the over-  
13 seas increased micro-purchase threshold and the overseas  
14 increased simplified acquisition threshold in the same  
15 manner and to the same extent as if the contract were  
16 to be awarded and performed outside the United States.

17 (c) DEFINITIONS.—In this section:

18 (1) The term “overseas increased micro-pur-  
19 chase threshold” means the amount specified in  
20 paragraph (1)(B) of section 1903(b) of title 41,  
21 United States Code.

22 (2) The term “overseas increased simplified ac-  
23 quisition threshold” means the amount specified in  
24 paragraph (2)(B) of section 1903(b) of title 41,  
25 United States Code.

1 **SEC. 844. COMPETITION AND REVIEW OF CONTRACTS FOR**  
2 **PROPERTY OR SERVICES IN SUPPORT OF A**  
3 **CONTINGENCY OPERATION.**

4 (a) CONTRACTING GOALS.—Not later than 90 days  
5 after the date of the enactment of this Act, the Secretary  
6 of Defense shall—

7 (1) establish goals for competition in contracts  
8 awarded by the Secretary of Defense for the pro-  
9 curement of property or services to be used outside  
10 the United States in support of a contingency oper-  
11 ation; and

12 (2) develop processes by which to measure and  
13 monitor such competition, including in task-order  
14 categories for services, construction, and supplies.

15 (b) ANNUAL REVIEW OF CERTAIN CONTRACTS.—For  
16 each year the Logistics Civil Augmentation Program con-  
17 tract, or other similar omnibus contract awarded by the  
18 Secretary of Defense for the procurement of property or  
19 services to be used outside the United States in support  
20 of a contingency operation, is in force, the Secretary shall  
21 require a competition advocate of the Department of De-  
22 fense to conduct an annual review of each such contract.

23 (c) ANNUAL REPORT ON CONTRACTING IN IRAQ AND  
24 AFGHANISTAN.— Section 863(a)(2) of the National De-  
25 fense Authorization Act for Fiscal Year 2008 (110–181;  
26 10 U.S.C. 2302 note) is amended—

1           (1) by redesignating subparagraphs (F)  
2 through (H) as subparagraphs (G) through (I), re-  
3 spectively; and

4           (2) by inserting after subparagraph (E) the fol-  
5 lowing new subparagraph:

6                   “(F) Percentage of contracts awarded on a  
7 competitive basis as compared to established  
8 goals for competition in contingency contracting  
9 actions.”.

10 **SEC. 845. INCLUSION OF ASSOCIATED SUPPORT SERVICES**

11                   **IN RAPID ACQUISITION AND DEPLOYMENT**

12                   **PROCEDURES FOR SUPPLIES.**

13           (a) INCLUSION.—Section 806 of the Bob Stump Na-  
14 tional Defense Authorization Act for Fiscal Year 2003 (10  
15 U.S.C. 2302 note) is amended by striking “supplies” each  
16 place it appears (other than subsections (a)(1)(B) and (f))  
17 and inserting “supplies and associated support services”.

18           (b) DEFINITION.—Such section is further amended  
19 by adding at the end the following new subsection:

20                   “(g) ASSOCIATED SUPPORT SERVICES DEFINED.—In  
21 this section, the term ‘associated support services’ means  
22 training, operation, maintenance, and support services  
23 needed in connection with the deployment of supplies to  
24 be acquired pursuant to the authority of this section. The  
25 term does not include functions that are inherently gov-

1 ernmental or otherwise exempted from private sector per-  
2 formance.”.

3 (c) LIMITATION ON AVAILABILITY OF AUTHORITY.—

4 The authority to acquire associated support services pur-  
5 suant to section 806 of the Bob Stump National Defense  
6 Authorization Act for Fiscal Year 2003, as amended by  
7 this section, shall not take effect until the Secretary of  
8 Defense certifies to the congressional defense committees  
9 that the Secretary has developed and implemented an ex-  
10 pedited review process in compliance with the require-  
11 ments of section 804 of the Ike Skelton National Defense  
12 Authorization Act for Fiscal Year 2011 (Public Law 111–  
13 383; 124 Stat. 4256; 10 U.S.C. 2302 note).

14 **SEC. 846. JOINT URGENT OPERATIONAL NEEDS FUND TO**  
15 **RAPIDLY MEET URGENT OPERATIONAL**  
16 **NEEDS.**

17 (a) ESTABLISHMENT OF FUND.—

18 (1) IN GENERAL.—Chapter 131 of title 10,  
19 United States Code, is amended by inserting after  
20 section 2216 the following new section:

21 **“§ 2216a. Rapidly meeting urgent needs: Joint Urgent**  
22 **Operational Needs Fund**

23 “(a) ESTABLISHMENT.—There is established in the  
24 Treasury an account to be known as the ‘Joint Urgent

1 Operational Needs Fund’ (in this section referred to as  
2 the ‘Fund’).

3 “(b) ELEMENTS.—The Fund shall consist of the fol-  
4 lowing:

5 “(1) Amounts appropriated to the Fund.

6 “(2) Amounts transferred to the Fund.

7 “(3) Any other amounts made available to the  
8 Fund by law.

9 “(c) USE OF FUNDS.—(1) Amounts in the Fund shall  
10 be available to the Secretary of Defense for capabilities  
11 that are determined by the Secretary, pursuant to the re-  
12 view process required by section 804(b) of the Ike Skelton  
13 National Defense Authorization Act for Fiscal Year 2011  
14 (10 U.S.C. 2302 note), to be suitable for rapid fielding  
15 in response to urgent operational needs.

16 “(2) The Secretary shall establish a merit-based proc-  
17 ess for identifying equipment, supplies, services, training,  
18 and facilities suitable for funding through the Fund.

19 “(3) Nothing in this section shall be interpreted to  
20 require or enable any official of the Department of De-  
21 fense to provide funding under this section pursuant to  
22 a congressional earmark, as defined in clause 9 of Rule  
23 XXI of the Rules of the House of Representatives, or a  
24 congressionally directed spending item, as defined in para-

1 graph 5 of Rule XLIV of the Standing Rules of the Sen-  
2 ate.

3 “(d) TRANSFER AUTHORITY.—(1) Amounts in the  
4 Fund may be transferred by the Secretary of Defense  
5 from the Fund to any of the following accounts of the De-  
6 partment of Defense to accomplish the purpose stated in  
7 subsection (c):

8 “(A) Operation and maintenance accounts.

9 “(B) Procurement accounts.

10 “(C) Research, development, test, and evalua-  
11 tion accounts.

12 “(2) Upon determination by the Secretary that all or  
13 part of the amounts transferred from the Fund under  
14 paragraph (1) are not necessary for the purpose for which  
15 transferred, such amounts may be transferred back to the  
16 Fund.

17 “(3) The transfer of an amount to an account under  
18 the authority in paragraph (1) shall be deemed to increase  
19 the amount authorized for such account by an amount  
20 equal to the amount so transferred.

21 “(4) The transfer authority provided by paragraphs  
22 (1) and (2) is in addition to any other transfer authority  
23 available to the Department of Defense by law.

24 “(e) SUNSET.—The authority to make expenditures  
25 or transfers from the Fund shall expire on the last day

1 of the third fiscal year that begins after the date of the  
2 enactment of the National Defense Authorization Act for  
3 Fiscal Year 2012.”.

4 (2) CLERICAL AMENDMENT.—The table of sec-  
5 tions at the beginning of chapter 131 of such title  
6 is amended by inserting after the item relating to  
7 section 2216 the following new item:

“2216a. Rapidly meeting urgent needs: Joint Urgent Operational Needs Fund.”.

8 (b) LIMITATION ON COMMENCEMENT OF EXPENDI-  
9 TURES FROM FUND.—No expenditure may be made from  
10 the Joint Urgent Operational Needs Fund established by  
11 section 2216a of title 10, United States Code (as added  
12 by subsection (a)), until the Secretary of Defense certifies  
13 to the congressional defense committees that the Secretary  
14 has developed and implemented an expedited review proc-  
15 ess in compliance with the requirements of section 804  
16 of the Ike Skelton National Defense Authorization Act for  
17 Fiscal Year 2011 (Public Law 111–383; 124 Stat. 4256;  
18 10 U.S.C. 2302 note).

19 **Subtitle E—Defense Industrial**  
20 **Base Matters**

21 **SEC. 851. ASSESSMENT OF THE DEFENSE INDUSTRIAL BASE**  
22 **PILOT PROGRAM.**

23 (a) REPORT.—Not later than March 1, 2012, the  
24 Secretary of Defense shall submit to the congressional de-

1 fense committees a report on the defense industrial base  
2 pilot program of the Department of Defense.

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

5 (1) A quantitative and qualitative analysis of  
6 the effectiveness of the defense industrial base pilot  
7 program.

8 (2) An assessment of the legal, policy, or regu-  
9 latory challenges associated with effectively exe-  
10 cuting the pilot program.

11 (3) Recommendations for changes to the legal,  
12 policy, or regulatory framework for the pilot pro-  
13 gram to make it more effective.

14 (4) A description of any plans to expand the  
15 pilot program, including to other sectors beyond the  
16 defense industrial base.

17 (5) An assessment of the potential legal, policy,  
18 or regulatory challenges associated with expanding  
19 the pilot program.

20 (6) Any other matters the Secretary considers  
21 appropriate.

22 (c) FORM.—The report required under this section  
23 shall be submitted in unclassified form, but may include  
24 a classified annex.

1 **SEC. 852. STRATEGY FOR SECURING THE DEFENSE SUPPLY**  
2 **CHAIN AND INDUSTRIAL BASE.**

3 (a) REPORT REQUIRED.—The Secretary of Defense  
4 shall ensure that the annual report to Congress on the  
5 defense industrial base submitted for fiscal year 2012 pur-  
6 suant to section 2504 of title 10, United States Code, in-  
7 cludes a description of, and a status report on, the sector-  
8 by-sector, tier-by-tier assessment of the industrial base un-  
9 dertaken by the Department of Defense.

10 (b) CONTENTS OF REPORT.—The report required by  
11 subsection (a) shall include, at a minimum, a description  
12 of the steps taken and planned to be taken—

13 (1) to identify current and emerging sectors of  
14 the defense industrial base that are critical to the  
15 national security of the United States;

16 (2) in each sector, to identify items that are  
17 critical to military readiness, including key compo-  
18 nents, subcomponents, and materials;

19 (3) to examine the structure of the industrial  
20 base, including the competitive landscape, relation-  
21 ships, risks, and opportunities within that structure;

22 (4) to map the supply chain for critical items  
23 identified under paragraph (2) in a manner that  
24 provides the Department of Defense visibility from  
25 raw material to final products;

1           (5) to perform a risk assessment of the supply  
2 chain for such critical items and conduct an evalua-  
3 tion of the extent to which—

4           (A) the supply chain for such items is sub-  
5 ject to disruption by factors outside the control  
6 of the Department of Defense; and

7           (B) such disruption would adversely affect  
8 the ability of the Department of Defense to fill  
9 its national security mission.

10       (c) STRATEGY REQUIRED.—Based on the findings  
11 from the sector-by-sector, tier-by-tier assessment, as de-  
12 scribed in the report required by subsection (a), the Sec-  
13 retary of Defense shall develop a defense supply chain and  
14 industrial base strategy to ensure the continued avail-  
15 ability of items that are determined by the Secretary to  
16 be critical to military readiness and to be subject to sig-  
17 nificant supply chain risk. The strategy shall be based on  
18 a prioritized assessment of risks and challenges to the de-  
19 fense supply chain and industrial base and shall, at a min-  
20 imum, address—

21           (1) mitigation strategies needed to address any  
22 gaps or vulnerabilities in the relevant sectors of the  
23 defense industrial base;

1           (2) the need for timely mobilization and capac-  
2           ity in such sectors of the defense industrial base;  
3           and

4           (2) any other steps needed to foster and safe-  
5           guard such sectors of the defense industrial base.

6           (d) FOLLOW-UP REVIEW.—The Secretary of Defense  
7           shall ensure that the annual report to Congress on the  
8           defense industrial base submitted for each of fiscal years  
9           2013, 2014, and 2015 includes an update on the steps  
10          taken by the Department of Defense to act on the findings  
11          of the sector-by-sector, tier-by-tier assessment of the in-  
12          dustrial base and implement the strategy required by sub-  
13          section (c). Such updates shall, at a minimum—

14                 (1) be conducted based on current mapping of  
15                 the supply chain and industrial base structure, in-  
16                 cluding an analysis of the competitive landscape, re-  
17                 lationships, risks, and opportunities within that  
18                 structure; and

19                 (2) take into account any changes or updates to  
20                 the National Defense Strategy, National Military  
21                 Strategy, national counterterrorism policy, homeland  
22                 security policy, and applicable operational or contin-  
23                 gency plans.

1 **SEC. 853. ASSESSMENT OF FEASIBILITY AND ADVISABILITY**  
2 **OF ESTABLISHMENT OF RARE EARTH MATE-**  
3 **RIAL INVENTORY.**

4 (a) REQUIREMENT.—Not later than 180 days after  
5 the date of the enactment of this Act, the Administrator  
6 of the Defense Logistics Agency Strategic Materials shall  
7 submit to the Secretary of Defense an assessment of the  
8 feasibility and advisability of establishing an inventory of  
9 rare earth materials necessary to ensure the long-term  
10 availability of such rare earth materials. The assessment  
11 shall—

12 (1) identify and describe the steps necessary to  
13 create an inventory of rare earth materials, includ-  
14 ing oxides, metals, alloys, and magnets, to support  
15 national defense requirements and ensure reliable  
16 sources of such materials for defense purposes;

17 (2) provide a detailed cost-benefit analysis of  
18 creating such an inventory in accordance with Office  
19 of Management and Budget Circular A–94;

20 (3) provide an analysis of the potential market  
21 effects, including effects on the pricing and commer-  
22 cial availability of such rare earth materials, associ-  
23 ated with creating such an inventory;

24 (4) identify and describe the mechanisms avail-  
25 able to the Administrator to make such an inventory  
26 accessible, including by purchase, to entities requir-

1       ing such rare earth materials to support national de-  
2       fense requirements, including producers of end items  
3       containing rare earth materials;

4           (5) provide a detailed explanation of the ability  
5       of the Administrator to authorize the sale of excess  
6       materials to support a Rare Earth Material Stock-  
7       pile Inventory Program;

8           (6) analyze any potential requirements to  
9       amend or revise the Defense Logistics Agency Stra-  
10      tegic Materials Annual Material Plan for Fiscal Year  
11      2012 and subsequent years to reflect an inventory of  
12      rare earth materials to support national defense re-  
13      quirements;

14          (7) identify and describe the steps necessary to  
15      develop or maintain a competitive, multi-source sup-  
16      ply-chain to avoid reliance on a single source of sup-  
17      ply;

18          (8) identify and describe supply sources consid-  
19      ered by the Administrator to be reliable, including  
20      an analysis of the capabilities of such sources to  
21      produce such materials in forms required for mili-  
22      tary applications in the next five years, as well as  
23      the security of upstream supply for these sources of  
24      material; and

1           (9) include such other considerations and rec-  
2           ommendations as necessary to support the establish-  
3           ment of such inventory.

4           (b) FINDINGS AND RECOMMENDATIONS.—

5           (1) IN GENERAL.—Not later than 90 days after  
6           the date on which the assessment is submitted under  
7           subsection (a), the Secretary of Defense shall submit  
8           to the congressional defense committees—

9                   (A) the findings and recommendations  
10                  from the assessment required under subsection  
11                  (a);

12                   (B) a description of any actions the Sec-  
13                  retary intends to take regarding the plans,  
14                  strategies, policies, regulations, or resourcing of  
15                  the Department of Defense as a result of the  
16                  findings and recommendations from such as-  
17                  sessment; and

18                   (C) any recommendations for legislative or  
19                  regulatory changes needed to ensure the long-  
20                  term availability of such rare earth materials.

21           (c) DEFINITIONS.—In this section:

22           (1) The term “rare earth” means any of the  
23           following chemical elements in any of their physical  
24           forms or chemical combinations and alloys:

25                   (A) Scandium.

- 1 (B) Yttrium.
- 2 (C) Lanthanum.
- 3 (D) Cerium.
- 4 (E) Praseodymium.
- 5 (F) Neodymium.
- 6 (G) Promethium.
- 7 (H) Samarium.
- 8 (I) Europium.
- 9 (J) Gadolinium.
- 10 (K) Terbium.
- 11 (L) Dysprosium.
- 12 (M) Holmium.
- 13 (N) Erbium.
- 14 (O) Thulium.
- 15 (P) Ytterbium.
- 16 (Q) Lutetium.

17 (2) The term “capability” means the required  
18 facilities, manpower, technological knowledge, and  
19 intellectual property necessary for the efficient and  
20 effective production of rare earth materials.

21 **SEC. 854. DEPARTMENT OF DEFENSE ASSESSMENT OF IN-**  
22 **DUSTRIAL BASE FOR NIGHT VISION IMAGE**  
23 **INTENSIFICATION SENSORS.**

24 (a) ASSESSMENT REQUIRED.—The Under Secretary  
25 of Defense for Acquisition, Technology, and Logistics shall

1 undertake an assessment of the current and long-term  
2 availability within the United States and international in-  
3 dustrial base of critical equipment, components, sub-  
4 components, and materials (including, but not limited to,  
5 lenses, tubes, and electronics) needed to support current  
6 and future United States military requirements for night  
7 vision image intensification sensors. In carrying out the  
8 assessment, the Secretary shall—

9           (1) identify items in connection with night vi-  
10 sion image intensification sensors that the Secretary  
11 determines are critical to military readiness, includ-  
12 ing key components, subcomponents, and materials;

13           (2) describe and perform a risk assessment of  
14 the supply chain for items identified under para-  
15 graph (1) and evaluate the extent to which—

16                   (A) the supply chain for such items could  
17 be disrupted by a loss of industrial capability in  
18 the United States; and

19                   (B) the industrial base obtains such items  
20 from foreign sources;

21           (3) describe and assess current and future in-  
22 vestment, gaps, and vulnerabilities in the ability of  
23 the Department to respond to the potential loss of  
24 domestic or international sources that provide items  
25 identified under paragraph (1); and

1           (4) identify and assess current strategies to le-  
2           verage innovative night vision image intensification  
3           technologies being pursued in both Department of  
4           Defense laboratories and the private sector for the  
5           next generation of night vision capabilities, including  
6           an assessment of the competitiveness and techno-  
7           logical advantages of the United States night vision  
8           image intensification industrial base.

9           (b) REPORT.—Not later than 180 days after the date  
10          of the enactment of this Act, the Secretary of Defense  
11          shall submit to Congress a report containing the results  
12          of the assessment required under subsection (a).

13       **SEC. 855. TECHNICAL AMENDMENT RELATING TO RESPON-**  
14                               **SIBILITIES OF DEPUTY ASSISTANT SEC-**  
15                               **RETARY OF DEFENSE FOR MANUFACTURING**  
16                               **AND INDUSTRIAL BASE POLICY.**

17          Section 139e(b)(12) of title 10, United States Code,  
18          is amended by striking “titles I and II” and inserting “ti-  
19          tles I and III”.

1                   **Subtitle F—Other Matters**

2   **SEC. 861. CLARIFICATION OF JURISDICTION OF THE**  
3                   **UNITED STATES DISTRICT COURTS TO HEAR**  
4                   **BID PROTEST DISPUTES INVOLVING MARI-**  
5                   **TIME CONTRACTS.**

6           (a) **EXCLUSIVE JURISDICTION.**—Section 1491(b) of  
7 title 28, United States Code, is amended by adding at the  
8 end the following new paragraph:

9                   “(6) Jurisdiction over any action described in  
10 paragraph (1) arising out of a maritime contract, or  
11 a solicitation for a proposed maritime contract, shall  
12 be governed by this section and shall not be subject  
13 to the jurisdiction of the district courts of the  
14 United States under the Suits in Admiralty Act  
15 (chapter 309 of title 46) or the Public Vessels Act  
16 (chapter 311 of title 46).”.

17           (b) **EFFECTIVE DATE.**—The amendment made by  
18 subsection (a) shall apply to any cause of action filed on  
19 or after the first day of the first month beginning more  
20 than 30 days after the date of the enactment of this Act.

21   **SEC. 862. ENCOURAGEMENT OF CONTRACTOR SCIENCE,**  
22                   **TECHNOLOGY, ENGINEERING, AND MATH**  
23                   **(STEM) PROGRAMS.**

24           (a) **IN GENERAL.**—The Under Secretary of Defense  
25 for Acquisition, Technology, and Logistics shall develop

1 programs and incentives to ensure that Department of De-  
2 fense contractors take appropriate steps to—

3 (1) enhance undergraduate, graduate, and doc-  
4 toral programs in science, technology, engineering  
5 and math (in this section referred to as “STEM”  
6 disciplines);

7 (2) make investments, such as programming  
8 and curriculum development, in STEM programs  
9 within elementary and secondary schools;

10 (3) encourage employees to volunteer in Title I  
11 schools in order to enhance STEM education and  
12 programs;

13 (4) make personnel available to advise and as-  
14 sist faculty at such colleges and universities in the  
15 performance of STEM research and disciplines crit-  
16 ical to the functions of the Department of Defense;

17 (5) establish partnerships between the offeror  
18 and historically Black colleges and universities and  
19 minority institutions for the purpose of training stu-  
20 dents in scientific disciplines;

21 (6) award scholarships and fellowships, and es-  
22 tablish cooperative work-education programs in sci-  
23 entific disciplines; or

24 (7) conduct recruitment activities at historically  
25 black colleges and universities and other minority-

1 serving institutions or offer internships or appren-  
2 ticeships.

3 (b) IMPLEMENTATION.—Not later than 270 days  
4 after the date of the enactment of this Act, the Under  
5 Secretary shall submit to the congressional defense com-  
6 mittees a report on the steps taken to implement the re-  
7 quirements of this section.

8 **SEC. 863. SENSE OF CONGRESS AND REPORT ON AUTHORI-**  
9 **TIES AVAILABLE TO THE DEPARTMENT OF**  
10 **DEFENSE FOR MULTIYEAR CONTRACTS FOR**  
11 **THE PURCHASE OF ALTERNATIVE FUELS.**

12 (a) FINDINGS.—Congress makes the following find-  
13 ings:

14 (1) The procurement of alternative fuels by the  
15 Department of Defense through the use of long-term  
16 contracts can provide stability for industry, which  
17 could attract investment needed to develop alter-  
18 native fuel sources.

19 (2) In appropriate circumstances, and with ap-  
20 propriate protections, the use of long-term contracts  
21 for alternative fuels can be in the best interest of the  
22 Department if the costs of these contracts are com-  
23 petitive with other fuel contracts.

1           (3) The Department has asked for the author-  
2           ity to enter into long-term contracts for alternative  
3           fuels.

4           (b) SENSE OF CONGRESS.—It is the sense of Con-  
5           gress that the Department of Defense should continue to  
6           pursue long-term contracting authority for alternative  
7           fuels, as well as traditional fuels, if the contracts will sat-  
8           isfy military requirements and result in equal or less cost  
9           to the Department over their duration.

10          (c) REPORT.—Not later than 120 days after the date  
11          of the enactment of this Act, the Secretary of Defense  
12          shall submit to the congressional defense committees a re-  
13          port on the authorities currently available to the Depart-  
14          ment of Defense for multiyear contracts for the purchase  
15          of alternative fuels, including advanced biofuels. The re-  
16          port shall include a description of such additional authori-  
17          ties, if any, as the Secretary considers appropriate to au-  
18          thorize the Department to enter into contracts for the pur-  
19          chase of alternative fuels, including advanced biofuels, of  
20          sufficient length to reduce the impact to the Department  
21          of future price or supply shocks in the petroleum market,  
22          to benefit taxpayers, and to reduce United States depend-  
23          ence on foreign oil.

1 **SEC. 864. ACQUISITION WORKFORCE IMPROVEMENTS.**

2 (a) WORKFORCE IMPROVEMENTS.—Section 1704(b)  
3 of title 41, United States Code, is amended—

4 (1) by inserting after the first sentence the fol-  
5 lowing: “The Associate Administrator shall be cho-  
6 sen on the basis of demonstrated knowledge and ex-  
7 pertise in acquisition, human capital, and manage-  
8 ment.”;

9 (2) by striking “The Associate Administrator  
10 for Acquisition Workforce Programs shall be located  
11 in the Federal Acquisition Institute (or its suc-  
12 cessor).” and inserting “The Associate Adminis-  
13 trator shall be located in the Office of Federal Pro-  
14 curement Policy.”;

15 (3) in paragraph (4), by striking “; and” and  
16 inserting a semicolon;

17 (4) by redesignating paragraph (5) as para-  
18 graph (6); and

19 (5) by inserting after paragraph (4) the fol-  
20 lowing new paragraph:

21 “(5) implementing workforce programs under  
22 subsections (f) through (l) of section 1703 of this  
23 title; and”.

24 (b) FEDERAL ACQUISITION INSTITUTE.—



1           “(5) coordinate and assist agencies in identi-  
2           fying and recruiting highly qualified candidates for  
3           acquisition fields;

4           “(6) develop instructional materials for acquisi-  
5           tion personnel in coordination with private and pub-  
6           lic acquisition colleges and training facilities;

7           “(7) evaluate the effectiveness of training and  
8           career development programs for acquisition per-  
9           sonnel;

10          “(8) promote the establishment and utilization  
11          of academic programs by colleges and universities in  
12          acquisition fields;

13          “(9) facilitate, to the extent requested by agen-  
14          cies, interagency intern and training programs;

15          “(10) collaborate with other civilian agency ac-  
16          quisition training programs to leverage training sup-  
17          porting all members of the civilian agency acquisi-  
18          tion workforce;

19          “(11) assist civilian agencies with their acquisi-  
20          tion and capital planning efforts; and

21          “(12) perform other career management or re-  
22          search functions as directed by the Administrator.

23          “(b) BUDGET RESOURCES AND AUTHORITY.—

24                 “(1) IN GENERAL.—The Administrator shall  
25                 recommend to the Administrator of General Services

1 sufficient budget resources and authority for the  
2 Federal Acquisition Institute to support Govern-  
3 ment-wide training standards and certification re-  
4 quirements necessary to enhance the mobility and  
5 career opportunities of the Federal acquisition work-  
6 force.

7 “(2) ACQUISITION WORKFORCE TRAINING  
8 FUND.—Subject to the availability of funds, the Ad-  
9 ministrator of General Services shall provide the  
10 Federal Acquisition Institute with amounts from the  
11 acquisition workforce training fund established  
12 under section 1703(i) of this title sufficient to meet  
13 the annual budget for the Federal Acquisition Insti-  
14 tute requested by the Administrator under para-  
15 graph (1).

16 “(c) FEDERAL ACQUISITION INSTITUTE BOARD OF  
17 DIRECTORS.—

18 “(1) REPORTING TO ADMINISTRATOR.—The  
19 Federal Acquisition Institute shall report through its  
20 Board of Directors directly to the Administrator.

21 “(2) COMPOSITION.—The Board shall be com-  
22 posed of not more than 8 individuals from the Fed-  
23 eral Government representing a mix of acquisition  
24 functional areas, all of whom shall be appointed by  
25 the Administrator.

1           “(3) DUTIES.—The Board shall provide general  
2           direction to the Federal Acquisition Institute to en-  
3           sure that the Institute—

4                   “(A) meets its statutory requirements;

5                   “(B) meets the needs of the Federal acqui-  
6           sition workforce;

7                   “(C) implements appropriate programs;

8                   “(D) coordinates with appropriate organi-  
9           zations and groups that have an impact on the  
10          Federal acquisition workforce;

11                  “(E) develops and implements plans to  
12          meet future challenges of the Federal acquisi-  
13          tion workforce; and

14                  “(F) works closely with the Defense Acqui-  
15          sition University.

16           “(4) RECOMMENDATIONS.—The Board shall  
17          make recommendations to the Administrator regard-  
18          ing the development and execution of the annual  
19          budget of the Federal Acquisition Institute.

20          “(d) DIRECTOR.—The Director of the Federal Acqui-  
21          sition Institute shall be appointed by, be subject to the  
22          direction and control of, and report directly to the Admin-  
23          istrator.

24          “(e) ANNUAL REPORT.—The Administrator shall  
25          submit to the Committee on Homeland Security and Gov-

1 ernmental Affairs and the Committee on Appropriations  
2 of the Senate and the Committee on Oversight and Gov-  
3 ernment Reform and the Committee on Appropriations of  
4 the House of Representatives an annual report on the pro-  
5 jected budget needs and expense plans of the Federal Ac-  
6 quisition Institute to fulfill its mandate.”.

7 (2) CLERICAL AMENDMENT.—The table of con-  
8 tents at the beginning of subtitle I of such title is  
9 amended by inserting after the item relating to  
10 chapter 11 the following new item:

**“12. Federal Acquisition Institute ..... 1201.”.**

11 (3) CONFORMING AMENDMENT.—Paragraph (5)  
12 of section 1122(a) of such title is amended to read  
13 as follows:

14 “(5) providing for and directing the activities of  
15 the Federal Acquisition Institute established under  
16 section 1201 of this title, including recommending to  
17 the Administrator of General Services a sufficient  
18 budget for such activities.”.

19 (c) GOVERNMENT-WIDE TRAINING STANDARDS AND  
20 CERTIFICATION.—Section 1703 of such title is amended—

21 (1) in subsection (c)(2)—

22 (A) by striking “The Administrator shall”  
23 and inserting the following:

24 “(A) IN GENERAL.—The Administrator  
25 shall”; and

1 (B) by adding at the end the following:

2 “(B) GOVERNMENT-WIDE TRAINING  
3 STANDARDS AND CERTIFICATION.—The Admin-  
4 istrator, acting through the Federal Acquisition  
5 Institute, shall provide and update government-  
6 wide training standards and certification re-  
7 quirements, including—

8 “(i) developing and modifying acquisi-  
9 tion certification programs;

10 “(ii) ensuring quality assurance for  
11 agency implementation of government-wide  
12 training and certification standards;

13 “(iii) analyzing the acquisition train-  
14 ing curriculum to ascertain if all certifi-  
15 cation competencies are covered or if ad-  
16 justments are necessary;

17 “(iv) developing career path informa-  
18 tion for certified professionals to encourage  
19 retention in government positions;

20 “(v) coordinating with the Office of  
21 Personnel Management for human capital  
22 efforts; and

23 “(vi) managing rotation assignments  
24 to support opportunities to apply skills in-  
25 cluded in certification.”; and

1           (2) by adding at the end the following new sub-  
2           section:

3           “(1) ACQUISITION INTERNSHIP AND TRAINING PRO-  
4 GRAMS.—All Federal civilian agency acquisition internship  
5 or acquisition training programs shall follow guidelines  
6 provided by the Office of Federal Procurement Policy to  
7 ensure consistent training standards necessary to develop  
8 uniform core competencies throughout the Federal Gov-  
9 ernment.”.

10          (d) EXPANDED SCOPE OF ACQUISITION WORKFORCE  
11 TRAINING FUND.—Section 1703(i) of such title is amend-  
12 ed—

13           (1) in paragraph (2), by striking “to support  
14 the training of the acquisition workforce of the execu-  
15 tive agencies” and inserting “to support the activi-  
16 ties set forth in section 1201(a) of this title”; and

17           (2) in paragraph (6), by striking “ensure that  
18 amounts collected for training under this subsection  
19 are not used for a purpose other than the purpose  
20 specified in paragraph (2)” and inserting “ensure  
21 that amounts collected under this section are not  
22 used for a purpose other than the activities set forth  
23 in section 1201(a) of this title”.

24          (e) RULE OF CONSTRUCTION.—Nothing in this sec-  
25 tion, or the amendments made by this section, shall be

1 construed to preclude the Secretary of Defense from es-  
2 tablishing acquisition workforce policies, procedures,  
3 training standards, and certification requirements for ac-  
4 quisition positions in the Department of Defense, as pro-  
5 vided in chapter 87 of title 10, United States Code.

6 **SEC. 865. MODIFICATION OF DELEGATION OF AUTHORITY**  
7 **TO MAKE DETERMINATIONS ON ENTRY INTO**  
8 **COOPERATIVE RESEARCH AND DEVELOP-**  
9 **MENT AGREEMENTS WITH NATO AND OTHER**  
10 **FRIENDLY ORGANIZATIONS AND COUNTRIES.**

11 Section 2350a(b)(2) of title 10, United States Code,  
12 is amended by striking “and to one other official of the  
13 Department of Defense” and inserting “, the Under Sec-  
14 retary of Defense for Acquisition, Technology, and Logis-  
15 tics, and the Assistant Secretary of Defense for Research  
16 and Engineering”.

17 **SEC. 866. THREE-YEAR EXTENSION OF TEST PROGRAM FOR**  
18 **NEGOTIATION OF COMPREHENSIVE SMALL**  
19 **BUSINESS SUBCONTRACTING PLANS.**

20 (a) **THREE-YEAR EXTENSION.**—Subsection (e) of  
21 section 834 of the National Defense Authorization Act for  
22 Fiscal Years 1990 and 1991 (15 U.S.C. 637 note) is  
23 amended by striking “September 30, 2011” and inserting  
24 “December 31, 2014”.

1 (b) ADDITIONAL REPORT.—Subsection (f) of such  
2 section is amended by inserting “and March 1, 2012,”  
3 after “March 1, 1994,”.

4 **SEC. 867. FIVE-YEAR EXTENSION OF DEPARTMENT OF DE-**  
5 **FENSE MENTOR-PROTEGE PROGRAM.**

6 Section 831(j) of the National Defense Authorization  
7 Act for Fiscal Year 1991 (10 U.S.C. 2302 note) is amend-  
8 ed—

9 (1) in paragraph (1), by striking “September  
10 30, 2010” and inserting “September 30, 2015”; and

11 (2) in paragraph (2), by striking “September  
12 30, 2013” and inserting “September 30, 2018”.

13 **TITLE IX—DEPARTMENT OF DE-**  
14 **FENSE ORGANIZATION AND**  
15 **MANAGEMENT**

Subtitle A—Department of Defense Management

- Sec. 901. Revision of defense business systems requirements.
- Sec. 902. Qualifications for appointments to the position of Deputy Secretary of Defense.
- Sec. 903. Designation of Department of Defense senior official with principal responsibility for airship programs.
- Sec. 904. Memoranda of agreement on identification and dedication of enabling capabilities of general purpose forces to fulfill certain requirements of special operations forces.
- Sec. 905. Assessment of Department of Defense access to non-United States citizens with scientific and technical expertise vital to the national security interests.
- Sec. 906. Sense of Congress on use of modeling and simulation in Department of Defense activities.
- Sec. 907. Sense of Congress on ties between Joint Warfighting and Coalition Center and Allied Command Transformation of NATO.
- Sec. 908. Report on effects of planned reductions of personnel at the Joint Warfare Analysis Center on personnel skills.

Subtitle B—Space Activities

Sec. 911. Harmful interference to Department of Defense Global Positioning System.

Sec. 912. Authority to designate increments or blocks of satellites as major sub-programs subject to acquisition reporting requirements.

Subtitle C—Intelligence-Related Matters

Sec. 921. Report on implementation of recommendations by the Comptroller General on intelligence information sharing.

Sec. 922. Insider threat detection.

Sec. 923. Expansion of authority for exchanges of mapping, charting, and geodetic data to include nongovernmental organizations and academic institutions.

Sec. 924. Ozone Widget Framework.

Sec. 925. Plan for incorporation of enterprise query and correlation capability into the Defense Intelligence Information Enterprise.

Sec. 926. Facilities for intelligence collection or special operations activities abroad.

Subtitle D—Total Force Management

Sec. 931. General policy for total force management.

Sec. 932. Revisions to Department of Defense civilian personnel management constraints.

Sec. 933. Additional amendments relating to total force management.

Sec. 934. Modifications of annual defense manpower requirements report.

Sec. 935. Revisions to strategic workforce plan.

Sec. 936. Amendments to requirement for inventory of contracts for services.

Sec. 937. Preliminary planning and duration of public-private competitions.

Sec. 938. Conversion of certain functions from contractor performance to performance by Department of Defense civilian employees.

Subtitle E—Quadrennial Roles and Missions and Related Matters

Sec. 941. Chairman of the Joint Chiefs of Staff assessment of contingency plans.

Sec. 942. Quadrennial defense review.

Subtitle F—Other Matters

Sec. 951. Activities to improve multilateral, bilateral, and regional cooperation regarding cybersecurity.

Sec. 952. Report on United States Special Operations Command structure.

Sec. 953. Strategy to acquire capabilities to detect previously unknown cyber attacks.

Sec. 954. Military activities in cyberspace.

1    **Subtitle A—Department of Defense**  
2                                   **Management**

3    **SEC. 901. REVISION OF DEFENSE BUSINESS SYSTEMS RE-**  
4                                   **QUIREMENTS.**

5           Section 2222 of title 10, United States Code, is  
6 amended to read as follows:

7    **“§ 2222. Defense business systems: architecture, ac-**  
8                                   **countability, and modernization**

9           “(a) CONDITIONS FOR OBLIGATION OF FUNDS FOR  
10 COVERED DEFENSE BUSINESS SYSTEM PROGRAMS.—

11 Funds available to the Department of Defense, whether  
12 appropriated or non-appropriated, may not be obligated  
13 for a defense business system program that will have a  
14 total cost in excess of \$1,000,000 over the period of the  
15 current future-years defense program submitted to Con-  
16 gress under section 221 of this title unless—

17           “(1) the appropriate pre-certification authority  
18 for the covered defense business system program has  
19 determined that—

20           “(A) the defense business system program  
21 is in compliance with the enterprise architecture  
22 developed under subsection (c) and appropriate  
23 business process re-engineering efforts have  
24 been undertaken to ensure that—

1                   “(i) the business process supported by  
2                   the defense business system program is or  
3                   will be as streamlined and efficient as  
4                   practicable; and

5                   “(ii) the need to tailor commercial-off-  
6                   the-shelf systems to meet unique require-  
7                   ments or incorporate unique requirements  
8                   or incorporate unique interfaces has been  
9                   eliminated or reduced to the maximum ex-  
10                  tent practicable;

11                  “(B) the defense business system program  
12                  is necessary to achieve a critical national secu-  
13                  rity capability or address a critical requirement  
14                  in an area such as safety or security; or

15                  “(C) the defense business system program  
16                  is necessary to prevent a significant adverse ef-  
17                  fect on a project that is needed to achieve an  
18                  essential capability, taking into consideration  
19                  the alternative solutions for preventing such ad-  
20                  verse effect;

21                  “(2) the covered defense business system pro-  
22                  gram has been reviewed and certified by the invest-  
23                  ment review board established under subsection (g);  
24                  and

1           “(3) the certification of the investment review  
2 board under paragraph (2) has been approved by the  
3 Defense Business Systems Management Committee  
4 established by section 186 of this title.

5           “(b) OBLIGATION OF FUNDS IN VIOLATION OF RE-  
6 QUIREMENTS.—The obligation of Department of Defense  
7 funds for a covered defense business system program that  
8 has not been certified and approved in accordance with  
9 subsection (a) is a violation of section 1341(a)(1)(A) of  
10 title 31.

11           “(c) ENTERPRISE ARCHITECTURE FOR DEFENSE  
12 BUSINESS SYSTEMS.—(1) The Secretary of Defense, act-  
13 ing through the Defense Business Systems Management  
14 Committee, shall develop—

15           “(A) an enterprise architecture, known as the  
16 defense business enterprise architecture, to cover all  
17 defense business systems, and the functions and ac-  
18 tivities supported by defense business systems, which  
19 shall be sufficiently defined to effectively guide, con-  
20 strain, and permit implementation of interoperable  
21 defense business system solutions and consistent  
22 with the policies and procedures established by the  
23 Director of the Office of Management and Budget;  
24 and

1           “(B) a transition plan for implementing the de-  
2           fense business enterprise architecture.

3           “(2) The Secretary of Defense shall delegate respon-  
4           sibility and accountability for the defense business enter-  
5           prise architecture content, including unambiguous defini-  
6           tions of functional processes, business rules, and stand-  
7           ards, as follows:

8           “(A) The Under Secretary of Defense for Ac-  
9           quisition, Technology, and Logistics shall be respon-  
10          sible and accountable for the content of those por-  
11          tions of the defense business enterprise architecture  
12          that support acquisition, logistics, installations, envi-  
13          ronment, or safety and occupational health activities  
14          of the Department of Defense.

15          “(B) The Under Secretary of Defense (Comp-  
16          troller) shall be responsible and accountable for the  
17          content of those portions of the defense business en-  
18          terprise architecture that support financial manage-  
19          ment activities or strategic planning and budgeting  
20          activities of the Department of Defense.

21          “(C) The Under Secretary of Defense for Per-  
22          sonnel and Readiness shall be responsible and ac-  
23          countable for the content of those portions of the de-  
24          fense business enterprise architecture that support

1 human resource management activities of the De-  
2 partment of Defense.

3 “(D) The Chief Information Officer of the De-  
4 partment of Defense shall be responsible and ac-  
5 countable for the content of those portions of the de-  
6 fense business enterprise architecture that support  
7 information technology infrastructure or information  
8 assurance activities of the Department of Defense.

9 “(E) The Deputy Chief Management Officer of  
10 the Department of Defense shall be responsible and  
11 accountable for developing and maintaining the de-  
12 fense business enterprise architecture as well as inte-  
13 grating business operations covered by subpara-  
14 graphs (A) through (D).

15 “(d) COMPOSITION OF ENTERPRISE ARCHITEC-  
16 TURE.—The defense business enterprise architecture de-  
17 veloped under subsection (c)(1)(A) shall include the fol-  
18 lowing:

19 “(1) An information infrastructure that, at a  
20 minimum, would enable the Department of Defense  
21 to—

22 “(A) comply with all applicable law, includ-  
23 ing Federal accounting, financial management,  
24 and reporting requirements;

1           “(B) routinely produce timely, accurate,  
2           and reliable business and financial information  
3           for management purposes;

4           “(C) integrate budget, accounting, and  
5           program information and systems; and

6           “(D) provide for the systematic measure-  
7           ment of performance, including the ability to  
8           produce timely, relevant, and reliable cost infor-  
9           mation.

10          “(2) Policies, procedures, data standards, per-  
11          formance measures, and system interface require-  
12          ments that are to apply uniformly throughout the  
13          Department of Defense.

14          “(3) A target defense business systems com-  
15          puting environment, compliant with the defense  
16          business enterprise architecture, for each of the  
17          major business processes conducted by the Depart-  
18          ment of Defense, as determined by the Chief Man-  
19          agement Officer of the Department of Defense.

20          “(e) COMPOSITION OF TRANSITION PLAN.—The  
21          transition plan developed under subsection (c)(1)(B) shall  
22          include the following:

23                 “(1) A listing of the new systems that are ex-  
24                 pected to be needed to complete the defense business  
25                 enterprise architecture, along with each system’s

1 time-phased milestones, performance measures, fi-  
2 nancial resource needs, and risks or challenges to in-  
3 tegration into the business enterprise architecture.

4 “(2) A listing of the defense business systems  
5 existing as of September 30, 2011 (known as ‘legacy  
6 systems’) that will not be part of the defense busi-  
7 ness enterprise architecture, together with the sched-  
8 ule for terminating those legacy systems that pro-  
9 vides for reducing the use of those legacy systems in  
10 phases.

11 “(3) A listing of the legacy systems (referred to  
12 in subparagraph (B)) that will be a part of the tar-  
13 get defense business systems computing environment  
14 described in subsection (d)(3), together with a strat-  
15 egy for making the modifications to those systems  
16 that will be needed to ensure that such systems com-  
17 ply with the defense business enterprise architecture,  
18 including time-phased milestones, performance meas-  
19 ures, and financial resource needs.

20 “(f) DESIGNATION OF APPROPRIATE PRE-CERTIFI-  
21 CATION AUTHORITIES AND SENIOR OFFICIALS.—(1) For  
22 purposes of subsections (a) and (g), the appropriate pre-  
23 certification authority for a defense business system pro-  
24 gram is as follows:

1           “(A) In the case of an Army program, the Chief  
2 Management Officer of the Army.

3           “(B) In the case of a Navy program, the Chief  
4 Management Officer of the Navy.

5           “(C) In the case of an Air Force program, the  
6 Chief Management Officer of the Air Force.

7           “(D) In the case of a program of a Defense  
8 Agency, the Director, or equivalent, of such Defense  
9 Agency, unless otherwise approved by the Deputy  
10 Chief Management Officer of the Department of De-  
11 fense.

12           “(E) In the case of a program that will support  
13 the business processes of more than one military de-  
14 partment or Defense Agency, an appropriate pre-cer-  
15 tification authority designated by the Deputy Chief  
16 Management Officer of the Department of Defense.

17           “(2) For purposes of subsection (g), the appropriate  
18 senior official of the Department of Defense for the func-  
19 tions and activities supported by a covered defense busi-  
20 ness system is as follows:

21           “(A) The Under Secretary of Defense for Ac-  
22 quisition, Technology, and Logistics, in the case of  
23 any defense business system the primary purpose of  
24 which is to support acquisition, logistics, installa-

1        tions, environment, or safety and occupational health  
2        activities of the Department of Defense.

3            “(B) The Under Secretary of Defense (Comp-  
4        troller), in the case of any defense business system  
5        the primary purpose of which is to support financial  
6        management activities or strategic planning and  
7        budgeting activities of the Department of Defense.

8            “(C) The Under Secretary of Defense for Per-  
9        sonnel and Readiness, in the case of any defense  
10       business system the primary purpose of which is to  
11       support human resource management activities of  
12       the Department of Defense.

13           “(D) The Chief Information Officer of the De-  
14       partment of Defense, in the case of any defense  
15       business system the primary purpose of which is to  
16       support information technology infrastructure or in-  
17       formation assurance activities of the Department of  
18       Defense.

19           “(E) The Deputy Chief Management Officer of  
20       the Department of Defense, in the case of any de-  
21       fense business system the primary purpose of which  
22       is to support any activity of the Department of De-  
23       fense not covered by subparagraphs (A) through  
24       (D).

1           “(g) DEFENSE BUSINESS SYSTEM INVESTMENT RE-  
2 VIEW.—(1) The Secretary of Defense shall require the  
3 Deputy Chief Management Officer of the Department of  
4 Defense, not later than March 15, 2012, to establish an  
5 investment review board and investment management  
6 process, consistent with section 11312 of title 40, to re-  
7 view and certify the planning, design, acquisition, develop-  
8 ment, deployment, operation, maintenance, modernization,  
9 and project cost benefits and risks of covered defense busi-  
10 ness systems programs. The investment review board and  
11 investment management process so established shall spe-  
12 cifically address the requirements of subsection (a).

13           “(2) The review of defense business systems pro-  
14 grams under the investment management process shall in-  
15 clude the following:

16           “(A) Review and approval by an investment re-  
17 view board of each covered defense business system  
18 program before the obligation of funds on the sys-  
19 tem in accordance with the requirements of sub-  
20 section (a).

21           “(B) Periodic review, but not less than annu-  
22 ally, of all covered defense business system pro-  
23 grams, grouped in portfolios of defense business sys-  
24 tems.

1           “(C) Representation on each investment review  
2 board by appropriate officials from among the Office  
3 of the Secretary of Defense, the armed forces, the  
4 combatant commands, the Joint Chiefs of Staff, and  
5 the Defense Agencies, including representation from  
6 each of the following:

7           “(i) The appropriate pre-certification au-  
8 thority for the defense business system under  
9 review.

10           “(ii) The appropriate senior official of the  
11 Department of Defense for the functions and  
12 activities supported by the defense business sys-  
13 tem under review.

14           “(iii) The Chief Information Officer of the  
15 Department of Defense.

16           “(D) Use of threshold criteria to ensure an ap-  
17 propriate level of review within the Department of  
18 Defense of, and accountability for, defense business  
19 system programs depending on scope, complexity,  
20 and cost.

21           “(E) Use of procedures for making certifi-  
22 cations in accordance with the requirements of sub-  
23 section (a).

24           “(F) Use of procedures for ensuring consistency  
25 with the guidance issued by the Secretary of Defense

1 and the Defense Business Systems Management  
2 Committee, as required by section 186(c) of this  
3 title, and incorporation of common decision criteria,  
4 including standards, requirements, and priorities  
5 that result in the integration of defense business sys-  
6 tems.

7 “(h) BUDGET INFORMATION.—In the materials that  
8 the Secretary submits to Congress in support of the budg-  
9 et submitted to Congress under section 1105 of title 31  
10 for fiscal year 2006 and fiscal years thereafter, the Sec-  
11 retary of Defense shall include the following information:

12 “(1) Identification of each defense business sys-  
13 tem program for which funding is proposed in that  
14 budget.

15 “(2) Identification of all funds, by appropria-  
16 tion, proposed in that budget for each such program,  
17 including—

18 “(A) funds for current services (to operate  
19 and maintain the system covered by such pro-  
20 gram); and

21 “(B) funds for business systems mod-  
22 ernization, identified for each specific appro-  
23 priation.

24 “(3) For each such program, identification of  
25 the appropriate pre-certification authority and senior

1 official of the Department of Defense designated  
2 under subsection (f).

3 “(4) For each such program, a description of  
4 each approval made under subsection (a)(3) with re-  
5 gard to such program.

6 “(i) CONGRESSIONAL REPORTS.—Not later than  
7 March 15 of each year from 2012 through 2016, the Sec-  
8 retary of Defense shall submit to the congressional defense  
9 committees a report on Department of Defense compliance  
10 with the requirements of this section. Each report shall—

11 “(1) describe actions taken and planned for  
12 meeting the requirements of subsection (a), includ-  
13 ing—

14 “(A) specific milestones and actual per-  
15 formance against specified performance meas-  
16 ures, and any revision of such milestones and  
17 performance measures; and

18 “(B) specific actions on the defense busi-  
19 ness system programs submitted for certifi-  
20 cation under such subsection;

21 “(2) identify the number of defense business  
22 system programs so certified;

23 “(3) identify any covered defense business sys-  
24 tem program during the preceding fiscal year that

1 was not approved under subsection (a), and the rea-  
2 sons for the lack of approval;

3 “(4) discuss specific improvements in business  
4 operations and cost savings resulting from successful  
5 defense business systems programs; and

6 “(5) include a copy of the most recent report of  
7 the Chief Management Officer of each military de-  
8 partment on implementation of business trans-  
9 formation initiatives by such department in accord-  
10 ance with section 908 of the Duncan Hunter Na-  
11 tional Defense Authorization Act for Fiscal Year  
12 2009 (Public Law 110–417; 122 Stat. 4569; 10  
13 U.S.C. 2222 note).

14 “(j) DEFINITIONS.—In this section:

15 “(1) The term ‘defense business system’ means  
16 an information system, other than a national secu-  
17 rity system, operated by, for, or on behalf of the De-  
18 partment of Defense, including financial systems,  
19 mixed systems, financial data feeder systems, and  
20 information technology and information assurance  
21 infrastructure, used to support business activities,  
22 such as acquisition, financial management, logistics,  
23 strategic planning and budgeting, installations and  
24 environment, and human resource management.

1           “(2) The term ‘covered defense business system  
2           program’ means any defense business system pro-  
3           gram that is expected to have a total cost in excess  
4           of \$1,000,000 over the period of the current future-  
5           years defense program submitted to Congress under  
6           section 221 of this title.

7           “(3) The term ‘enterprise architecture’ has the  
8           meaning given that term in section 3601(4) of title  
9           44.

10           “(4) The terms ‘information system’ and ‘infor-  
11           mation technology’ have the meanings given those  
12           terms in section 11101 of title 40.

13           “(5) The term ‘national security system’ has  
14           the meaning given that term in section 3542(b)(2)  
15           of title 44.”.

16 **SEC. 902. QUALIFICATIONS FOR APPOINTMENTS TO THE**  
17                           **POSITION OF DEPUTY SECRETARY OF DE-**  
18                           **FENSE.**

19           Section 132(a) of title 10, United States Code, is  
20           amended by inserting after the first sentence the following  
21           new sentence: “The Deputy Secretary shall be appointed  
22           from among persons most highly qualified for the position  
23           by reason of background and experience, including persons  
24           with appropriate management experience.”.

1 **SEC. 903. DESIGNATION OF DEPARTMENT OF DEFENSE**  
2 **SENIOR OFFICIAL WITH PRINCIPAL RESPON-**  
3 **SIBILITY FOR AIRSHIP PROGRAMS.**

4 Not later than 180 days after the date of the enact-  
5 ment of this Act, the Secretary of Defense shall—

6 (1) designate a senior official of the Depart-  
7 ment of Defense as the official with principal re-  
8 sponsibility for the airship programs of the Depart-  
9 ment; and

10 (2) set forth the responsibilities of that senior  
11 official with respect to such programs.

12 **SEC. 904. MEMORANDA OF AGREEMENT ON IDENTIFICA-**  
13 **TION AND DEDICATION OF ENABLING CAPA-**  
14 **BILITIES OF GENERAL PURPOSE FORCES TO**  
15 **FULFILL CERTAIN REQUIREMENTS OF SPE-**  
16 **CIAL OPERATIONS FORCES.**

17 (a) **REQUIREMENT.**—By not later than 180 days  
18 after the date of the enactment of this Act and annually  
19 thereafter, each Secretary of a military department shall  
20 enter into a memorandum of agreement with the Com-  
21 mander of the United States Special Operations Command  
22 that identifies or establishes processes and associated  
23 milestones by which numbers and types of enabling capa-  
24 bilities of the general purpose forces of the Armed Forces  
25 under the jurisdiction of such Secretary can be identified  
26 and dedicated to fulfill the training and operational re-

1 requirements of special operations forces under the United  
2 States Special Operations Command.

3 (b) **FORMAT.**—Such agreements may be accom-  
4 plished in an annex to existing memoranda of agreement  
5 or through separate memoranda of agreement.

6 **SEC. 905. ASSESSMENT OF DEPARTMENT OF DEFENSE AC-**  
7 **CESS TO NON-UNITED STATES CITIZENS WITH**  
8 **SCIENTIFIC AND TECHNICAL EXPERTISE**  
9 **VITAL TO THE NATIONAL SECURITY INTER-**  
10 **ESTS.**

11 (a) **ASSESSMENT REQUIRED.**—The Secretary of De-  
12 fense shall conduct an assessment of current and potential  
13 mechanisms to permit the Department of Defense to em-  
14 ploy non-United States citizens with critical scientific and  
15 technical skills that are vital to the national security inter-  
16 ests of the United States.

17 (b) **ELEMENTS.**—The assessment required by sub-  
18 section (a) shall include the following:

19 (1) An identification of the critical scientific  
20 and technical skills that are vital to the national se-  
21 curity interests of the United States and are antici-  
22 pated to be in short supply over the next 10 years,  
23 and an identification of the military positions and ci-  
24 vilian positions of the Department of Defense that  
25 require such skills.

1           (2) An identification of mechanisms and incen-  
2           tives for attracting persons who are non-United  
3           States citizens with such skills to such positions, in-  
4           cluding the expedited extension of United States citi-  
5           zenship.

6           (3) An identification and assessment of any  
7           concerns associated with the provision of security  
8           clearances to such persons.

9           (4) An identification and assessment of any  
10          concerns associated with the employment of such  
11          persons in civilian positions in the United States de-  
12          fense industrial base, including in positions in which  
13          United States citizenship, a security clearance, or  
14          both are a condition of employment.

15         (c) REPORTS.—

16           (1) STATUS REPORT.—Not later than 180 days  
17           after the date of the enactment of this Act, the Sec-  
18           retary shall submit to the congressional defense com-  
19           mittees a report describing the current status of the  
20           assessment required by subsection (a).

21           (2) FINAL REPORT.—Not later than one year  
22           after the date of the enactment of this Act, the Sec-  
23           retary shall submit to the congressional defense com-  
24           mittees a report on the assessment. The report shall  
25           set forth the following:

1 (A) The results of the assessment.

2 (B) Such recommendations for legislative  
3 or administrative action as the Secretary con-  
4 siders appropriate in light of the results of the  
5 assessment.

6 **SEC. 906. SENSE OF CONGRESS ON USE OF MODELING AND**  
7 **SIMULATION IN DEPARTMENT OF DEFENSE**  
8 **ACTIVITIES.**

9 It is the sense of Congress to encourage the Depart-  
10 ment of Defense to continue the use and enhancement of  
11 modeling and simulation (M&S) across the spectrum of  
12 defense activities, including acquisition, analysis, experi-  
13 mentation, intelligence, planning, medical, test and evalua-  
14 tion, and training.

15 **SEC. 907. SENSE OF CONGRESS ON TIES BETWEEN JOINT**  
16 **WARFIGHTING AND COALITION CENTER AND**  
17 **ALLIED COMMAND TRANSFORMATION OF**  
18 **NATO.**

19 It is the sense of Congress that the successor organi-  
20 zation to the United States Joint Forces Command  
21 (USJFCOM), the Joint Warfighting and Coalition Center,  
22 should establish close ties with the Allied Command  
23 Transformation (ACT) command of the North Atlantic  
24 Treaty Organization (NATO).

1 **SEC. 908. REPORT ON EFFECTS OF PLANNED REDUCTIONS**  
2 **OF PERSONNEL AT THE JOINT WARFARE**  
3 **ANALYSIS CENTER ON PERSONNEL SKILLS.**

4 Not later than 120 days after the date of the enact-  
5 ment of this Act, the Secretary of Defense shall submit  
6 to the congressional defense committees a report setting  
7 forth a description and assessment of the effects of  
8 planned reductions of personnel at the Joint Warfare  
9 Analysis Center (JWAC) on the personnel skills to be  
10 available at the Center after the reductions. The report  
11 shall be in unclassified form, but may contain a classified  
12 annex.

13 **Subtitle B—Space Activities**

14 **SEC. 911. HARMFUL INTERFERENCE TO DEPARTMENT OF**  
15 **DEFENSE GLOBAL POSITIONING SYSTEM.**

16 (a) **FEDERAL COMMUNICATIONS COMMISSION CON-**  
17 **DITIONS ON COMMERCIAL TERRESTRIAL OPERATIONS.—**

18 (1) **CONTINUATION OF CONDITIONS UNTIL IN-**  
19 **TERFERENCE ADDRESSED.—**The Federal Commu-  
20 nications Commission shall not lift the conditions  
21 imposed on commercial terrestrial operations in the  
22 Order and Authorization adopted on January 26,  
23 2011 (DA 11–133), or otherwise permit such oper-  
24 ations, until the Commission has resolved concerns  
25 of widespread harmful interference by such commer-  
26 cial terrestrial operations to covered GPS devices.

1           (2) NOTICE AND COMMENT ON WORKING  
2           GROUP REPORT.—Prior to permitting such commer-  
3           cial terrestrial operations, the Federal Communica-  
4           tions Commission shall make available the final  
5           working group report mandated by such Order and  
6           Authorization and provide all interested parties an  
7           opportunity to comment on such report.

8           (3) NOTICE TO CONGRESS.—

9           (A) IN GENERAL.—At the conclusion of  
10          the proceeding on such commercial terrestrial  
11          operations, the Federal Communications Com-  
12          mission shall submit to the congressional com-  
13          mittees described in subparagraph (B) official  
14          copies of the documents containing the final de-  
15          cision of the Commission regarding whether to  
16          permit such commercial terrestrial operations.  
17          If the decision is to permit such commercial ter-  
18          restrial operations, such documents shall con-  
19          tain or be accompanied by an explanation of  
20          how the concerns described in paragraph (1)  
21          have been resolved.

22          (B) CONGRESSIONAL COMMITTEES DE-  
23          SCRIBED.—The congressional committees de-  
24          scribed in this paragraph are the following:

1 (i) The Committee on Energy and  
2 Commerce and the Committee on Armed  
3 Services of the House of Representatives.

4 (ii) The Committee on Commerce,  
5 Science, and Transportation and the Com-  
6 mittee on Armed Services of the Senate.

7 (b) SECRETARY OF DEFENSE REVIEW OF HARMFUL  
8 INTERFERENCE.—

9 (1) REVIEW.—Not later than 90 days after the  
10 date of the enactment of this Act, and every 90 days  
11 thereafter until the date referred to in paragraph  
12 (3), the Secretary of Defense shall conduct a review  
13 to—

14 (A) assess the ability of covered GPS de-  
15 vices to receive signals from Global Positioning  
16 System satellites without widespread harmful  
17 interference; and

18 (B) determine if commercial communica-  
19 tions services are causing or will cause wide-  
20 spread harmful interference with covered GPS  
21 devices.

22 (2) NOTICE TO CONGRESS.—

23 (A) NOTICE.—If the Secretary of Defense  
24 determines during a review under paragraph  
25 (1) that commercial communications services

1           are causing or will cause widespread harmful  
2           interference with covered GPS devices, the Sec-  
3           retary shall promptly submit to the congres-  
4           sional defense committees notice of such inter-  
5           ference.

6           (B) CONTENTS.—The notice required  
7           under subparagraph (A) shall include—

8                   (i) a list and description of the cov-  
9                   ered GPS devices that are being or ex-  
10                  pected to be interfered with by commercial  
11                  communications services;

12                  (ii) a description of the source of, and  
13                  the entity causing or expect to cause, the  
14                  interference with such receivers;

15                  (iii) a description of the manner in  
16                  which such source or such entity is causing  
17                  or expected to cause such interference;

18                  (iv) a description of the magnitude of  
19                  harm caused or expected to be caused by  
20                  such interference;

21                  (v) a description of the duration of  
22                  and the conditions and circumstances  
23                  under which such interference is occurring  
24                  or expected to occur;

1 (vi) a description of the impact of  
2 such interference on the national security  
3 interests of the United States; and

4 (vii) a description of the plans of the  
5 Secretary to address, alleviate, or mitigate  
6 such interference, including the cost of  
7 such plans.

8 (C) FORM.—The notice required under  
9 subparagraph (A) shall be submitted in unclas-  
10 sified form, but may include a classified annex.

11 (3) TERMINATION DATE.—The date referred to  
12 in this paragraph is the earlier of—

13 (A) the date that is two years after the  
14 date of the enactment of this Act; or

15 (B) the date on which the Secretary—

16 (i) determines that commercial com-  
17 munications services are not causing any  
18 widespread harmful interference with cov-  
19 ered GPS devices; and

20 (ii) the Secretary submits to the con-  
21 gressional defense committees notice of the  
22 determination made under clause (i).

23 (c) COVERED GPS DEVICE DEFINED.—In this sec-  
24 tion, the term “covered GPS device” means a Global Posi-  
25 tion System device of the Department of Defense.

1 **SEC. 912. AUTHORITY TO DESIGNATE INCREMENTS OR**  
2 **BLOCKS OF SATELLITES AS MAJOR SUBPRO-**  
3 **GRAMS SUBJECT TO ACQUISITION REPORT-**  
4 **ING REQUIREMENTS.**

5 Section 2430a(a)(1) of title 10, United States Code,  
6 is amended—

7 (1) by inserting “(A)” before “If the Secretary  
8 of Defense determines”; and

9 (2) by adding at the end the following new sub-  
10 paragraph:

11 “(B) If the Secretary of Defense determines that a  
12 major defense acquisition program to purchase satellites  
13 requires the delivery of satellites in two or more incre-  
14 ments or blocks, the Secretary may designate each such  
15 increment or block as a major subprogram for the pur-  
16 poses of acquisition reporting under this chapter.”.

17 **Subtitle C—Intelligence-Related**  
18 **Matters**

19 **SEC. 921. REPORT ON IMPLEMENTATION OF RECOMMENDA-**  
20 **TIONS BY THE COMPTROLLER GENERAL ON**  
21 **INTELLIGENCE INFORMATION SHARING.**

22 (a) REPORT.—Not later than 90 days after the date  
23 of the enactment of this Act, the Secretary of Defense  
24 shall submit to the appropriate congressional committees  
25 and the Comptroller General a report on actions taken by  
26 the Secretary in response to the recommendations of the

1 Comptroller General in the report issued on January 22,  
2 2010, titled “Intelligence, Surveillance, and Reconnaissance: Establishing Guidance, Timelines, and Accountability for Integrating Intelligence Data Would Improve  
3 sance: Establishing Guidance, Timelines, and Accountability for Integrating Intelligence Data Would Improve  
4 Information Sharing” (GAO–10–265NI), regarding the  
5 need to develop guidance, such as a concept of operations,  
6 to provide overarching direction and priorities for sharing  
7 intelligence information across the defense elements of the  
8 intelligence community.  
9 intelligence community.

10 (b) REVIEW OF REPORT.—The Comptroller General  
11 shall submit to the appropriate congressional committees  
12 a review of the report submitted under subsection (a), including a determination by the Comptroller General as to  
13 whether the actions taken by the Secretary of Defense in  
14 response to the recommendations referred to in such subsection are consistent with and adequately address such  
15 recommendations.  
16 recommendations.  
17 recommendations.

18 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means—  
19 sional committees” means—  
20 sional committees” means—

- 21 (1) the congressional defense committees;
- 22 (2) the Permanent Select Committee on Intelligence of the House of Representatives; and
- 23 (3) the Select Committee on Intelligence of the  
24 Senate.  
25 Senate.

1 **SEC. 922. INSIDER THREAT DETECTION.**

2 (a) PROGRAM REQUIRED.—The Secretary of Defense  
3 shall establish a program for information sharing protec-  
4 tion and insider threat mitigation for the information sys-  
5 tems of the Department of Defense to detect unauthorized  
6 access to, use of, or transmission of classified or controlled  
7 unclassified information.

8 (b) ELEMENTS.—The program established under  
9 subsection (a) shall include the following:

10 (1) Technology solutions for deployment within  
11 the Department of Defense that allow for centralized  
12 monitoring and detection of unauthorized activities,  
13 including—

14 (A) monitoring the use of external ports  
15 and read and write capability controls;

16 (B) disabling the removable media ports of  
17 computers physically or electronically;

18 (C) electronic auditing and reporting of  
19 unusual and unauthorized user activities;

20 (D) using data-loss prevention and data-  
21 rights management technology to prevent the  
22 unauthorized export of information from a net-  
23 work or to render such information unusable in  
24 the event of the unauthorized export of such in-  
25 formation;

1 (E) a roles-based access certification sys-  
2 tem;

3 (F) cross-domain guards for transfers of  
4 information between different networks; and

5 (G) patch management for software and  
6 security updates.

7 (2) Policies and procedures to support such  
8 program, including special consideration for policies  
9 and procedures related to international and inter-  
10 agency partners and activities in support of ongoing  
11 operations in areas of hostilities.

12 (3) A governance structure and process that in-  
13 tegrates information security and sharing tech-  
14 nologies with the policies and procedures referred to  
15 in paragraph (2). Such structure and process shall  
16 include—

17 (A) coordination with the existing security  
18 clearance and suitability review process;

19 (B) coordination of existing anomaly detec-  
20 tion techniques, including those used in coun-  
21 terintelligence investigation or personnel screen-  
22 ing activities; and

23 (C) updating and expediting of the classi-  
24 fication review and marking process.

25 (4) A continuing analysis of—

1 (A) gaps in security measures under the  
2 program; and

3 (B) technology, policies, and processes  
4 needed to increase the capability of the program  
5 beyond the initially established full operating  
6 capability to address such gaps.

7 (5) A baseline analysis framework that includes  
8 measures of performance and effectiveness.

9 (6) A plan for how to ensure related security  
10 measures are put in place for other departments or  
11 agencies with access to Department of Defense net-  
12 works.

13 (7) A plan for enforcement to ensure that the  
14 program is being applied and implemented on a uni-  
15 form and consistent basis.

16 (c) OPERATING CAPABILITY.—The Secretary shall  
17 ensure the program established under subsection (a)—

18 (1) achieves initial operating capability not later  
19 than October 1, 2012; and

20 (2) achieves full operating capability not later  
21 than October 1, 2013.

22 (d) REPORT.—Not later than 90 days after the date  
23 of the enactment of this Act, the Secretary shall submit  
24 to the congressional defense committees a report that in-  
25 cludes—

1           (1) the implementation plan for the program es-  
2           tablished under subsection (a);

3           (2) the resources required to implement the  
4           program;

5           (3) specific efforts to ensure that implementa-  
6           tion does not negatively impact activities in support  
7           of ongoing operations in areas of hostilities;

8           (4) a definition of the capabilities that will be  
9           achieved at initial operating capability and full oper-  
10          ating capability, respectively; and

11          (5) a description of any other issues related to  
12          such implementation that the Secretary considers  
13          appropriate.

14          (e) **BRIEFING REQUIREMENT.**—The Secretary shall  
15          provide briefings to the Committees on Armed Services of  
16          the House of Representatives and the Senate as follows:

17               (1) Not later than 90 days after the date of the  
18               enactment of this Act, a briefing describing the gov-  
19               ernance structure referred to in subsection (b)(3).

20               (2) Not later than 120 days after the date of  
21               the enactment of this Act, a briefing detailing the  
22               inventory and status of technology solutions deploy-  
23               ment referred to in subsection (b)(1), including an  
24               identification of the total number of host platforms  
25               planned for such deployment, the current number of

1 host platforms that provide appropriate security, and  
2 the funding and timeline for remaining deployment.

3 (3) Not later than 180 days after the date of  
4 the enactment of this Act, a briefing detailing the  
5 policies and procedures referred to in subsection  
6 (b)(2), including an assessment of the effectiveness  
7 of such policies and procedures and an assessment  
8 of the potential impact of such policies and proce-  
9 dures on information sharing within the Department  
10 of Defense and with interagency and international  
11 partners.

12 (f) BUDGET SUBMISSION.—On the date on which the  
13 President submits to Congress the budget under section  
14 1105 of title 31, United States Code, for each of fiscal  
15 years 2014 through 2019, the Secretary of Defense shall  
16 submit to the congressional defense committees an identi-  
17 fication of the resources requested in such budget to carry  
18 out the program established under subsection (a).

19 **SEC. 923. EXPANSION OF AUTHORITY FOR EXCHANGES OF**  
20 **MAPPING, CHARTING, AND GEODETIC DATA**  
21 **TO INCLUDE NONGOVERNMENTAL ORGANI-**  
22 **ZATIONS AND ACADEMIC INSTITUTIONS.**

23 (a) BROADENING OF AUTHORITY.—Section 454 of  
24 title 10, United States Code, is amended—

1           (1) by inserting “(a) FOREIGN COUNTRIES AND  
2           INTERNATIONAL ORGANIZATIONS.—” before “The  
3           Secretary of Defense”; and

4           (2) by adding at the end the following new sub-  
5           section:

6           “(b) NONGOVERNMENTAL ORGANIZATIONS AND AKA-  
7           DEMIC INSTITUTIONS.—The Secretary may authorize the  
8           National Geospatial-Intelligence Agency to exchange or  
9           furnish mapping, charting, and geodetic data, supplies,  
10          and services relating to areas outside of the United States  
11          to a nongovernmental organization or an academic institu-  
12          tion engaged in geospatial information research or produc-  
13          tion of such areas pursuant to an agreement for the pro-  
14          duction or exchange of such data.”.

15          (b) CONFORMING AMENDMENTS.—

16           (1) SECTION HEADING.—The heading of such  
17          section is amended to read as follows:

18          “**§ 454. Exchange of mapping, charting, and geodetic**  
19                           **data with foreign countries, international**  
20                           **organizations, nongovernmental organi-**  
21                           **zations, and academic institutions”.**

22           (2) TABLE OF SECTIONS.—The table of sections  
23          at the beginning of subchapter II of chapter 22 of  
24          such title is amended by striking the item relating  
25          to section 454 and inserting the following new item:

“454. Exchange of mapping, charting, and geodetic data with foreign countries, international organizations, nongovernmental organizations, and academic institutions.”.

1 **SEC. 924. OZONE WIDGET FRAMEWORK.**

2 (a) MECHANISM FOR INTERNET PUBLICATION OF IN-  
3 FORMATION FOR DEVELOPMENT OF ANALYSIS TOOLS  
4 AND APPLICATIONS.—The Chief Information Officer of  
5 the Department of Defense, acting through the Director  
6 of the Defense Information Systems Agency, shall imple-  
7 ment a mechanism to publish and maintain on the public  
8 Internet the application programming interface specifica-  
9 tions, a developer’s toolkit, source code, and such other  
10 information on, and resources for, the Ozone Widget  
11 Framework (OWF) as the Chief Information Officer con-  
12 siders necessary to permit individuals and companies to  
13 develop, integrate, and test analysis tools and applications  
14 for use by the Department of Defense and the elements  
15 of the intelligence community.

16 (b) PROCESS FOR VOLUNTARY CONTRIBUTION OF  
17 IMPROVEMENTS BY PRIVATE SECTOR.—In addition to the  
18 requirement under subsection (a), the Chief Information  
19 Officer shall also establish a process by which private indi-  
20 viduals and companies may voluntarily contribute the fol-  
21 lowing:

22 (1) Improvements to the source code and docu-  
23 mentation for the Ozone Widget Framework.

1           (2) Alternative or compatible implementations  
2           of the published application programming interface  
3           specifications for the Framework.

4           (c) ENCOURAGEMENT OF USE AND DEVELOP-  
5           MENT.—The Chief Information Officer shall, whenever  
6           practicable, encourage and foster the use, support, devel-  
7           opment, and enhancement of the Ozone Widget Frame-  
8           work by the computer industry and commercial informa-  
9           tion technology vendors, including the development of tools  
10          that are compatible with the Framework.

11 **SEC. 925. PLAN FOR INCORPORATION OF ENTERPRISE**  
12                           **QUERY AND CORRELATION CAPABILITY INTO**  
13                           **THE DEFENSE INTELLIGENCE INFORMATION**  
14                           **ENTERPRISE.**

15          (a) PLAN REQUIRED.—

16           (1) IN GENERAL.—The Under Secretary of De-  
17           fense for Intelligence shall develop a plan for the in-  
18           corporation of an enterprise query and correlation  
19           capability into the Defense Intelligence Information  
20           Enterprise (DI2E).

21           (2) ELEMENTS.—The plan required by para-  
22           graph (1) shall—

23                   (A) include an assessment of all the cur-  
24                   rent and planned advanced query and correla-  
25                   tion systems which operate on large centralized

1 databases that are deployed or to be deployed  
2 in elements of the Defense Intelligence Informa-  
3 tion Enterprise; and

4 (B) determine where duplication can be  
5 eliminated, how use of these systems can be ex-  
6 panded, whether these systems can be operated  
7 collaboratively, and whether they can and  
8 should be integrated with the enterprise-wide  
9 query and correlation capability required pursu-  
10 ant to paragraph (1).

11 (b) PILOT PROGRAM.—

12 (1) IN GENERAL.—The Under Secretary shall  
13 conduct a pilot program to demonstrate an  
14 enterprisewide query and correlation capability  
15 through the Defense Intelligence Information Enter-  
16 prise program.

17 (2) PURPOSE.—The purpose of the pilot pro-  
18 gram shall be to demonstrate the capability of an  
19 enterprisewide query and correlation system to  
20 achieve the following:

21 (A) To conduct complex, simultaneous que-  
22 ries by a large number of users and analysts  
23 across numerous, large distributed data stores  
24 with response times measured in seconds.

1           (B) To be scaled up to operate effectively  
2           on all the data holdings of the Defense Intel-  
3           ligence Information Enterprise.

4           (C) To operate across multiple levels of se-  
5           curity with data guards.

6           (D) To operate effectively on both  
7           unstructured data and structured data.

8           (E) To extract entities, resolve them, and  
9           (as appropriate) mask them to protect sources  
10          and methods, privacy, or both.

11          (F) To control access to data by means of  
12          on-line electronic user credentials, profiles, and  
13          authentication.

14          (3) TERMINATION.—The pilot program con-  
15          ducted under this subsection shall terminate on Sep-  
16          tember 30, 2014.

17          (c) REPORT.—Not later than November 1, 2012, the  
18          Under Secretary shall submit to the appropriate commit-  
19          tees of Congress a report on the actions undertaken by  
20          the Under Secretary to carry out this section. The report  
21          shall set forth the plan developed under subsection (a) and  
22          a description and assessment of the pilot program con-  
23          ducted under subsection (b).

1 (d) APPROPRIATE COMMITTEES OF CONGRESS DE-  
2 FINED.—In this section, the term “appropriate commit-  
3 tees of Congress” means—

4 (1) the Committee on Armed Services, the  
5 Committee on Appropriations, and the Select Com-  
6 mittee on Intelligence of the Senate; and

7 (2) the Committee on Armed Services, the  
8 Committee on Appropriations, and the Permanent  
9 Select Committee on Intelligence of the House of  
10 Representatives.

11 **SEC. 926. FACILITIES FOR INTELLIGENCE COLLECTION OR**  
12 **SPECIAL OPERATIONS ACTIVITIES ABROAD.**

13 (a) IN GENERAL.—Section 2682 of title 10, United  
14 States Code, is amended—

15 (1) by striking “The maintenance and repair”  
16 and inserting “(a) MAINTENANCE AND REPAIR.—  
17 Subject to subsection (c), the maintenance and re-  
18 pair”;

19 (2) by designating the second sentence as sub-  
20 section (b), realigning such subsection so as to be in-  
21 dented two ems from the left margin, and inserting  
22 “JURISDICTION.—” before “A real property facil-  
23 ity”;

24 (3) in subsection (b), as designated by para-  
25 graph (2) of this subsection, by striking “A real

1 property” and inserting “Subject to subsection (c),  
2 a real property”; and

3 (4) by adding at the end the following new sub-  
4 section:

5 “(c) FACILITIES FOR INTELLIGENCE COLLECTION  
6 OR FOR SPECIAL OPERATIONS ABROAD.—The Secretary  
7 of Defense may waive the requirements of subsections (a)  
8 and (b) if necessary to provide security for authorized in-  
9 telligence collection or special operations activities abroad  
10 undertaken by the Department of Defense.”.

11 (b) SUNSET.—Effective on September 30, 2015, or  
12 the date of the enactment of an Act authorizing funds for  
13 military construction for fiscal year 2016, whichever is  
14 later—

15 (1) subsection (a) of section 2682 of title 10,  
16 United States Code, as designated and amended by  
17 subsection (a)(1) of this section, is amended by  
18 striking “Subject to subsection (c), the maintenance  
19 and repair” and inserting “The maintenance and re-  
20 pair”;

21 (2) subsection (b) of section 2682 of title 10,  
22 United States Code, as designated by subsection  
23 (a)(2) and amended by subsection (a)(3) of this sec-  
24 tion, is amended by striking “Subject to subsection

1 (c), a real property” and inserting “A real prop-  
2 erty”; and

3 (3) subsection (c) of section 2682 of title 10,  
4 United States Code, as added by subsection (a)(4)  
5 of this section, is repealed.

## 6 **Subtitle D—Total Force** 7 **Management**

### 8 **SEC. 931. GENERAL POLICY FOR TOTAL FORCE MANAGE-** 9 **MENT.**

10 (a) REVISION OF GENERAL PERSONNEL POLICY  
11 SECTION.—Section 129a of title 10, United States Code,  
12 is amended to read as follows:

#### 13 **“§ 129a. General policy for total force management**

14 “(a) POLICIES AND PROCEDURES.—The Secretary of  
15 Defense shall establish policies and procedures for deter-  
16 mining the most appropriate and cost efficient mix of mili-  
17 tary, civilian, and contractor personnel to perform the mis-  
18 sion of the Department of Defense.

19 “(b) RISK MITIGATION OVER COST.— In establishing  
20 the policies and procedures under subsection (a), the Sec-  
21 retary shall clearly provide that attainment of a Depart-  
22 ment of Defense workforce sufficiently sized and com-  
23 prised of the appropriate mix of personnel necessary to  
24 carry out the mission of the Department and the core mis-

1 sion areas of the armed forces (as identified pursuant to  
2 section 118b of this title) takes precedence over cost.

3 “(c) DELEGATION OF RESPONSIBILITIES.—The Sec-  
4 retary shall delegate responsibility for implementation of  
5 the policies and procedures established under subsection  
6 (a) as follows:

7 “(1) The Under Secretary of Defense for Per-  
8 sonnel and Readiness shall have overall responsi-  
9 bility for guidance to implement such policies and  
10 procedures.

11 “(2) The Secretaries of the military depart-  
12 ments and the heads of the Defense Agencies shall  
13 have overall responsibility for the requirements de-  
14 termination, planning, programming, and budgeting  
15 for such policies and procedures.

16 “(3) The Under Secretary of Defense for Ac-  
17 quisition, Technology, and Logistics shall be respon-  
18 sible for ensuring that the defense acquisition sys-  
19 tem, as defined in section 2545 of this title, is con-  
20 sistent with such policies and procedures and with  
21 implementation pursuant to paragraph (1).

22 “(4) The Under Secretary of Defense (Comp-  
23 troller) shall be responsible for ensuring that the  
24 budget for the Department of Defense is consistent  
25 with such policies and procedures. The Under Sec-

1       retary shall notify the congressional defense commit-  
2       tees of any deviations from such policies and proce-  
3       dures that are recommended in the budget.

4       “(d) USE OF PLAN, INVENTORY, AND LIST.—The  
5       policies and procedures established by the Secretary under  
6       subsection (a) shall specifically require the Department of  
7       Defense to use the following when making determinations  
8       regarding the appropriate workforce mix necessary to per-  
9       form its mission:

10           “(1) The civilian strategic workforce plan (re-  
11           quired by section 115b of this title).

12           “(2) The civilian positions master plan (re-  
13           quired by section 1597(c) of this title).

14           “(3) The inventory of contracts for services re-  
15           quired by section 2330a(e) of this title.

16           “(4) The list of activities required by the Fed-  
17           eral Activities Inventory Reform Act of 1998 (Public  
18           Law 105–270; 31 U.S.C. 501 note).

19       “(e) CONSIDERATIONS IN CONVERTING PERFORM-  
20       ANCE OF FUNCTIONS.— If conversion of functions to per-  
21       formance by either Department of Defense civilian per-  
22       sonnel or contractor personnel is considered, the Under  
23       Secretary of Defense for Personnel and Readiness shall  
24       ensure compliance with—

1           “(1) section 2463 of this title (relating to  
2           guidelines and procedures for use of civilian employ-  
3           ees to perform Department of Defense functions);  
4           and

5           “(2) section 2461 of this title (relating to pub-  
6           lic-private competition required before conversion to  
7           contractor performance).

8           “(f) CONSTRUCTION WITH OTHER REQUIRE-  
9           MENTS.—Nothing in this title may be construed as au-  
10          thorizing—

11           “(1) a military department or Defense Agency  
12          to directly convert a function to contractor perform-  
13          ance without complying with section 2461 of this  
14          title;

15           “(2) the use of contractor personnel for func-  
16          tions that are inherently governmental even if there  
17          is a military or civilian personnel shortfall in the De-  
18          partment of Defense;

19           “(3) restrictions on the use by a military de-  
20          partment or Defense Agency of contractor personnel  
21          to perform functions closely associated with inher-  
22          ently governmental functions, provided that—

23           “(A) there are adequate resources to main-  
24          tain sufficient capabilities within the Depart-

1           ment in the functional area being considered for  
2           performance by contractor personnel; and

3                   “(B) there is adequate Government over-  
4           sight of contractor personnel performing such  
5           functions;

6                   “(4) the establishment of numerical goals or  
7           budgetary savings targets for the conversion of func-  
8           tions to performance by either Department of De-  
9           fense civilian personnel or for conversion to perform-  
10          ance by contractor personnel; or

11                   “(5) the imposition of a civilian hiring freeze  
12          that may inhibit the implementation of the policies  
13          and procedures established under subsection (a).”.

14          (b) CLERICAL AMENDMENT.—The item relating to  
15          section 129a in the table of sections at the beginning of  
16          chapter 3 of such title is amended to read as follows:

          “129a. General policy for total force management.”.

17   **SEC. 932. REVISIONS TO DEPARTMENT OF DEFENSE CIVIL-**  
18                   **IAN PERSONNEL MANAGEMENT CON-**  
19                   **STRAINTS.**

20          Section 129 of title 10, United States Code, is  
21          amended—

22                   (1) in subsection (a)—

23                           (A) by inserting after “(1)” the following:

24                                   “the total force management policies and proce-

1           dures established under section 129a of this  
2           title, (2)”; and

3                   (B) by striking “department and (2)” and  
4           inserting “department, and (3)”;

5           (2) in subsection (d), by striking “within that  
6           budget activity for which funds are provided for that  
7           fiscal year.” and inserting “within that budget activ-  
8           ity as determined under the total force management  
9           policies and procedures established under section  
10          129a of this title.”; and

11           (3) in subsection (e), by striking the sentence  
12          beginning with “With respect to”.

13   **SEC. 933. ADDITIONAL AMENDMENTS RELATING TO TOTAL**  
14                   **FORCE MANAGEMENT.**

15          (a) AMENDMENTS TO SECRETARY OF DEFENSE RE-  
16   PORT.—Section 113(l) of title 10, United States Code, is  
17   amended to read as follows:

18          “(l)(1) The Secretary shall include in the annual re-  
19   port to Congress under subsection (c) the following:

20                   “(A) A comparison of the amounts provided in  
21           the defense budget for support and for mission ac-  
22           tivities for each of the preceding five fiscal years.

23                   “(B) A comparison of the following for each of  
24           the preceding five fiscal years:

1           “(i) The number of military personnel,  
2 shown by major occupational category, assigned  
3 to support positions or to mission positions.

4           “(ii) The number of civilian personnel,  
5 shown by major occupational category, assigned  
6 to support positions or to mission positions.

7           “(iii) The number of contractor personnel  
8 performing support functions.

9           “(C) An accounting for each of the preceding  
10 five fiscal years of the following:

11           “(i) The number of military and civilian  
12 personnel, shown by armed force and by major  
13 occupational category, assigned to support posi-  
14 tions.

15           “(ii) The number of contractor personnel  
16 performing support functions.

17           “(D) An identification, for each of the three  
18 workforce sectors (military, civilian, and contractor)  
19 of the percentage of the total number of personnel  
20 in that workforce sector that is providing support to  
21 headquarters and headquarters support activities for  
22 each of the preceding five fiscal years.

23           “(2) Contractor personnel shall be determined for  
24 purposes of paragraph (1) by using contractor full-time

1 equivalents, based on the inventory required under section  
2 2330a of this title.”.

3 (b) AMENDMENTS RELATING TO CERTAIN GUIDE-  
4 LINES.—Section 1597(b) of title 10, United States Code,  
5 is amended by inserting after the first sentence the fol-  
6 lowing: “In establishing the guidelines, the Secretary shall  
7 ensure that nothing in the guidelines conflicts with the re-  
8 quirements of section 129 of this title or the policies and  
9 procedures established under section 129a of this title.”.

10 (c) AMENDMENT TO REQUIREMENTS FOR ACQUISI-  
11 TION OF SERVICES.—Section 863 of the Ike Skelton Na-  
12 tional Defense Authorization Act for Fiscal Year 2011  
13 (Public Law 111–383; 124 Stat. 4293; 10 U.S.C. 2330  
14 note) is amended by adding at the end of subsection (d)  
15 the following new paragraph:

16 “(9) Considerations relating to total force man-  
17 agement policies and procedures established under  
18 section 129a of this title.”.

19 **SEC. 934. MODIFICATIONS OF ANNUAL DEFENSE MAN-**  
20 **POWER REQUIREMENTS REPORT.**

21 Section 115a(a) of title 10, United States Code, is  
22 amended—

23 (1) by striking “and” at the end of paragraph  
24 (1); and

1           (2) by striking paragraph (2) and inserting the  
2 following new paragraphs (2) and (3):

3           “(2) the annual civilian personnel requirements  
4 level for each component of the Department of De-  
5 fense for the next fiscal year and the civilian end-  
6 strength level for the prior fiscal year; and

7           “(3) the projected number of contractor per-  
8 sonnel full-time equivalents required to provide con-  
9 tract services (as that term is defined in section 235  
10 of this title) for each component of the Department  
11 of Defense for the next fiscal year and the con-  
12 tractor personnel full-time equivalents that provided  
13 contract services for each component of the Depart-  
14 ment of Defense for the prior fiscal year as reported  
15 in the inventory of contracts for services required by  
16 section 2330a(c) of this title.”.

17 **SEC. 935. REVISIONS TO STRATEGIC WORKFORCE PLAN.**

18 (a) REVISION IN REPORTING PERIOD.—

19           (1) IN GENERAL.—Section 115b of title 10,  
20 United States Code, is amended—

21           (A) in the section heading, by striking  
22           “**Annual strategic**” and inserting “**Bien-**  
23           **ennial strategic**”;

1 (B) in the heading of subsection (a), by  
2 striking “ANNUAL” and inserting “BIENNIAL”;  
3 and

4 (C) in subsection (a)(1), by striking “on an  
5 annual basis” and inserting “in every even-  
6 numbered year”.

7 (2) CLERICAL AMENDMENT.—The table of sec-  
8 tions for chapter 2 of such title is amended by strik-  
9 ing the item relating to section 115b and inserting  
10 the following:

“115b. Biennial strategic workforce plan.”.

11 (b) REVISION IN ASSESSMENT CONTENTS AND PE-  
12 RIOD.—Section 115b(b)(1) of such title is amended—

13 (1) in subparagraph (A), by striking “seven-  
14 year period following the year in which the plan is  
15 submitted” and inserting “five-year period cor-  
16 responding to the current future-years defense pro-  
17 gram under section 221 of this title”; and

18 (2) in subparagraph (B), by inserting before  
19 the semicolon at the end the following: “, as deter-  
20 mined under the total force management policies  
21 and procedures established under section 129a of  
22 this title”.

23 (c) REFERENCE TO SECTION 129a.—Section  
24 115b(c)(2)(D) of such title is amended by inserting before

1 the period at the end the following: “and the policies and  
2 procedures established under section 129a of this title”.

3 **SEC. 936. AMENDMENTS TO REQUIREMENT FOR INVEN-**  
4 **TORY OF CONTRACTS FOR SERVICES.**

5 (a) AMENDMENTS RELATING TO INVENTORY.—Sec-  
6 tion 2330a(c)(1) of title 10, United States Code, is amend-  
7 ed—

8 (1) by inserting after “pursuant to contracts  
9 for services” the following: “(and pursuant to con-  
10 tracts for goods to the extent services are a signifi-  
11 cant component of performance as identified in a  
12 separate line item of a contract)”;

13 (2) in subparagraph (A)—

14 (A) by striking “and” at the end of clause  
15 (i); and

16 (B) by striking clause (ii) and inserting the  
17 following:

18 “(ii) the calculation of contractor full-time  
19 equivalents for direct labor, using direct labor  
20 hours in a manner that is comparable to the  
21 calculation of Department of Defense civilian  
22 full-time employees; and

23 “(iii) the conduct and completion of the  
24 annual review required under subsection  
25 (e)(1).”; and

1           (3) in subparagraph (B), by inserting “for re-  
2           requirements relating to acquisition” before the pe-  
3           riod.

4           (b) AMENDMENTS RELATING TO REVIEW AND PLAN-  
5           NING REQUIREMENTS.—Section 2330a(e) of such title is  
6           amended—

7           (1) by inserting “and” at the end of paragraph

8           (2);

9           (2) by striking “; and” at the end of paragraph

10          (3) and inserting a period; and

11          (3) by striking paragraph (4).

12          (c) DEVELOPMENT OF PLAN AND ENFORCEMENT  
13          AND APPROVAL MECHANISMS.—Section 2330a of such  
14          title is further amended—

15          (1) by redesignating subsections (f) and (g) as  
16          subsections (g) and (h), respectively; and

17          (2) by inserting after subsection (e) the fol-  
18          lowing new subsection (f):

19          “(f) DEVELOPMENT OF PLAN AND ENFORCEMENT  
20          AND APPROVAL MECHANISMS.—The Secretary of the mili-  
21          tary department or head of the Defense Agency respon-  
22          sible for activities in the inventory shall develop a plan,  
23          including an enforcement mechanism and approval proc-  
24          ess, to—

1           “(1) provide for the use of the inventory by the  
2 military department or Defense Agency to imple-  
3 ment the requirements of section 129a of this title;

4           “(2) ensure the inventory is used to inform  
5 strategic workforce planning;

6           “(3) facilitate use of the inventory for compli-  
7 ance with section 235 of this title; and

8           “(4) provide for appropriate consideration of  
9 the conversion of activities identified under sub-  
10 section (e)(3) within a reasonable period of time.”.

11 **SEC. 937. PRELIMINARY PLANNING AND DURATION OF**  
12 **PUBLIC-PRIVATE COMPETITIONS.**

13 Section 2461(a)(5) of title 10, United States Code,  
14 is amended—

15           (1) in subparagraph (E)—

16               (A) by striking “, begins” and inserting  
17 “shall be conducted in accordance with guid-  
18 ance and procedures that shall be issued and  
19 maintained by the Under Secretary of Defense  
20 for Personnel and Readiness and shall begin”;

21               (B) by inserting after “the date on which”  
22 the following: “a component of”;

23               (C) by inserting “first” before “obligates”;

24               (D) by inserting “specifically” after  
25 “funds”;

1 (E) by inserting “for the preliminary plan-  
2 ning effort” after “support”; and

3 (F) in clause (i), by inserting “a public-pri-  
4 vate” before “competition”; and

5 (2) in subparagraph (F)—

6 (A) by inserting “or Defense Agency” after  
7 “military department”;

8 (B) by striking “of such date” and insert-  
9 ing “of the actions intended to be taken during  
10 the preliminary planning process”;

11 (C) by inserting “of such actions” after  
12 “public notice”;

13 (D) by inserting after “website” the fol-  
14 lowing: “and through other means as deter-  
15 mined necessary”; and

16 (E) by striking “Such date is the first day  
17 of preliminary planning for a public-private  
18 competition for” and inserting “The date of  
19 such announcement shall be used for”.

20 **SEC. 938. CONVERSION OF CERTAIN FUNCTIONS FROM**  
21 **CONTRACTOR PERFORMANCE TO PERFORM-**  
22 **ANCE BY DEPARTMENT OF DEFENSE CIVIL-**  
23 **IAN EMPLOYEES.**

24 Section 2463 of title 10, United States Code, is  
25 amended—

1 (1) in subsection (b)(1)—

2 (A) by redesignating subparagraphs (B),  
3 (C), and (D) as subparagraphs (C), (E), and  
4 (F), respectively;

5 (B) by striking subparagraph (A) and in-  
6 serting the following new subparagraphs (A)  
7 and (B):

8 “(A) is a critical function that—

9 “(i) is necessary to maintain sufficient  
10 Government expertise and technical capa-  
11 bilities; or

12 “(ii) entails operational risk associ-  
13 ated with contractor performance;

14 “(B) is an acquisition workforce func-  
15 tion;”; and

16 (C) by inserting after subparagraph (C), as  
17 redesignated by subparagraph (A), the following  
18 new subparagraph (D):

19 “(D) has been performed by Department  
20 of Defense civilian employees at any time dur-  
21 ing the previous 10-year period;”;

22 (2) by redesignating subsection (e) as sub-  
23 section (g);

24 (3) by inserting after subsection (d) the fol-  
25 lowing new subsections (e) and (f):

1           “(e) DETERMINATIONS RELATING TO THE CONVER-  
2       SION OF CERTAIN FUNCTIONS.—(1) Except as provided  
3       in paragraph (2), in determining whether a function  
4       should be converted to performance by Department of De-  
5       fense civilian employees, the Secretary of Defense shall—

6           “(A) develop methodology for determining costs  
7       based on the guidance outlined in the Directive-Type  
8       Memorandum 09–007 entitled ‘Estimating and  
9       Comparing the Full Costs of Civilian and Military  
10      Manpower and Contractor Support’ or any successor  
11      guidance for the determination of costs when costs  
12      are the sole basis for the determination;

13          “(B) take into consideration any supplemental  
14      guidance issued by the Secretary of a military de-  
15      partment for determinations affecting functions of  
16      that military department; and

17          “(C) ensure that the difference in the cost of  
18      performing the function by a contractor compared to  
19      the cost of performing the function by Department  
20      of Defense civilian employees would be equal to or  
21      exceed the lesser of—

22                  “(i) 10 percent of the personnel-related  
23                  costs for performance of that function; or

24                  “(ii) \$10,000,000.

1       “(2) Paragraph (1) shall not apply to any function  
2 that is inherently governmental or any function described  
3 in subparagraph (A), (B), or (C) of subsection (b)(1).

4       “(f) NOTIFICATION RELATING TO THE CONVERSION  
5 OF CERTAIN FUNCTIONS.—The Secretary of Defense shall  
6 establish procedures for the timely notification of any con-  
7 tractor who performs a function that the Secretary plans  
8 to convert to performance by Department of Defense civil-  
9 ian employees pursuant to subsection (a). The Secretary  
10 shall provide a copy of any such notification to the con-  
11 gressional defense committees.”; and

12           (4) in subsection (g), as redesignated by para-  
13 graph (2)—

14           (A) by striking “this section” and all that  
15 follows and inserting “this section:”; and

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

18           “(1) The term ‘functions closely associated with  
19 inherently governmental functions’ has the meaning  
20 given that term in section 2383(b)(3) of this title.

21           “(2) The term ‘acquisition function’ has the  
22 meaning given that term under section 1721(a) of  
23 this title.

24           “(3) The term ‘inherently governmental func-  
25 tion’ has the meaning given that term in the Federal

1       Activities Inventory Reform Act of 1998 (Public  
2       Law 105–270; 31 U. S.C. 501 note).”.

3       **Subtitle E—Quadrennial Roles and**  
4       **Missions and Related Matters**

5       **SEC. 941. CHAIRMAN OF THE JOINT CHIEFS OF STAFF AS-**  
6       **SESSMENT OF CONTINGENCY PLANS.**

7       Section 153(b) of title 10, United States Code, is  
8       amended—

9               (1) in paragraph (1), by striking “assessment  
10       of” and all that follows through the period and in-  
11       serting: “assessment of—

12               “(A) the nature and magnitude of the stra-  
13       tegic and military risks associated with exe-  
14       cuting the missions called for under the current  
15       National Military Strategy; and

16               “(B) the critical deficiencies and strengths  
17       in force capabilities (including manpower, logis-  
18       tics, intelligence, and mobility support) identi-  
19       fied during the preparation and review of con-  
20       tingency plans of each geographic combatant  
21       commander, and the effect of such deficiencies  
22       and strengths on strategic plans and on meet-  
23       ing national security objectives and policy.”;  
24       and

25       (2) in paragraph (2)—

1 (A) by inserting after “National Military  
2 Strategy is significant,” the following, “or that  
3 critical deficiencies in force capabilities exist for  
4 a contingency plan,”; and

5 (B) by inserting “or deficiency” before the  
6 period at the end.

7 **SEC. 942. QUADRENNIAL DEFENSE REVIEW.**

8 Paragraph (4) of section 118(b) of title 10, United  
9 States Code, is amended to read as follows:

10 “(4) to make recommendations that are not  
11 constrained to comply with and are fully inde-  
12 pendent of the budget submitted to Congress by the  
13 President pursuant to section 1105 of title 31.”.

14 **Subtitle F—Other Matters**

15 **SEC. 951. ACTIVITIES TO IMPROVE MULTILATERAL, BILAT-**  
16 **ERAL, AND REGIONAL COOPERATION RE-**  
17 **GARDING CYBERSECURITY.**

18 (a) ESTABLISHMENT OF CYBERSECURITY PRO-  
19 GRAM.—

20 (1) IN GENERAL.—Chapter 53 of title 10,  
21 United States Code, is amended by inserting after  
22 section 1051b the following new section:

1 **“§ 1051c. Multilateral, bilateral, or regional coopera-**  
2 **tion programs: assignments to improve**  
3 **education and training in information se-**  
4 **curity**

5 “(a) ASSIGNMENTS AUTHORIZED; PURPOSE.—The  
6 Secretary of Defense may authorize the temporary assign-  
7 ment of a member of the military forces of a foreign coun-  
8 try to a Department of Defense organization for the pur-  
9 pose of assisting the member to obtain education and  
10 training to improve the member’s ability to understand  
11 and respond to information security threats,  
12 vulnerabilities of information security systems, and the  
13 consequences of information security incidents.

14 “(b) PAYMENT OF CERTAIN EXPENSES.—To facili-  
15 tate the assignment of a member of a foreign military  
16 force to a Department of Defense organization under sub-  
17 section (a), the Secretary of Defense may pay such ex-  
18 penses in connection with the assignment as the Secretary  
19 considers in the national security interests of the United  
20 States.

21 “(c) PROTECTION OF DEPARTMENT  
22 CYBERSECURITY.—In authorizing the temporary assign-  
23 ment of members of foreign military forces to Department  
24 of Defense organizations under subsection (a), the Sec-  
25 retary of Defense shall require the inclusion of adequate

1 safeguards to prevent any compromising of Department  
2 information security.

3 “(d) MULTI-YEAR AVAILABILITY OF FUNDS.—Funds  
4 available to carry out this section shall be available, to the  
5 extent provided in appropriations Acts, for programs and  
6 activities under this section that begin in a fiscal year and  
7 end in the following fiscal year.

8 “(e) INFORMATION SECURITY DEFINED.—In this  
9 section, the term ‘information security’ refers to—

10 “(1) the confidentiality, integrity, or availability  
11 of an information system or the information such  
12 system processes, stores, or transmits; and

13 “(2) the security policies, security procedures,  
14 or acceptable use policies with respect to an informa-  
15 tion system.”.

16 (2) CLERICAL AMENDMENT.—The table of sec-  
17 tions at the beginning of such chapter is amended  
18 by inserting after the item relating to section 1051b  
19 the following new item:

“1051c. Multilateral, bilateral, or regional cooperation programs: assignments to  
improve education and training in information security.”.

20 (b) REPORT ON EXPANSION OF FELLOWSHIP OPPOR-  
21 TUNITIES.—Not later one year after the date of the enact-  
22 ment of this Act, the Secretary of Defense shall submit  
23 to Congress a report evaluating the feasibility and benefits  
24 of expanding the fellowship program authorized by section

1 1051c of title 10, United States Code, as added by sub-  
2 section (a), to include ministry of defense officials, secu-  
3 rity officials, or other civilian officials of foreign countries.

4 **SEC. 952. REPORT ON UNITED STATES SPECIAL OPER-**  
5 **ATIONS COMMAND STRUCTURE.**

6 (a) REPORT.—Not later than March 1, 2012, the  
7 Secretary of Defense shall submit to the congressional de-  
8 fense committees a study of the United States Special Op-  
9 erations Command sub-unified structure.

10 (b) ELEMENTS.—The report required under this sec-  
11 tion shall include, at a minimum, the following:

12 (1) Recommendations to revise as necessary the  
13 present command structure to better support devel-  
14 opment and deployment of joint special operations  
15 forces and capabilities.

16 (2) Any other matters the Secretary considers  
17 appropriate.

18 (c) FORM.—The report required under this section  
19 shall be submitted in unclassified form, but may include  
20 a classified annex.

21 **SEC. 953. STRATEGY TO ACQUIRE CAPABILITIES TO DE-**  
22 **TECT PREVIOUSLY UNKNOWN CYBER AT-**  
23 **TACKS.**

24 (a) IN GENERAL.—The Secretary of Defense shall  
25 develop and implement a plan to augment the

1 cybersecurity strategy of the Department of Defense  
2 through the acquisition of advanced capabilities to dis-  
3 cover and isolate penetrations and attacks that were pre-  
4 viously unknown and for which signatures have not been  
5 developed for incorporation into computer intrusion detec-  
6 tion and prevention systems and anti-virus software sys-  
7 tems.

8 (b) CAPABILITIES.—

9 (1) NATURE OF CAPABILITIES.—The capabili-  
10 ties to be acquired under the plan required by sub-  
11 section (a) shall—

12 (A) be adequate to enable well-trained ana-  
13 lysts to discover the sophisticated attacks con-  
14 ducted by nation-state adversaries that are cat-  
15 egorized as “advanced persistent threats”;

16 (B) be appropriate for—

17 (i) endpoints or hosts;

18 (ii) network-level gateways operated  
19 by the Defense Information Systems Agen-  
20 cy where the Department of Defense net-  
21 work connects to the public Internet; and

22 (iii) global networks owned and oper-  
23 ated by private sector Tier 1 Internet  
24 Service Providers;

1 (C) at the endpoints or hosts, add new dis-  
2 covery capabilities to the Host-Based Security  
3 System of the Department, including capabili-  
4 ties such as—

5 (i) automatic blocking of unauthorized  
6 software programs and accepting approved  
7 and vetted programs;

8 (ii) constant monitoring of all key  
9 computer attributes, settings, and oper-  
10 ations (such as registry keys, operations  
11 running in memory, security settings,  
12 memory tables, event logs, and files); and

13 (iii) automatic baselining and remedi-  
14 ation of altered computer settings and  
15 files;

16 (D) at the network-level gateways and in-  
17 ternal network peering points, include the  
18 sustainment and enhancement of a system that  
19 is based on full-packet capture, session recon-  
20 struction, extended storage, and advanced ana-  
21 lytic tools, by—

22 (i) increasing the number and skill  
23 level of the analysts assigned to query  
24 stored data, whether by contracting for se-

1 security services, hiring and training Govern-  
2 ment personnel, or both; and

3 (ii) increasing the capacity of the sys-  
4 tem to handle the rates for data flow  
5 through the gateways and the storage re-  
6 quirements specified by the United States  
7 Cyber Command; and

8 (E) include the behavior-based threat de-  
9 tection capabilities of Tier 1 Internet Service  
10 Providers and other companies that operate on  
11 the global Internet.

12 (2) SOURCE OF CAPABILITIES.—The capabili-  
13 ties to be acquired shall, to the maximum extent  
14 practicable, be acquired from commercial sources. In  
15 making decisions on the procurement of such capa-  
16 bilities from among competing commercial and Gov-  
17 ernment providers, the Secretary shall take into con-  
18 sideration the needs of other departments and agen-  
19 cies of the Federal Government, State and local gov-  
20 ernments, and critical infrastructure owned and op-  
21 erated by the private sector for unclassified, afford-  
22 able, and sustainable commercial solutions.

23 (c) INTEGRATION AND MANAGEMENT OF DISCOVERY  
24 CAPABILITIES.—The plan required by subsection (a) shall  
25 include mechanisms for improving the standardization, or-

1 ganization, and management of the security information  
2 and event management systems that are widely deployed  
3 across the Department of Defense to improve the ability  
4 of United States Cyber Command to understand and con-  
5 trol the status and condition of Department networks, in-  
6 cluding mechanisms to ensure that the security informa-  
7 tion and event management systems of the Department  
8 receive and correlate data collected and analyses con-  
9 ducted at the host or endpoint, at the network gateways,  
10 and by Internet Service Providers in order to discover new  
11 attacks reliably and rapidly.

12 (d) PROVISION FOR CAPABILITY DEMONSTRA-  
13 TIONS.—The plan required by subsection (a) shall provide  
14 for the conduct of demonstrations, pilot projects, and  
15 other tests on cyber test ranges and operational networks  
16 in order to determine and verify that the capabilities to  
17 be acquired pursuant to the plan are effective, practical,  
18 and affordable.

19 (e) REPORT.—Not later than April 1, 2012, the Sec-  
20 retary shall submit to the congressional defense commit-  
21 tees a report on the plan required by subsection (a). The  
22 report shall set forth the plan and include a comprehensive  
23 description of the actions being undertaken by the Depart-  
24 ment to implement the plan.

1 **SEC. 954. MILITARY ACTIVITIES IN CYBERSPACE.**

2 Congress affirms that the Department of Defense has  
3 the capability, and upon direction by the President may  
4 conduct offensive operations in cyberspace to defend our  
5 Nation, Allies and interests, subject to—

6 (1) the policy principles and legal regimes that  
7 the Department follows for kinetic capabilities, in-  
8 cluding the law of armed conflict; and

9 (2) the War Powers Resolution (50 U.S.C.  
10 1541 et seq.).

11 **TITLE X—GENERAL PROVISIONS**

Subtitle A—Financial Matters

Sec. 1001. General transfer authority.

Sec. 1002. Budgetary effects of this Act.

Sec. 1003. Additional requirements relating to the development of the Financial Improvement and Audit Readiness Plan.

Sec. 1003A. Display of procurement of equipment for the reserve components of the Armed Forces under estimated expenditures for procurement in future-years defense programs.

Subtitle B—Counter-Drug Activities

Sec. 1004. Extension of authority for joint task forces to provide support to law enforcement agencies conducting counter-terrorism activities.

Sec. 1005. Three-year extension and modification of authority of Department of Defense to provide additional support for counterdrug activities of other governmental agencies.

Sec. 1006. Two-year extension and expansion of authority to provide additional support for counter-drug activities of certain foreign governments.

Sec. 1007. Extension of authority to support unified counter-drug and counterterrorism campaign in Colombia.

Sec. 1008. Reporting requirement on expenditures to support foreign counter-drug activities.

Subtitle C—Naval Vessels and Shipyards

Sec. 1011. Budgeting for construction of naval vessels.

Sec. 1012. Sense of Congress on naming of Naval vessel after United States Marine Corps Sergeant Rafael Peralta.

Sec. 1013. Limitation on availability of funds for placing Maritime Prepositioning Ship squadrons on reduced operating status.

- Sec. 1014. Report on policies and practices of the Navy for naming the vessels of the Navy.
- Sec. 1015. Transfer of certain high-speed ferries to the Navy.
- Sec. 1016. Modification of conditions on status of retired aircraft carrier ex-John F. Kennedy.
- Sec. 1017. Assessment of stationing of additional DDG-51 class destroyers at Naval Station Mayport, Florida.

## Subtitle D—Counterterrorism

- Sec. 1021. Affirmation of authority of the Armed Forces of the United States to detain covered persons pursuant to the Authorization for Use of Military Force.
- Sec. 1022. Military custody for foreign al-Qaeda terrorists.
- Sec. 1023. Procedures for periodic detention review of individuals detained at United States Naval Station, Guantanamo Bay, Cuba.
- Sec. 1024. Procedures for status determinations.
- Sec. 1025. Requirement for national security protocols governing detainee communications.
- Sec. 1026. Prohibition on use of funds to construct or modify facilities in the United States to house detainees transferred from United States Naval Station, Guantanamo Bay, Cuba.
- Sec. 1027. Prohibition on the use of funds for the transfer or release of individuals detained at United States Naval Station, Guantanamo Bay, Cuba.
- Sec. 1028. Requirements for certifications relating to the transfer of detainees at United States Naval Station, Guantanamo Bay, Cuba, to foreign countries and other foreign entities.
- Sec. 1029. Requirement for consultation regarding prosecution of terrorists.
- Sec. 1030. Clarification of right to plead guilty in trial of capital offense by military commission.
- Sec. 1031. Counterterrorism operational briefing requirement.
- Sec. 1032. National security planning guidance to deny safe havens to al-Qaeda and its violent extremist affiliates.
- Sec. 1033. Extension of authority to make rewards for combating terrorism.
- Sec. 1034. Amendments relating to the Military Commissions Act of 2009.

## Subtitle E—Nuclear Forces

- Sec. 1041. Biennial assessment and report on the delivery platforms for nuclear weapons and the nuclear command and control system.
- Sec. 1042. Plan on implementation of the New START Treaty.
- Sec. 1043. Annual report on the plan for the nuclear weapons stockpile, nuclear weapons complex, nuclear weapons delivery systems, and nuclear weapons command and control system.
- Sec. 1044. Sense of Congress on nuclear force reductions.
- Sec. 1045. Nuclear force reductions.
- Sec. 1046. Nuclear employment strategy of the United States.
- Sec. 1047. Comptroller General report on nuclear weapon capabilities and force structure requirements.
- Sec. 1048. Report on feasibility of joint replacement fuze program.

## Subtitle F—Financial Management

- Sec. 1051. Modification of authorities on certification and credential standards for financial management positions in the Department of Defense.
- Sec. 1052. Reliability of Department of Defense financial statements.
- Sec. 1053. Inclusion of plan on the financial management workforce in the strategic workforce plan of the Department of Defense.
- Sec. 1054. Tracking implementation of Department of Defense efficiencies.

#### Subtitle G—Repeal and Modification of Reporting Requirements

- Sec. 1061. Repeal of reporting requirements under title 10, United States Code.
- Sec. 1062. Repeal of reporting requirements under annual defense authorization acts.
- Sec. 1063. Repeal of reporting requirements under other laws.
- Sec. 1064. Modification of reporting requirements under title 10, United States Code.
- Sec. 1065. Modification of reporting requirements under other titles of the United States Code.
- Sec. 1066. Modification of reporting requirements under annual defense authorization acts.
- Sec. 1067. Modification of reporting requirements under other laws.

#### Subtitle H—Studies and Reports

- Sec. 1068. Transmission of reports in electronic format.
- Sec. 1069. Modifications to annual aircraft procurement plan.
- Sec. 1070. Change of deadline for annual report to Congress on National Guard and reserve component equipment.
- Sec. 1071. Report on nuclear aspirations of non-state entities, nuclear weapons, and related programs in non-nuclear weapons states and countries not parties to the nuclear non-proliferation treaty, and certain foreign persons.
- Sec. 1072. Implementation plan for whole-of-government vision prescribed in the National Security Strategy.
- Sec. 1073. Reports on resolution restrictions on the commercial sale or dissemination of electro-optical imagery collected by satellites.
- Sec. 1074. Report on integration of unmanned aerial systems into the national airspace system.
- Sec. 1075. Report on feasibility of using unmanned aerial systems to perform airborne inspection of navigational aids in foreign airspace.
- Sec. 1076. Comptroller General review of medical research and development relating to improved combat casualty care.
- Sec. 1077. Reports to Congress on the modification of the force structure for the strategic nuclear weapons delivery systems of the United States.
- Sec. 1078. Comptroller General of the United States reports on the major automated information system programs of the Department of Defense.
- Sec. 1079. Report on Defense Department analytic capabilities regarding foreign ballistic missile threats.
- Sec. 1080. Report on approval and implementation of Air Sea Battle Concept.
- Sec. 1080A. Report on costs of units of the reserve components and the active components of the Armed Forces.

#### Subtitle I—Miscellaneous Authorities and Limitations

- Sec. 1081. Authority for assignment of civilian employees of the Department of Defense as advisors to foreign ministries of defense.
- Sec. 1082. Exemption from Freedom of Information Act for data files of the military flight operations quality assurance systems of the military departments.
- Sec. 1083. Limitation on procurement and fielding of light attack armed reconnaissance aircraft.
- Sec. 1084. Prohibition on the use of funds for manufacturing beyond low rate initial production at certain prototype integration facilities.
- Sec. 1085. Use of State Partnership Program funds for certain purposes.

#### Subtitle J—Other Matters

- Sec. 1086. Redesignation of psychological operations as military information support operations in title 10, United States Code, to conform to Department of Defense usage.
- Sec. 1087. Termination of requirement for appointment of civilian members of National Security Education Board by and with the advice and consent of the Senate.
- Sec. 1088. Sense of Congress on application of moratorium on earmarks to this Act.
- Sec. 1089. Technical amendment.
- Sec. 1090. Cybersecurity collaboration between the Department of Defense and the Department of Homeland Security.
- Sec. 1091. Treatment under Freedom of Information Act of certain Department of Defense critical infrastructure security information.
- Sec. 1092. Expansion of scope of humanitarian demining assistance program to include stockpiled conventional munitions assistance.
- Sec. 1093. Number of Navy carrier air wings and carrier air wing headquarters.
- Sec. 1094. Display of annual budget requirements for organizational clothing and individual equipment.
- Sec. 1095. National Rocket Propulsion Strategy.
- Sec. 1096. Grants to certain regulated companies for specified energy property not subject to normalization rules.
- Sec. 1097. Unmanned aerial systems and national airspace.
- Sec. 1098. Modification of dates of Comptroller General of the United States review of executive agreement on joint medical facility demonstration project, North Chicago and Great Lakes, Illinois.

## 1       **Subtitle A—Financial Matters**

### 2       **SEC. 1001. GENERAL TRANSFER AUTHORITY.**

#### 3       (a) **AUTHORITY TO TRANSFER AUTHORIZATIONS.—**

4               (1) **AUTHORITY.—**Upon determination by the  
5       Secretary of Defense that such action is necessary in  
6       the national interest, the Secretary may transfer  
7       amounts of authorizations made available to the De-

1       partment of Defense in this division for fiscal year  
2       2012 between any such authorizations for that fiscal  
3       year (or any subdivisions thereof). Amounts of au-  
4       thorizations so transferred shall be merged with and  
5       be available for the same purposes as the authoriza-  
6       tion to which transferred.

7           (2) LIMITATION.—Except as provided in para-  
8       graph (3), the total amount of authorizations that  
9       the Secretary may transfer under the authority of  
10      this section may not exceed \$4,000,000,000.

11          (3) EXCEPTION FOR TRANSFERS BETWEEN  
12      MILITARY PERSONNEL AUTHORIZATIONS.—A trans-  
13      fer of funds between military personnel authoriza-  
14      tions under title IV shall not be counted toward the  
15      dollar limitation in paragraph (2).

16      (b) LIMITATIONS.—The authority provided by sub-  
17      section (a) to transfer authorizations—

18          (1) may only be used to provide authority for  
19      items that have a higher priority than the items  
20      from which authority is transferred; and

21          (2) may not be used to provide authority for an  
22      item that has been denied authorization by Con-  
23      gress.

24      (c) EFFECT ON AUTHORIZATION AMOUNTS.—A  
25      transfer made from one account to another under the au-

1 thority of this section shall be deemed to increase the  
2 amount authorized for the account to which the amount  
3 is transferred by an amount equal to the amount trans-  
4 ferred.

5 (d) NOTICE TO CONGRESS.—The Secretary shall  
6 promptly notify Congress of each transfer made under  
7 subsection (a).

8 (e) NATIONAL NUCLEAR SECURITY ADMINISTRA-  
9 TION.—

10 (1) TRANSFER AUTHORIZED.—If the amount  
11 authorized to be appropriated for the weapons activi-  
12 ties of the National Nuclear Security Administration  
13 for fiscal year 2012 is less than the \$7,629,716,000  
14 requested for such activities in the President's budg-  
15 et request for that fiscal year, the Secretary of De-  
16 fense may transfer, from amounts made available for  
17 the Department of Defense for fiscal year 2012 pur-  
18 suant to an authorization of appropriations under  
19 this Act, to the Secretary of Energy an amount up  
20 to \$125,000,000 to be available only for the weapons  
21 activities of the National Nuclear Security Adminis-  
22 tration.

23 (2) NOTICE TO CONGRESS.—In the event of a  
24 transfer under paragraph (1), the Secretary of De-  
25 fense shall promptly notify Congress of the transfer

1 and shall include in such notice the Department of  
2 Defense account or accounts from which the funds  
3 are transferred.

4 (3) TRANSFER AUTHORITY.—The transfer au-  
5 thority provided under this subsection is in addition  
6 to any other transfer authority provided under this  
7 Act.

8 **SEC. 1002. BUDGETARY EFFECTS OF THIS ACT.**

9 The budgetary effects of this Act, for the purposes  
10 of complying with the Statutory Pay-As-You-Go Act of  
11 2010, shall be determined by reference to the latest state-  
12 ment titled “Budgetary Effects of PAYGO Legislation”  
13 for this Act, jointly submitted for printing in the Congres-  
14 sional Record by the Chairmen of the House and Senate  
15 Budget Committees, provided that such statement has  
16 been submitted prior to the vote on passage in the House  
17 acting first on the conference report or amendment be-  
18 tween the Houses.

19 **SEC. 1003. ADDITIONAL REQUIREMENTS RELATING TO THE**  
20 **DEVELOPMENT OF THE FINANCIAL IMPROVE-**  
21 **MENT AND AUDIT READINESS PLAN.**

22 (a) PLANNING REQUIREMENT.—

23 (1) IN GENERAL.—The report to be issued pur-  
24 suant to section 1003(b) of the National Defense  
25 Authorization Act for 2010 (Public Law 111–84;

1 123 Stat. 2440; 10 U.S.C. 2222 note) and provided  
2 by not later than May 15, 2012, shall include a  
3 plan, including interim objectives and a schedule of  
4 milestones for each military department and for the  
5 defense agencies, to support the goal established by  
6 the Secretary of Defense that the statement of budg-  
7 etary resources is validated for audit by not later  
8 than September 30, 2014. Consistent with the re-  
9 quirements of such section, the plan shall include  
10 process and control improvements and business sys-  
11 tems modernization efforts necessary for the Depart-  
12 ment of Defense to consistently prepare timely, reli-  
13 able, and complete financial management informa-  
14 tion.

15 (2) SEMIANNUAL UPDATES.—The reports to be  
16 issued pursuant to such section after the report de-  
17 scribed in paragraph (1) shall update the plan re-  
18 quired by such paragraph and explain how the De-  
19 partment has progressed toward meeting the mile-  
20 stones established in the plan.

21 (b) INCLUSION OF SUBORDINATE ACTIVITIES FOR  
22 INTERIM MILESTONES.—For each interim milestone es-  
23 tablished pursuant to section 881 of the Ike Skelton Na-  
24 tional Defense Authorization Act for Fiscal Year 2011  
25 (Public Law 111–383; 124 Stat. 4306; 10 U.S.C. 2222

1 note), the Under Secretary of Defense (Comptroller), in  
2 consultation with the Deputy Chief Management Officer  
3 of the Department of Defense, the Secretaries of the mili-  
4 tary departments, and the heads of the defense agencies  
5 and defense field activities, shall include a detailed de-  
6 scription of the subordinate activities necessary to accom-  
7 plish each interim milestone, including—

8           (1) a justification of the time required for each  
9           activity;

10           (2) metrics identifying the progress made with-  
11           in each activity; and

12           (3) mitigating strategies for milestone time-  
13           frame slippages.

14           (c) REPORT REQUIRED.—

15           (1) IN GENERAL.—The Secretary of Defense  
16           shall submit to Congress a report relating to the Fi-  
17           nancial Improvement and Audit Readiness Plan of  
18           the Department of Defense submitted in accordance  
19           with section 1003 of the National Defense Author-  
20           ization Act for 2010 (Public Law 111–84; 123 Stat.  
21           2440; 10 U.S.C. 2222 note) and section 881 of the  
22           Ike Skelton National Defense Authorization Act for  
23           Fiscal Year 2011 (Public Law 111–383; 121 Stat.  
24           4306; 10 U.S.C. 2222 note).

1           (2) MATTERS COVERED.—The report shall in-  
2           clude a corrective action plan for any identified  
3           weaknesses or deficiencies in the execution of the Fi-  
4           nancial Improvement and Audit Readiness Plan. The  
5           corrective action plan shall—

6                   (A) identify near- and long-term measures  
7                   for resolving any such weaknesses or defi-  
8                   ciencies;

9                   (B) assign responsibilities within the De-  
10                  partment of Defense to implement such meas-  
11                  ures;

12                  (C) specify implementation steps for such  
13                  measures; and

14                  (D) provide timeframes for implementation  
15                  of such measures.

16 **SEC. 1003A. DISPLAY OF PROCUREMENT OF EQUIPMENT**  
17 **FOR THE RESERVE COMPONENTS OF THE**  
18 **ARMED FORCES UNDER ESTIMATED EXPEND-**  
19 **ITURES FOR PROCUREMENT IN FUTURE-**  
20 **YEARS DEFENSE PROGRAMS.**

21           Each future-years defense program submitted to  
22 Congress under section 221 of title 10, United States  
23 Code, shall, in setting forth estimated expenditures and  
24 item quantities for procurement for the Armed Forces for  
25 the fiscal years covered by such program, display sepa-

1 rately under such estimated expenditures and item quan-  
2 tities the estimated expenditures for each such fiscal year  
3 for equipment for each reserve component of the Armed  
4 Forces that will receive items in any fiscal year covered  
5 by such program.

6 **Subtitle B—Counter-Drug**  
7 **Activities**

8 **SEC. 1004. EXTENSION OF AUTHORITY FOR JOINT TASK**  
9 **FORCES TO PROVIDE SUPPORT TO LAW EN-**  
10 **FORCEMENT AGENCIES CONDUCTING**  
11 **COUNTER-TERRORISM ACTIVITIES.**

12 (a) **EXTENSION.**—Section 1022(b) of the National  
13 Defense Authorization Act for Fiscal Year 2004 (10  
14 U.S.C. 371 note) is amended by striking “2011” and in-  
15 serting “2012”.

16 (b) **LIMITATION ON EXERCISE OF AUTHORITY.**—The  
17 authority in section 1022 of the National Defense Author-  
18 ization Act for Fiscal Year 2004, as amended by sub-  
19 section (a), may not be exercised unless the Secretary of  
20 Defense certifies to Congress, in writing, that the Depart-  
21 ment of Defense is in compliance with the provisions of  
22 paragraph (2) of subsection (d) of such section, as added  
23 by section 1012(b) of the Ike Skelton National Defense  
24 Authorization Act for Fiscal Year 2011 (Public Law 111–  
25 383; 124 Stat. 4346).

1 **SEC. 1005. THREE-YEAR EXTENSION AND MODIFICATION OF**  
2 **AUTHORITY OF DEPARTMENT OF DEFENSE**  
3 **TO PROVIDE ADDITIONAL SUPPORT FOR**  
4 **COUNTERDRUG ACTIVITIES OF OTHER GOV-**  
5 **ERNMENTAL AGENCIES.**

6 (a) **THREE-YEAR EXTENSION.**—Subsection (a) of  
7 section 1004 of the National Defense Authorization Act  
8 for Fiscal Year 1991 (10 U.S.C. 374 note) is amended  
9 by striking “During fiscal years 2002 through 2011” and  
10 inserting “During fiscal years 2012 through 2014”.

11 (b) **COVERAGE OF TRIBAL LAW ENFORCEMENT**  
12 **AGENCIES.**—

13 (1) **IN GENERAL.**—Such section is further  
14 amended—

15 (A) in subsection (a)—

16 (i) in the matter preceding paragraph  
17 (1), by inserting “tribal,” after “local,”;  
18 and

19 (ii) in paragraph (2), by striking  
20 “State or local” both places it appears and  
21 insert “State, local, or tribal”; and

22 (B) in subsection (b)—

23 (i) in paragraph (1), by striking  
24 “State or local” and inserting “State,  
25 local, or tribal”;

1 (ii) in paragraph (4), by striking  
2 “State, or local” and inserting “State,  
3 local, or tribal”; and

4 (iii) in paragraph (5), by striking  
5 “State and local” and inserting “State,  
6 local, and tribal”.

7 (2) TRIBAL GOVERNMENT DEFINED.—Such sec-  
8 tion is further amended by adding at the end the fol-  
9 lowing new subsection:

10 “(i) DEFINITIONS RELATING TO TRIBAL GOVERN-  
11 MENTS.—In this section:

12 “(1) The term ‘Indian tribe’ means a federally  
13 recognized Indian tribe.

14 “(2) The term ‘tribal government’ means the  
15 governing body of an Indian tribe, the status of  
16 whose land is ‘Indian country’ as defined in section  
17 1151 of title 18, United States Code, or held in  
18 trust by the United States for the benefit of the In-  
19 dian tribe.

20 “(3) The term ‘tribal law enforcement agency’  
21 means the law enforcement agency of a tribal gov-  
22 ernment.”.

1 **SEC. 1006. TWO-YEAR EXTENSION AND EXPANSION OF AU-**  
2 **THORITY TO PROVIDE ADDITIONAL SUPPORT**  
3 **FOR COUNTER-DRUG ACTIVITIES OF CER-**  
4 **TAIN FOREIGN GOVERNMENTS.**

5 (a) IN GENERAL.—Subsection (a)(2) of section 1033  
6 of the National Defense Authorization Act for Fiscal Year  
7 1998 (Public Law 105–85; 111 Stat. 1881), as most re-  
8 cently amended by section 1014(a) of the Ike Skelton Na-  
9 tional Defense Authorization Act for Fiscal Year 2011  
10 (Public Law 111–383; 124 Stat. 4337), is further amend-  
11 ed by striking “2012” and inserting “2013”.

12 (b) MAXIMUM AMOUNT OF SUPPORT.—Section (e)(2)  
13 of such section, as so amended, is further amended—

14 (1) by striking “\$75,000,000” and inserting  
15 “\$100,000,000”; and

16 (2) by striking “2012” and inserting “2013”.

17 (c) ADDITIONAL GOVERNMENTS ELIGIBLE TO RE-  
18 CEIVE SUPPORT.—Subsection (b) of such section, as most  
19 recently amended by section 1024(b) of the Duncan  
20 Hunter National Defense Authorization Act for Fiscal  
21 Year 2009 (Public Law 110–417; 122 Stat. 4587), is fur-  
22 ther amended by adding at the end the following new para-  
23 graphs:

24 “(23) Government of Benin.

25 “(24) Government of Cape Verde.

26 “(25) Government of The Gambia.

1 “(26) Government of Ghana.

2 “(27) Government of Guinea.

3 “(28) Government of Ivory Coast.

4 “(29) Government of Jamaica.

5 “(30) Government of Liberia.

6 “(31) Government of Mauritania.

7 “(32) Government of Nicaragua.

8 “(33) Government of Nigeria.

9 “(34) Government of Sierra Leone.

10 “(35) Government of Togo.”.

11 **SEC. 1007. EXTENSION OF AUTHORITY TO SUPPORT UNI-**  
12 **FIED COUNTER-DRUG AND**  
13 **COUNTERTERRORISM CAMPAIGN IN COLOM-**  
14 **BIA.**

15 Section 1021 of the Ronald W. Reagan National De-  
16 fense Authorization Act for Fiscal Year 2005 (Public Law  
17 108–375; 118 Stat. 2042), as most recently amended by  
18 section 1011 of the Ike Skelton National Defense Author-  
19 ization Act for Fiscal Year 2011 (Public Law 111–383;  
20 124 Stat. 4346), is amended—

21 (1) in subsection (a), by striking “2011” and  
22 inserting “2012”; and

23 (2) in subsection (e), by striking “2011” and  
24 inserting “2012”.

1 **SEC. 1008. REPORTING REQUIREMENT ON EXPENDITURES**  
2 **TO SUPPORT FOREIGN COUNTER-DRUG AC-**  
3 **TIVITIES.**

4 Section 1022(a) of the Floyd D. Spence National De-  
5 fense Authorization Act for Fiscal Year 2001 (as enacted  
6 into law by Public Law 106–398; 114 Stat. 1654A–255),  
7 as most recently amended by the section 1013 of the Ike  
8 Skelton National Defense Authorization Act for Fiscal  
9 Year 2011 (Public Law 111–383; 124 Stat. 4347), is fur-  
10 ther amended by striking “February 15, 2011” and in-  
11 serting “February 15, 2012”.

12 **Subtitle C—Naval Vessels and**  
13 **Shipyards**

14 **SEC. 1011. BUDGETING FOR CONSTRUCTION OF NAVAL VES-**  
15 **SELS.**

16 (a) ANNUAL PLAN.—Section 231 of title 10, United  
17 States Code, is amended to read as follows:

18 **“§ 231. Budgeting for construction of naval vessels:**  
19 **annual plan and certification**

20 “(a) ANNUAL NAVAL VESSEL CONSTRUCTION PLAN  
21 AND CERTIFICATION.—The Secretary of Defense shall in-  
22 clude with the defense budget materials for a fiscal year—

23 “(1) a plan for the construction of combatant  
24 and support vessels for the Navy developed in ac-  
25 cordance with this section; and

1           “(2) a certification by the Secretary that both  
2           the budget for that fiscal year and the future-years  
3           defense program submitted to Congress in relation  
4           to such budget under section 221 of this title pro-  
5           vide for funding of the construction of naval vessels  
6           at a level that is sufficient for the procurement of  
7           the vessels provided for in the plan under paragraph  
8           (1) on the schedule provided in that plan.

9           “(b) ANNUAL NAVAL VESSEL CONSTRUCTION  
10          PLAN.—(1) The annual naval vessel construction plan de-  
11          veloped for a fiscal year for purposes of subsection (a)(1)  
12          should be designed so that the naval vessel force provided  
13          for under that plan is capable of supporting the national  
14          security strategy of the United States as set forth in the  
15          most recent national security strategy report of the Presi-  
16          dent under section 108 of the National Security Act of  
17          1947 (50 U.S.C. 404a), except that, if at the time such  
18          plan is submitted with the defense budget materials for  
19          that fiscal year, a national security strategy report re-  
20          quired under such section 108 has not been submitted to  
21          Congress as required by paragraph (2) or paragraph (3),  
22          if applicable, of subsection (a) of such section, then such  
23          annual plan should be designed so that the naval vessel  
24          force provided for under that plan is capable of supporting

1 the ship force structure recommended in the report of the  
2 most recent quadrennial defense review.

3 “(2) Each such naval vessel construction plan shall  
4 include the following:

5 “(A) A detailed program for the construction of  
6 combatant and support vessels for the Navy over the  
7 next 30 fiscal years.

8 “(B) A description of the necessary naval vessel  
9 force structure to meet the requirements of the na-  
10 tional security strategy of the United States or the  
11 most recent quadrennial defense review, whichever is  
12 applicable under paragraph (1).

13 “(C) The estimated levels of annual funding  
14 necessary to carry out the program, together with a  
15 discussion of the procurement strategies on which  
16 such estimated levels of annual funding are based.

17 “(c) ASSESSMENT WHEN VESSEL CONSTRUCTION  
18 BUDGET IS INSUFFICIENT TO MEET APPLICABLE RE-  
19 QUIREMENTS.—If the budget for a fiscal year provides for  
20 funding of the construction of naval vessels at a level that  
21 is not sufficient to sustain the naval vessel force structure  
22 specified in the naval vessel construction plan for that fis-  
23 cal year under subsection (a), the Secretary shall include  
24 with the defense budget materials for that fiscal year an  
25 assessment that describes and discusses the risks associ-

1 ated with the reduced force structure of naval vessels that  
2 will result from funding naval vessel construction at such  
3 level. Such assessment shall be coordinated in advance  
4 with the commanders of the combatant commands.

5 “(d) CBO EVALUATION.—Not later than 60 days  
6 after the date on which the congressional defense commit-  
7 tees receive the plan under subsection (a)(1), the Director  
8 of the Congressional Budget Office shall submit to such  
9 committees a report assessing the sufficiency of the esti-  
10 mated levels of annual funding included in such plan with  
11 respect to the budget submitted during the year in which  
12 the plan is submitted and the future-years defense pro-  
13 gram submitted under section 221 of this title.

14 “(e) DEFINITIONS.—In this section:

15 “(1) The term ‘budget’, with respect to a fiscal  
16 year, means the budget for that fiscal year that is  
17 submitted to Congress by the President under sec-  
18 tion 1105(a) of title 31.

19 “(2) The term ‘defense budget materials’, with  
20 respect to a fiscal year, means the materials sub-  
21 mitted to Congress by the Secretary of Defense in  
22 support of the budget for that fiscal year.

23 “(3) The term ‘quadrennial defense review’  
24 means the review of the defense programs and poli-

1       cies of the United States that is carried out every  
2       four years under section 118 of this title.”.

3       (b) CLERICAL AMENDMENT.—The table of sections  
4       at the beginning of chapter 9 of such title is amended by  
5       striking the item relating to section 231 and inserting the  
6       following new item:

      “231. Budgeting for construction of naval vessels: annual plan and certifi-  
          cation”.

7       **SEC. 1012. SENSE OF CONGRESS ON NAMING OF NAVAL**  
8                   **VESSEL AFTER UNITED STATES MARINE**  
9                   **CORPS SERGEANT RAFAEL PERALTA.**

10       It is the sense of Congress that the Secretary of the  
11       Navy is encouraged to name the next available Naval ves-  
12       sel after United States Marine Corps Sergeant Rafael  
13       Peralta.

14       **SEC. 1013. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
15                   **PLACING MARITIME PREPOSITIONING SHIP**  
16                   **SQUADRONS ON REDUCED OPERATING STA-**  
17                   **TUS.**

18       No amounts authorized to be appropriated by this  
19       Act may be obligated or expended to place a Maritime  
20       Prepositioning Ship squadron, or any component thereof,  
21       on reduced operating status until the later of the fol-  
22       lowing:

23               (1) The date on which the Commandant of the  
24       Marine Corps submits to the congressional defense

1 committees a report setting forth an assessment of  
2 the impact on military readiness of the plans of the  
3 Navy for placing such Maritime Prepositioning Ship  
4 squadron, or component thereof, on reduced oper-  
5 ating status.

6 (2) The date on which the Chief of Naval Oper-  
7 ations submits to the congressional defense commit-  
8 tees a report that—

9 (A) describes the plans of the Navy for  
10 placing such Maritime Prepositioning Ship  
11 squadron, or component thereof, on reduced op-  
12 erating status; and

13 (B) sets forth comments of the Chief of  
14 Naval Operations on the assessment described  
15 in paragraph (1).

16 (3) The date on which the Secretary of Defense  
17 certifies to the congressional defense committees  
18 that the risks to readiness of placing such Maritime  
19 Prepositioning squadron, or component thereof, on  
20 reduced operating status are acceptable.

21 **SEC. 1014. REPORT ON POLICIES AND PRACTICES OF THE**  
22 **NAVY FOR NAMING THE VESSELS OF THE**  
23 **NAVY.**

24 (a) **REPORT REQUIRED.**—Not later than 180 days  
25 after the date of the enactment of this Act, the Secretary

1 of Defense shall submit to Congress a report on the poli-  
2 cies and practices of the Navy for naming vessels of the  
3 Navy.

4 (b) ELEMENTS.—The report required by subsection  
5 (a) shall set forth the following:

6 (1) A description of the current policies and  
7 practices of the Navy for naming vessels of the  
8 Navy.

9 (2) A description of the extent to which the  
10 policies and practices described under paragraph (1)  
11 vary from historical policies and practices of the  
12 Navy for naming vessels of the Navy, and an expla-  
13 nation for such variances (if any).

14 (3) An assessment of the feasibility and advis-  
15 ability of establishing fixed policies for the naming  
16 of one or more classes of vessels of the Navy, and  
17 a statement of the policies recommended to apply to  
18 each class of vessels recommended to be covered by  
19 such fixed policies if the establishment of such fixed  
20 policies is considered feasible and advisable.

21 (4) Any other matters relating to the policies  
22 and practices of the Navy for naming vessels of the  
23 Navy that the Secretary of Defense considers appro-  
24 priate.

1 **SEC. 1015. TRANSFER OF CERTAIN HIGH-SPEED FERRIES**  
2 **TO THE NAVY.**

3 (a) TRANSFER FROM MARAD AUTHORIZED.—The  
4 Secretary of the Navy may, subject to appropriations,  
5 from funds available for the Department of Defense for  
6 fiscal year 2012, provide to the Maritime Administration  
7 of the Department of Transportation an amount not to  
8 exceed \$35,000,000 for the transfer by the Maritime Ad-  
9 ministration to the Department of the Navy of jurisdiction  
10 and control over the vessels as follows:

11 (1) M/V HUAKAI.

12 (2) M/V ALAKAI.

13 (b) USE AS DEPARTMENT OF DEFENSE SEALIFT  
14 VESSELS.—Each vessel transferred to the Department of  
15 the Navy under subsection (a) shall be administered as  
16 a Department of Defense sealift vessel (as such term is  
17 defined in section 2218(k)(2) of title 10, United States  
18 Code).

19 **SEC. 1016. MODIFICATION OF CONDITIONS ON STATUS OF**  
20 **RETIRED AIRCRAFT CARRIER EX-JOHN F.**  
21 **KENNEDY.**

22 Section 1011(c)(2) of the John Warner National De-  
23 fense Authorization Act for Fiscal Year 2007 (Public Law  
24 109–364; 120 Stat. 2374) is amended by striking “shall  
25 require” and all that follows and inserting “may, notwith-

1 standing paragraph (1), demilitarize the vessel in prepara-  
2 tion for the transfer.”.

3 **SEC. 1017. ASSESSMENT OF STATIONING OF ADDITIONAL**  
4 **DDG-51 CLASS DESTROYERS AT NAVAL STA-**  
5 **TION MAYPORT, FLORIDA.**

6 (a) NAVY ASSESSMENT REQUIRED.—

7 (1) IN GENERAL.—Not later than one year  
8 after the date of the enactment of this Act, the Sec-  
9 retary of the Navy shall conduct an analysis of the  
10 costs and benefits of stationing additional DDG-51  
11 class destroyers at Naval Station Mayport, Florida.

12 (2) ELEMENTS.—The analysis required by  
13 paragraph (1) shall include, at a minimum, the fol-  
14 lowing:

15 (A) Consideration of the negative effects  
16 on the ship repair industrial base at Naval Sta-  
17 tion Mayport caused by the retirement of FFG-  
18 7 class frigates and the procurement delays of  
19 the Littoral Combat Ship, including, in par-  
20 ticular, the increase in costs (which would be  
21 passed on to the taxpayer) of reconstituting the  
22 ship repair industrial base at Naval Station  
23 Mayport following the projected drastic de-  
24 crease in workload.

1 (B) Updated consideration of life exten-  
2 sions of FFG-7 class frigates in light of contin-  
3 ued delays in deliveries of the Littoral Combat  
4 Ship deliveries.

5 (C) Consideration of the possibility of  
6 bringing additional surface warships to Naval  
7 Station Mayport for maintenance with the con-  
8 sequence of spreading the ship repair workload  
9 appropriately amongst the various public and  
10 private shipyards and ensuring the long-term  
11 health of the shipyard in Mayport.

12 (b) COMPTROLLER GENERAL OF THE UNITED  
13 STATES ASSESSMENT.—Not later than 120 days after the  
14 submittal of the report required by subsection (a), the  
15 Comptroller General of the United States shall submit to  
16 Congress an assessment by the Comptroller General of the  
17 report, including a determination whether or not the re-  
18 port complies with applicable best practices.

## 19 **Subtitle D—Counterterrorism**

20 **SEC. 1021. AFFIRMATION OF AUTHORITY OF THE ARMED**  
21 **FORCES OF THE UNITED STATES TO DETAIN**  
22 **COVERED PERSONS PURSUANT TO THE AU-**  
23 **THORIZATION FOR USE OF MILITARY FORCE.**

24 (a) IN GENERAL.—Congress affirms that the author-  
25 ity of the President to use all necessary and appropriate

1 force pursuant to the Authorization for Use of Military  
2 Force (Public Law 107–40; 50 U.S.C. 1541 note) includes  
3 the authority for the Armed Forces of the United States  
4 to detain covered persons (as defined in subsection (b))  
5 pending disposition under the law of war.

6 (b) COVERED PERSONS.—A covered person under  
7 this section is any person as follows:

8 (1) A person who planned, authorized, com-  
9 mitted, or aided the terrorist attacks that occurred  
10 on September 11, 2001, or harbored those respon-  
11 sible for those attacks.

12 (2) A person who was a part of or substantially  
13 supported al-Qaeda, the Taliban, or associated forces  
14 that are engaged in hostilities against the United  
15 States or its coalition partners, including any person  
16 who has committed a belligerent act or has directly  
17 supported such hostilities in aid of such enemy  
18 forces.

19 (c) DISPOSITION UNDER LAW OF WAR.—The dis-  
20 position of a person under the law of war as described  
21 in subsection (a) may include the following:

22 (1) Detention under the law of war without  
23 trial until the end of the hostilities authorized by the  
24 Authorization for Use of Military Force.

1           (2) Trial under chapter 47A of title 10, United  
2 States Code (as amended by the Military Commis-  
3 sions Act of 2009 (title XVIII of Public Law 111–  
4 84)).

5           (3) Transfer for trial by an alternative court or  
6 competent tribunal having lawful jurisdiction.

7           (4) Transfer to the custody or control of the  
8 person’s country of origin, any other foreign coun-  
9 try, or any other foreign entity.

10          (d) CONSTRUCTION.—Nothing in this section is in-  
11 tended to limit or expand the authority of the President  
12 or the scope of the Authorization for Use of Military  
13 Force.

14          (e) AUTHORITIES.—Nothing in this section shall be  
15 construed to affect existing law or authorities relating to  
16 the detention of United States citizens, lawful resident  
17 aliens of the United States, or any other persons who are  
18 captured or arrested in the United States.

19          (f) REQUIREMENT FOR BRIEFINGS OF CONGRESS.—  
20 The Secretary of Defense shall regularly brief Congress  
21 regarding the application of the authority described in this  
22 section, including the organizations, entities, and individ-  
23 uals considered to be “covered persons” for purposes of  
24 subsection (b)(2).

1 **SEC. 1022. MILITARY CUSTODY FOR FOREIGN AL-QAEDA**  
2 **TERRORISTS.**

3 (a) CUSTODY PENDING DISPOSITION UNDER LAW OF  
4 WAR.—

5 (1) IN GENERAL.—Except as provided in para-  
6 graph (4), the Armed Forces of the United States  
7 shall hold a person described in paragraph (2) who  
8 is captured in the course of hostilities authorized by  
9 the Authorization for Use of Military Force (Public  
10 Law 107–40) in military custody pending disposition  
11 under the law of war.

12 (2) COVERED PERSONS.—The requirement in  
13 paragraph (1) shall apply to any person whose de-  
14 tention is authorized under section 1021 who is de-  
15 termined—

16 (A) to be a member of, or part of, al-  
17 Qaeda or an associated force that acts in co-  
18 ordination with or pursuant to the direction of  
19 al-Qaeda; and

20 (B) to have participated in the course of  
21 planning or carrying out an attack or attempted  
22 attack against the United States or its coalition  
23 partners.

24 (3) DISPOSITION UNDER LAW OF WAR.—For  
25 purposes of this subsection, the disposition of a per-  
26 son under the law of war has the meaning given in

1 section 1021(c), except that no transfer otherwise  
2 described in paragraph (4) of that section shall be  
3 made unless consistent with the requirements of sec-  
4 tion 1028.

5 (4) WAIVER FOR NATIONAL SECURITY.—The  
6 President may waive the requirement of paragraph  
7 (1) if the President submits to Congress a certifi-  
8 cation in writing that such a waiver is in the na-  
9 tional security interests of the United States.

10 (b) APPLICABILITY TO UNITED STATES CITIZENS  
11 AND LAWFUL RESIDENT ALIENS.—

12 (1) UNITED STATES CITIZENS.—The require-  
13 ment to detain a person in military custody under  
14 this section does not extend to citizens of the United  
15 States.

16 (2) LAWFUL RESIDENT ALIENS.—The require-  
17 ment to detain a person in military custody under  
18 this section does not extend to a lawful resident  
19 alien of the United States on the basis of conduct  
20 taking place within the United States, except to the  
21 extent permitted by the Constitution of the United  
22 States.

23 (c) IMPLEMENTATION PROCEDURES.—

24 (1) IN GENERAL.—Not later than 60 days after  
25 the date of the enactment of this Act, the President

1 shall issue, and submit to Congress, procedures for  
2 implementing this section.

3 (2) ELEMENTS.—The procedures for imple-  
4 menting this section shall include, but not be limited  
5 to, procedures as follows:

6 (A) Procedures designating the persons au-  
7 thorized to make determinations under sub-  
8 section (a)(2) and the process by which such  
9 determinations are to be made.

10 (B) Procedures providing that the require-  
11 ment for military custody under subsection  
12 (a)(1) does not require the interruption of ongo-  
13 ing surveillance or intelligence gathering with  
14 regard to persons not already in the custody or  
15 control of the United States.

16 (C) Procedures providing that a determina-  
17 tion under subsection (a)(2) is not required to  
18 be implemented until after the conclusion of an  
19 interrogation which is ongoing at the time the  
20 determination is made and does not require the  
21 interruption of any such ongoing interrogation.

22 (D) Procedures providing that the require-  
23 ment for military custody under subsection  
24 (a)(1) does not apply when intelligence, law en-  
25 forcement, or other Government officials of the

1 United States are granted access to an indi-  
2 vidual who remains in the custody of a third  
3 country.

4 (E) Procedures providing that a certifi-  
5 cation of national security interests under sub-  
6 section (a)(4) may be granted for the purpose  
7 of transferring a covered person from a third  
8 country if such a transfer is in the interest of  
9 the United States and could not otherwise be  
10 accomplished.

11 (d) AUTHORITIES.—Nothing in this section shall be  
12 construed to affect the existing criminal enforcement and  
13 national security authorities of the Federal Bureau of In-  
14 vestigation or any other domestic law enforcement agency  
15 with regard to a covered person, regardless whether such  
16 covered person is held in military custody.

17 (e) EFFECTIVE DATE.—This section shall take effect  
18 on the date that is 60 days after the date of the enactment  
19 of this Act, and shall apply with respect to persons de-  
20 scribed in subsection (a)(2) who are taken into the custody  
21 or brought under the control of the United States on or  
22 after that effective date.

1 **SEC. 1023. PROCEDURES FOR PERIODIC DETENTION RE-**  
2 **VIEW OF INDIVIDUALS DETAINED AT UNITED**  
3 **STATES NAVAL STATION, GUANTANAMO BAY,**  
4 **CUBA.**

5 (a) PROCEDURES REQUIRED.—Not later than 180  
6 days after the date of the enactment of this Act, the Sec-  
7 retary of Defense shall submit to the appropriate commit-  
8 tees of Congress a report setting forth procedures for im-  
9 plementing the periodic review process required by Execu-  
10 tive Order No. 13567 for individuals detained at United  
11 States Naval Station, Guantanamo Bay, Cuba, pursuant  
12 to the Authorization for Use of Military Force (Public  
13 Law 107–40; 50 U.S.C. 1541 note).

14 (b) COVERED MATTERS.—The procedures submitted  
15 under subsection (a) shall, at a minimum—

16 (1) clarify that the purpose of the periodic re-  
17 view process is not to determine the legality of any  
18 detainee’s law of war detention, but to make discre-  
19 tionary determinations whether or not a detainee  
20 represents a continuing threat to the security of the  
21 United States;

22 (2) clarify that the Secretary of Defense is re-  
23 sponsible for any final decision to release or transfer  
24 an individual detained in military custody at United  
25 States Naval Station, Guantanamo Bay, Cuba, pur-  
26 suant to the Executive Order referred to in sub-

1 section (a), and that in making such a final decision,  
2 the Secretary shall consider the recommendation of  
3 a periodic review board or review committee estab-  
4 lished pursuant to such Executive Order, but shall  
5 not be bound by any such recommendation;

6 (3) clarify that the periodic review process ap-  
7 plies to any individual who is detained as an  
8 unprivileged enemy belligerent at United States  
9 Naval Station, Guantanamo Bay, Cuba, at any time;  
10 and

11 (4) ensure that appropriate consideration is  
12 given to factors addressing the need for continued  
13 detention of the detainee, including—

14 (A) the likelihood the detainee will resume  
15 terrorist activity if transferred or released;

16 (B) the likelihood the detainee will reestab-  
17 lish ties with al-Qaeda, the Taliban, or associ-  
18 ated forces that are engaged in hostilities  
19 against the United States or its coalition part-  
20 ners if transferred or released;

21 (C) the likelihood of family, tribal, or gov-  
22 ernment rehabilitation or support for the de-  
23 tainee if transferred or released;

24 (D) the likelihood the detainee may be sub-  
25 ject to trial by military commission; and

1                   (E) any law enforcement interest in the de-  
2                   tainee.

3           (c) APPROPRIATE COMMITTEES OF CONGRESS DE-  
4 FINED.—In this section, the term “appropriate commit-  
5 tees of Congress” means—

6           (1) the Committee on Armed Services and the  
7           Select Committee on Intelligence of the Senate; and

8           (2) the Committee on Armed Services and the  
9           Permanent Select Committee on Intelligence of the  
10          House of Representatives.

11 **SEC. 1024. PROCEDURES FOR STATUS DETERMINATIONS.**

12          (a) IN GENERAL.—Not later than 90 days after the  
13 date of the enactment of this Act, the Secretary of Defense  
14 shall submit to the appropriate committees of Congress  
15 a report setting forth the procedures for determining the  
16 status of persons detained pursuant to the Authorization  
17 for Use of Military Force (Public Law 107–40; 50 U.S.C.  
18 1541 note) for purposes of section 1021.

19          (b) ELEMENTS OF PROCEDURES.—The procedures  
20 required by this section shall provide for the following in  
21 the case of any unprivileged enemy belligerent who will  
22 be held in long-term detention under the law of war pursu-  
23 ant to the Authorization for Use of Military Force:

1           (1) A military judge shall preside at pro-  
2           ceedings for the determination of status of an  
3           unprivileged enemy belligerent.

4           (2) An unprivileged enemy belligerent may, at  
5           the election of the belligerent, be represented by  
6           military counsel at proceedings for the determination  
7           of status of the belligerent.

8           (c) APPLICABILITY.—The Secretary of Defense is not  
9           required to apply the procedures required by this section  
10          in the case of a person for whom habeas corpus review  
11          is available in a Federal court.

12          (d) REPORT ON MODIFICATION OF PROCEDURES.—  
13          The Secretary of Defense shall submit to the appropriate  
14          committees of Congress a report on any modification of  
15          the procedures submitted under this section. The report  
16          on any such modification shall be so submitted not later  
17          than 60 days before the date on which such modification  
18          goes into effect.

19          (e) APPROPRIATE COMMITTEES OF CONGRESS DE-  
20          FINED.—In this section, the term “appropriate commit-  
21          tees of Congress” means—

22                 (1) the Committee on Armed Services and the  
23                 Select Committee on Intelligence of the Senate; and

1           (2) the Committee on Armed Services and the  
2           Permanent Select Committee on Intelligence of the  
3           House of Representatives.

4   **SEC. 1025. REQUIREMENT FOR NATIONAL SECURITY PRO-**  
5                   **TOCOLS GOVERNING DETAINEE COMMUNICA-**  
6                   **TIONS.**

7           (a) IN GENERAL.—Not later than 180 days after the  
8           date of the enactment of this Act, the Secretary of Defense  
9           shall develop and submit to the congressional defense com-  
10          mittees a national security protocol governing communica-  
11          tions to and from individuals detained at United States  
12          Naval Station, Guantanamo Bay, Cuba, pursuant to the  
13          Authorization for Use of Military Force (Public Law 107–  
14          40; 50 U.S.C. 1541 note), and related issues.

15          (b) CONTENTS.—The protocol developed pursuant to  
16          subsection (a) shall include Department of Defense poli-  
17          cies and procedures regarding each of the following:

18               (1) Detainee access to military or civilian legal  
19               representation, or both, including any limitations on  
20               such access and the manner in which any applicable  
21               legal privileges will be balanced with national secu-  
22               rity considerations.

23               (2) Detainee communications with persons  
24               other than Federal Government personnel and mem-

1       bers of the Armed Forces, including meetings, mail,  
2       phone calls, and video teleconferences, including—

3               (A) any limitations on categories of infor-  
4               mation that may be discussed or materials that  
5               may be shared; and

6               (B) the process by which such communica-  
7               tions or materials are to be monitored or re-  
8               viewed.

9               (3) The extent to which detainees may receive  
10              visits by persons other than military or civilian rep-  
11              resentatives.

12              (4) The measures planned to be taken to imple-  
13              ment and enforce the provisions of the protocol.

14              (c) UPDATES.—The Secretary of Defense shall notify  
15              the congressional defense committees of any significant  
16              change to the policies and procedures described in the pro-  
17              tocol submitted pursuant to subsection (a) not later than  
18              30 days after such change is made.

19              (d) FORM OF PROTOCOL.—The protocol submitted  
20              pursuant to subsection (a) may be submitted in classified  
21              form.

1 **SEC. 1026. PROHIBITION ON USE OF FUNDS TO CONSTRUCT**  
2 **OR MODIFY FACILITIES IN THE UNITED**  
3 **STATES TO HOUSE DETAINEES TRANS-**  
4 **FERRED FROM UNITED STATES NAVAL STA-**  
5 **TION, GUANTANAMO BAY, CUBA.**

6 (a) IN GENERAL.—No amounts authorized to be ap-  
7 propriated or otherwise made available to the Department  
8 of Defense for fiscal year 2012 may be used to construct  
9 or modify any facility in the United States, its territories,  
10 or possessions to house any individual detained at Guanta-  
11 namo for the purposes of detention or imprisonment in  
12 the custody or under the control of the Department of De-  
13 fense unless authorized by Congress.

14 (b) EXCEPTION.—The prohibition in subsection (a)  
15 shall not apply to any modification of facilities at United  
16 States Naval Station, Guantanamo Bay, Cuba.

17 (c) INDIVIDUAL DETAINED AT GUANTANAMO DE-  
18 FINED.—In this section, the term “individual detained at  
19 Guantanamo” has the meaning given that term in section  
20 1028(e)(2).

21 (d) REPEAL OF SUPERSEDED AUTHORITY.—Section  
22 1034 of the Ike Skelton National Defense Authorization  
23 Act for Fiscal Year 2011 (Public Law 111–383; 124 Stat.  
24 4353) is amended by striking subsections (a), (b), and (c).

1 **SEC. 1027. PROHIBITION ON THE USE OF FUNDS FOR THE**  
2 **TRANSFER OR RELEASE OF INDIVIDUALS DE-**  
3 **TAINED AT UNITED STATES NAVAL STATION,**  
4 **GUANTANAMO BAY, CUBA.**

5 None of the funds authorized to be appropriated by  
6 this Act for fiscal year 2012 may be used to transfer, re-  
7 lease, or assist in the transfer or release to or within the  
8 United States, its territories, or possessions of Khalid  
9 Sheikh Mohammed or any other detainee who—

10 (1) is not a United States citizen or a member  
11 of the Armed Forces of the United States; and

12 (2) is or was held on or after January 20,  
13 2009, at United States Naval Station, Guantanamo  
14 Bay, Cuba, by the Department of Defense.

15 **SEC. 1028. REQUIREMENTS FOR CERTIFICATIONS RELAT-**  
16 **ING TO THE TRANSFER OF DETAINEES AT**  
17 **UNITED STATES NAVAL STATION, GUANTA-**  
18 **NAMO BAY, CUBA, TO FOREIGN COUNTRIES**  
19 **AND OTHER FOREIGN ENTITIES.**

20 (a) CERTIFICATION REQUIRED PRIOR TO TRANS-  
21 FER.—

22 (1) IN GENERAL.—Except as provided in para-  
23 graph (2) and subsection (d), the Secretary of De-  
24 fense may not use any amounts authorized to be ap-  
25 propriated or otherwise available to the Department  
26 of Defense for fiscal year 2012 to transfer any indi-

1       vidual detained at Guantanamo to the custody or  
2       control of the individual's country of origin, any  
3       other foreign country, or any other foreign entity  
4       unless the Secretary submits to Congress the certifi-  
5       cation described in subsection (b) not later than 30  
6       days before the transfer of the individual.

7           (2) EXCEPTION.—Paragraph (1) shall not  
8       apply to any action taken by the Secretary to trans-  
9       fer any individual detained at Guantanamo to effec-  
10      tuate—

11           (A) an order affecting the disposition of  
12      the individual that is issued by a court or com-  
13      petent tribunal of the United States having law-  
14      ful jurisdiction (which the Secretary shall notify  
15      Congress of promptly after issuance); or

16           (B) a pre-trial agreement entered in a mili-  
17      tary commission case prior to the date of the  
18      enactment of this Act.

19      (b) CERTIFICATION.—A certification described in this  
20      subsection is a written certification made by the Secretary  
21      of Defense, with the concurrence of the Secretary of State  
22      and in consultation with the Director of National Intel-  
23      ligence, that—

24           (1) the government of the foreign country or  
25      the recognized leadership of the foreign entity to

1       which the individual detained at Guantanamo is to  
2       be transferred—

3               (A) is not a designated state sponsor of  
4       terrorism or a designated foreign terrorist orga-  
5       nization;

6               (B) maintains control over each detention  
7       facility in which the individual is to be detained  
8       if the individual is to be housed in a detention  
9       facility;

10              (C) is not, as of the date of the certifi-  
11       cation, facing a threat that is likely to substan-  
12       tially affect its ability to exercise control over  
13       the individual;

14              (D) has taken or agreed to take effective  
15       actions to ensure that the individual cannot  
16       take action to threaten the United States, its  
17       citizens, or its allies in the future;

18              (E) has taken or agreed to take such ac-  
19       tions as the Secretary of Defense determines  
20       are necessary to ensure that the individual can-  
21       not engage or reengage in any terrorist activity;  
22       and

23              (F) has agreed to share with the United  
24       States any information that—

1 (i) is related to the individual or any  
2 associates of the individual; and

3 (ii) could affect the security of the  
4 United States, its citizens, or its allies; and

5 (2) includes an assessment, in classified or un-  
6 classified form, of the capacity, willingness, and past  
7 practices (if applicable) of the foreign country or en-  
8 tity in relation to the Secretary's certifications.

9 (c) PROHIBITION IN CASES OF PRIOR CONFIRMED  
10 RECIDIVISM.—

11 (1) PROHIBITION.—Except as provided in para-  
12 graph (2) and subsection (d), the Secretary of De-  
13 fense may not use any amounts authorized to be ap-  
14 propriated or otherwise made available to the De-  
15 partment of Defense to transfer any individual de-  
16 tained at Guantanamo to the custody or control of  
17 the individual's country of origin, any other foreign  
18 country, or any other foreign entity if there is a con-  
19 firmed case of any individual who was detained at  
20 United States Naval Station, Guantanamo Bay,  
21 Cuba, at any time after September 11, 2001, who  
22 was transferred to such foreign country or entity  
23 and subsequently engaged in any terrorist activity.

24 (2) EXCEPTION.—Paragraph (1) shall not  
25 apply to any action taken by the Secretary to trans-

1       fer any individual detained at Guantanamo to effec-  
2       tuate—

3               (A) an order affecting the disposition of  
4               the individual that is issued by a court or com-  
5               petent tribunal of the United States having law-  
6               ful jurisdiction (which the Secretary shall notify  
7               Congress of promptly after issuance); or

8               (B) a pre-trial agreement entered in a mili-  
9               tary commission case prior to the date of the  
10              enactment of this Act.

11       (d) NATIONAL SECURITY WAIVER.—

12              (1) IN GENERAL.—The Secretary of Defense  
13              may waive the applicability to a detainee transfer of  
14              a certification requirement specified in subparagraph  
15              (D) or (E) of subsection (b)(1) or the prohibition in  
16              subsection (c), if the Secretary certifies the rest of  
17              the criteria required by subsection (b) for transfers  
18              prohibited by subsection (c) and, with the concur-  
19              rence of the Secretary of State and in consultation  
20              with the Director of National Intelligence, deter-  
21              mines that—

22                      (A) alternative actions will be taken to ad-  
23                      dress the underlying purpose of the requirement  
24                      or requirements to be waived;

1 (B) in the case of a waiver of subpara-  
2 graph (D) or (E) of subsection (b)(1), it is not  
3 possible to certify that the risks addressed in  
4 the paragraph to be waived have been com-  
5 pletely eliminated, but the actions to be taken  
6 under subparagraph (A) will substantially miti-  
7 gate such risks with regard to the individual to  
8 be transferred;

9 (C) in the case of a waiver of subsection  
10 (c), the Secretary has considered any confirmed  
11 case in which an individual who was transferred  
12 to the country subsequently engaged in terrorist  
13 activity, and the actions to be taken under sub-  
14 paragraph (A) will substantially mitigate the  
15 risk of recidivism with regard to the individual  
16 to be transferred; and

17 (D) the transfer is in the national security  
18 interests of the United States.

19 (2) REPORTS.—Whenever the Secretary makes  
20 a determination under paragraph (1), the Secretary  
21 shall submit to the appropriate committees of Con-  
22 gress, not later than 30 days before the transfer of  
23 the individual concerned, the following:

24 (A) A copy of the determination and the  
25 waiver concerned.

1 (B) A statement of the basis for the deter-  
2 mination, including—

3 (i) an explanation why the transfer is  
4 in the national security interests of the  
5 United States; and

6 (ii) in the case of a waiver of subpara-  
7 graph (D) or (E) of subsection (b)(1), an  
8 explanation why it is not possible to certify  
9 that the risks addressed in the subpara-  
10 graph to be waived have been completely  
11 eliminated.

12 (C) A summary of the alternative actions  
13 to be taken to address the underlying purpose  
14 of, and to mitigate the risks addressed in, the  
15 subparagraph or subsection to be waived.

16 (D) The assessment required by subsection  
17 (b)(2).

18 (e) DEFINITIONS.—In this section:

19 (1) The term “appropriate committees of Con-  
20 gress” means—

21 (A) the Committee on Armed Services, the  
22 Committee on Appropriations, and the Select  
23 Committee on Intelligence of the Senate; and

24 (B) the Committee on Armed Services, the  
25 Committee on Appropriations, and the Perma-

1           nent Select Committee on Intelligence of the  
2           House of Representatives.

3           (2) The term “individual detained at Guanta-  
4           namo” means any individual located at United  
5           States Naval Station, Guantanamo Bay, Cuba, as of  
6           October 1, 2009, who—

7                   (A) is not a citizen of the United States or  
8                   a member of the Armed Forces of the United  
9                   States; and

10                   (B) is—

11                           (i) in the custody or under the control  
12                           of the Department of Defense; or

13                           (ii) otherwise under detention at  
14                           United States Naval Station, Guantanamo  
15                           Bay, Cuba.

16           (3) The term “foreign terrorist organization”  
17           means any organization so designated by the Sec-  
18           retary of State under section 219 of the Immigra-  
19           tion and Nationality Act (8 U.S.C. 1189).

20           (f) REPEAL OF SUPERSEDED AUTHORITY.—Section  
21           1033 of the Ike Skelton National Defense Authorization  
22           Act for Fiscal Year 2011 (Public Law 111–383; 124 Stat.  
23           4351) is repealed.

1 **SEC. 1029. REQUIREMENT FOR CONSULTATION REGARDING**  
2 **PROSECUTION OF TERRORISTS.**

3 (a) IN GENERAL.—Before seeking an indictment of,  
4 or otherwise charging, an individual described in sub-  
5 section (b) in a Federal court, the Attorney General shall  
6 consult with the Director of National Intelligence and the  
7 Secretary of Defense about—

8 (1) whether the more appropriate forum for  
9 prosecution would be a Federal court or a military  
10 commission; and

11 (2) whether the individual should be held in ci-  
12 vilian custody or military custody pending prosecu-  
13 tion.

14 (b) APPLICABILITY.—The consultation requirement  
15 in subsection (a) applies to—

16 (1) a person who is subject to the requirements  
17 of section 1022, in accordance with a determination  
18 made pursuant to subsection (a)(2) of such section;  
19 and

20 (2) any other person who is held in military de-  
21 tention outside of the United States pursuant to the  
22 authority affirmed by section 1021.

1 **SEC. 1030. CLARIFICATION OF RIGHT TO PLEAD GUILTY IN**  
2 **TRIAL OF CAPITAL OFFENSE BY MILITARY**  
3 **COMMISSION.**

4 (a) CLARIFICATION OF RIGHT.—Section 949m(b)(2)  
5 of title 10, United States Code, is amended—

6 (1) in subparagraph (C), by inserting before the  
7 semicolon the following: “, or a guilty plea was ac-  
8 cepted and not withdrawn prior to announcement of  
9 the sentence in accordance with section 949i(b) of  
10 this title”; and

11 (2) in subparagraph (D), by inserting “on the  
12 sentence” after “vote was taken”.

13 (b) PRE-TRIAL AGREEMENTS.—Section 949i of such  
14 title is amended—

15 (1) in the first sentence of subsection (b)—

16 (A) by inserting after “military judge” the  
17 following: “, including a charge or specification  
18 that has been referred capital,”;

19 (B) by inserting “by the military judge”  
20 after “may be entered”; and

21 (C) by inserting “by the members” after  
22 “vote”; and

23 (2) by adding at the end the following new sub-  
24 section:

25 “(c) PRE-TRIAL AGREEMENTS.—(1) A plea of guilty  
26 made by the accused that is accepted by a military judge

1 under subsection (b) and not withdrawn prior to an-  
2 nouncement of the sentence may form the basis for an  
3 agreement reducing the maximum sentence approved by  
4 the convening authority, including the reduction of a sen-  
5 tence of death to a lesser punishment, or that the case  
6 will be referred to a military commission under this chap-  
7 ter without seeking the penalty of death. Such an agree-  
8 ment may provide for terms and conditions in addition to  
9 a guilty plea by the accused in order to be effective.

10 “(2) A plea agreement under this subsection may not  
11 provide for a sentence of death imposed by a military  
12 judge alone. A sentence of death may only be imposed by  
13 the unanimous vote of all members of a military commis-  
14 sion concurring in the sentence of death as provided in  
15 section 949m(b)(2)(D) of this title.”

16 **SEC. 1031. COUNTERTERRORISM OPERATIONAL BRIEFING**  
17 **REQUIREMENT.**

18 (a) **BRIEFINGS REQUIRED.**—Beginning not later  
19 than March 1, 2012, the Secretary of Defense shall pro-  
20 vide to the congressional defense committees quarterly  
21 briefings outlining Department of Defense  
22 counterterrorism operations and related activities involv-  
23 ing special operations forces.

24 (b) **ELEMENTS.**—Each briefing under subsection (a)  
25 shall include each of the following:

1           (1) A global update on activity within each geo-  
2           graphic combatant command.

3           (2) An overview of authorities and legal issues  
4           including limitations.

5           (3) An outline of interagency activities and ini-  
6           tiatives.

7           (4) Any other matters the Secretary considers  
8           appropriate.

9   **SEC. 1032. NATIONAL SECURITY PLANNING GUIDANCE TO**  
10                   **DENY SAFE HAVENS TO AL-QAEDA AND ITS**  
11                   **VIOLENT EXTREMIST AFFILIATES.**

12       (a) **PURPOSE.**—The purpose of this section is to im-  
13       prove interagency strategic planning and execution to  
14       more effectively integrate efforts to deny safe havens and  
15       strengthen at-risk states to further the goals of the Na-  
16       tional Security Strategy related to the disruption, dis-  
17       mantlement, and defeat of al-Qaeda and its violent ex-  
18       tremist affiliates.

19       (b) **NATIONAL SECURITY PLANNING GUIDANCE.**—

20           (1) **GUIDANCE REQUIRED.**—The President shall  
21       issue classified or unclassified national security plan-  
22       ning guidance in support of objectives stated in the  
23       national security strategy report submitted to Con-  
24       gress by the President pursuant to section 108 of  
25       the National Security Act of 1947 (50 U.S.C. 404a)

1 to deny safe havens to al-Qaeda and its violent ex-  
2 tremist affiliates and to strengthen at-risk states.  
3 Such guidance shall serve as the strategic plan that  
4 governs United States and coordinated international  
5 efforts to enhance the capacity of governmental and  
6 nongovernmental entities to work toward the goal of  
7 eliminating the ability of al-Qaeda and its violent ex-  
8 tremist affiliates to establish or maintain safe ha-  
9 vens.

10 (2) CONTENTS OF GUIDANCE.—The guidance  
11 required under paragraph (1) shall include each of  
12 the following:

13 (A) A prioritized list of specified geo-  
14 graphic areas that the President determines are  
15 necessary to address and an explicit discussion  
16 and list of the criteria or rationale used to  
17 prioritize the areas on the list, including a dis-  
18 cussion of the conditions that would hamper the  
19 ability of the United States to strengthen at-  
20 risk states or other entities in such areas.

21 (B) For each specified geographic area, a  
22 description, analysis, and discussion of the core  
23 problems and contributing issues that allow or  
24 could allow al-Qaeda and its violent extremist  
25 affiliates to use the area as a safe haven from

1           which to plan and launch attacks, engage in  
2           propaganda, or raise funds and other support,  
3           including any ongoing or potential  
4           radicalization of the population, or to use the  
5           area as a key transit route for personnel, weap-  
6           ons, funding, or other support.

7           (C) A list of short-term, mid-term, and  
8           long-term goals for each specified geographic  
9           area, prioritized by importance.

10          (D) A description of the role and mission  
11          of each Federal department and agency in-  
12          volved in executing the guidance, including the  
13          Departments of Defense, Justice, Treasury, and  
14          State and the Agency for International Devel-  
15          opment.

16          (E) A description of gaps in United States  
17          capabilities to meet the goals listed pursuant to  
18          subparagraph (C), and the extent to which  
19          those gaps can be met through coordination  
20          with nongovernmental, international, or private  
21          sector organizations, entities, or companies.

22          (3) REVIEW AND UPDATE OF GUIDANCE.—The  
23          President shall review and update the guidance re-  
24          quired under paragraph (1) as necessary. Any such  
25          review shall address each of the following:

1           (A) The overall progress made toward  
2 achieving the goals listed pursuant to para-  
3 graph (2)(C), including an overall assessment of  
4 the progress in denying a safe haven to al-  
5 Qaeda and its violent extremist affiliates.

6           (B) The performance of each Federal de-  
7 partment and agency involved in executing the  
8 guidance.

9           (C) The performance of the unified coun-  
10 try team and appropriate combatant command,  
11 or in the case of a cross-border effort, country  
12 teams in the area and the appropriate combat-  
13 ant command.

14           (D) Any addition to, deletion from, or  
15 change in the order of the prioritized list main-  
16 tained pursuant to paragraph (2)(A).

17           (4) SPECIFIED GEOGRAPHIC AREA DEFINED.—  
18 In this subsection, the term “specified geographic  
19 area” means any country, subnational territory, or  
20 region—

21           (A) that serves or may potentially serve as  
22 a safe haven for al-Qaeda or a violent extremist  
23 affiliate of al-Qaeda—

1 (i) from which to plan and launch at-  
2 tacks, engage in propaganda, or raise  
3 funds and other support; or

4 (ii) for use as a key transit route for  
5 personnel, weapons, funding, or other sup-  
6 port; and

7 (B) over which one or more governments  
8 or entities exert insufficient governmental or se-  
9 curity control to deny al-Qaeda and its violent  
10 extremist affiliates the ability to establish a  
11 large scale presence.

12 **SEC. 1033. EXTENSION OF AUTHORITY TO MAKE REWARDS**  
13 **FOR COMBATING TERRORISM.**

14 Section 127b of title 10, United States Code, is  
15 amended—

16 (1) in subsection (c)(3)(C), by striking “Sep-  
17 tember 30, 2011” and inserting “September 30,  
18 2013”; and

19 (2) in subsection (f)—

20 (A) in paragraph (1), by striking “Decem-  
21 ber” and inserting “February”; and

22 (B) in paragraph (2)—

23 (i) in subparagraph (C)(ii), by insert-  
24 ing “and the recipient’s geographic loca-  
25 tion” after “reward”; and

1 (ii) by adding at the end the following  
2 new subparagraphs:

3 “(E) A description of the status of pro-  
4 gram implementation in each geographic com-  
5 batant command.

6 “(F) A description of efforts to coordinate  
7 and de-conflict the authority under subsection  
8 (a) with similar rewards programs administered  
9 by the United States Government.

10 “(G) An assessment of the effectiveness of  
11 the program in meeting its objectives.”.

12 **SEC. 1034. AMENDMENTS RELATING TO THE MILITARY**  
13 **COMMISSIONS ACT OF 2009.**

14 (a) REFERENCE TO HOW CHARGES ARE MADE.—  
15 Section 949a(b)(2)(C) of title 10, United States Code, is  
16 amended by striking “preferred” in clauses (i) and (ii) and  
17 inserting “sworn”.

18 (b) JUDGES OF UNITED STATES COURT OF MILI-  
19 TARY COMMISSION REVIEW.—Section 949b(b) of such  
20 title is amended—

21 (1) in paragraph (1)(A), by striking “a military  
22 appellate judge or other duly appointed judge under  
23 this chapter on” and inserting “a judge on”;

24 (2) in paragraph (2), by striking “a military  
25 appellate judge on” and inserting “a judge on”; and

1           (3) in paragraph (3)(B), by striking “an appel-  
2           late military judge or a duly appointed appellate  
3           judge on” and inserting “a judge on”.

4           (c) PANELS OF UNITED STATES COURT OF MILI-  
5           TARY COMMISSION REVIEW.—Section 950f(a) of such title  
6           is amended by striking “appellate military judges” in the  
7           second sentence and inserting “judges on the Court”.

8           (d) REVIEW OF FINAL JUDGMENTS BY UNITED  
9           STATES COURT OF APPEALS FOR THE D.C. CIRCUIT.—

10           (1) CLARIFICATION OF MATTER SUBJECT TO  
11           REVIEW.—Subsection (a) of section 950g of such  
12           title is amended by inserting “as affirmed or set  
13           aside as incorrect in law by” after “where applica-  
14           ble,”.

15           (2) CLARIFICATION ON TIME FOR SEEKING RE-  
16           VIEW.—Subsection (c) of such section is amended—

17           (A) in the matter preceding paragraph (1),  
18           by striking “by the accused” and all that fol-  
19           lows through “which—” and inserting “in the  
20           Court of Appeals—”;

21           (B) in paragraph (1)—

22           (i) by inserting “not later than 20  
23           days after the date on which” after “(1)”;  
24           and

1 (ii) by striking “on the accused or on  
2 defense counsel” and inserting “on the  
3 parties”; and

4 (C) in paragraph (2)—

5 (i) by inserting “if” after “(2)”; and

6 (ii) by inserting before the period the  
7 following: “, not later than 20 days after  
8 the date on which such notice is sub-  
9 mitted”.

## 10 **Subtitle E—Nuclear Forces**

### 11 **SEC. 1041. BIENNIAL ASSESSMENT AND REPORT ON THE** 12 **DELIVERY PLATFORMS FOR NUCLEAR WEAP-** 13 **ONS AND THE NUCLEAR COMMAND AND CON-** 14 **TROL SYSTEM.**

15 (a) IN GENERAL.—Chapter 23 of title 10, United  
16 States Code, is amended by adding after section 490 the  
17 following new section:

#### 18 **“§ 490a. Biennial assessment and report on the deliv-** 19 **ery platforms for nuclear weapons and** 20 **the nuclear command and control system**

21 “(a) BIENNIAL ASSESSMENTS.—(1) For each even-  
22 numbered year, each covered official shall assess the safe-  
23 ty, security, reliability, sustainability, performance, and  
24 military effectiveness of the systems described in para-  
25 graph (2) for which such official has responsibility.

1           “(2) The systems described in this paragraph are the  
2 following:

3           “(A) Each type of delivery platform for nuclear  
4 weapons.

5           “(B) The nuclear command and control system.

6           “(b) BIENNIAL REPORT.—(1) Not later than Decem-  
7 ber 1 of each even-numbered year, each covered official  
8 shall submit to the Secretary of Defense and the Nuclear  
9 Weapons Council established by section 179 of this title  
10 a report on the assessments conducted under subsection  
11 (a).

12           “(2) Each report under paragraph (1) shall include  
13 the following:

14           “(A) The results of the assessment.

15           “(B) An identification and discussion of any ca-  
16 pability gaps or shortfalls with respect to the sys-  
17 tems described in subsection (a)(2) covered under  
18 the assessment.

19           “(C) An identification and discussion of any  
20 risks with respect to meeting mission or capability  
21 requirements.

22           “(D) In the case of an assessment by the Com-  
23 mander of the United States Strategic Command, if  
24 the Commander identifies any deficiency with re-  
25 spect to a nuclear weapons delivery platform covered

1 under the assessment, a discussion of the relative  
2 merits of any other nuclear weapons delivery plat-  
3 form type or compensatory measure that would ac-  
4 complish the mission of such nuclear weapons deliv-  
5 ery platform.

6 “(E) An identification and discussion of any  
7 matter having an adverse effect on the capability of  
8 the covered official to accurately determine the mat-  
9 ters covered by the assessment.

10 “(c) REPORT TO PRESIDENT AND CONGRESS.—(1)  
11 Not later than March 1 of each year following a year for  
12 which a report under subsection (b) is submitted, the Sec-  
13 retary of Defense shall submit to the President a report  
14 containing—

15 “(A) each report under subsection (b) sub-  
16 mitted during the previous year, as originally sub-  
17 mitted to the Secretary;

18 “(B) any comments that the Secretary con-  
19 siders appropriate with respect to each such report;

20 “(C) any conclusions that the Secretary con-  
21 siders appropriate with respect to the safety, secu-  
22 rity, reliability, sustainability, performance, or mili-  
23 tary effectiveness of the systems described in sub-  
24 section (a)(2); and

1           “(D) any other information that the Secretary  
2           considers appropriate.

3           “(2) Not later than March 15 of each year during  
4           which a report under paragraph (1) is submitted, the  
5           President shall transmit to the congressional defense com-  
6           mittees the report submitted to the President under para-  
7           graph (1), including any comments the President con-  
8           siders appropriate.

9           “(3) Each report under this subsection may be in  
10          classified form if the Secretary of Defense determines it  
11          necessary.

12          “(d) COVERED OFFICIAL DEFINED.—In this section,  
13          the term ‘covered official’ means—

14                 “(1) the Commander of the United States Stra-  
15                 tegic Command;

16                 “(2) the Director of the Strategic Systems Pro-  
17                 gram of the Navy; and

18                 “(3) the Commander of the Global Strike Com-  
19                 mand of the Air Force.”.

20          (b) INITIAL ASSESSMENT AND REPORTS.— Not later  
21          than 30 days after the date of enactment of this Act, each  
22          covered official, as such term is defined in subsection (d)  
23          of section 490a of title 10, United States Code, as added  
24          by subsection (a), shall conduct an initial assessment as  
25          described by subsection (a) of such section and submit an

1 initial report as described by subsection (b) of such sec-  
2 tion. The requirements of subsection (c) of such section  
3 shall apply with respect to the report submitted under this  
4 subsection.

5 (c) CLERICAL AMENDMENT.—The table of sections  
6 at the beginning of such chapter is amended by inserting  
7 after the item related to section 490 the following new  
8 item:

“490a. Biennial assessment and report on the delivery platforms for nuclear  
weapons and the nuclear command and control system.”.

9 **SEC. 1042. PLAN ON IMPLEMENTATION OF THE NEW START**  
10 **TREATY.**

11 (a) PLAN REQUIRED.—Not later than 30 days after  
12 the date of the enactment of this Act, the Secretary of  
13 Defense, in consultation with the Secretary of the Navy,  
14 the Secretary of the Air Force, and the Commander of  
15 the United States Strategic Command, shall submit to the  
16 congressional defense committees and to the Committee  
17 on Foreign Affairs of the House of Representatives and  
18 the Committee on Foreign Relations of the Senate a plan  
19 for the Department of Defense to implement the nuclear  
20 force reductions, limitations, and verification and trans-  
21 parency measures contained in the New START Treaty.

22 (b) MATTERS INCLUDED.—The plan under sub-  
23 section (a) shall include the following:

1           (1) A description of the nuclear force structure  
2 of the United States under the New START Treaty,  
3 including—

4           (A) the composition of intercontinental bal-  
5 listic missiles, submarine launched ballistic mis-  
6 siles, and bombers;

7           (B) the planned composition of the types  
8 and quantity of warheads for each delivery vehi-  
9 cle described in subparagraph (A);

10          (C) the number of nondeployed and retired  
11 warheads; and

12          (D) the plans for maintaining the flexi-  
13 bility of the nuclear force structure within the  
14 limits of the New START Treaty.

15          (2) A description of changes necessary to imple-  
16 ment the reductions, limitations, and verification  
17 and transparency measures contained in the New  
18 START Treaty, including—

19          (A) how each military department plans to  
20 implement such changes; and

21          (B) an identification of any programmatic,  
22 operational, or policy effects resulting from  
23 such changes.

24          (3) The total costs associated with the reduc-  
25 tions, limitations, and verification and transparency

1 measures contained in the New START Treaty, and  
2 the funding profile by year and program element.

3 (4) An implementation schedule and associated  
4 key decision points.

5 (5) A description of options for and feasibility  
6 of accelerating the implementation of the New  
7 START Treaty, including a description of any po-  
8 tential cost savings, benefits, or risks resulting from  
9 such acceleration.

10 (6) Any other information the Secretary con-  
11 siders necessary.

12 (c) COMPTROLLER GENERAL REVIEW.—Not later  
13 than 180 days after the date on which the plan is sub-  
14 mitted under subsection (a), the Comptroller General of  
15 the United States shall submit to the congressional de-  
16 fense committees a review of the plan.

17 (d) FORM.—The plan under subsection (a) and the  
18 review under subsection (c) shall be submitted in unclassi-  
19 fied form, but may include a classified annex.

20 (e) NEW START TREATY DEFINED.—In this sec-  
21 tion, the term “New START Treaty” means the Treaty  
22 between the United States of America and the Russian  
23 Federation on Measures for the Further Reduction and  
24 Limitation of Strategic Offensive Arms, signed on April  
25 8, 2010, and entered into force on February 5, 2011.

1 **SEC. 1043. ANNUAL REPORT ON THE PLAN FOR THE NU-**  
2 **CLEAR WEAPONS STOCKPILE, NUCLEAR**  
3 **WEAPONS COMPLEX, NUCLEAR WEAPONS DE-**  
4 **LIVERY SYSTEMS, AND NUCLEAR WEAPONS**  
5 **COMMAND AND CONTROL SYSTEM.**

6 (a) REPORT ON THE PLAN FOR THE NUCLEAR  
7 WEAPONS STOCKPILE, NUCLEAR WEAPONS COMPLEX,  
8 NUCLEAR WEAPONS DELIVERY SYSTEMS, AND NUCLEAR  
9 WEAPONS COMMAND AND CONTROL SYSTEM.—

10 (1) IN GENERAL.—Together with the budget of  
11 the President submitted to Congress under section  
12 1105(a) of title 31, United States Code, for each of  
13 fiscal years 2013 through 2019, the President, in  
14 consultation with the Secretary of Defense and the  
15 Secretary of Energy, shall transmit to the congres-  
16 sional defense committees, the Committee on For-  
17 eign Relations of the Senate, and the Committee on  
18 Foreign Affairs of the House of Representatives a  
19 detailed report on the plan for the nuclear weapons  
20 stockpile, nuclear weapons complex, nuclear weapons  
21 delivery systems, and nuclear weapons command and  
22 control system.

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

25 (A) A detailed description of the plan to  
26 enhance the safety, security, and reliability of

1 the nuclear weapons stockpile of the United  
2 States.

3 (B) A detailed description of the plan to  
4 sustain and modernize the nuclear weapons  
5 complex, including improving the safety of fa-  
6 cilities, modernizing the infrastructure, and  
7 maintaining the key capabilities and com-  
8 petencies of the nuclear weapons workforce, in-  
9 cluding designers and technicians.

10 (C) A detailed description of the plan to  
11 maintain, modernize, and replace delivery sys-  
12 tems for nuclear weapons.

13 (D) A detailed description of the plan to  
14 sustain and modernize the nuclear weapons  
15 command and control system.

16 (E) A detailed description of any plans to  
17 retire, dismantle, or eliminate any nuclear war-  
18 heads or bombs, nuclear weapons delivery sys-  
19 tems, or any platforms (including silos and sub-  
20 marines) which carry such nuclear warheads,  
21 bombs, or delivery systems.

22 (F) A detailed estimate of budget require-  
23 ments, including the costs associated with the  
24 plans outlined under subparagraphs (A)

1 through (E), over the 10-year period following  
2 the date of the report.

3 (G) A detailed description of the steps  
4 taken to implement the plan submitted in the  
5 previous year, including difficulties encountered  
6 in implementing the plan in the previous year.

7 (b) FORM.—The reports under subsection (a) shall  
8 be submitted in unclassified form (including as much de-  
9 tail as possible), but may include a classified annex.

10 **SEC. 1044. SENSE OF CONGRESS ON NUCLEAR FORCE RE-**  
11 **DUCTIONS.**

12 It is the sense of Congress that—

13 (1) any reductions in the nuclear forces of the  
14 United States should be supported by a thorough as-  
15 sessment of the strategic environment, threat, and  
16 policy and the technical and operational implications  
17 of such reductions; and

18 (2) specific criteria are necessary to guide fu-  
19 ture decisions regarding further reductions in the  
20 nuclear forces of the United States.

21 **SEC. 1045. NUCLEAR FORCE REDUCTIONS.**

22 (a) IMPLEMENTATION OF NEW START TREATY.—

23 (1) SENSE OF CONGRESS.—It is the Sense of  
24 Congress that—

1 (A) the United States is committed to  
2 maintaining a safe, secure, reliable, and credible  
3 nuclear deterrent;

4 (B) the United States should undertake  
5 and support an enduring stockpile stewardship  
6 program and maintain and modernize nuclear  
7 weapons production capabilities and capacities  
8 to ensure the safety, security, reliability, and  
9 credibility of the United States nuclear deter-  
10 rent and to meet requirements for hedging  
11 against possible international developments or  
12 technical problems;

13 (C) the United States should maintain nu-  
14 clear weapons laboratories and plants and pre-  
15 serve the intellectual infrastructure, including  
16 competencies and skill sets; and

17 (D) the United States should provide the  
18 necessary resources to achieve these goals,  
19 using as a starting point the levels set forth in  
20 the President's 10-year plan provided to Con-  
21 gress pursuant to section 1251 of the National  
22 Defense Authorization Act for Fiscal Year 2010  
23 (Public Law 111–84; 123 Stat. 2549).

24 (2) REPORT.—If the President determines that  
25 an appropriations Act is enacted that fails to meet

1 the resource requirements set forth in the plan re-  
2 ferred to in section 1251 of the National Defense  
3 Authorization Act for Fiscal Year 2010 (Public Law  
4 111–84; 123 Stat. 2549), or, if at any time, deter-  
5 mines that more resources are required to carry out  
6 such plan than were estimated, the President shall  
7 submit to Congress, within 60 days of making such  
8 a determination, a report detailing—

9 (A) a plan to address the resource short-  
10 fall;

11 (B) if more resources are required to carry  
12 out the plan than were estimated, the level of  
13 funding needed, and a detailed explanation of  
14 the purpose or purposes for which the addi-  
15 tional resources will be used;

16 (C) any effects on the safety, security, reli-  
17 ability, or credibility of United States nuclear  
18 forces due to the shortfall or the identified ad-  
19 ditional resources required; and

20 (D) an explanation of whether any planned  
21 reductions in United States nuclear forces are  
22 still in the national interest of the United  
23 States in view of the resource shortfall or the  
24 identification of additional required resources.

1 (b) ANNUAL REPORT ON THE NUCLEAR WEAPONS  
2 STOCKPILE OF THE UNITED STATES.—

3 (1) SENSE OF CONGRESS.—It is the sense of  
4 Congress that—

5 (A) sustained investments in the nuclear  
6 weapons stockpile and the nuclear security com-  
7 plex are needed to ensure a safe, secure, reli-  
8 able, and credible nuclear deterrent; and

9 (B) such investments could enable addi-  
10 tional future reductions in the hedge stockpile.

11 (2) REPORT REQUIRED.—Not later than March  
12 1, 2012, and annually thereafter, the Secretary of  
13 Defense shall submit to the congressional defense  
14 committees a report on the nuclear weapons stock-  
15 pile of the United States that includes the following:

16 (A) An accounting of the weapons in the  
17 stockpile as of the end of the fiscal year pre-  
18 ceding the submission of the report that in-  
19 cludes all weapons in the active and inactive  
20 stockpiles, both deployed and non-deployed, and  
21 all categories and readiness states of such  
22 weapons.

23 (B) The planned force levels for each cat-  
24 egory of nuclear weapon over the course of the  
25 future-years defense program submitted to Con-

1           gress under section 221 of title 10, United  
2           States Code, for the fiscal year following the  
3           fiscal year in which the report is submitted.

4           (c) NET ASSESSMENT OF NUCLEAR FORCE LEVELS  
5   REQUIRED WITH RESPECT TO CERTAIN PROPOSALS TO  
6   REDUCE THE NUCLEAR WEAPONS STOCKPILE OF THE  
7   UNITED STATES.—

8           (1) IN GENERAL.—If, during any year begin-  
9           ning after the date of the enactment of this Act, the  
10          President makes a proposal described in subsection  
11          (b)—

12                   (A) the Commander of United States Stra-  
13                   tegic Command shall conduct a net assessment  
14                   of the current and proposed nuclear forces of  
15                   the United States and of other countries that  
16                   possess nuclear weapons to determine whether  
17                   the nuclear forces of the United States are an-  
18                   ticipated to be capable of meeting the objectives  
19                   of the United States with respect to nuclear de-  
20                   terrence, extended deterrence, assurance of al-  
21                   lies, and defense;

22                   (B) the Secretary of Defense shall submit  
23                   to the Committees on Armed Services of the  
24                   Senate and House of Representatives the as-  
25                   sessment described in subparagraph (A), un-

1 changed, together with the explanatory views of  
2 the Secretary, as the Secretary deems appro-  
3 priate; and

4 (C) the Administrator of the National Nu-  
5 clear Security Administration shall submit to  
6 the Committees on Armed Services of the Sen-  
7 ate and House of Representatives a report de-  
8 scribing the current capacities of the United  
9 States nuclear weapons infrastructure to re-  
10 spond to a strategic development or technical  
11 problem in the United States nuclear weapons  
12 stockpile.

13 (2) PROPOSAL DESCRIBED.—

14 (A) IN GENERAL.—Except as provided in  
15 subparagraph (B), a proposal described in this  
16 paragraph is a proposal to reduce the number  
17 of nuclear weapons in the active or inactive  
18 stockpiles of the United States to a level that  
19 is lower than the level on the date of the enact-  
20 ment of this Act.

21 (B) EXCEPTIONS.—A proposal described in  
22 this paragraph does not include—

23 (i) reductions that are a direct result  
24 of activities associated with routine stock-

1 pile stewardship, including stockpile sur-  
2 veillance, logistics, or maintenance; or

3 (ii) nuclear weapons retired or await-  
4 ing dismantlement on the date of the en-  
5 actment of this Act.

6 (3) TERMINATION.—The requirement in para-  
7 graph (1) shall terminate on December 31, 2017.

8 **SEC. 1046. NUCLEAR EMPLOYMENT STRATEGY OF THE**  
9 **UNITED STATES.**

10 (a) SENSE OF CONGRESS.—It is the sense of Con-  
11 gress that—

12 (1) any future modification to the nuclear em-  
13 ployment strategy of the United States should main-  
14 tain or enhance the ability of the nuclear forces of  
15 the United States to support the goals of the United  
16 States with respect to nuclear deterrence, extended  
17 deterrence, and assurances for allies, and the de-  
18 fense of the United States; and

19 (2) the oversight responsibility of Congress in-  
20 cludes oversight of the nuclear employment strategy  
21 of the United States and that therefore the Chair-  
22 men and Ranking Members of the Committees on  
23 Armed Services of the Senate and House of Rep-  
24 resentatives, and such professional staff as they des-

1       ignite, should have access to the nuclear employ-  
2       ment strategy of the United States.

3       (b) REPORTS ON MODIFICATION OF STRATEGY.—

4             (1) IN GENERAL.—Chapter 23 title 10, United  
5       States Code, is amended by adding at the end the  
6       following new section:

7       **“§ 491. Nuclear employment strategy of the United**  
8             **States: reports on modification of strat-**  
9             **egy**

10       “On the date on which the President issues a nuclear  
11       employment strategy of the United States that differs  
12       from the nuclear employment strategy of the United  
13       States then in force, the President shall submit to Con-  
14       gress a report setting forth the following:

15             “(1) A description of the modifications to nu-  
16       clear employment strategy of the United States  
17       made by the strategy so issued.

18             “(2) An assessment of effects of such modifica-  
19       tion for the nuclear posture of the United States.

20             “(3) The implication of such changes on the  
21       flexibility and resilience of the strategic forces of the  
22       United States and the ability of such forces to sup-  
23       port the goals of the United States with respect to  
24       nuclear deterrence, extended deterrence, assurance,  
25       and defense.”.

1           (2) CLERICAL AMENDMENT.—The table of sec-  
2           tions at the beginning of chapter 23 of such title is  
3           amended by adding at the end the following new  
4           item:

“491. Nuclear employment strategy of the United States: reports on modifica-  
tion of strategy.”.

5   **SEC. 1047. COMPTROLLER GENERAL REPORT ON NUCLEAR**  
6                           **WEAPON CAPABILITIES AND FORCE STRUC-**  
7                           **TURE REQUIREMENTS.**

8           (a) COMPTROLLER GENERAL STUDY REQUIRED.—  
9           The Comptroller General of the United States shall con-  
10          duct a study on the strategic nuclear weapons capabilities,  
11          force structure, employment policy, and targeting require-  
12          ments of the Department of Defense.

13          (b) MATTERS COVERED.—The study conducted  
14          under subsection (a) shall, at minimum, cover the fol-  
15          lowing:

16                (1) An update to the September 1991 report of  
17                the Comptroller General (GAO/NSIAD-91-319FS)  
18                titled “Strategic Weapons: Nuclear Weapons Tar-  
19                geting Process” that addresses—

20                        (A) the relationship between the strategic  
21                        nuclear targeting process and the determination  
22                        of requirements for nuclear weapons and re-  
23                        lated delivery systems;

24                        (B) the level of civilian oversight;

1 (C) the categories and types of targets;  
2 and

3 (D) any other matters addressed in such  
4 report or are otherwise considered appropriate  
5 by the Comptroller General.

6 (2) The process and rigor used to determine the  
7 effectiveness of nuclear weapons capabilities, force  
8 structures, employment policies, and targeting re-  
9 quirements in achieving the goals of deterrence, ex-  
10 tended deterrence, assurance, and defense.

11 (3) An assessment of the requirements of the  
12 Department of Defense for strategic nuclear bomber  
13 aircraft and intercontinental ballistic missiles, in-  
14 cluding assessments of the extent to which the Sec-  
15 retary of Defense has—

16 (A) determined the force structure and ca-  
17 pability requirements for nuclear-capable stra-  
18 tegic bomber aircraft, bomber-delivered nuclear  
19 weapons, and intercontinental ballistic missiles;

20 (B) synchronized the requirements de-  
21 scribed in subparagraph (A) with plans to ex-  
22 tend the service life of nuclear gravity bombs,  
23 nuclear-armed cruise missiles, and interconti-  
24 nental ballistic missile warheads; and

1 (C) evaluated long-term intercontinental  
2 ballistic missile alert posture requirements and  
3 basing options.

4 (c) REPORTS.—

5 (1) IN GENERAL.—The Comptroller General  
6 shall submit to the congressional defense committees  
7 one or more reports on the study conducted under  
8 subsection (a).

9 (2) FORM.—Any report submitted under this  
10 subsection may be submitted in classified form, but  
11 if so submitted, an unclassified version shall also be  
12 submitted with such submission or at a later date.

13 (d) COOPERATION.—The Secretary of Defense and  
14 Secretary of Energy shall provide the Comptroller General  
15 full cooperation and access to appropriate officials and in-  
16 formation for the purposes of conducting this study under  
17 subsection (a).

18 **SEC. 1048. REPORT ON FEASIBILITY OF JOINT REPLACE-**  
19 **MENT FUZE PROGRAM.**

20 Not later than December 31, 2012, the Secretary of  
21 the Navy and the Secretary of the Air Force shall jointly  
22 submit to the congressional defense committees a report  
23 on the feasibility of the joint replacement fuze program  
24 for nuclear warheads of the Navy and the Air Force. The  
25 report shall include an assessment of the feasibility of in-

1 cluding various options in the joint fuze and how the inclu-  
2 sion of such options will affect safety, security, reliability,  
3 and adaptability, as well as the program schedule and  
4 budget.

## 5 **Subtitle F—Financial Management**

### 6 **SEC. 1051. MODIFICATION OF AUTHORITIES ON CERTIFI-** 7 **CATION AND CREDENTIAL STANDARDS FOR** 8 **FINANCIAL MANAGEMENT POSITIONS IN THE** 9 **DEPARTMENT OF DEFENSE.**

10 (a) IN GENERAL.—Section 1599d of title 10, United  
11 States Code, is amended to read as follows:

12 **“§ 1599d. Financial management positions: authority**  
13 **to prescribe professional certification**  
14 **and credential standards**

15 “(a) AUTHORITY TO PRESCRIBE PROFESSIONAL  
16 CERTIFICATION AND CREDENTIAL STANDARDS.—The  
17 Secretary of Defense may prescribe professional certifi-  
18 cation and credential standards for financial management  
19 positions within the Department of Defense, including re-  
20 quirements for formal education and requirements for cer-  
21 tifications that individuals have met predetermined quali-  
22 fications set by an agency of Government or by an indus-  
23 try or professional group. Any such professional certifi-  
24 cation or credential standard shall be prescribed as a De-  
25 partment regulation.

1           “(b) WAIVER.—The Secretary may waive any stand-  
2   ard prescribed under subsection (a) whenever the Sec-  
3   retary determines such a waiver to be appropriate.

4           “(c) APPLICABILITY.—(1) Except as provided in  
5   paragraph (2), the Secretary may, in the Secretary’s dis-  
6   cretion—

7           “(A) require that a standard prescribed under  
8   subsection (a) apply immediately to all personnel  
9   holding financial management positions designated  
10   by the Secretary; or

11           “(B) delay the imposition of such a standard  
12   for a reasonable period to permit persons holding fi-  
13   nancial management positions so designated time to  
14   comply.

15           “(2) A formal education requirement prescribed  
16   under subsection (a) shall not apply to any person em-  
17   ployed by the Department in a financial management posi-  
18   tion before the standard is prescribed.

19           “(d) DISCHARGE OF AUTHORITY.—The Secretary  
20   shall prescribe any professional certification or credential  
21   standards under subsection (a) through the Under Sec-  
22   retary of Defense (Comptroller), in consultation with the  
23   Under Secretary of Defense for Personnel and Readiness.

24           “(e) REPORTS.—Not later than one year after the ef-  
25   fective date of any regulations prescribed under subsection

1 (a), or any significant modification of such regulations,  
2 the Secretary shall, in conjunction with the Director of  
3 the Office of Personnel Management, submit to Congress  
4 a report setting forth the plans of the Secretary to provide  
5 training to appropriate Department personnel to meet any  
6 new professional certification or credential standard under  
7 such regulations or modification.

8 “(f) FINANCIAL MANAGEMENT POSITION DE-  
9 FINED.—In this section, the term ‘financial management  
10 position’ means a position or group of positions (including  
11 civilian and military positions), as designated by the Sec-  
12 retary for purposes of this section, that perform, super-  
13 vise, or manage work of a fiscal, financial management,  
14 accounting, auditing, cost, or budgetary nature, or that  
15 require the performance of financial management-related  
16 work.”.

17 (b) CLERICAL AMENDMENT.—The table of sections  
18 at the beginning of chapter 81 of such title is amended  
19 by striking the item relating to section 1599d and insert-  
20 ing the following new item:

“1599d. Financial management positions: authority to prescribe professional  
certification and credential standards.”.

21 **SEC. 1052. RELIABILITY OF DEPARTMENT OF DEFENSE FI-**  
22 **NANCIAL STATEMENTS.**

23 Section 1008(e) of the National Defense Authoriza-  
24 tion Act for Fiscal Year 2002 (Public Law 107–107; 115

1 Stat. 1206; 10 U.S.C. 113 note) is amended by striking  
2 “Not later than October 31” and inserting “Not later than  
3 the date that is 180 days prior to the date set by the Of-  
4 fice of Management and Budget for the submission of fi-  
5 nancial statements”.

6 **SEC. 1053. INCLUSION OF PLAN ON THE FINANCIAL MAN-**  
7 **AGEMENT WORKFORCE IN THE STRATEGIC**  
8 **WORKFORCE PLAN OF THE DEPARTMENT OF**  
9 **DEFENSE.**

10 Section 115b of title 10, United States Code, is  
11 amended—

12 (1) by redesignating subsections (e) and (f) as  
13 subsections (f) and (g), respectively; and

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

16 “(e) FINANCIAL MANAGEMENT WORKFORCE.—(1)  
17 Each strategic workforce plan under subsection (a) shall  
18 include a separate chapter to specifically address the shap-  
19 ing and improvement of the financial management work-  
20 force of the Department of Defense, including both mili-  
21 tary and civilian personnel of that workforce.

22 “(2) For purposes of paragraph (1), each plan shall  
23 include, with respect to the financial management work-  
24 force of the Department—

1           “(A) an assessment of the matters set forth in  
2           subparagraphs (A) through (D) of subsection (b)(1);

3           “(B) a plan of action meeting the requirements  
4           set forth in subparagraphs (A) through (F) of sub-  
5           section (b)(2);

6           “(C) specific steps that the Department has  
7           taken or plans to take to develop appropriate career  
8           paths for civilian employees in the financial manage-  
9           ment field and to implement the requirements of  
10          section 1599d of this title; and

11          “(D) a plan for funding needed improvements  
12          in the financial management workforce of the De-  
13          partment through the period of the current future-  
14          years defense program under section 221 of this  
15          title, including a description of any continuing short-  
16          falls in funding available for that workforce.”.

17 **SEC. 1054. TRACKING IMPLEMENTATION OF DEPARTMENT**  
18 **OF DEFENSE EFFICIENCIES.**

19          (a) ANNUAL ASSESSMENTS.—For each of fiscal years  
20 2012 through 2016, the Comptroller General of the  
21 United States shall carry out an assessment of the extent  
22 to which the Department of Defense has tracked and real-  
23 ized the savings proposed pursuant to the initiative led  
24 by the Secretary of Defense to identify at least

1 \$100,000,000,000 in efficiencies during fiscal years 2012  
2 through 2016.

3 (b) ANNUAL REPORT.—Not later than October 30 of  
4 each of 2012 through 2016, the Comptroller General shall  
5 submit to the congressional defense committees a report  
6 on the assessment carried out under subsection (a) for the  
7 fiscal year ending on September 30 of that year. Each  
8 such report shall include the recommendations of the  
9 Comptroller General with respect to the matter covered  
10 by the assessment.

## 11 **Subtitle G—Repeal and Modifica-** 12 **tion of Reporting Requirements**

### 13 **SEC. 1061. REPEAL OF REPORTING REQUIREMENTS UNDER** 14 **TITLE 10, UNITED STATES CODE.**

15 Title 10, United States Code, is amended as follows:

16 (1) Section 127a(a) is amended—

17 (A) by striking paragraph (3); and

18 (B) by redesignating paragraph (4) as  
19 paragraph (3).

20 (2) Section 184 is amended by striking sub-  
21 section (h).

22 (3)(A) Section 226 is repealed.

23 (B) The table of sections at the beginning of  
24 chapter 9 is amended by striking the item relating  
25 to section 226.

1 (4)(A) Section 427 is repealed.

2 (B) The table of sections at the beginning of  
3 subchapter I of chapter 21 is amended by striking  
4 the item relating to section 427.

5 (5) Section 437 is amended by striking sub-  
6 section (c).

7 (6)(A) Section 484 is repealed.

8 (B) The table of sections at the beginning of  
9 chapter 23 is amended by striking the item relating  
10 to section 484.

11 (7)(A) Section 485 is repealed.

12 (B) The table of sections at the beginning of  
13 chapter 23 is amended by striking the item relating  
14 to section 485.

15 (8)(A) Section 486 is repealed.

16 (B) The table of sections at the beginning of  
17 chapter 23 is amended by striking the item relating  
18 to section 486.

19 (9)(A) Section 487 is repealed.

20 (B) The table of sections at the beginning of  
21 chapter 23 is amended by striking the item relating  
22 to section 487.

23 (10)(A) Section 490 is repealed.

1 (B) The table of sections at the beginning of  
2 chapter 23 is amended by striking the item relating  
3 to section 490.

4 (11) Section 983(e)(1) is amended—

5 (A) by striking the comma after “Sec-  
6 retary of Education” and inserting “and”; and

7 (B) by striking “, and to Congress”.

8 (12) Section 2010 is amended—

9 (A) by striking subsection (b); and

10 (B) by redesignating subsections (c), (d),  
11 and (e) as subsections (b), (c), and (d), respec-  
12 tively.

13 (13)(A) Section 2282 is repealed.

14 (B) The table of sections at the beginning of  
15 chapter 136 is amended by striking the item relating  
16 to section 2282.

17 (14) Section 2350a(g) is amended by striking  
18 paragraph (3).

19 (15) Section 2410m is amended by striking  
20 subsection (c).

21 (16) Section 2485(a) is amended—

22 (A) by striking “(1)”; and

23 (B) by striking paragraph (2).

24 (17) Section 2493 is amended by striking sub-  
25 section (g).

1           (18) Section 2515 is amended by striking sub-  
2           section (d).

3           (19)(A) Section 2582 is repealed.

4           (B) The table of sections at the beginning of  
5           chapter 153 is amended by striking the item relating  
6           to section 2582.

7           (20) Section 2583 is amended—

8           (A) by striking subsection (f); and

9           (B) by redesignating subsection (g) as sub-  
10          section (f).

11          (21) Section 2688 is amended—

12          (A) in subsection (a)—

13                 (i) by striking “(1)” before “The Sec-  
14                 retary of a military department”; and

15                 (ii) by striking paragraphs (2) and  
16                 (3);

17          (B) in subsection (d)(2), by striking the  
18          second sentence;

19          (C) by striking subsection (f); and

20          (D) in subsection (h), by striking the last  
21          sentence.

22          (22)(A) Section 2706 is repealed.

23          (B) The table of sections at the beginning of  
24          chapter 160 is amended by striking the item relating  
25          to section 2706.

1           (23)(A) Section 2815 is repealed.

2           (B) The table of sections at the beginning of  
3 subchapter I of chapter 169 is amended by striking  
4 the item relating to section 2815.

5           (24) Section 2825(c)(1) is amended—

6                 (A) by inserting “and” at the end of sub-  
7 paragraph (A);

8                 (B) by striking the semicolon at the end of  
9 subparagraph (B) and inserting a period; and

10                (C) by striking subparagraphs (C) and  
11 (D).

12           (25) Section 2836 is amended—

13                 (A) in subsection (b)—

14                         (i) by striking “(1)” before “The Sec-  
15 retary of a military department”; and

16                         (ii) by striking paragraph (2);

17                 (B) by striking subsection (f); and

18                 (C) by redesignating subsection (g) as sub-  
19 section (f).

20           (26) Section 5143 is amended by striking sub-  
21 section (e).

22           (27)(A) Section 7296 is repealed.

23           (B) The table of sections at the beginning of  
24 chapter 633 is amended by striking the item relating  
25 to section 7296.

1           (28) Section 12302(b) is amended by striking  
2           the last sentence.

3           (29)(A) Section 16137 is repealed.

4           (B) The table of sections at the beginning of  
5           chapter 1606 is amended by striking the item relat-  
6           ing to section 16137.

7           (30) Section 12302(b) is amended by striking  
8           the last sentence.

9   **SEC. 1062. REPEAL OF REPORTING REQUIREMENTS UNDER**  
10                                   **ANNUAL DEFENSE AUTHORIZATION ACTS.**

11          (a) FISCAL YEAR 2010.—Section 219 (123 Stat.  
12 2228) of the National Defense Authorization Act for Fis-  
13 cal Year 2010 (Public Law 111–84) is amended by strik-  
14 ing subsection (c).

15          (b) FISCAL YEAR 2009.—Section 1504 of The Dun-  
16 can Hunter National Defense Authorization Act for Fiscal  
17 Year 2009 (10 U.S.C. 2358 note) is amended by striking  
18 subsection (c).

19          (c) FISCAL YEAR 2008.—Section 885(a)(2) (10  
20 U.S.C. 2304 note) of the National Defense Authorization  
21 Act for Fiscal Year 2008 (Public Law 110–181) is amend-  
22 ed by striking the last sentence.

23          (d) FISCAL YEAR 2007.—The John Warner National  
24 Defense Authorization Act for Fiscal Year 2007 (Public  
25 Law 109–364) is amended as follows:

1           (1) Section 347 (10 U.S.C. 221 note) is re-  
2       pealed.

3           (2) Section 731 (10 U.S.C. 1095c note) is  
4       amended—

5           (A) by striking subsection (d); and

6           (B) by redesignating subsection (e) as sub-  
7       section (d).

8           (3) Section 732 (10 U.S.C. 1073 note) is  
9       amended by striking subsection (d).

10          (4) Section 1231 (22 U.S.C. 2776a) is repealed.

11          (5) Section 1402 (10 U.S.C. 113 note) is re-  
12       pealed.

13          (e) FISCAL YEAR 2006.—Section 716 of the National  
14       Defense Authorization Act for Fiscal Year 2006 (10  
15       U.S.C. 1073 note) is amended—

16           (1) by striking subsection (b); and

17           (2) by redesignating subsection (c) as sub-  
18       section (b).

19          (f) FISCAL YEAR 2005.—The Ronald W. Reagan Na-  
20       tional Defense Authorization Act for Fiscal Year 2005  
21       (Public Law 108–375) is amended as follows:

22           (1) Section 731 (10 U.S.C. 1074 note) is  
23       amended by striking subsection (c).

24           (2) Section 1041 (10 U.S.C. 229 note) is re-  
25       pealed.

1 (g) FISCAL YEAR 2004.—The National Defense Au-  
2 thorization Act for Fiscal Year 2004 (Public Law 108–  
3 136) is amended as follows:

4 (1) Section 586 (117 Stat. 1493) is repealed.

5 (2) Section 812 (117 Stat. 1542) is amended  
6 by striking subsection (c).

7 (3) Section 1601(d) (10 U.S.C. 2358 note) is  
8 amended—

9 (A) by striking paragraph (5); and

10 (B) by redesignating paragraphs (6) and

11 (7) as paragraphs (5) and (6), respectively.

12 (h) FISCAL YEAR 2002.—Section 232 of the National  
13 Defense Authorization Act for Fiscal Year 2002 (10  
14 U.S.C. 2431 note) is amended by striking subsections (c)  
15 and (d).

16 (i) FISCAL YEAR 2001.—The Floyd D. Spence Na-  
17 tional Defense Authorization Act for Fiscal Year 2001 (as  
18 enacted into law by Public Law 106–398) is amended as  
19 follows:

20 (1) Section 374 (10 U.S.C. 2851 note) is re-  
21 pealed.

22 (2) Section 1212 (114 Stat. 1654A–326) is  
23 amended by striking subsections (c) and (d).

24 (3) Section 1213 (114 Stat. 1654A–327) is re-  
25 pealed.

1 (j) FISCAL YEAR 2000.—The National Defense Au-  
2 thorization Act for Fiscal Year 2000 (Public Law 106–  
3 65) is amended as follows:

4 (1) Section 723 (10 U.S.C. 1071 note) is  
5 amended—

6 (A) in subsection (d)—

7 (i) by striking paragraph (5); and

8 (ii) by redesignating paragraphs (6)  
9 and (7) as paragraphs (5) and (6), respec-  
10 tively; and

11 (B) by striking subsection (e).

12 (2) Section 1025 (10 U.S.C. 113 note) is re-  
13 pealed.

14 (3) Section 1035 (113 Stat. 753), as amended  
15 by section 1211 of the Floyd D. Spence National  
16 Defense Authorization Act for Fiscal Year 2001 (as  
17 enacted into law by Public Law 106–398; 114 Stat.  
18 1654A–325), is repealed.

19 (k) FISCAL YEAR 1998.—The National Defense Au-  
20 thorization Act for Fiscal Year 1998 (Public Law 105–  
21 85) is amended as follows:

22 (1) Section 349 (10 U.S.C. 2702 note) is  
23 amended by striking subsection (e).

24 (2) Section 743 (111 Stat. 1817) is amended  
25 by striking subsection (f).

1 (l) FISCAL YEAR 1997.—Section 218 of the National  
2 Defense Authorization Act for Fiscal Year 1997 (Public  
3 Law 104–201; 110 Stat. 2455) is repealed.

4 (m) FISCAL YEARS 1992 AND 1993.—Section 2868  
5 of the National Defense Authorization Act for Fiscal  
6 Years 1992 and 1993 (10 U.S.C. 2802 note) is repealed.

7 (n) FISCAL YEAR 1991.—Section 831 of the National  
8 Defense Authorization Act for Fiscal Year 1991 (10  
9 U.S.C. 2302 note) is amended—

10 (1) by striking subsection (l); and

11 (2) by redesignating subsection (m) as sub-  
12 section (1).

13 **SEC. 1063. REPEAL OF REPORTING REQUIREMENTS UNDER**  
14 **OTHER LAWS.**

15 (a) TITLE 37.—Section 402a of title 37, United  
16 States Code, is amended—

17 (1) by striking subsection (f); and

18 (2) by redesignating subsections (g) and (h) as  
19 subsections (f) and (g), respectively.

20 (b) TITLE 38.—Section 3020 of title 38, United  
21 States Code, is amended—

22 (1) by striking subsection (l); and

23 (2) by redesignating subsection (m) as sub-  
24 section (1).

1 (c) NATIONAL AND COMMUNITY SERVICE ACT OF  
2 1990.—Section 172 of the National and Community Serv-  
3 ice Act of 1990 (42 U.S.C. 12632) is amended by striking  
4 subsection (c).

5 **SEC. 1064. MODIFICATION OF REPORTING REQUIREMENTS**  
6 **UNDER TITLE 10, UNITED STATES CODE.**

7 Title 10, United States Code, is amended as follows:

8 (1) Section 113(j) is amended—

9 (A) in paragraph (1)—

10 (i) by striking subparagraphs (A) and  
11 (C);

12 (ii) by redesignating subparagraph  
13 (B) as subparagraph (A); and

14 (iii) by inserting after subparagraph  
15 (A), as redesignated by clause (ii), the fol-  
16 lowing new subparagraph (B):

17 “(B) The amount of direct and indirect support  
18 for the stationing of United States forces provided  
19 by each host nation.”;

20 (B) by striking paragraph (2); and

21 (C) by redesignating paragraph (3) as  
22 paragraph (2).

23 (2) Section 116 is amended—

24 (A) by redesignating subsection (b) as sub-  
25 section (c); and

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

3 “(b) The Secretary may submit the report required  
4 by subsection (a) by including the materials required in  
5 the report as an exhibit to the defense authorization re-  
6 quest submitted pursuant to section 113a of this title in  
7 the fiscal year concerned.”.

8 (3) Section 127b(f) is amended by striking  
9 “December 1” and inserting “February 1”.

10 (4)(A) Section 228 is amended—

11 (i) in subsection (a)—

12 (I) by striking “QUARTERLY RE-  
13 PORT.—” and inserting “BIANNUAL RE-  
14 PORT.—”;

15 (II) by striking “a quarterly report”  
16 and inserting “a biannual report”; and

17 (III) by striking “fiscal-year quarter”  
18 and inserting “two fiscal-year quarters”;

19 and

20 (ii) in subsection (c)—

21 (I) by striking “(1)”;

22 (II) by striking “a quarter of a fiscal  
23 year after the first quarter of that fiscal  
24 year” and inserting “the second two fiscal-  
25 year quarters of a fiscal year”;

1 (III) by striking “the first quarter of  
2 that fiscal year” and inserting “the first  
3 two fiscal-year quarters of that fiscal  
4 year”; and

5 (IV) by striking paragraph (2).

6 (B)(i) The heading of such section is amended  
7 to read as follows:

8 **“§ 228. Biannual reports on allocation of funds within**  
9 **operation and maintenance budget sub-**  
10 **activities”.**

11 (ii) The table of sections at the beginning of  
12 chapter 9 is amended by striking the item relating  
13 to section 228 and inserting the following new item:

“228. Biannual reports on allocation of funds within operation and maintenance  
budget subactivities.”.

14 (5) Subsection (f) of section 408 is amended to  
15 read as follows:

16 “(f) CONGRESSIONAL OVERSIGHT.—Whenever the  
17 Secretary of Defense provides assistance to a foreign na-  
18 tion under this section, the Secretary shall submit to the  
19 congressional defense committees a report on the assist-  
20 ance provided. Each such report shall identify the nation  
21 to which the assistance was provided and include a de-  
22 scription of the type and amount of the assistance pro-  
23 vided.”.

1 (6) Section 2482(d)(1) is amended by inserting  
2 “in the United States” after “commissary store”.

3 (7) Section 2608(e)(1) is amended—

4 (A) by striking “each quarter” and insert-  
5 ing “the second quarter and the fourth quar-  
6 ter”; and

7 (B) by striking “the preceding quarter”  
8 and inserting “the preceding two quarters”.

9 (8) Section 2645(d) is amended by striking  
10 “\$1,000,000” and inserting “\$10,000,000”.

11 (9) Section 2803(b) is amended by striking  
12 “21-day period” and inserting “seven-day period”.

13 (10) Section 9514(c) is amended by striking  
14 “\$1,000,000” and inserting “\$10,000,000”.

15 (11) Section 10543(c)(3) is amended by strik-  
16 ing “15 days” and inserting “90 days”.

17 **SEC. 1065. MODIFICATION OF REPORTING REQUIREMENTS**

18 **UNDER OTHER TITLES OF THE UNITED**

19 **STATES CODE.**

20 (a) TITLE 32.—Section 908(a) of title 32, United  
21 States Code, is amended by striking “After the end of each  
22 fiscal year,” and inserting “After the end of any fiscal  
23 year during which any assistance was provided or activi-  
24 ties were carried out under this chapter,”.

1 (b) TITLE 37.—Section 316a(f) of title 37, United  
2 States Code, is amended by striking “January 1, 2010”  
3 and inserting “April 1, 2012”.

4 **SEC. 1066. MODIFICATION OF REPORTING REQUIREMENTS**  
5 **UNDER ANNUAL DEFENSE AUTHORIZATION**  
6 **ACTS.**

7 (a) FISCAL YEAR 2010.—Section 121(e) of the Na-  
8 tional Defense Authorization Act for Fiscal Year 2010  
9 (Public Law 111–84; 123 Stat. 2212) is amended by strik-  
10 ing paragraph (5).

11 (b) FISCAL YEAR 2008.—The National Defense Au-  
12 thorization Act for Fiscal Year 2008 (Public Law 110–  
13 181) is amended as follows:

14 (1) Section 958 (122 Stat. 297) is amended—

15 (A) in subsection (a), by striking “annually  
16 thereafter” and inserting “by June 30 each  
17 year thereafter”; and

18 (B) in subsection (d), by striking “Decem-  
19 ber 31, 2013” and inserting “June 30, 2014”.

20 (2) Section 1107 (10 U.S.C. 2358 note) is  
21 amended—

22 (A) in subsection (d)—

23 (i) by striking “beginning with March  
24 1, 2008,”; and

1 (ii) by inserting “a report containing”  
2 after “to Congress”; and

3 (B) in subsection (e)—

4 (i) in paragraph (1), by striking “Not  
5 later than” and all that follows through  
6 “the information” and inserting “The Sec-  
7 retary shall include in each report under  
8 subsection (d) the information”; and

9 (ii) in paragraph (2), by striking  
10 “under this subsection” and inserting  
11 “under subsection (d)”.

12 (3) Section 1674(c) (122 Stat. 483) is amend-  
13 ed—

14 (A) by striking “After submission” and all  
15 the follows through “that patients,” and insert-  
16 ing “Patients,”; and

17 (B) by striking “have not been moved or  
18 disestablished until” and inserting “may not be  
19 moved or disestablished until the Secretary of  
20 Defense has certified to the congressional de-  
21 fense committees that”.

22 (c) FISCAL YEAR 2007.—Subsection (a) of section  
23 1104 of the John Warner National Defense Authorization  
24 Act for Fiscal Year 2007 (10 U.S.C. note prec. 711) is  
25 amended to read as follows:

1           “(a) REPORTS ON DETAILS AND FELLOWSHIPS OF  
2 LONG DURATION.—Whenever a member of the Armed  
3 Forces or a civilian employee of the Department of De-  
4 fense serves continuously in the Legislative Branch for  
5 more than 12 consecutive months in one or a combination  
6 of covered legislative details or fellowships, the Secretary  
7 of Defense shall submit to the congressional defense com-  
8 mittees, within 90 days, and quarterly thereafter for as  
9 long as the service continues, a report on the service of  
10 the member or employee.”.

11           (d) FISCAL YEAR 2001.—Section 1308(e) of the  
12 Floyd D. Spence National Defense Authorization Act for  
13 Fiscal Year 2001 (22 U.S.C. 5959(c)) is amended—

14                   (1) by striking paragraph (7); and

15                   (2) by redesignating paragraph (8) as para-  
16 graph (7).

17           (e) FISCAL YEAR 2000.—The National Defense Au-  
18 thorization Act for Fiscal Year 2000 (Public Law 106–  
19 65) is amended as follows:

20                   (1) Section 1202(b)(11) (10 U.S.C. 113 note)  
21 is amended by adding at the end the following new  
22 subparagraph:

23                           “(G) The Secretary’s certification whether  
24 or not any military-to-military exchange or con-

1           tact was conducted during the period covered  
2           by the report in violation of section 1201(a).”.

3           (2) Section 1201 (10 U.S.C. 168 note) is  
4           amended by striking subsection (d).

5 **SEC. 1067. MODIFICATION OF REPORTING REQUIREMENTS**  
6                                   **UNDER OTHER LAWS.**

7           (a) **SMALL BUSINESS ACT.**—Section 9 of the Small  
8 Business Act (15 U.S.C. 638) is amended—

9                           (1) in subsection (b)(7), by inserting “and in-  
10           cluding an accounting of funds, initiatives, and out-  
11           comes under the Commercialization Pilot Program”  
12           after “and (o)(15),”; and

13                          (2) in subsection (y), by striking paragraph (5).

14           (b) **IMPLEMENTING RECOMMENDATIONS OF THE 9/**  
15 **11 COMMISSION ACT OF 2007.**—Section 1821(b)(2) of the  
16 Implementing Recommendations of the 9/11 Commission  
17 Act of 2007 (50 U.S.C. 2911(b)(2)) is amended in the  
18 first sentence by striking “of each year” and inserting “of  
19 each even-numbered year”.

20                                   **Subtitle H—Studies and Reports**

21 **SEC. 1068. TRANSMISSION OF REPORTS IN ELECTRONIC**  
22                                   **FORMAT.**

23           Section 122a(a) of title 10, United States Code, is  
24           amended by striking “made available” and all that follows

1 through the period and inserting the following new para-  
2 graphs:

3           “(1) made available to the public, upon request  
4           submitted on or after the date on which such report  
5           is submitted to Congress, through the Office of the  
6           Assistant Secretary of Defense for Public Affairs;  
7           and

8           “(2) to the maximum extent practicable, trans-  
9           mitted in an electronic format.”.

10 **SEC. 1069. MODIFICATIONS TO ANNUAL AIRCRAFT PRO-**  
11 **CUREMENT PLAN.**

12           (a) IN GENERAL.—Section 231a of title 10, United  
13 States Code, is amended—

14           (1) in subsection (a)—

15           (A) in the matter preceding paragraph

16           (1)—

17           (i) by striking “The Secretary” and  
18           inserting “Not later than 45 days after the  
19           date on which the President submits to  
20           Congress the budget for a fiscal year”; and

21           (ii) by striking “include with the de-  
22           fense budget materials for each fiscal  
23           year” and insert “submit to the congres-  
24           sional defense committees”; and

1 (B) in paragraph (1), by inserting “, the  
2 Department of the Army,” after “Navy”;

3 (2) in subsection (b)—

4 (A) in paragraph (4), by striking “Stra-  
5 tegic” and inserting “Intertheater”;

6 (B) by redesignating paragraph (8) as  
7 paragraph (11); and

8 (C) by inserting after paragraph (7) the  
9 following new paragraphs:

10 “(8) Remotely piloted aircraft.

11 “(9) Rotary-wing aircraft.

12 “(10) Operational support and executive lift  
13 aircraft.”;

14 (3) in subsection (c)—

15 (A) in paragraph (1), by striking “national  
16 security strategy of the United States” and in-  
17 serting “national military strategy of the  
18 United States”; and

19 (B) in paragraph (2)—

20 (i) in subparagraph (A), by inserting  
21 “, the Department of the Army,” after  
22 “Navy”;

23 (ii) in subparagraph (B), by striking  
24 “national security strategy of the United

1 States” and inserting “national military  
2 strategy of the United States”;

3 (iii) in subparagraph (C)—

4 (I) by inserting “investment” be-  
5 fore “funding”;

6 (II) by striking “the program”  
7 and inserting “each aircraft pro-  
8 gram”;

9 (III) by inserting before the pe-  
10 riod at the end the following: “, set  
11 forth in aggregate for the Department  
12 of Defense and in aggregate for each  
13 military department”;

14 (iv) by redesignating subparagraph  
15 (D) as subparagraph (F);

16 (v) by inserting after subparagraph  
17 (C) the following new subparagraphs:

18 “(D) The estimated level of annual funding  
19 necessary to operate, maintain, sustain, and support  
20 each aircraft program throughout the life-cycle of  
21 the program, set forth in aggregate for the Depart-  
22 ment of Defense and in aggregate for each military  
23 department.

24 “(E) For each of the cost estimates required by  
25 subparagraphs (C) and (D)—

1           “(i) a description of whether the cost esti-  
2           mate is derived from the cost estimate position  
3           of the military department or derived from the  
4           cost estimate position of the Cost Analysis and  
5           Program Evaluation office of the Secretary of  
6           Defense;

7           “(ii) if the cost estimate position of the  
8           military department and the cost estimate posi-  
9           tion of the Cost Analysis and Program Evalua-  
10          tion office differ by more than .5 percent for  
11          any aircraft program, an annotated cost esti-  
12          mate difference and sufficient rationale to ex-  
13          plain the difference; and

14          “(iii) the confidence or certainty level asso-  
15          ciated with the cost estimate for each aircraft  
16          program.”.

17                 (vi) in subparagraph (F), as redesign-  
18                 nated by clause (iv), by inserting “, the  
19                 Department of the Army,” after “Navy”;

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

22                 “(3) For any cost estimate required by paragraph  
23                 (2)(C) or (D), for any aircraft program for which the Sec-  
24                 retary is required to include in a report under section  
25                 2432 of this title, the source of the cost information used

1 to prepare the annual aircraft plan, shall be sourced from  
2 the Selected Acquisition Report data that the Secretary  
3 plans to submit to the congressional defense committees  
4 in accordance with subsection (f) of that section for the  
5 year for which the annual aircraft plan is prepared.

6 “(4) The annual aircraft procurement plan shall be  
7 submitted in unclassified form and shall contain a classi-  
8 fied annex.”;

9 (4) in subsection (d), by inserting “, the De-  
10 partment of the Army,” after “Navy”;

11 (5) by redesignating subsection (e) as sub-  
12 section (f);

13 (6) by inserting after subsection (d) the fol-  
14 lowing new subsection (e):

15 “(e) ANNUAL REPORT ON AIRCRAFT INVENTORY.—

16 (1) As part of the annual plan and certification required  
17 to be submitted under this section, the Secretary shall in-  
18 clude a report on the aircraft in the inventory of the De-  
19 partment of Defense. Each such report shall include the  
20 following, for the year covered by the report:

21 “(A) The total number of aircraft in the inven-  
22 tory.

23 “(B) The total number of the aircraft in the in-  
24 ventory that are active, stated in the following cat-  
25 egories (with appropriate subcategories for mission

1 aircraft, training aircraft, dedicated test aircraft,  
2 and other aircraft):

3 “(i) Primary aircraft.

4 “(ii) Backup aircraft.

5 “(iii) Attrition and reconstitution reserve  
6 aircraft.

7 “(C) The total number of the aircraft in the in-  
8 ventory that are inactive, stated in the following cat-  
9 egories:

10 “(i) Bailment aircraft.

11 “(ii) Drone aircraft.

12 “(iii) Aircraft for sale or other transfer to  
13 foreign governments.

14 “(iv) Leased or loaned aircraft.

15 “(v) Aircraft for maintenance training.

16 “(vi) Aircraft for reclamation.

17 “(vii) Aircraft in storage.

18 “(D) The aircraft inventory requirements ap-  
19 proved by the Joint Chiefs of Staff.

20 “(2) Each report submitted under this subsection  
21 shall set forth each item described in paragraph (1) sepa-  
22 rately for the regular component of each armed force and  
23 for each reserve component of each armed force and, for  
24 each such component, shall set forth each type, model, and  
25 series of aircraft provided for in the future-years defense

1 program that covers the fiscal year for which the budget  
2 accompanying the plan, certification and report is sub-  
3 mitted.”; and

4 (7) in subsection (f), as redesignated by para-  
5 graph 5, by striking paragraph (2) and redesign-  
6 ating paragraph (3) as paragraph (2).

7 (b) SECTION HEADING.—The heading for such sec-  
8 tion is amended to read as follows:

9 **“§ 231a. Budgeting for life-cycle cost of aircraft for**  
10 **the Navy, Army, and Air Force: annual**  
11 **plan and certification”.**

12 (c) CLERICAL AMENDMENT.—The item relating to  
13 section 231a in the table of sections at the beginning of  
14 chapter 9 of title 10, United States Code, is amended to  
15 read as follows:

“231a. Budgeting for life-cycle cost of aircraft for the Navy, Army, and Air  
Force: annual plan and certification.”.

16 **SEC. 1070. CHANGE OF DEADLINE FOR ANNUAL REPORT TO**  
17 **CONGRESS ON NATIONAL GUARD AND RE-**  
18 **SERVE COMPONENT EQUIPMENT.**

19 Section 10541(a) of title 10, United States Code, is  
20 amended by striking “February 15” and inserting “March  
21 15”.

1 **SEC. 1071. REPORT ON NUCLEAR ASPIRATIONS OF NON-**  
2 **STATE ENTITIES, NUCLEAR WEAPONS, AND**  
3 **RELATED PROGRAMS IN NON-NUCLEAR**  
4 **WEAPONS STATES AND COUNTRIES NOT PAR-**  
5 **TIES TO THE NUCLEAR NON-PROLIFERATION**  
6 **TREATY, AND CERTAIN FOREIGN PERSONS.**

7 Section 1055(a) of the National Defense Authoriza-  
8 tion Act for Fiscal Year 2010 (Public Law 111–84; 50  
9 U.S.C. 2371(a)) is amended, in the matter preceding  
10 paragraph (1)—

11 (1) by striking “and the Permanent” and in-  
12 serting “the Permanent”; and

13 (2) by inserting before “a report” the following:  
14 “, the Committee on Foreign Relations of the Sen-  
15 ate, and the Committee on Foreign Affairs of the  
16 House of Representatives”.

17 **SEC. 1072. IMPLEMENTATION PLAN FOR WHOLE-OF-GOV-**  
18 **ERNMENT VISION PRESCRIBED IN THE NA-**  
19 **TIONAL SECURITY STRATEGY.**

20 (a) IMPLEMENTATION PLAN.—Not later than 270  
21 days after the date of the enactment of this Act, the Presi-  
22 dent shall submit to the appropriate congressional com-  
23 mittees an implementation plan for achieving the whole-  
24 of-government integration vision prescribed in the Presi-  
25 dent’s National Security Strategy of May 2010. The im-  
26 plementation plan shall include—

1           (1) a description of ongoing and future actions  
2           planned to be taken by the President and the Execu-  
3           tive agencies to implement organizational changes,  
4           programs, and any other efforts to achieve each  
5           component of the whole-of-government vision pre-  
6           scribed in the National Security Strategy;

7           (2) a timeline for specific actions taken and  
8           planned to be taken by the President and the Execu-  
9           tive agencies to implement each component of the  
10          whole-of-government vision prescribed in the Na-  
11          tional Security Strategy;

12          (3) an outline of specific actions desired or re-  
13          quired to be taken by Congress to achieve each com-  
14          ponent of the whole-of-government vision prescribed  
15          in the National Security Strategy, including sug-  
16          gested timing and sequencing of actions proposed for  
17          Congress and the Executive agencies;

18          (4) any progress made and challenges or obsta-  
19          cles encountered since May 2010 in implementing  
20          each component of the whole-of-government vision  
21          prescribed in the National Security Strategy; and

22          (5) such other information as the President de-  
23          termines is necessary to understand progress in im-  
24          plementing each component of the whole-of-govern-

1           ment vision prescribed in the National Security  
2           Strategy.

3           (b) ANNUAL UPDATES.—Not later than December 1  
4 of each subsequent year that the National Security Strat-  
5 egy of May 2010 remains the policy of the President, the  
6 President shall submit to the appropriate congressional  
7 committees an update of the implementation plan required  
8 under subsection (a). Each such update shall include an  
9 explanation of—

10           (1) any progress made and challenges or obsta-  
11           cles encountered in implementing each component of  
12           the whole-of-government vision prescribed in the Na-  
13           tional Security Strategy since the submission of the  
14           implementation plan or most recent update; and

15           (2) any modifications to the implementation  
16           plan.

17           (c) DEFINITIONS.—In this section:

18           (1) The term “appropriate congressional com-  
19           mittees” means—

20                   (A) the congressional defense committees;

21                   (B) the Committee on Foreign Relations,  
22           Select Committee on Intelligence, Committee on  
23           Homeland Security and Government Affairs,  
24           Committee on the Budget, Committee on the

1           Judiciary, and Committee on Appropriations in  
2           the Senate; and

3                   (C) the Committee on Foreign Affairs,  
4           Permanent Select Committee on Intelligence,  
5           Committee on Homeland Security, Committee  
6           on the Budget, Committee on the Judiciary,  
7           Committee on Oversight and Government Re-  
8           form, and Committee on Appropriations in the  
9           House of Representatives.

10           (2) The term “Executive agency” has the  
11           meaning given that term by section 105 of title 5,  
12           United States Code.

13 **SEC. 1073. REPORTS ON RESOLUTION RESTRICTIONS ON**  
14                   **THE COMMERCIAL SALE OR DISSEMINATION**  
15                   **OF ELETRO-OPTICAL IMAGERY COLLECTED**  
16                   **BY SATELLITES.**

17           (a) SECRETARY OF COMMERCE REPORT.—

18                   (1) REPORT REQUIRED.—Not later than April  
19           15, 2012, the Secretary of Commerce shall submit  
20           to Congress a report setting forth the results of a  
21           comprehensive review of current restrictions on the  
22           resolution of electro-optical (EO) imagery collected  
23           from satellites that commercial companies may sell  
24           or disseminate. The report shall include such rec-  
25           ommendations for legislative or administrative action

1 as the Secretary considers appropriate in light of the  
2 results of the review.

3 (2) CONSIDERATIONS.—In conducting the re-  
4 view required for purposes of the report under para-  
5 graph (1), the Secretary shall take into consider-  
6 ation the following:

7 (A) Increases in sales of commercial sat-  
8 ellite imagery that would result from a relax-  
9 ation of resolution restrictions, and the ensuing  
10 benefit to the United States Government, com-  
11 merce, and academia from an expanding market  
12 in satellite imagery.

13 (B) Current and anticipated deployments  
14 of satellites built in foreign countries that can  
15 or will be able to collect imagery at a resolution  
16 greater than .5 meter resolution, and the sale  
17 or dissemination of such imagery.

18 (C) The lead-time involved in securing fi-  
19 nancing, designing, building, and launching the  
20 new satellite imagery collection capabilities that  
21 would be required to enable United States com-  
22 mercial satellite companies to match current  
23 and anticipated foreign satellite imagery collec-  
24 tion capabilities.

1           (D) Inconsistencies between the current  
2 resolution restrictions on the sale or dissemina-  
3 tion of imagery collected by United States com-  
4 mercial companies, the availability of higher  
5 resolution imagery from foreign sources, and  
6 the National Space Policy of the United States,  
7 released by the President on June 28, 2010.

8           (E) The lack of restrictions on the sale or  
9 dissemination of high-resolution imagery col-  
10 lected by aircraft.

11 (b) INTELLIGENCE ASSESSMENT.—

12           (1) ASSESSMENT REQUIRED.—Not later than  
13 60 days after the date of the enactment of this Act,  
14 the Director of National Intelligence and the Under  
15 Secretary of Defense for Intelligence shall jointly  
16 submit to the appropriate committees of Congress a  
17 report setting forth an assessment of the benefits  
18 and risks of relaxing current resolution restrictions  
19 on the electro-optical imagery from satellites that  
20 commercial United States companies may sell or dis-  
21 seminate, together with recommendations for means  
22 of protecting national security related information in  
23 the event of the relaxation of such resolution restric-  
24 tions.



1 at certain test ranges to increase that rate of  
2 progress.

3 (b) APPROPRIATE COMMITTEES OF CONGRESS DE-  
4 FINED.—In this section, the term “appropriate commit-  
5 tees of Congress” means—

6 (1) the Committee on Armed Services, the  
7 Committee on Commerce, Science, and Transpor-  
8 tation, and the Committee on Appropriations of the  
9 Senate; and

10 (2) the Committee on Armed Services, the  
11 Committee on Transportation and Infrastructure,  
12 the Committee on Science, Space, and Technology,  
13 and the Committee on Appropriations of the House  
14 of Representatives.

15 **SEC. 1075. REPORT ON FEASIBILITY OF USING UNMANNED**  
16 **AERIAL SYSTEMS TO PERFORM AIRBORNE IN-**  
17 **SPECTION OF NAVIGATIONAL AIDS IN FOR-**  
18 **EIGN AIRSPACE.**

19 Not later than 90 days after the date of the enact-  
20 ment of this Act, the Secretary of the Air Force shall sub-  
21 mit to the congressional defense committees a report on  
22 the feasibility of using unmanned aerial systems to per-  
23 form airborne flight inspection of electronic signals-in-  
24 space from ground-based navigational aids that support  
25 aircraft departure, en route, and arrival flight procedures

1 in foreign airspace in support of United States military  
2 operations.

3 **SEC. 1076. COMPTROLLER GENERAL REVIEW OF MEDICAL**  
4 **RESEARCH AND DEVELOPMENT RELATING**  
5 **TO IMPROVED COMBAT CASUALTY CARE.**

6 (a) **STUDY REQUIRED.**—The Comptroller General of  
7 the United States shall conduct a review of Department  
8 of Defense programs and organizations related to, and  
9 resourcing of, medical research and development in sup-  
10 port of improved combat casualty care designed to save  
11 lives on the battlefield.

12 (b) **REPORT.**—Not later than January 1, 2013, the  
13 Comptroller General shall submit to the congressional de-  
14 fense committees a report on the review conducted under  
15 subsection (a), including the following elements:

16 (1) A description of current medical combat  
17 casualty care research and development programs  
18 throughout the Department of Defense, including  
19 basic and applied medical research, technology devel-  
20 opment, and clinical research.

21 (2) An identification of organizational elements  
22 within the Department that have responsibility for  
23 planning and oversight of combat casualty care re-  
24 search and development.

1           (3) A description of the means by which the  
2 Department applies combat casualty care research  
3 findings, including development of new medical de-  
4 vices, to improve battlefield care.

5           (4) An assessment of the adequacy of the co-  
6 ordination by the Department of planning for com-  
7 bat casualty care medical research and development  
8 and whether or not the Department has a coordi-  
9 nated combat casualty care research and develop-  
10 ment strategy.

11          (5) An assessment of the adequacy of resources  
12 provided for combat casualty care research and de-  
13 velopment across the Department.

14          (6) An assessment of the programmatic, organi-  
15 zational, and resource challenges and gaps faced by  
16 the Department in optimizing investments in combat  
17 casualty care medical research and development in  
18 order to save lives on the battlefield.

19          (7) The extent to which the Department utilizes  
20 expertise from experts and entities outside the De-  
21 partment with expertise in combat casualty care  
22 medical research and development.

23          (8) An assessment of the challenges faced in  
24 rapidly applying research findings and technology  
25 developments to improved battlefield care.

1 (9) Recommendations regarding—

2 (A) the need for a coordinated combat cas-  
3 ualty care medical research and development  
4 strategy;

5 (B) organizational obstacles or realign-  
6 ments to improve effectiveness of combat cas-  
7 ualty care medical research and development;  
8 and

9 (C) adequacy of resource support.

10 **SEC. 1077. REPORTS TO CONGRESS ON THE MODIFICATION**  
11 **OF THE FORCE STRUCTURE FOR THE STRA-**  
12 **TEGIC NUCLEAR WEAPONS DELIVERY SYS-**  
13 **TEMS OF THE UNITED STATES.**

14 Whenever after the date of the enactment of this Act  
15 the President proposes a modification of the force struc-  
16 ture for the strategic nuclear weapons delivery systems of  
17 the United States, the President shall submit to Congress  
18 a report on the modification. The report shall include a  
19 description of the manner in which such modification will  
20 maintain for the United States a range of strategic nu-  
21 clear weapons delivery systems appropriate for the current  
22 and anticipated threats faced by the United States when  
23 compared with the current force structure of strategic nu-  
24 clear weapons delivery systems.

1 **SEC. 1078. COMPTROLLER GENERAL OF THE UNITED**  
2 **STATES REPORTS ON THE MAJOR AUTO-**  
3 **MATED INFORMATION SYSTEM PROGRAMS**  
4 **OF THE DEPARTMENT OF DEFENSE.**

5 (a) ASSESSMENT REPORTS REQUIRED.—

6 (1) IN GENERAL.—Not later than March 30 of  
7 each year from 2013 through 2018, the Comptroller  
8 General of the United States shall submit to the ap-  
9 propriate committees of Congress a report setting  
10 forth an assessment of the performance of the major  
11 automated information system programs of the De-  
12 partment of Defense.

13 (2) ELEMENTS.—Each report under subsection  
14 (a) shall include the following:

15 (A) An assessment by the Comptroller  
16 General of the cost, schedule, and performance  
17 of a representative variety of major automated  
18 information system programs selected by the  
19 Comptroller General for purposes of such re-  
20 port.

21 (B) An assessment by the Comptroller  
22 General of the level of risk associated with the  
23 programs selected under subparagraph (A) for  
24 purposes of such report, and a description of  
25 the actions taken by the Department to manage  
26 or reduce such risk.

1           (C) An assessment by the Comptroller  
2           General of the extent to which the programs se-  
3           lected under subparagraph (A) for purposes of  
4           such report employ best practices for the acqui-  
5           sition of information technology systems, as  
6           identified by the Comptroller General, the De-  
7           fense Science Board, and the Department.

8           (b) PRELIMINARY REPORT.—

9           (1) IN GENERAL.—Not later than September  
10          30, 2012, the Comptroller General shall submit to  
11          the appropriate committees of Congress a report set-  
12          ting forth the following:

13                 (A) The metrics to be used by the Comp-  
14                 troller General for the reports submitted under  
15                 subsection (a).

16                 (B) A preliminary assessment on the mat-  
17                 ters set forth under subsection (a)(2).

18           (2) BRIEFINGS.—In developing metrics for pur-  
19          poses of the report required by paragraph (1)(A),  
20          the Comptroller General shall provide the appro-  
21          priate committees of Congress with periodic brief-  
22          ings on the development of such metrics.

23           (c) DEFINITIONS.—In this section:

24                 (1) The term “appropriate committees of Con-  
25                 gress” means—

1 (A) the Committee on Armed Services, the  
2 Committee on Homeland Security and Govern-  
3 mental Affairs, and the Committee on Appro-  
4 priations of the Senate; and

5 (B) the Committee on Armed Services, the  
6 Committee on Oversight and Government Re-  
7 form, and the Committee on Appropriations of  
8 the House of Representatives.

9 (2) The term “major automated information  
10 system program” has the meaning given that term  
11 in section 2445a of title 10, United States Code.

12 **SEC. 1079. REPORT ON DEFENSE DEPARTMENT ANALYTIC**  
13 **CAPABILITIES REGARDING FOREIGN BAL-**  
14 **LISTIC MISSILE THREATS.**

15 (a) REPORT REQUIRED.—Not later than 180 days  
16 after the date of enactment of this Act, the Secretary of  
17 Defense shall submit to the congressional defense commit-  
18 tees a report on the analytic capabilities of the Depart-  
19 ment of Defense regarding threats from foreign ballistic  
20 missiles of all ranges.

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

23 (1) A description of the current capabilities of  
24 the Department of Defense to analyze threats from  
25 foreign ballistic missiles of all ranges, including the

1 degree of coordination among the relevant analytic  
2 elements of the Department.

3 (2) A description of any current or foreseeable  
4 gaps in the analytic capabilities of the Department  
5 regarding threats from foreign ballistic missiles of  
6 all ranges.

7 (3) A plan to address any gaps identified pur-  
8 suant to paragraph (2) during the 5-year period be-  
9 ginning on the date of the report.

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

13 **SEC. 1080. REPORT ON APPROVAL AND IMPLEMENTATION**  
14 **OF AIR SEA BATTLE CONCEPT.**

15 (a) REPORT REQUIRED.—Not later than 180 days  
16 after the date of the enactment of this Act, the Secretary  
17 of Defense shall submit to Congress a report on the ap-  
18 proved Air Sea Battle Concept, as required by the 2010  
19 Quadrennial Defense Review Report, and a plan for the  
20 implementation of the concept.

21 (b) ELEMENTS.—The report required by subsection  
22 (a) shall include, at a minimum, the following:

23 (1) A description of the approved Air Sea Bat-  
24 tle Concept.

25 (2) An identification and assessment of—

1 (A) the materiel solutions required to em-  
2 ploy the concept in support of approved oper-  
3 ational plans and contingency plans; and

4 (B) the risks to approved operational plans  
5 and contingency plans resulting from unfulfilled  
6 materiel solutions identified pursuant to sub-  
7 paragraph (A).

8 (3) A summary of the implementation plan, in-  
9 cluding—

10 (A) an assessment of the risks to imple-  
11 mentation of the approved concept within the  
12 current and programmed force structure, capa-  
13 bilities, and capacity;

14 (B) a description of the criteria that will  
15 be used to measure progress toward full imple-  
16 mentation of the concept; and

17 (C) a timeline for implementation of the  
18 concept.

19 (4) A description and assessment of how cur-  
20 rent research, development, and acquisition priorities  
21 in the program of record deliver or fail to deliver the  
22 materiel solutions identified pursuant to paragraph  
23 (2)(A).

24 (5) An identification, in order of priority, of the  
25 five most critical materiel solutions identified pursu-

1 ant to paragraph (2)(A) requiring increased or sus-  
2 tained investment for the implementation of the Air  
3 Sea Battle Concept.

4 (6) An identification, in order of priority, of  
5 how the Department will offset the increased costs  
6 required by implementation of the Air Sea Battle  
7 Concept, including an explanation of what force  
8 structure, capabilities, and programs will be reduced  
9 and how potentially increased risks based on those  
10 reductions will be managed relative to other stra-  
11 tegic requirements.

12 (7) A list of any new organization required to  
13 implement the concept, including an explanation of  
14 the function of each organization and why such  
15 functions cannot be assigned to existing organiza-  
16 tions.

17 (8) A description and assessment of the esti-  
18 mated incremental increases in costs, including the  
19 cost of any new organization identified pursuant to  
20 paragraph (7), and savings from implementing the  
21 Air Sea Battle Concept, including the most signifi-  
22 cant reasons for those increased costs and savings.

23 (9) A description and assessment of the con-  
24 tributions required from allies and other inter-  
25 national partners, including the identification and

1 plans for management of related risks, in order to  
2 implement the Air Sea Battle Concept.

3 (10) Such other matters relating to the develop-  
4 ment and implementation of the Air Sea Battle Con-  
5 cept as the Secretary considers appropriate.

6 (c) FORM.—The report required by subsection (a)  
7 shall be submitted in both unclassified and classified form.

8 **SEC. 1080A. REPORT ON COSTS OF UNITS OF THE RESERVE**  
9 **COMPONENTS AND THE ACTIVE COMPO-**  
10 **NENTS OF THE ARMED FORCES.**

11 (a) REPORT REQUIRED.—

12 (1) IN GENERAL.—Not later than 180 days  
13 after the date of the enactment of this Act, the Sec-  
14 retary of Defense shall submit to the congressional  
15 defense committees a report setting forth an analysis  
16 of the costs of a sample of deployable units of the  
17 active components of the Armed Forces and the  
18 costs of a sample of similar deployable units of the  
19 reserve components of the Armed Forces.

20 (2) SIMILAR UNITS.—For purposes of this sub-  
21 section, units of the active components and reserve  
22 components shall be treated as similar if such units  
23 have the same table of organization and equipment  
24 or, as applicable, the same size, structure, personnel,  
25 or deployed mission.

1 (b) ASSESSMENT OF RESERVE COMPONENT FORCE  
2 STRUCTURE AND END STRENGTHS IN TOTAL FORCE  
3 STRUCTURE.—The Secretary shall include in the report  
4 required by subsection (a) the following:

5 (1) An assessment of the advisability of retain-  
6 ing, decreasing, or increasing the number and capa-  
7 bility mix of units and end strengths of the reserve  
8 components of the Armed Forces within the total  
9 force structure of the Armed Forces.

10 (2) The current and most likely anticipated de-  
11 mands for military capabilities in support of the Na-  
12 tional Military Strategy, including the capability and  
13 deployment timeline requirements of the contingency  
14 plans of the combatant commands.

15 (3) Authorities available to access the reserve  
16 components of the Armed Forces for Federal mis-  
17 sions.

18 (4) Personnel, equipment, and training readi-  
19 ness, and the cost to sustain, mobilize, achieve re-  
20 quired pre-deployment readiness levels, and deploy  
21 active component units and reserve component units.

22 (5) Such other matters as the Secretary con-  
23 siders appropriate.

24 (c) COMPTROLLER GENERAL REPORT.—Not later  
25 than 180 days after the date of the submittal of the report

1 required by subsection (a), the Comptroller General of the  
2 United States shall submit to the congressional defense  
3 committees the Comptroller General's evaluation of the re-  
4 port of the Secretary under subsection (a).

5 **Subtitle I—Miscellaneous**  
6 **Authorities and Limitations**

7 **SEC. 1081. AUTHORITY FOR ASSIGNMENT OF CIVILIAN EM-**  
8 **PLOYEES OF THE DEPARTMENT OF DEFENSE**  
9 **AS ADVISORS TO FOREIGN MINISTRIES OF**  
10 **DEFENSE.**

11 (a) **AUTHORITY.**—The Secretary of Defense may,  
12 with the concurrence of the Secretary of State, carry out  
13 a program to assign civilian employees of the Department  
14 of Defense as advisors to the ministries of defense (or se-  
15 curity agencies serving a similar defense function) of for-  
16 eign countries in order to—

17 (1) provide institutional, ministerial-level advice,  
18 and other training to personnel of the ministry to  
19 which assigned in support of stabilization or post-  
20 conflict activities; or

21 (2) assist such ministry in building core institu-  
22 tional capacity, competencies, and capabilities to  
23 manage defense-related processes.

24 (b) **TERMINATION OF AUTHORITY.**—

1           (1) IN GENERAL.—The authority of the Sec-  
2           retary of Defense to assign civilian employees under  
3           the program under subsection (a) terminates at the  
4           close of September 30, 2014.

5           (2) CONTINUATION OF ASSIGNMENTS.—Any as-  
6           signment of a civilian employee under subsection (a)  
7           before the date specified in paragraph (1) may con-  
8           tinue after that date, but only using funds available  
9           for fiscal year 2012, 2013, or 2014.

10          (c) ANNUAL REPORT.—Not later than December 30  
11         each year through 2014, the Secretary of Defense shall  
12         submit to the Committees on Armed Services and Foreign  
13         Relations of the Senate and the Committees on Armed  
14         Services and Foreign Affairs of the House of Representa-  
15         tives a report on activities under the program under sub-  
16         section (a) during the preceding fiscal year. Each report  
17         shall include, for the fiscal year covered by such report,  
18         the following:

19                 (1) A list of the defense ministries to which ci-  
20                 vilian employees were assigned under the program.

21                 (2) A statement of the number of such employ-  
22                 ees so assigned.

23                 (3) A statement of the duration of the various  
24                 assignments of such employees.

1           (4) A brief description of the activities carried  
2 out such by such employees pursuant to such assign-  
3 ments.

4           (5) A description of the criteria used to select  
5 the defense ministries identified in paragraph (1)  
6 and the civilian employees so assigned.

7           (6) A statement of the cost of each such assign-  
8 ment.

9           (7) Recommendations, if any, about changes to  
10 the authority, including an assessment of whether  
11 expanding the program authority to include assign-  
12 ments to bilateral, regional, or multilateral inter-  
13 national security organizations would advance the  
14 national security interests of the United States.

15       (d) **COMPTROLLER GENERAL REPORT.**—Not later  
16 than December 30, 2013, the Comptroller General of the  
17 United States shall submit to the committees of Congress  
18 specified in subsection (c) a report setting forth an assess-  
19 ment of the effectiveness of the advisory services provided  
20 by civilian employees assigned under the program under  
21 subsection (a) as of the date of the report in meeting the  
22 purposes of the program.

1 **SEC. 1082. EXEMPTION FROM FREEDOM OF INFORMATION**  
2 **ACT FOR DATA FILES OF THE MILITARY**  
3 **FLIGHT OPERATIONS QUALITY ASSURANCE**  
4 **SYSTEMS OF THE MILITARY DEPARTMENTS.**

5 (a) EXEMPTION.—

6 (1) IN GENERAL.—Chapter 134 of title 10,  
7 United States Code, is amended by inserting after  
8 section 2254 the following new section:

9 **“§ 2254a. Data files of military flight operations qual-**  
10 **ity assurance systems: exemption from**  
11 **disclosure under Freedom of Information**  
12 **Act**

13 **“(a) AUTHORITY TO EXEMPT CERTAIN DATA FILES**  
14 **FROM DISCLOSURE UNDER FOIA.—**

15 **“(1) The Secretary of Defense may exempt in-**  
16 **formation contained in any data file of the military**  
17 **flight operations quality assurance system of a mili-**  
18 **tary department from disclosure under section**  
19 **552(b)(3) of title 5, upon a written determination**  
20 **that—**

21 **“(A) the information is sensitive informa-**  
22 **tion concerning military aircraft, units, or air-**  
23 **crew; and**

24 **“(B) the public interest consideration in**  
25 **the disclosure of such information does not out-**

1 weigh preventing the disclosure of such infor-  
2 mation.

3 “(2) In this section, the term ‘data file’ means  
4 a file of the military flight operations quality assur-  
5 ance (in this section referred to as ‘MFOQA’) sys-  
6 tem that contains information acquired or generated  
7 by the MFOQA system, including—

8 “(A) any data base containing raw  
9 MFOQA data; and

10 “(B) any analysis or report generated by  
11 the MFOQA system or which is derived from  
12 MFOQA data.

13 “(3) Information that is exempt under para-  
14 graph (1) from disclosure under section 552(b)(3) of  
15 title 5 shall be exempt from such disclosure even if  
16 such information is contained in a data file that is  
17 not exempt in its entirety from such disclosure.

18 “(4) The provisions of paragraph (1) may not  
19 be superseded except by a provision of law which is  
20 enacted after the date of the enactment of this sec-  
21 tion and which specifically cites and repeals or modi-  
22 fies those provisions.

23 “(b) REGULATIONS.—The Secretary of Defense shall  
24 prescribe regulations for the administration of this section.  
25 Such regulations shall ensure consistent application of the

1 authority in subsection (a) across the military depart-  
2 ments.

3 “(c) DELEGATION.—The Secretary of Defense may  
4 delegate the authority to make a determination under sub-  
5 section (a) to the Director of Administration and Manage-  
6 ment of the Department.

7 “(d) TRANSPARENCY.—Each determination of the  
8 Secretary, or the Secretary’s designee, under subsection  
9 (a) shall be made in writing and accompanied by a state-  
10 ment of the basis for the determination. All such deter-  
11 minations and statements of basis shall be available to the  
12 public, upon request, through the Office of the Director  
13 of Administration and Management.”.

14 (2) CLERICAL AMENDMENT.—The table of sec-  
15 tions at the beginning of subchapter II of such chap-  
16 ter is amended by inserting after the item relating  
17 to section 2254 the following new item:

“2254a. Data files of military flight operations quality assurance systems: ex-  
emption from disclosure under Freedom of Information Act.”.

18 (b) APPLICABILITY.—Section 2254a of title 10,  
19 United States Code, as added by subsection (a), shall  
20 apply to any information entered into any data file of the  
21 military flight operations quality assurance system before,  
22 on, or after the date of the enactment of this Act.

1 **SEC. 1083. LIMITATION ON PROCUREMENT AND FIELDING**  
2 **OF LIGHT ATTACK ARMED RECONNAISSANCE**  
3 **AIRCRAFT.**

4 (a) REPORT ON LIGHT ATTACK AND ARMED RECON-  
5 NAISSANCE MISSIONS.—

6 (1) REPORT REQUIRED.—The Secretary of De-  
7 fense shall submit to the congressional defense com-  
8 mittees a report containing the findings of a review  
9 carried out by the Secretary of the capability of the  
10 elements of the Department of Defense (including  
11 any office, agency, activity, or command described in  
12 section 111(b) of title 10, United States Code) that  
13 are responsible for conducting light attack and  
14 armed reconnaissance missions or fulfilling requests  
15 of partner nations for training in the conduct of  
16 such missions.

17 (2) MATTERS INCLUDED.—In conducting the  
18 review under paragraph (1), the Secretary shall—

19 (A) identify any gaps in the ability of the  
20 Department to conduct light attack and armed  
21 reconnaissance missions or to fulfill requests of  
22 partner nations for training in the conduct of  
23 such missions;

24 (B) identify any unnecessary duplication of  
25 efforts between the elements of the Department  
26 to procure or field aircraft to conduct light at-

1           tack and armed reconnaissance missions or to  
2           fulfill requests of partner nations to train in the  
3           conduct of such missions, including any  
4           planned—

5                     (i) developmental efforts;

6                     (ii) operational evaluations; or

7                     (iii) acquisition of such aircraft  
8           through procurement or lease; and

9           (C) include findings and recommendations  
10          the Secretary considers appropriate to address  
11          any gaps identified under subparagraph (A) or  
12          unnecessary duplication of efforts identified  
13          under subparagraph (B).

14          (b) **LIMITATION.**—None of the funds authorized to  
15          be appropriated by this Act or otherwise made available  
16          for fiscal year 2012 may be obligated or expended for the  
17          procurement or fielding of light attack armed reconnais-  
18          sance aircraft until the date that is 30 days after the date  
19          on which the Secretary submits the report required by  
20          subsection (a).

1 **SEC. 1084. PROHIBITION ON THE USE OF FUNDS FOR MAN-**  
2 **UFACTURING BEYOND LOW RATE INITIAL**  
3 **PRODUCTION AT CERTAIN PROTOTYPE INTE-**  
4 **GRATION FACILITIES.**

5 (a) PROHIBITION.—None of the funds authorized to  
6 be appropriated by this Act may be used for manufac-  
7 turing beyond low rate initial production at a prototype  
8 integration facility of any of the following components of  
9 the Army Research, Development, and Engineering Com-  
10 mand:

11 (1) The Armament Research, Development, and  
12 Engineering Center.

13 (2) The Aviation and Missile Research, Devel-  
14 opment, and Engineering Center.

15 (3) The Communications-Electronics Research,  
16 Development, and Engineering Center.

17 (4) The Tank Automotive Research, Develop-  
18 ment, and Engineering Center.

19 (b) WAIVER.—The Assistant Secretary of the Army  
20 for Acquisition, Logistics, and Technology may waive the  
21 prohibition under subsection (a) for a fiscal year if—

22 (1) the Assistant Secretary determines that the  
23 waiver is necessary—

24 (A) for reasons of national security; or

25 (B) to rapidly acquire equipment to re-  
26 spond to combat emergencies; and



1           (1) In section 167(j), by striking paragraph (6)  
2           and inserting the following new paragraph:

3           “(6) Military information support operations.”.

4           (2) Section 2011(d)(1) is amended by striking  
5           “psychological operations” and inserting “military  
6           information support operations”.

7   **SEC. 1087. TERMINATION OF REQUIREMENT FOR APPOINT-**  
8                           **MENT OF CIVILIAN MEMBERS OF NATIONAL**  
9                           **SECURITY EDUCATION BOARD BY AND WITH**  
10                          **THE ADVICE AND CONSENT OF THE SENATE.**

11          (a) **TERMINATION.**—Subsection (b)(7) of section 803  
12 of the David L. Boren National Security Education Act  
13 of 1991 (50 U.S.C. 1903) is amended by striking “by and  
14 with the advice and consent of the Senate,”.

15          (b) **TECHNICAL AMENDMENT.**—Subsection (c) of  
16 such section is amended by striking “subsection (b)(6)”  
17 and inserting “subsection (b)(7)”.

18   **SEC. 1088. SENSE OF CONGRESS ON APPLICATION OF MOR-**  
19                           **ATORIUM ON EARMARKS TO THIS ACT.**

20          It is the sense of Congress that the moratorium on  
21 congressionally-directed spending items in the Senate, and  
22 on congressional earmarks in the House of Representa-  
23 tives, should be fully enforced in this Act.

1 **SEC. 1089. TECHNICAL AMENDMENT.**

2 Section 382 of title 10, United States Code, is  
3 amended by striking “biological or chemical” each place  
4 it appears in subsections (a) and (b).

5 **SEC. 1090. CYBERSECURITY COLLABORATION BETWEEN**  
6 **THE DEPARTMENT OF DEFENSE AND THE DE-**  
7 **PARTMENT OF HOMELAND SECURITY.**

8 (a) INTERDEPARTMENTAL COLLABORATION.—

9 (1) IN GENERAL.—The Secretary of Defense  
10 and the Secretary of Homeland Security shall pro-  
11 vide personnel, equipment, and facilities in order to  
12 increase interdepartmental collaboration with respect  
13 to—

14 (A) strategic planning for the cybersecurity  
15 of the United States;

16 (B) mutual support for cybersecurity capa-  
17 bilities development; and

18 (C) synchronization of current operational  
19 cybersecurity mission activities.

20 (2) EFFICIENCIES.—The collaboration provided  
21 for under paragraph (1) shall be designed—

22 (A) to improve the efficiency and effective-  
23 ness of requirements formulation and requests  
24 for products, services, and technical assistance  
25 for, and coordination and performance assess-  
26 ment of, cybersecurity missions executed across

1 a variety of Department of Defense and De-  
2 partment of Homeland Security elements; and

3 (B) to leverage the expertise of each indi-  
4 vidual Department and to avoid duplicating,  
5 replicating, or aggregating unnecessarily the di-  
6 verse line organizations across technology devel-  
7 opments, operations, and customer support that  
8 collectively execute the cybersecurity mission of  
9 each Department.

10 (b) RESPONSIBILITIES.—

11 (1) DEPARTMENT OF HOMELAND SECURITY.—

12 The Secretary of Homeland Security shall identify  
13 and assign, in coordination with the Department of  
14 Defense, a Director of Cybersecurity Coordination  
15 within the Department of Homeland Security to un-  
16 dertake collaborative activities with the Department  
17 of Defense.

18 (2) DEPARTMENT OF DEFENSE.—The Sec-  
19 retary of Defense shall identify and assign, in co-  
20 ordination with the Department of Homeland Secu-  
21 rity, one or more officials within the Department of  
22 Defense to coordinate, oversee, and execute collabo-  
23 rative activities and the provision of cybersecurity  
24 support to the Department of Homeland Security.

1 **SEC. 1091. TREATMENT UNDER FREEDOM OF INFORMA-**  
2 **TION ACT OF CERTAIN DEPARTMENT OF DE-**  
3 **FENSE CRITICAL INFRASTRUCTURE SECU-**  
4 **RITY INFORMATION.**

5 (a) IN GENERAL.—Chapter 3 of title 10, United  
6 States Code, is amended by inserting after section 130d  
7 the following new section:

8 **“§ 130e. Treatment under Freedom of Information**  
9 **Act of critical infrastructure security in-**  
10 **formation**

11 “(a) EXEMPTION.—The Secretary of Defense may  
12 exempt Department of Defense critical infrastructure se-  
13 curity information from disclosure pursuant to section  
14 552(b)(3) of title 5, upon a written determination that—

15 “(1) the information is Department of Defense  
16 critical infrastructure security information; and

17 “(2) the public interest consideration in the dis-  
18 closure of such information does not outweigh pre-  
19 venting the disclosure of such information.

20 “(b) INFORMATION PROVIDED TO STATE AND LOCAL  
21 GOVERNMENTS.—Department of Defense critical infra-  
22 structure security information covered by a written deter-  
23 mination under subsection (a) that is provided to a State  
24 or local government shall remain under the control of the  
25 Department of Defense.

1           “(c) DEFINITION.—In this section, the term ‘Depart-  
2 ment of Defense critical infrastructure security informa-  
3 tion’ means sensitive but unclassified information that, if  
4 disclosed, would reveal vulnerabilities in Department of  
5 Defense critical infrastructure that, if exploited, would  
6 likely result in the significant disruption, destruction, or  
7 damage of or to Department of Defense operations, prop-  
8 erty, or facilities, including information regarding the se-  
9 curing and safeguarding of explosives, hazardous chemi-  
10 cals, or pipelines, related to critical infrastructure or pro-  
11 tected systems owned or operated by or on behalf of the  
12 Department of Defense, including vulnerability assess-  
13 ments prepared by or on behalf of the Department of De-  
14 fense, explosives safety information (including storage and  
15 handling), and other site-specific information on or relat-  
16 ing to installation security.

17           “(d) DELEGATION.—The Secretary of Defense may  
18 delegate the authority to make a determination under sub-  
19 section (a) to the Director of Administration and Manage-  
20 ment.

21           “(e) TRANSPARENCY.—Each determination of the  
22 Secretary, or the Secretary’s designee, under subsection  
23 (a) shall be made in writing and accompanied by a state-  
24 ment of the basis for the determination. All such deter-  
25 minations and statements of basis shall be available to the

1 public, upon request, through the Office of the Director  
2 of Administration and Management.”.

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

“130e. Treatment under Freedom of Information Act of certain critical infra-  
structure security information.”.

6 **SEC. 1092. EXPANSION OF SCOPE OF HUMANITARIAN**  
7 **DEMINE ASSISTANCE PROGRAM TO IN-**  
8 **CLUDE STOCKPILED CONVENTIONAL MUNI-**  
9 **TIONS ASSISTANCE.**

10 (a) IN GENERAL.—Section 407 of title 10, United  
11 States Code, is amended—

12 (1) in subsection (a)—

13 (A) in paragraph (1), by inserting “and  
14 stockpiled conventional munitions assistance”  
15 after “humanitarian demining assistance”;

16 (B) in paragraph (2), by inserting “and  
17 stockpiled conventional munitions assistance”  
18 after “Humanitarian demining assistance”; and

19 (C) in paragraph (3)—

20 (i) in the matter preceding subpara-  
21 graph (A), by inserting “or stockpiled con-  
22 ventional munitions assistance” after “hu-  
23 manitarian demining assistance”; and

1 (ii) in subparagraph (A), by inserting  
2 “, or stockpiled conventional munitions, as  
3 applicable,” after “explosive remnants of  
4 war”;

5 (2) in subsection (b)—

6 (A) in paragraph (1), by inserting “and  
7 stockpiled conventional munitions assistance”  
8 after “humanitarian demining assistance”; and

9 (B) in paragraph (2), by inserting “or  
10 stockpiled conventional munitions assistance”  
11 after “humanitarian demining assistance”;

12 (3) in subsection (c)—

13 (A) in paragraph (1), by inserting “or  
14 stockpiled conventional munitions assistance”  
15 after “humanitarian demining assistance”; and

16 (B) in paragraph (2)(B)—

17 (i) by inserting “or stockpiled conven-  
18 tional munitions activities” after “humani-  
19 tarian demining activities”; and

20 (ii) by inserting “, or stockpiled con-  
21 ventional munitions, as applicable,” after  
22 “explosive remnants of war”; and

23 (4) in subsection (d)—

24 (A) by inserting “or stockpiled conven-  
25 tional munitions assistance” after “humani-

1           tarian demining assistance” each place it ap-  
2           pears; and

3                   (B) in paragraph (2), by inserting “, and  
4           whether such assistance was primarily related  
5           to the humanitarian demining efforts or stock-  
6           piled conventional munitions assistance” after  
7           “paragraph (1)”; and

8           (5) by striking subsection (e) and inserting the  
9           following new subsection (e):  
10          “(e) DEFINITIONS.—In this section:

11                   “(1) The term ‘humanitarian demining assist-  
12           ance’, as it relates to training and support, means  
13           detection and clearance of landmines and other ex-  
14           plosive remnants of war, and includes activities re-  
15           lated to the furnishing of education, training, and  
16           technical assistance with respect to explosive safety,  
17           the detection and clearance of landmines and other  
18           explosive remnants of war, and the disposal, demili-  
19           tarization, physical security, and stockpile manage-  
20           ment of potentially dangerous stockpiles of explosive  
21           ordnance.

22                   “(2) The term ‘stockpiled conventional muni-  
23           tions assistance’, as it relates to the support of hu-  
24           manitarian assistance efforts, means training and  
25           support in the disposal, demilitarization, physical se-

1       curity, and stockpile management of potentially dan-  
2       gerous stockpiles of explosive ordnance, and includes  
3       activities related to the furnishing of education,  
4       training, and technical assistance with respect to ex-  
5       plosive safety, the detection and clearance of land-  
6       mines and other explosive remnants of war, and the  
7       disposal, demilitarization, physical security, and  
8       stockpile management of potentially dangerous  
9       stockpiles of explosive ordnance.”.

10       (b) CLERICAL AMENDMENTS.—

11               (1) SECTION HEADING.—The heading of such  
12       section is amended to read as follows:

13       **“§ 407. Humanitarian demining assistance and stock-**  
14               **piled conventional munitions assistance:**  
15               **authority; limitations”.**

16               (2) TABLE OF SECTIONS.—The table of sections  
17       at the beginning of chapter 20 of such title is  
18       amended by striking the item relating to section 407  
19       and inserting the following new item:

      “407. Humanitarian demining assistance and stockpiled conventional munitions  
          assistance: authority; limitations.”.

20       **SEC. 1093. NUMBER OF NAVY CARRIER AIR WINGS AND**  
21               **CARRIER AIR WING HEADQUARTERS.**

22       The Secretary of the Navy shall ensure that the Navy  
23       maintains—

24               (1) a minimum of 10 carrier air wings; and

1           (2) for each such carrier air wing, a dedicated  
2           and fully staffed headquarters.

3   **SEC. 1094. DISPLAY OF ANNUAL BUDGET REQUIREMENTS**  
4                   **FOR ORGANIZATIONAL CLOTHING AND INDI-**  
5                   **VIDUAL EQUIPMENT.**

6           (a) SUBMISSION WITH ANNUAL BUDGET JUSTIFICA-  
7   TION DOCUMENTS.—For fiscal year 2013 and each subse-  
8   quent fiscal year, the Secretary of Defense shall submit  
9   to the President, for inclusion with the budget materials  
10   submitted to Congress under section 1105(a) of title 31,  
11   United States Code, a budget justification display that  
12   covers all programs and activities associated with the pro-  
13   curement of organizational clothing and individual equip-  
14   ment.

15          (b) REQUIREMENTS FOR BUDGET DISPLAY.—The  
16   budget justification display under subsection (a) for a fis-  
17   cal year shall include the following:

18           (1) The funding requirements in each budget  
19           activity and for each Armed Force for organizational  
20           clothing and individual equipment.

21           (2) The amount in the budget for each of the  
22           Armed Forces for organizational clothing and equip-  
23           ment for that fiscal year.

24          (c) DEFINITION.—In this section, the term “organi-  
25   zational clothing and individual equipment” means an

1 item of organizational clothing or equipment prescribed  
2 for wear or use with the uniform.

3 **SEC. 1095. NATIONAL ROCKET PROPULSION STRATEGY.**

4 (a) SENSE OF THE CONGRESS.—It is the sense of  
5 Congress that the sustainment of the solid rocket motor  
6 and liquid rocket engine industrial base is a national chal-  
7 lenge that spans multiple departments and agencies of the  
8 Federal Government and requires the attention of the  
9 President.

10 (b) STRATEGY REQUIRED.—

11 (1) IN GENERAL.—Not later than 180 days  
12 after the date of the enactment of this Act, the  
13 President shall transmit to the appropriate congres-  
14 sional committees a national rocket propulsion strat-  
15 egy for the United States, including—

16 (A) a description and assessment of the ef-  
17 fects to programs of the Department of Defense  
18 and intelligence community that rely on the  
19 solid rocket motor and liquid rocket engine in-  
20 dustrial base caused by the end of the Space  
21 Shuttle program and termination of the Con-  
22 stellation program;

23 (B) a description of the plans of the Presi-  
24 dent, the Secretary of Defense, the intelligence  
25 community, and the Administrator of the Na-

1           tional Aeronautics and Space Administration to  
2           mitigate the impact of the end of the Space  
3           Shuttle program and termination of the Con-  
4           stellation program on the solid rocket motor  
5           and liquid rocket engine propulsion industrial  
6           base of the United States;

7           (C) a consolidated plan that outlines key  
8           decision points for the current and next-genera-  
9           tion mission requirements of the United States  
10          with respect to tactical and strategic missiles,  
11          missile defense interceptors, targets, and sat-  
12          ellite and human spaceflight launch vehicles;

13          (D) options and recommendations for syn-  
14          chronizing plans, programs, and budgets for re-  
15          search and development, procurement, oper-  
16          ations, and workforce among the appropriate  
17          departments and agencies of the Federal Gov-  
18          ernment to strengthen the solid rocket motor  
19          and liquid rocket engine propulsion industrial  
20          base of the United States; and

21          (E) any other relevant information the  
22          President considers necessary.

23          (2) LONG-TERM ICBM PLAN.—On the date on  
24          which the President submits to Congress the budget  
25          for fiscal year 2013 under section 1105 of title 31,

1 United States Code, the President shall transmit to  
2 the appropriate congressional committees a long-  
3 term plan for maintaining a minimal capacity to  
4 produce intercontinental ballistic missile solid rocket  
5 motors.

6 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-  
7 FINED.—In this section, the term “appropriate congres-  
8 sional committees” means the following:

9 (1) The Committees on Armed Services,  
10 Science, Space, and Technology, Appropriations, and  
11 the Permanent Select Committee on Intelligence of  
12 the House of Representatives.

13 (2) The Committees on Armed Services, Com-  
14 merce, Science, and Transportation, Appropriations,  
15 and the Select Committee on Intelligence of the Sen-  
16 ate.

17 **SEC. 1096. GRANTS TO CERTAIN REGULATED COMPANIES**  
18 **FOR SPECIFIED ENERGY PROPERTY NOT**  
19 **SUBJECT TO NORMALIZATION RULES.**

20 (a) IN GENERAL.—The first sentence of section  
21 1603(f) of the American Recovery and Reinvestment Tax  
22 Act of 2009 is amended by inserting “(other than sub-  
23 section (d)(2) thereof)” after “section 50 of the Internal  
24 Revenue Code of 1986”.

1 (b) EFFECTIVE DATE.—The amendment made by  
2 this section shall take effect as if included in section 1603  
3 of the American Recovery and Reinvestment Tax Act of  
4 2009.

5 **SEC. 1097. UNMANNED AERIAL SYSTEMS AND NATIONAL**  
6 **AIRSPACE.**

7 (a) ESTABLISHMENT.—Not later than 180 days after  
8 the date of the enactment of this Act, the Administrator  
9 of the Federal Aviation Administration shall establish a  
10 program to integrate unmanned aircraft systems into the  
11 national airspace system at six test ranges.

12 (b) PROGRAM REQUIREMENTS.—In establishing the  
13 program under subsection (a), the Administrator shall—

14 (1) safely designate nonexclusionary airspace  
15 for integrated manned and unmanned flight oper-  
16 ations in the national airspace system;

17 (2) develop certification standards and air traf-  
18 fic requirements for unmanned flight operations at  
19 test ranges;

20 (3) coordinate with and leverage the resources  
21 of the Department of Defense and the National Aer-  
22 onautics and Space Administration;

23 (4) address both civil and public unmanned air-  
24 craft systems;

1           (5) ensure that the program is coordinated with  
2           the Next Generation Air Transportation System;  
3           and

4           (6) provide for verification of the safety of un-  
5           manned aircraft systems and related navigation pro-  
6           cedures before integration into the national airspace  
7           system.

8           (c) LOCATIONS.—In determining the location of a  
9           test range for the program under subsection (a), the Ad-  
10          ministrators shall—

11           (1) take into consideration geographic and cli-  
12          matic diversity;

13           (2) take into consideration the location of  
14          ground infrastructure and research needs; and

15           (3) consult with the Department of Defense and  
16          the National Aeronautics and Space Administration.

17          (d) TEST RANGE OPERATION.— A project at a test  
18          range shall be operational not later than 180 days after  
19          the date on which the project is established.

20          (e) REPORT.—Not later than 90 days after the date  
21          of completing each of the pilot projects, the Administrator  
22          shall submit to the appropriate congressional committees  
23          a report setting forth the Administrator's findings and  
24          conclusions concerning the projects that includes a de-  
25          scription and assessment of the progress being made in

1 establishing special use airspace to fill the immediate need  
2 of the Department of Defense to develop detection tech-  
3 niques for small unmanned aircraft systems and to vali-  
4 date sensor integration and operation of unmanned air-  
5 craft systems.

6 (f) DURATION.—The program under subsection (a)  
7 shall terminate on the date that is five years after the date  
8 of the enactment of this Act.

9 (g) DEFINITION.—In this section:

10 (1) The term “appropriate congressional com-  
11 mittees” means—

12 (A) the Committee on Armed Services, the  
13 Committee on Transportation and Infrastruc-  
14 ture, and the Committee on Science, Space, and  
15 Technology of the House of Representatives;  
16 and

17 (B) the Committee on Armed Services and  
18 the Committee on Commerce, Science, and  
19 Transportation of the Senate.

20 (2) The term “test range” means a defined geo-  
21 graphic area where research and development are  
22 conducted.

1 **SEC. 1098. MODIFICATION OF DATES OF COMPTROLLER**  
2 **GENERAL OF THE UNITED STATES REVIEW**  
3 **OF EXECUTIVE AGREEMENT ON JOINT MED-**  
4 **ICAL FACILITY DEMONSTRATION PROJECT,**  
5 **NORTH CHICAGO AND GREAT LAKES, ILLI-**  
6 **NOIS.**

7 Section 1701(e)(1) of the National Defense Author-  
8 ization Act for Fiscal Year 2010 (Public Law 111–84; 123  
9 Stat. 2568) is amended by striking “and annually there-  
10 after” and inserting “not later than two years after the  
11 execution of the executive agreement, and not later than  
12 September 30, 2015”.

13 **TITLE XI—CIVILIAN PERSONNEL**  
14 **MATTERS**

Subtitle A—Personnel

- Sec. 1101. Amendments to Department of Defense personnel authorities.
- Sec. 1102. Provisions relating to the Department of Defense performance management system.
- Sec. 1103. Repeal of sunset provision relating to direct hire authority at demonstration laboratories.
- Sec. 1104. One-year extension of authority to waive annual limitation on premium pay and aggregate limitation on pay for Federal civilian employees working overseas.
- Sec. 1105. Waiver of certain pay limitations.
- Sec. 1106. Services of post-combat case coordinators.
- Sec. 1107. Authority to waive maximum-age limit for certain appointments.
- Sec. 1108. Sense of Congress relating to pay parity for Federal employees serving at certain remote military installations.
- Sec. 1109. Federal internship programs.
- Sec. 1110. Extension and expansion of experimental personnel program for scientific and technical personnel.
- Sec. 1111. Authority of the Secretaries of the military departments to employ up to 10 persons without pay.
- Sec. 1112. Two-year extension of discretionary authority to grant allowances, benefits, and gratuities to personnel on official duty in a combat zone.

Subtitle B—Other Matters

Sec. 1121. Modification of beneficiary designation authorities for death gratuity payable upon death of a United States Government employee in service with the Armed Forces.

Sec. 1122. Authority for waiver of recovery of certain payments previously made under civilian employees voluntary separation incentive program.

Sec. 1123. Extension of continued health benefits.

Sec. 1124. Disclosure of senior mentors.

Sec. 1125. Termination of Joint Safety Climate Assessment System.

## 1                                   **Subtitle A—Personnel**

### 2   **SEC. 1101. AMENDMENTS TO DEPARTMENT OF DEFENSE**

#### 3                                   **PERSONNEL AUTHORITIES.**

4           (a) CAREER PATHS.—Section 9902(a)(1) of title 5,  
5 United States Code, is amended—

6                   (1) by redesignating subparagraph (D) as sub-  
7 paragraph (E); and

8                   (2) by inserting after subparagraph (C) the fol-  
9 lowing:

10                   “(D) Development of attractive career paths.”.

11           (b) APPOINTMENT FLEXIBILITIES.—Section 9902(b)  
12 of title 5, United States Code, is amended by adding at  
13 the end the following:

14                   “(5) The Secretary shall develop a training program  
15 for Department of Defense human resource professionals  
16 to implement the requirements of this subsection.

17                   “(6) The Secretary shall develop indicators of effec-  
18 tiveness to determine whether appointment flexibilities  
19 under this subsection have achieved the objectives set  
20 forth in paragraph (1).”.

1 (c) ADDITIONAL REQUIREMENTS.—Section 9902(c)  
2 of title 5, United States Code, is amended—

3 (1) by redesignating paragraphs (6) and (7) as  
4 paragraphs (8) and (9), respectively; and

5 (2) by inserting after paragraph (5) the fol-  
6 lowing:

7 “(6) provide mentors to advise individuals on  
8 their career paths and opportunities to advance and  
9 excel within their fields;

10 “(7) develop appropriate procedures for warn-  
11 ings during performance evaluations for employees  
12 who fail to meet performance standards;”.

13 (d) TECHNICAL AND CONFORMING AMENDMENTS.—

14 (1) TECHNICAL AMENDMENT.—The heading for  
15 chapter 99 of title 5, United States Code, is amend-  
16 ed to read as follows:

17 **“CHAPTER 99—DEPARTMENT OF DEFENSE**  
18 **PERSONNEL AUTHORITIES”.**

19 (2) CONFORMING AMENDMENT.—The table of  
20 chapters for part III of title 5, United States Code,  
21 is amended by striking the item relating to chapter  
22 99 and inserting the following:

“99. Department of Defense Personnel Authorities ..... 9901”.

1 **SEC. 1102. PROVISIONS RELATING TO THE DEPARTMENT**  
2 **OF DEFENSE PERFORMANCE MANAGEMENT**  
3 **SYSTEM.**

4 (a) IN GENERAL.—Section 9902 of title 5, United  
5 States Code, is amended by adding at the end the fol-  
6 lowing:

7 “(h) REPORTS.—

8 “(1) IN GENERAL.—Not later than 1 year after  
9 the implementation of any performance management  
10 and workforce incentive system under subsection (a)  
11 or any procedures relating to personnel appointment  
12 flexibilities under subsection (b) (whichever is ear-  
13 lier), and whenever any significant action is taken  
14 under any of the preceding provisions of this section  
15 (but at least biennially) thereafter, the Secretary  
16 shall—

17 “(A) conduct appropriately designed and  
18 statistically valid internal assessments or em-  
19 ployee surveys to assess employee perceptions of  
20 any program, system, procedures, or other as-  
21 pect of personnel management, as established  
22 or modified under authority of this section; and

23 “(B) submit to the appropriate committees  
24 of Congress and the Comptroller General, a re-  
25 port describing the results of the assessments  
26 or surveys conducted under subparagraph (A)

1 (including the methodology used), together with  
2 any other information which the Secretary con-  
3 siders appropriate.

4 “(2) REVIEW.—After receiving any report  
5 under paragraph (1), the Comptroller General—

6 “(A) shall review the assessments or sur-  
7 veys described in such report to determine if  
8 they were appropriately designed and statis-  
9 tically valid;

10 “(B) shall conduct a review of the extent  
11 to which the program, system, procedures, or  
12 other aspect of program management concerned  
13 (as described in paragraph (1)(A)) is fair, cred-  
14 ible, transparent, and otherwise in conformance  
15 with the requirements of this section; and

16 “(C) within 6 months after receiving such  
17 report, shall submit to the appropriate commit-  
18 tees of Congress—

19 “(i) an independent evaluation of the  
20 results of the assessments or surveys re-  
21 viewed under subparagraph (A), and

22 “(ii) the findings of the Comptroller  
23 General based on the review under sub-  
24 paragraph (B),

1 together with any recommendations the Comp-  
2 troller General considers appropriate.

3 “(3) DEFINITION.—For purposes of this sub-  
4 section, the term ‘appropriate committees of Con-  
5 gress’ means—

6 “(A) the Committees on Armed Services of  
7 the Senate and the House of Representatives;

8 “(B) the Committee on Homeland Security  
9 and Governmental Affairs of the Senate; and

10 “(C) the Committee on Oversight and Gov-  
11 ernment Reform of the House of Representa-  
12 tives.”.

13 (b) REPORTS.—(1) The Secretary of Defense shall  
14 submit to the covered committees—

15 (A) no later than 12 months after the date of  
16 enactment of this Act and semiannually thereafter  
17 until fully implemented—

18 (i) a plan for the personnel management  
19 system, as authorized by section 9902(a) of title  
20 5, United States Code (as amended by section  
21 1101(a)); and

22 (ii) progress reports on the design and im-  
23 plementation of the personnel management sys-  
24 tem (as described in subparagraph (A)); and

1 (B) no later than 12 months after the date of  
2 enactment of this Act and semiannually thereafter  
3 until fully implemented—

4 (i) a plan for the appointment procedures,  
5 as authorized by section 9902(b) of such title 5  
6 (as amended by section 1101(b)); and

7 (ii) progress reports on the design and im-  
8 plementation of the appointment procedures (as  
9 described in subparagraph (A)).

10 (2) Implementation of a plan described in paragraph  
11 (1)(B) may not commence before the 90th day after the  
12 date on which such plan is submitted under this subsection  
13 to the covered committees.

14 (3) For the purposes of this subsection, the term  
15 “covered committees” means—

16 (A) the Committees on Armed Services of the  
17 Senate and the House of Representatives;

18 (B) the Committee on Homeland Security and  
19 Governmental Affairs of the Senate; and

20 (C) the Committee on Oversight and Govern-  
21 ment Reform of the House of Representatives.

22 (c) REPEAL OF SUPERSEDED PROVISIONS.—The fol-  
23 lowing sections are repealed:

24 (1) Section 1106(b) of the National Defense  
25 Authorization Act for Fiscal Year 2008 (Public Law

1 110–181; 122 Stat. 357), as amended by section  
2 1113(h) of the National Defense Authorization Act  
3 for Fiscal Year 2010 (Public Law 111–84; 123 Stat.  
4 2503).

5 (2) Section 1113(e) of the National Defense  
6 Authorization Act for Fiscal Year 2010 (Public Law  
7 111–84; 123 Stat. 2502).

8 **SEC. 1103. REPEAL OF SUNSET PROVISION RELATING TO**  
9 **DIRECT HIRE AUTHORITY AT DEMONSTRA-**  
10 **TION LABORATORIES.**

11 Section 1108 of the Duncan Hunter National De-  
12 fense Authorization Act for Fiscal Year 2009 (Public Law  
13 110–417; 10 U.S.C. chapter 81 note) is amended by strik-  
14 ing subsection (e).

15 **SEC. 1104. ONE-YEAR EXTENSION OF AUTHORITY TO WAIVE**  
16 **ANNUAL LIMITATION ON PREMIUM PAY AND**  
17 **AGGREGATE LIMITATION ON PAY FOR FED-**  
18 **ERAL CIVILIAN EMPLOYEES WORKING OVER-**  
19 **SEAS.**

20 Effective January 1, 2012, section 1101(a) of the  
21 Duncan Hunter National Defense Authorization Act for  
22 Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4615),  
23 as most recently amended by section 1103 of the Ike Skel-  
24 ton National Defense Authorization Act for Fiscal Year  
25 2011 (Public Law 111–383; 124 Stat. 4382), is further

1 amended by striking “through 2011” and inserting  
2 “through 2012”.

3 **SEC. 1105. WAIVER OF CERTAIN PAY LIMITATIONS.**

4 Section 9903(d) of title 5, United States Code, is  
5 amended—

6 (1) by amending paragraph (2) to read as fol-  
7 lows:

8 “(2) An employee appointed under this section is not  
9 eligible for any bonus, monetary award, or other monetary  
10 incentive for service, except for—

11 “(A) payments authorized under this section;  
12 and

13 “(B) in the case of an employee who is assigned  
14 in support of a contingency operation (as defined in  
15 section 101(a)(13) of title 10), allowances and any  
16 other payments authorized under chapter 59.”; and

17 (2) in paragraph (3), by adding at the end the  
18 following: “In computing an employee’s total annual  
19 compensation for purposes of the preceding sen-  
20 tence, any payment referred to in paragraph (2)(B)  
21 shall be excluded.”.

1 **SEC. 1106. SERVICES OF POST-COMBAT CASE COORDINA-**  
2 **TORS.**

3 (a) IN GENERAL.—Chapter 79 of title 5, United  
4 States Code, is amended by adding at the end the fol-  
5 lowing:

6 **“§ 7906. Services of post-combat case coordinators**

7 “(a) DEFINITIONS.—For purposes of this section—

8 “(1) the terms ‘employee’, ‘agency’, ‘injury’,  
9 ‘war-risk hazard’, and ‘hostile force or individual’  
10 have the meanings given those terms in section  
11 8101; and

12 “(2) the term ‘qualified employee’ means an  
13 employee as described in subsection (b).

14 “(b) REQUIREMENT.—The head of each agency shall,  
15 in a manner consistent with the guidelines prescribed  
16 under subsection (c), provide for the assignment of a post-  
17 combat case coordinator in the case of any employee of  
18 such agency who suffers an injury or disability incurred,  
19 or an illness contracted, while in the performance of such  
20 employee’s duties, as a result of a war-risk hazard or dur-  
21 ing or as a result of capture, detention, or other restraint  
22 by a hostile force or individual.

23 “(c) GUIDELINES.—The Office of Personnel Manage-  
24 ment shall, after such consultation as the Office considers  
25 appropriate, prescribe guidelines for the operation of this

1 section. Under the guidelines, the responsibilities of a  
2 post-combat case coordinator shall include—

3 “(1) acting as the main point of contact for  
4 qualified employees seeking administrative guidance  
5 or assistance relating to benefits under chapter 81  
6 or 89;

7 “(2) assisting qualified employees in the collec-  
8 tion of documentation or other supporting evidence  
9 for the expeditious processing of claims under chap-  
10 ter 81 or 89;

11 “(3) assisting qualified employees in connection  
12 with the receipt of prescribed medical care and the  
13 coordination of benefits under chapter 81 or 89;

14 “(4) resolving problems relating to the receipt  
15 of benefits under chapter 81 or 89; and

16 “(5) ensuring that qualified employees are  
17 properly screened and receive appropriate treat-  
18 ment—

19 “(A) for post-traumatic stress disorder or  
20 other similar disorder stemming from combat  
21 trauma; or

22 “(B) for suicidal or homicidal thoughts or  
23 behaviors.

1 “(d) DURATION.—The services of a post-combat case  
2 coordinator shall remain available to a qualified employee  
3 until—

4 “(1) such employee accepts or declines a rea-  
5 sonable offer of employment in a position in the em-  
6 ployee’s agency for which the employee is qualified,  
7 which is not lower than 2 grades (or pay levels)  
8 below the employee’s grade (or pay level) before the  
9 occurrence or onset of the injury, disability, or ill-  
10 ness (as referred to in subsection (a)), and which is  
11 within the employee’s commuting area; or

12 “(2) such employee gives written notice, in such  
13 manner as the employing agency prescribes, that  
14 those services are no longer desired or necessary.”.

15 (b) CLERICAL AMENDMENT.—The table of sections  
16 for chapter 79 of title 5, United States Code, is amended  
17 by adding after the item relating to section 7905 the fol-  
18 lowing:

“7906. Services of post-combat case coordinators.”.

19 **SEC. 1107. AUTHORITY TO WAIVE MAXIMUM-AGE LIMIT FOR**  
20 **CERTAIN APPOINTMENTS.**

21 Section 3307(e) of title 5, United States Code, is  
22 amended—

23 (1) by striking “(e) The” and inserting “(e)(1)

24 Except as provided in paragraph (2), the”; and

25 (2) by adding at the end the following:

1       “(2)(A) In the case of the conversion of an agency  
2 function from performance by a contractor to performance  
3 by an employee of the agency, the head of the agency,  
4 in consultation with the Director of the Office of Per-  
5 sonnel Management, may waive any maximum limit of  
6 age, determined or fixed for positions within such agency  
7 under paragraph (1), if necessary in order to promote the  
8 recruitment or appointment of experienced personnel.

9       “(B) For purposes of this paragraph—

10           “(i) the term ‘agency’ means the Department of  
11 Defense or a military department; and

12           “(ii) the term ‘head of the agency’ means—

13               “(I) in the case of the Department of De-  
14 fense, the Secretary of Defense; and

15               “(II) in the case of a military department,  
16 the Secretary of such military department.”.

17 **SEC. 1108. SENSE OF CONGRESS RELATING TO PAY PARITY**  
18 **FOR FEDERAL EMPLOYEES SERVING AT CER-**  
19 **TAIN REMOTE MILITARY INSTALLATIONS.**

20       It is the sense of Congress that the Secretary of De-  
21 fense and the Director of the Office of Personnel Manage-  
22 ment should develop procedures for determining locality  
23 pay for employees of the Department of Defense in cir-  
24 cumstances that may be unique to such employees, such  
25 as the assignment of employees to a military installation

1 so remote from the nearest established communities or  
2 suitable places of residence as to handicap significantly the  
3 recruitment or retention of well qualified individuals, due  
4 to the difference between the cost of living at the post of  
5 assignment and the cost of living in the locality or local-  
6 ities where such employees generally reside.

7 **SEC. 1109. FEDERAL INTERNSHIP PROGRAMS.**

8 (a) IN GENERAL.—Subchapter I of chapter 31 of title  
9 5, United States Code, is amended by inserting after sec-  
10 tion 3111 the following:

11 **“§ 3111a. Federal internship programs**

12 “(a) INTERNSHIP COORDINATOR.—The head of each  
13 agency operating an internship program shall appoint an  
14 individual within such agency to serve as an internship  
15 coordinator.

16 “(b) ONLINE INFORMATION.—

17 “(1) AGENCIES.—The Office of Personnel Man-  
18 agement shall make publicly available on the Inter-  
19 net—

20 “(A) the name and contact information of  
21 the internship coordinator for each agency; and

22 “(B) information regarding application  
23 procedures and deadlines for each internship  
24 program.

1           “(2) OFFICE OF PERSONNEL MANAGEMENT.—

2           The Office of Personnel Management shall make  
3           publicly available on the Internet links to the  
4           websites where the information described in para-  
5           graph (1) is displayed.

6           “(c) DEFINITIONS.—For purposes of this section—

7           “(1) the term ‘internship program’ means—

8           “(A) a volunteer service program under  
9           section 3111(b);

10           “(B) an internship program established  
11           under Executive Order 13562, dated December  
12           27, 2010 (75 Federal Register 82585);

13           “(C) a program operated by a nongovern-  
14           ment organization for the purpose of providing  
15           paid internships in agencies under a written  
16           agreement that is similar to an internship pro-  
17           gram established under Executive Order 13562,  
18           dated December 27, 2010 (75 Federal Register  
19           82585); or

20           “(D) a program that—

21           “(i) is similar to an internship pro-  
22           gram established under Executive Order  
23           13562, dated December 27, 2010 (75 Fed-  
24           eral Register 82585); and

1                   “(ii) is authorized under another stat-  
2                   utory provision of law;

3                   “(2) the term ‘intern’ means an individual par-  
4                   ticipating in an internship program; and

5                   “(3) the term ‘agency’ means an Executive  
6                   agency.”.

7           (b) CLERICAL AMENDMENT.—The table of sections  
8 for chapter 31 of title 5, United States Code, is amended  
9 by inserting after the item relating to section 3111 the  
10 following:

          “3111a. Federal internship programs.”.

11           (c) REGULATIONS.—The Office of Personnel Man-  
12 agement may prescribe regulations to carry out the  
13 amendment made by subsection (a).

14 **SEC. 1110. EXTENSION AND EXPANSION OF EXPERIMENTAL**  
15                   **PERSONNEL PROGRAM FOR SCIENTIFIC AND**  
16                   **TECHNICAL PERSONNEL.**

17           (a) EXTENSION.—Section 1101 of the Strom Thur-  
18 mond National Defense Authorization Act for Fiscal Year  
19 1999 (5 U.S.C. 3104 note) is amended in subsection  
20 (e)(1) by striking “2014” and inserting “2016”.

21           (b) EXPANSION OF AVAILABILITY OF PERSONNEL  
22 MANAGEMENT AUTHORITY.—Subsection (b)(1) of such  
23 section is amended—

24                   (1) in subparagraph (C), by striking “and” at  
25                   the end;

1           (2) in subparagraph (D), by inserting “and” at  
2           the end; and

3           (3) by adding at the end the following new sub-  
4           paragraph:

5           “(E) not more than a total of 10 scientific and  
6           engineering positions in the Office of the Director of  
7           Operational Test and Evaluation;”.

8   **SEC. 1111. AUTHORITY OF THE SECRETARIES OF THE MILI-**  
9                           **TARY DEPARTMENTS TO EMPLOY UP TO 10**  
10                          **PERSONS WITHOUT PAY.**

11          Section 1583 of title 10, United States Code, is  
12          amended in the first sentence—

13                 (1) by inserting “and the Secretaries of the  
14                 military departments” after “the Secretary of De-  
15                 fense”; and

16                 (2) by inserting “each” after “may”.

17   **SEC. 1112. TWO-YEAR EXTENSION OF DISCRETIONARY AU-**  
18                           **THORITY TO GRANT ALLOWANCES, BENE-**  
19                           **FITS, AND GRATUITIES TO PERSONNEL ON**  
20                          **OFFICIAL DUTY IN A COMBAT ZONE.**

21          Paragraph (2) of section 1603(a) of the Emergency  
22          Supplemental Appropriations Act for Defense, the Global  
23          War on Terror, and Hurricane Recovery, 2006 (Public  
24          Law 109–234; 120 Stat. 443), as added by section 1102  
25          of the Duncan Hunter National Defense Authorization

1 Act for Fiscal Year 2009 (Public Law 110–417; 122 Stat.  
2 4616), is amended by striking “fiscal years 2009, 2010,  
3 and 2011” and inserting “fiscal years 2009 through  
4 2013”.

## 5 **Subtitle B—Other Matters**

### 6 **SEC. 1121. MODIFICATION OF BENEFICIARY DESIGNATION**

7 **AUTHORITIES FOR DEATH GRATUITY PAY-**  
8 **ABLE UPON DEATH OF A UNITED STATES**  
9 **GOVERNMENT EMPLOYEE IN SERVICE WITH**  
10 **THE ARMED FORCES.**

11 (a) **AUTHORITY TO DESIGNATE MORE THAN 50**  
12 **PERCENT OF DEATH GRATUITY TO UNRELATED PER-**  
13 **SONS.—**

14 (1) **IN GENERAL.—**Paragraph (4) of section  
15 8102a(d) of title 5, United States Code, is amend-  
16 ed—

17 (A) by striking the first sentence and in-  
18 serting “A person covered by this section may  
19 designate another person to receive an amount  
20 payable under this section.”; and

21 (B) in the second sentence, by striking “up  
22 to the maximum of 50 percent”.

23 (2) **EFFECTIVE DATE.—**The amendments made  
24 by this subsection shall take effect on the date of en-  
25 actment of this Act and apply to the payment of a

1 death gratuity based on any death occurring on or  
2 after that date.

3 (b) NOTICE TO SPOUSE OF DESIGNATION OF AN-  
4 OTHER PERSON TO RECEIVE PORTION OF DEATH GRA-  
5 TUITTY.—Section 8102a(d) of such title is further amended  
6 by adding at the end the following:

7 “(6) If a person covered by this section has a  
8 spouse, but designates a person other than the  
9 spouse to receive all or a portion of the amount pay-  
10 able under this section, the head of the agency, or  
11 other entity, in which that person is employed shall  
12 provide notice of the designation to the spouse.”.

13 **SEC. 1122. AUTHORITY FOR WAIVER OF RECOVERY OF CER-**  
14 **TAIN PAYMENTS PREVIOUSLY MADE UNDER**  
15 **CIVILIAN EMPLOYEES VOLUNTARY SEPARA-**  
16 **TION INCENTIVE PROGRAM.**

17 (a) AUTHORITY FOR WAIVER.—Subject to subsection  
18 (c), the Secretary of Defense may waive the requirement  
19 under subsection (f)(6)(B) of section 9902 of title 5,  
20 United States Code, for repayment to the Department of  
21 Defense of a voluntary separation incentive payment made  
22 under subsection (f)(1) of that section in the case of an  
23 employee or former employee of the Department of De-  
24 fense described in subsection (b).

1 (b) PERSONS COVERED.—Subsection (a) applies to  
2 any employee or former employee of the Department of  
3 Defense—

4 (1) who during the period beginning on April 1,  
5 2004, and ending on March 1, 2008, received a vol-  
6 untary separation incentive payment under sub-  
7 section (f)(1) of section 9902 of title 5, United  
8 States Code;

9 (2) who was reappointed to a position in the  
10 Department of Defense to support a declared na-  
11 tional emergency related to terrorism or a natural  
12 disaster during the period beginning on June 1,  
13 2004, and ending on March 1, 2008; and

14 (3) with respect to whom the Secretary deter-  
15 mines—

16 (A) that the employee or former employee,  
17 before accepting the reappointment referred to  
18 in paragraph (2), received a representation  
19 from an officer or employee of the Department  
20 of Defense that recovery of the amount of the  
21 payment referred to in paragraph (1) would not  
22 be required or would be waived; and

23 (B) that the employee or former employee  
24 reasonably relied on that representation when  
25 accepting reappointment.

1           (c) REQUIRED DETERMINATION.—The Secretary of  
2 Defense may grant a waiver under subsection (a) in the  
3 case of any individual only if the Secretary determines  
4 that recovery of the amount of the payment otherwise re-  
5 quired would be against equity and good conscience be-  
6 cause of the circumstances of that individual's reemploy-  
7 ment after receiving a voluntary separation incentive pay-  
8 ment.

9           (d) TREATMENT OF PRIOR REPAYMENTS.—The Sec-  
10 retary of Defense may, pursuant to a determination under  
11 subsection (c) specific to an individual, provide for reim-  
12 bursement to that individual for any amount the indi-  
13 vidual has previously repaid to the United States for a  
14 voluntary separation incentive payment covered by this  
15 section. The reimbursement shall be paid either from the  
16 appropriations into which the repayment was deposited,  
17 if such appropriations remain available, or from appro-  
18 priations currently available for the purposes of the appro-  
19 priation into which the repayment was deposited.

20           (e) EXPIRATION OF AUTHORITY.—The authority to  
21 grant a waiver under this section shall expire on December  
22 31, 2012.

23 **SEC. 1123. EXTENSION OF CONTINUED HEALTH BENEFITS.**

24           Section 8905a(d)(4)(B) of title 5, United States  
25 Code, is amended—

1 (1) by striking “December 31, 2011” each  
2 place it appears and inserting “December 31,  
3 2016”; and

4 (2) in clause (ii), by striking “February 1,  
5 2012” and inserting “February 1, 2017”.

6 **SEC. 1124. DISCLOSURE OF SENIOR MENTORS.**

7 (a) REQUIREMENT TO DISCLOSE NAMES OF SENIOR  
8 MENTORS.—The Secretary of Defense shall disclose the  
9 names of senior mentors serving in the Department of De-  
10 fense by publishing a list of the names on the publicly  
11 available website of the Department of Defense. The list  
12 shall be updated at least quarterly.

13 (b) SENIOR MENTOR DEFINED.—In this section, the  
14 term “senior mentor” has the meaning provided in the  
15 memorandum from the Secretary of Defense relating to  
16 policy on senior mentors, dated April 1, 2010.

17 **SEC. 1125. TERMINATION OF JOINT SAFETY CLIMATE AS-**  
18 **SESSMENT SYSTEM.**

19 Effective as of October 1, 2011, or the date of the  
20 enactment of this Act, whichever is later, the Joint Safety  
21 Climate Assessment System of the Department of Defense  
22 is terminated.

23 **TITLE XII—MATTERS RELATING**  
24 **TO FOREIGN NATIONS**

Subtitle A—Assistance and Training

Sec. 1201. Commanders’ Emergency Response Program in Afghanistan.

- Sec. 1202. Three-year extension of temporary authority to use acquisition and cross-servicing agreements to lend military equipment for personnel protection and survivability.
- Sec. 1203. Extension and expansion of authority for support of special operations to combat terrorism.
- Sec. 1204. Modification and extension of authorities relating to program to build the capacity of foreign military forces.
- Sec. 1205. Two-year extension of authorization for non-conventional assisted recovery capabilities.
- Sec. 1206. Support of foreign forces participating in operations to disarm the Lord's Resistance Army.
- Sec. 1207. Global Security Contingency Fund.

Subtitle B—Matters Relating to Iraq, Afghanistan, and Pakistan

- Sec. 1211. Extension and modification of logistical support for coalition forces supporting operations in Iraq and Afghanistan.
- Sec. 1212. One-year extension of authority to transfer defense articles and provide defense services to the military and security forces of Iraq and Afghanistan.
- Sec. 1213. One-year extension of authority for reimbursement of certain coalition nations for support provided to United States military operations.
- Sec. 1214. Limitation on funds to establish permanent military installations or bases in Iraq and Afghanistan.
- Sec. 1215. Authority to support operations and activities of the Office of Security Cooperation in Iraq.
- Sec. 1216. One-year extension of authority to use funds for reintegration activities in Afghanistan.
- Sec. 1217. Authority to establish a program to develop and carry out infrastructure projects in Afghanistan.
- Sec. 1218. Two-year extension of certain reports on Afghanistan.
- Sec. 1219. Limitation on availability of amounts for reintegration activities in Afghanistan.
- Sec. 1220. Extension and modification of Pakistan Counterinsurgency Fund.
- Sec. 1221. Benchmarks to evaluate the progress being made toward the transition of security responsibilities for Afghanistan to the Government of Afghanistan.

Subtitle C—Reports and Other Matters

- Sec. 1231. Report on Coalition Support Fund reimbursements to the Government of Pakistan for operations conducted in support of Operation Enduring Freedom.
- Sec. 1232. Review and report on Iran's and China's conventional and anti-access capabilities.
- Sec. 1233. Report on energy security of the NATO alliance.
- Sec. 1234. Comptroller General of the United States report on the National Guard State Partnership Program.
- Sec. 1235. Man-portable air-defense systems originating from Libya.
- Sec. 1236. Report on military and security developments involving the Democratic People's Republic of Korea.
- Sec. 1237. Sense of Congress on non-strategic nuclear weapons and extended deterrence policy.
- Sec. 1238. Annual report on military and security developments involving the People's Republic of China.

- Sec. 1239. Report on expansion of participation in Euro-NATO Joint Jet Pilot Training program.
- Sec. 1240. Report on Russian nuclear forces.
- Sec. 1241. Report on progress of the African Union in operationalizing the African Standby Force.
- Sec. 1242. Defense cooperation with Republic of Georgia.
- Sec. 1243. Prohibition on procurements from Communist Chinese military companies.
- Sec. 1244. Sharing of classified United States ballistic missile defense information with the Russian Federation.
- Sec. 1245. Imposition of sanctions with respect to the financial sector of Iran.

1                   **Subtitle A—Assistance and**  
2                   **Training**

3   **SEC. 1201. COMMANDERS' EMERGENCY RESPONSE PRO-**  
4                   **GRAM IN AFGHANISTAN.**

5           (a) **AUTHORITY FOR FISCAL YEAR 2012.**—During  
6 fiscal year 2012, from funds made available to the Depart-  
7 ment of Defense for operation and maintenance, not to  
8 exceed \$400,000,000 may be used by the Secretary of De-  
9 fense in such fiscal year to provide funds for the Com-  
10 manders' Emergency Response Program in Afghanistan.

11          (b) **QUARTERLY REPORTS AND BRIEFINGS.**—

12           (1) **QUARTERLY REPORTS.**—Not later than 45  
13 days after the end of each fiscal year quarter of fis-  
14 cal year 2012, the Secretary of Defense shall submit  
15 to the congressional defense committees a report re-  
16 garding the source of funds and the allocation and  
17 use of funds during that quarter that were made  
18 available pursuant to the authority provided in this  
19 section or under any other provision of law for the  
20 purposes of the program under subsection (a).

1           (2) FORM.—Each report required under para-  
2           graph (1) shall be submitted, at a minimum, in a  
3           searchable electronic format that enables the con-  
4           gressional defense committees to sort the report by  
5           amount expended, location of each project, type of  
6           project, or any other field of data that is included  
7           in the report.

8           (3) BRIEFINGS.—Not later than 15 days after  
9           the submission of each report required under para-  
10          graph (1), appropriate officials of the Department of  
11          Defense shall meet with the congressional defense  
12          committees to brief such committees on the matters  
13          contained in the report.

14          (c) SUBMISSION OF GUIDANCE.—

15           (1) INITIAL SUBMISSION.—Not later than 30  
16           days after the date of the enactment of this Act, the  
17           Secretary of Defense shall submit to the congress-  
18           sional defense committees a copy of the guidance  
19           issued by the Secretary to the Armed Forces con-  
20           cerning the allocation of funds through the Com-  
21           manders' Emergency Response Program in Afghani-  
22           stan.

23           (2) MODIFICATIONS.—If the guidance in effect  
24           for the purpose stated in paragraph (1) is modified,  
25           the Secretary shall submit to the congressional de-

1       fense committees a copy of the modification not later  
2       than 15 days after the date on which the Secretary  
3       makes the modification.

4       (d) **WAIVER AUTHORITY.**—For purposes of exer-  
5       cising the authority provided by this section or any other  
6       provision of law making funding available for the Com-  
7       manders’ Emergency Response Program in Afghanistan,  
8       the Secretary of Defense may waive any provision of law  
9       not contained in this section that would (but for the waiv-  
10      er) prohibit, restrict, limit, or otherwise constrain the exer-  
11      cise of that authority.

12      (e) **RESTRICTION ON AMOUNT OF PAYMENTS.**—  
13      Funds made available under this section for the Com-  
14      manders’ Emergency Response Program in Afghanistan  
15      may not be obligated or expended to carry out any project  
16      if the total amount of funds made available for the pur-  
17      pose of carrying out the project, including any ancillary  
18      or related elements of the project, exceeds \$20,000,000.

19      (f) **AUTHORITY TO ACCEPT CONTRIBUTIONS.**—The  
20      Secretary of Defense may accept cash contributions from  
21      any person, foreign government, or international organiza-  
22      tion to provide funds for the Commanders’ Emergency Re-  
23      sponse Program in Afghanistan in fiscal year 2012. Funds  
24      received by the Secretary may be credited to the operation  
25      and maintenance account from which funds are made

1 available to provide such funds, and may be used for such  
2 purpose until expended in addition to the funds specified  
3 in subsection (a).

4 (g) NOTIFICATION.—Not less than 15 days before ob-  
5 ligating or expending funds made available under this sec-  
6 tion for the Commanders' Emergency Response Program  
7 in Afghanistan for a project in Afghanistan with a total  
8 anticipated cost of \$5,000,000 or more, the Secretary of  
9 Defense shall submit to the congressional defense commit-  
10 tees a written notice containing the following information:

11 (1) The location, nature, and purpose of the  
12 proposed project, including how the project is in-  
13 tended to advance the military campaign plan for  
14 Afghanistan.

15 (2) The budget and implementation timeline for  
16 the proposed project, including any other funding  
17 under the Commanders' Emergency Response Pro-  
18 gram in Afghanistan that has been or is anticipated  
19 to be contributed to the completion of the project.

20 (3) A plan for the sustainment of the proposed  
21 project, including any agreement with either the  
22 Government of Afghanistan, a department or agency  
23 of the United States Government other than the De-  
24 partment of Defense, or a third party contributor to  
25 finance the sustainment of the activities and mainte-

1 nance of any equipment or facilities to be provided  
2 through the proposed project.

3 (h) COMMANDERS' EMERGENCY RESPONSE PRO-  
4 GRAM IN AFGHANISTAN DEFINED.—In this section, the  
5 term “Commanders’ Emergency Response Program in Af-  
6 ghanistan” means the program that—

7 (1) authorizes United States military com-  
8 manders in Afghanistan to carry out small-scale  
9 projects designed to meet urgent humanitarian relief  
10 requirements or urgent reconstruction requirements  
11 within their areas of responsibility; and

12 (2) provides an immediate and direct benefit to  
13 the people of Afghanistan.

14 (i) CONFORMING AMENDMENT.—Section 1202 of the  
15 National Defense Authorization Act for Fiscal Year 2006  
16 (Public Law 109–163; 119 Stat. 3455), as most recently  
17 amended by section 1212 of the Ike Skelton National De-  
18 fense Authorization Act for Fiscal Year 2011 (Public Law  
19 111–383; 124 Stat. 4389), is hereby repealed.

1 **SEC. 1202. THREE-YEAR EXTENSION OF TEMPORARY AU-**  
2 **THORITY TO USE ACQUISITION AND CROSS-**  
3 **SERVICING AGREEMENTS TO LEND MILITARY**  
4 **EQUIPMENT FOR PERSONNEL PROTECTION**  
5 **AND SURVIVABILITY.**

6 (a) **AUTHORITY.**—Subsection (a) of section 1202 of  
7 the John Warner National Defense Authorization Act for  
8 Fiscal Year 2007 (Public Law 109–364; 120 Stat. 2412),  
9 as amended by section 1203(a) of the Ike Skelton Na-  
10 tional Defense Authorization Act for Fiscal Year 2011  
11 (Public Law 111–383; 124 Stat. 4386), is further amend-  
12 ed—

13 (1) in paragraph (1), by striking “Iraq or”; and

14 (2) in paragraph (3)—

15 (A) in subparagraph (A), by striking “Iraq  
16 or”; and

17 (B) in subparagraph (C), by striking  
18 “Iraq, Afghanistan, or” and inserting “Afghani-  
19 stan or”.

20 (b) **EXPIRATION.**—Subsection (e) of such section, as  
21 amended by section 1204(b) of the Duncan Hunter Na-  
22 tional Defense Authorization Act for Fiscal Year 2009  
23 (Public Law 110–417; 122 Stat. 4623), is further amend-  
24 ed by striking “September 30, 2011” and inserting “Sep-  
25 tember 30, 2014”.

1 **SEC. 1203. EXTENSION AND EXPANSION OF AUTHORITY**  
2 **FOR SUPPORT OF SPECIAL OPERATIONS TO**  
3 **COMBAT TERRORISM.**

4 (a) **AUTHORITY.**—Subsection (a) of section 1208 of  
5 the Ronald W. Reagan National Defense Authorization  
6 Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat.  
7 2086), as most recently amended by section 1201 of the  
8 Ike Skelton National Defense Authorization Act for Fiscal  
9 Year 2011 (Public Law 111–383; 124 Stat. 4385), is fur-  
10 ther amended by striking “\$45,000,000” and inserting  
11 “\$50,000,000”.

12 (b) **CLARIFICATION OF LIMITATION ON FUNDING.**—  
13 Subsection (g) of such section, as amended by section  
14 1202(b) of the National Defense Authorization Act for  
15 Fiscal Year 2008 (Public Law 110–181; 122 Stat. 364),  
16 is further amended—

17 (1) by striking “each fiscal year” and inserting  
18 “any fiscal year”; and

19 (2) by striking “pursuant to title XV of this  
20 Act” and inserting “for that fiscal year”.

21 (c) **EXTENSION.**—Subsection (h) of such section, as  
22 most recently amended by section 1208(e) of the Duncan  
23 Hunter National Defense Authorization Act for Fiscal  
24 Year 2009 (Public Law 110–417; 122 Stat. 4626), is fur-  
25 ther amended by striking “2013” and inserting “2015”.

1 (d) BRIEFING AND REPORT.—Not later than 90 days  
2 after the date of the enactment of this Act, the Secretary  
3 of Defense shall provide to the Committees on Armed  
4 Services of the Senate and House of Representatives a  
5 briefing and a report that outlines future authorities the  
6 Secretary of Defense determines may be necessary to ade-  
7 quately conduct counterterrorism, unconventional warfare,  
8 and irregular warfare missions by special operations  
9 forces.

10 **SEC. 1204. MODIFICATION AND EXTENSION OF AUTHORI-**  
11 **TIES RELATING TO PROGRAM TO BUILD THE**  
12 **CAPACITY OF FOREIGN MILITARY FORCES.**

13 (a) LIMITATION.—

14 (1) IN GENERAL.—Subsection (c) of section  
15 1206 of the National Defense Authorization Act for  
16 Fiscal Year 2006 (Public Law 109–163; 119 Stat.  
17 3456), as most recently amended by section 1207(a)  
18 of the Ike Skelton National Defense Authorization  
19 Act for Fiscal Year 2011 (Public Law 111–383; 124  
20 Stat. 4389), is further amended in paragraph (5) by  
21 striking “fiscal year 2012” and inserting “each of  
22 fiscal years 2012 and 2013”.

23 (2) EFFECTIVE DATE.—The amendment made  
24 by paragraph (1) shall take effect on the date of the  
25 enactment of this Act and shall apply with respect

1 to programs under subsection (a) of such section  
2 that begin on or after that date.

3 (b) REPORT.—Subsection (f) of such section is  
4 amended to read as follows:

5 “(f) REPORT.—

6 “(1) IN GENERAL.—Not later than 90 days  
7 after the end of each fiscal year, the Secretary of  
8 Defense shall, with the concurrence of the Secretary  
9 of State, transmit to the congressional committees  
10 specified in subsection (e)(3) a report on the imple-  
11 mentation of this section for such fiscal year.

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

14 “(A) For each program to build the capac-  
15 ity of a foreign country’s national military  
16 forces or maritime security forces to conduct  
17 counterterrorism operations that was carried  
18 out during the fiscal year covered by such re-  
19 port the following:

20 “(i) A description of the nature and  
21 the extent of the potential or actual ter-  
22 rorist threat that the program is intended  
23 to address.

24 “(ii) A description of the program, in-  
25 cluding the objectives of the program and

1 the types of recipient nation units receiving  
2 assistance under the program.

3 “(iii) A description of the extent to  
4 which the program is implemented by  
5 United States Government personnel or  
6 contractors.

7 “(iv) A description of the participa-  
8 tion, if any, of the foreign country in the  
9 formulation of the program.

10 “(v) A description of the arrange-  
11 ments, if any, for the sustainment of the  
12 program and of the source of funds to sup-  
13 port sustainment of the program.

14 “(vi) An assessment of the effective-  
15 ness of the program in building the capac-  
16 ity of the foreign country to conduct  
17 counterterrorism operations during the fis-  
18 cal year covered by such report, and a de-  
19 scription of the metrics used to evaluate  
20 the effectiveness of the program.

21 “(B) A description of the procedures and  
22 guidance for monitoring and evaluating the re-  
23 sults of programs under this section.”.

24 (c) ONE-YEAR EXTENSION OF AUTHORITY.—Sub-  
25 section (g) of such section, as most recently amended by

1 section 1207(b) of the Ike Skelton National Defense Au-  
2 thorization Act for Fiscal Year 2011 (124 Stat. 4389),  
3 is further amended—

4 (1) by striking “September 30, 2012” and in-  
5 serting “September 30, 2013”; and

6 (2) by striking “fiscal years 2006 through  
7 2012” and inserting “fiscal years 2006 through  
8 2013”.

9 **SEC. 1205. TWO-YEAR EXTENSION OF AUTHORIZATION FOR**  
10 **NON-CONVENTIONAL ASSISTED RECOVERY**  
11 **CAPABILITIES.**

12 (a) NON-CONVENTIONAL ASSISTED RECOVERY CAPA-  
13 BILITIES.—Subsection (a) of section 943 of the Duncan  
14 Hunter National Defense Authorization Act for Fiscal  
15 Year 2009 (Public Law 13 110–417; 122 Stat. 4578) is  
16 amended by striking “Operation and Maintenance, Navy”  
17 and inserting “Operation and Maintenance, Defense-  
18 wide”.

19 (b) AUTHORIZED ACTIVITIES.—Subsection (c) of  
20 such section is amended—

21 (1) by inserting “entities conducting activities  
22 relating to operational preparation of the environ-  
23 ment, including” after “include the provision of sup-  
24 port to”; and

1           (2) by striking “or individuals” and inserting  
2           “or individuals,”.

3           (c) NOTICE TO CONGRESS ON USE OF AUTHORITY.—

4           Subsection (d) of such section is amended—

5           (1) by striking “Upon” and inserting the fol-  
6           lowing:

7           “(1) NOTICE.—The Secretary of Defense shall  
8           notify the congressional defense committees not later  
9           than 30 days prior to”;

10          (2) by striking “, the Secretary of Defense shall  
11          notify the congressional defense committees within  
12          72 hours of the use of such authority with respect  
13          to support of such activities” and inserting a period;  
14          and

15          (3) by adding at the end the following:

16          “(2) CONTENT.—Each notification required  
17          under paragraph (1) shall include the following in-  
18          formation:

19                 “(A) The amount of funds made available  
20                 for support of non-conventional assisted recov-  
21                 ery activities.

22                 “(B) A description of the non-conventional  
23                 assisted recovery activities.

24                 “(C) An identification of the type of recipi-  
25                 ents to receive support for non-conventional as-

1           sisted recovery activities, including foreign  
2           forces, irregular forces, groups, or individuals,  
3           as appropriate.”.

4           (d) QUARTERLY REPORT.—Subsection (e) of such  
5 section is amended to read as follows:

6           “(e) QUARTERLY REPORT.—

7                 “(1) REPORT.—The Secretary of Defense shall  
8           submit to the relevant congressional defense commit-  
9           tees a report on support for non-conventional as-  
10          sisted recovery activities under subsection (a) of this  
11          section. Such report shall be included as a part of  
12          the classified quarterly report on similar activities.

13                 “(2) CONTENTS.—The report shall, with re-  
14          spect to the covered period, include the following in-  
15          formation:

16                         “(A) The amount of funds obligated for  
17           support of non-conventional assisted recovery  
18           activities.

19                         “(B) A description of the non-conventional  
20           assisted recovery activities.

21                         “(C) An identification of the type of recipi-  
22           ents to receive support for non-conventional as-  
23           sisted recovery activities, including foreign  
24           forces, irregular forces, groups, or individuals,  
25           as appropriate.

1           “(D) The total amount of funds obligated  
2           for support of non-conventional assisted recov-  
3           ery activities, including budget details.

4           “(E) The total amount of funds obligated  
5           for support of non-conventional assisted recov-  
6           ery activities in prior fiscal years.

7           “(F) The intended duration of support for  
8           support of non-conventional assisted recovery  
9           activities.

10          “(G) A description of support or training  
11          provided to the recipients of support.

12          “(H) A value assessment of the support  
13          provided.

14          “(3) COVERED PERIOD.—In this subsection, the  
15          term ‘covered period’ means the period with respect  
16          to which the classified quarterly report on similar  
17          activities applies.”.

18          (e) LIMITATION ON INTELLIGENCE ACTIVITIES.—  
19          Subsection (f) of such section is amended by inserting “or  
20          support” after “conduct”.

21          (f) LIMITATION ON FOREIGN ASSISTANCE ACTIVI-  
22          TIES.—Subsection (g)(2) of such section is amended by  
23          striking “defense articles or defense services” and insert-  
24          ing “defense articles, defense services, or defense tech-  
25          nologies”.

1 (g) PERIOD OF AUTHORITY.—Subsection (h) of such  
2 section is amended by striking “2011” and inserting  
3 “2013”.

4 **SEC. 1206. SUPPORT OF FOREIGN FORCES PARTICIPATING**  
5 **IN OPERATIONS TO DISARM THE LORD’S RE-**  
6 **SISTANCE ARMY.**

7 (a) AUTHORITY.—Pursuant to the policy established  
8 by the Lord’s Resistance Army Disarmament and North-  
9 ern Uganda Recovery Act of 2009 (Public Law 111–172;  
10 124 Stat. 1209), the Secretary of Defense may, with the  
11 concurrence of Secretary of State, provide logistic support,  
12 supplies, and services for foreign forces participating in  
13 operations to mitigate and eliminate the threat posed by  
14 the Lord’s Resistance Army as follows:

15 (1) The national military forces of Uganda.

16 (2) The national military forces of any other  
17 country determined by the Secretary of Defense,  
18 with the concurrence of the Secretary of State, to be  
19 participating in such operations.

20 (b) PARTICIPATION OF UNITED STATES PER-  
21 SONNEL.—No United States Armed Forces personnel,  
22 United States civilian employees, or United States civilian  
23 contractor personnel may participate in combat operations  
24 in connection with the provision of support under sub-  
25 section (a), except for the purpose of acting in self-defense

1 or of rescuing any United States citizen (including any  
2 member of the United States Armed Forces, any United  
3 States civilian employee, or any United States civilian con-  
4 tractor).

5 (c) FUNDING.—

6 (1) IN GENERAL.—Of the amount authorized to  
7 be appropriated for the Department of Defense for  
8 each of fiscal years 2012 and 2013 for operation  
9 and maintenance, not more than \$35,000,000 may  
10 be utilized in each such fiscal year to provide sup-  
11 port under subsection (a).

12 (2) AVAILABILITY OF FUNDS ACROSS FISCAL  
13 YEARS.—Amounts available under this subsection  
14 for a fiscal year for support under the authority in  
15 subsection (a) may be used for support under that  
16 authority that begins in such fiscal year but ends in  
17 the next fiscal year.

18 (d) LIMITATIONS.—

19 (1) IN GENERAL.—The Secretary of Defense  
20 may not use the authority in subsection (a) to pro-  
21 vide any type of support that is otherwise prohibited  
22 by any provision of law.

23 (2) ELIGIBLE COUNTRIES.—The Secretary of  
24 Defense may not use the authority in subsection (a)  
25 to provide support to any foreign country that is

1 otherwise prohibited from receiving such type of sup-  
2 port under any other provision of law.

3 (e) NOTICE TO CONGRESS ON ELIGIBLE COUN-  
4 TRIES.—The Secretary of Defense may not provide sup-  
5 port under subsection (a) for the national military forces  
6 of a country determined to be eligible for such support  
7 under that subsection until the Secretary notifies the ap-  
8 propriate committees of Congress of the eligibility of the  
9 country for such support.

10 (f) NOTICE TO CONGRESS ON SUPPORT TO BE PRO-  
11 VIDED.—Not less than 15 days before the date on which  
12 funds are obligated to provide support under subsection  
13 (a), the Secretary of Defense shall submit to the appro-  
14 priate committees of Congress a notice setting forth the  
15 following:

- 16 (1) The type of support to be provided.
- 17 (2) The national military forces to be sup-  
18 ported.
- 19 (3) The objectives of such support.
- 20 (4) The estimated cost of such support.
- 21 (5) The intended duration of such support.

22 (g) DEFINITIONS.—In this section:

- 23 (1) The term “appropriate committees of Con-  
24 gress” means—

1 (A) the Committee on Armed Services, the  
2 Committee on Foreign Relations, and the Com-  
3 mittee on Appropriations of the Senate; and

4 (B) the Committee on Armed Services, the  
5 Committee on Foreign Affairs, and the Com-  
6 mittee on Appropriations of the House of Rep-  
7 resentatives.

8 (2) The term “logistic support, supplies, and  
9 services” has the meaning given that term in section  
10 2350(1) of title 10, United States Code.

11 (h) EXPIRATION.—The authority provided under this  
12 section may not be exercised after September 30, 2013.

13 **SEC. 1207. GLOBAL SECURITY CONTINGENCY FUND.**

14 (a) ESTABLISHMENT.—There is established on the  
15 books of the Treasury of the United States an account  
16 to be known as the “Global Security Contingency Fund”  
17 (in this section referred to as the “Fund”).

18 (b) AUTHORITY.—Notwithstanding any other provi-  
19 sion of law (other than the provisions of section 620A of  
20 the Foreign Assistance Act of 1961 (22 U.S.C. 2371) and  
21 the section 620J of such Act relating to limitations on as-  
22 sistance to security forces (22 U.S.C. 2378d)), amounts  
23 in the Fund shall be available to either the Secretary of  
24 State or the Secretary of Defense to provide assistance  
25 to countries designated by the Secretary of State, with the

1 concurrence of the Secretary of Defense, for purposes of  
2 this section, as follows:

3 (1) To enhance the capabilities of a country's  
4 national military forces, and other national security  
5 forces that conduct border and maritime security,  
6 internal defense, and counterterrorism operations, as  
7 well as the government agencies responsible for such  
8 forces, to—

9 (A) conduct border and maritime security,  
10 internal defense, and counterterrorism oper-  
11 ations; and

12 (B) participate in or support military, sta-  
13 bility, or peace support operations consistent  
14 with United States foreign policy and national  
15 security interests.

16 (2) For the justice sector (including law en-  
17 forcement and prisons), rule of law programs, and  
18 stabilization efforts in a country in cases in which  
19 the Secretary of State, in consultation with the Sec-  
20 retary of Defense, determines that conflict or insta-  
21 bility in a country or region challenges the existing  
22 capability of civilian providers to deliver such assist-  
23 ance.

24 (c) TYPES OF ASSISTANCE.—

1           (1) AUTHORIZED ELEMENTS.—A program to  
2 provide the assistance under subsection (b)(1) may  
3 include the provision of equipment, supplies, and  
4 training.

5           (2) REQUIRED ELEMENTS.—A program to pro-  
6 vide the assistance under subsection (b)(1) shall in-  
7 clude elements that promote—

8                   (A) observance of and respect for human  
9 rights and fundamental freedoms; and

10                   (B) respect for legitimate civilian authority  
11 within the country concerned.

12           (d) FORMULATION AND APPROVAL OF ASSISTANCE  
13 PROGRAMS.—

14           (1) SECURITY PROGRAMS.—The Secretary of  
15 State and the Secretary of Defense shall jointly for-  
16 mulate assistance programs under subsection (b)(1).  
17 Assistance programs to be carried out pursuant to  
18 subsection (b)(1) shall be approved by the Secretary  
19 of State, with the concurrence of the Secretary of  
20 Defense, before implementation.

21           (2) JUSTICE SECTOR AND STABILIZATION PRO-  
22 GRAMS.—The Secretary of State, in consultation  
23 with the Secretary of Defense, shall formulate assist-  
24 ance programs under subsection (b)(2). Assistance  
25 programs to be carried out under the authority in

1 subsection (b)(2) shall be approved by the Secretary  
2 of State, with the concurrence of the Secretary of  
3 Defense, before implementation.

4 (e) RELATION TO OTHER AUTHORITIES.—The au-  
5 thority to provide assistance under this section is in addi-  
6 tion to any other authority to provide assistance to foreign  
7 nations. The administrative authorities of the Foreign As-  
8 sistance Act of 1961 (22 U.S.C. 2151 et seq.) shall be  
9 available to the Secretary of State with respect to funds  
10 available to carry out this section.

11 (f) TRANSFER AUTHORITY.—

12 (1) DEPARTMENT OF DEFENSE FUNDS.—Funds  
13 authorized to be appropriated to the Department of  
14 Defense for operation and maintenance for Defense-  
15 wide activities may be transferred to the Fund by  
16 the Secretary of Defense in accordance with estab-  
17 lished procedures for reprogramming under section  
18 1001 of this Act and successor provisions of law.  
19 Amounts transferred under this paragraph shall be  
20 merged with funds otherwise made available under  
21 this section and remain available until expended as  
22 provided in subsection (i) for the purposes specified  
23 in subsection (b).

24 (2) LIMITATION.—The total amount of funds  
25 transferred to the Fund in any fiscal year from the

1 Department of Defense may not exceed  
2 \$200,000,000.

3 (3) TRANSFERS TO OTHER ACCOUNTS.—Funds  
4 available to carry out assistance authorized by this  
5 section may be transferred to an agency or account  
6 determined most appropriate to facilitate the provi-  
7 sion of assistance authorized by this section.

8 (4) RELATION TO OTHER TRANSFER AUTHORI-  
9 TIES.—The transfer authorities in paragraphs (1)  
10 and (3) are in addition to any other transfer author-  
11 ity available to the Department of Defense.

12 (g) ALLOCATION OF CONTRIBUTIONS TO ASSIST-  
13 ANCE.—The contribution of the Secretary of State to an  
14 activity under the authority in subsection (b) shall be not  
15 less than 20 percent of the total amount required for such  
16 activity. The contribution of the Secretary of Defense to  
17 such activity shall be not more than 80 percent of the total  
18 amount required.

19 (h) AUTHORITY TO ACCEPT GIFTS.—The Secretary  
20 of State may use money, funds, property, and services ac-  
21 cepted pursuant to the authority of section 635(d) of the  
22 Foreign Assistance Act of 1961 (22 U.S.C. 2395(d)) to  
23 fulfill the purposes of subsection (b).

24 (i) AVAILABILITY OF FUNDS.—Amounts in the Fund  
25 shall remain available until September 30, 2015, except

1 that amounts appropriated or transferred to the Fund be-  
2 fore that date shall remain available for obligation and ex-  
3 penditure after that date for activities under programs  
4 commenced under subsection (b) before that date.

5 (j) ADMINISTRATIVE EXPENSES.—Amounts in the  
6 Fund may be used for necessary administrative expenses  
7 in connection with the provision of assistance under this  
8 section.

9 (k) DETAIL OF PERSONNEL.—The head of an agency  
10 of the United States Government may detail personnel to  
11 the Department of State to carry out the purposes of this  
12 section, with or without reimbursement for all or part of  
13 the costs of salaries and other expenses associated with  
14 such personnel.

15 (l) NOTICES TO CONGRESS.—

16 (1) IN GENERAL.—Not less than 15 days before  
17 initiating an activity under a program of assistance  
18 under subsection (b), the Secretary of State, with  
19 the concurrence of the Secretary of Defense, shall  
20 submit to the specified congressional committees a  
21 notification that includes the following:

22 (A) A detailed justification for the pro-  
23 gram.

1           (B) The budget, execution plan and  
2           timeline, and anticipated completion date for  
3           the activity.

4           (C) A list of other security-related assist-  
5           ance or justice sector and stabilization assist-  
6           ance that the United States is currently pro-  
7           viding the country concerned and that is related  
8           to or supported by the activity.

9           (D) Such other information relating to the  
10          program or activity as the Secretary of State or  
11          Secretary of Defense considers appropriate.

12          (2) EXERCISE OF TRANSFER AUTHORITY.—No  
13          transfer of funds into the Fund under subsection (f)  
14          or any other authority may occur until 15 days after  
15          the specified congressional committees are notified  
16          of the transfer.

17          (3) GUIDANCE AND PROCESSES FOR EXERCISE  
18          OF AUTHORITY.—The Secretary of State, with the  
19          concurrence of the Secretary of Defense, shall notify  
20          the specified congressional committees 15 days after  
21          the date on which all necessary guidance has been  
22          issued and processes for implementation of the au-  
23          thority in subsection (b) are established and fully  
24          operational.

1 (m) ANNUAL REPORTS.—Not later than October 30,  
2 2012, and annually thereafter until the expiration of the  
3 authority in subsection (b) pursuant to subsection (q), the  
4 Secretary of State and the Secretary of Defense jointly  
5 shall submit to the specified congressional committees a  
6 report on the following:

7 (1) The obligation of funds from, and transfer  
8 of funds into, the Fund during the preceding fiscal  
9 year.

10 (2) The status of programs and activities au-  
11 thORIZED under this section during the preceding fis-  
12 cal year.

13 (n) TRANSITIONAL AUTHORITIES.—

14 (1) IN GENERAL.—The Secretary of Defense  
15 may, with the concurrence of the Secretary of State,  
16 provide the types of assistance described in sub-  
17 section (c), and assistance for minor military con-  
18 struction, during fiscal year 2012 as follows:

19 (A) To enhance the capacity of the na-  
20 tional military forces, security agencies serving  
21 a similar defense function, and border security  
22 forces of Djibouti, Ethiopia, and Kenya to con-  
23 duct counterterrorism operations against al-  
24 Qaeda, al-Qaeda affiliates, and al Shabaab.

1           (B) To enhance the capacity of national  
2 military forces participating in the African  
3 Union Mission in Somalia to conduct  
4 counterterrorism operations described in sub-  
5 paragraph (A).

6           (C) To enhance the ability of the Yemen  
7 Ministry of Interior Counter Terrorism Forces  
8 to conduct counter-terrorism operations against  
9 al-Qaeda in the Arabian Peninsula and its af-  
10 filiates.

11           (2) LIMITATIONS.—

12           (A) ASSISTANCE OTHERWISE PROHIBITED  
13 BY LAW.—The Secretary of Defense may not  
14 use the authority in this subsection to provide  
15 any type of assistance that is otherwise prohib-  
16 ited by any provision of law.

17           (B) ELIGIBLE COUNTRIES.—The Secretary  
18 of Defense may not use the authority in this  
19 subsection to provide a type of assistance to a  
20 foreign country that is otherwise prohibited  
21 from receiving such type of assistance under  
22 any other provision of law.

23           (C) YEMEN.—The authority specified in  
24 paragraph (1)(C), and the authority to provide  
25 assistance pursuant to section 1206 of the Na-

1            tional Defense Authorization Act for Fiscal  
2            Year 2006 (Public Law 109–163; 119 Stat.  
3            2456), may not be used for Yemen until 30  
4            days after the date on which the Secretary of  
5            Defense and the Secretary of State jointly cer-  
6            tify in writing to the specified congressional  
7            committees that the use of such authority is im-  
8            portant to the national security interests of the  
9            United States. The certification shall include  
10           the following:

- 11                    (i) The reasons for the certification.  
12                    (ii) A justification for the provision of  
13                    assistance.  
14                    (iii) An acknowledgment by the Sec-  
15                    retary of Defense and the Secretary of  
16                    State that they have received assurance  
17                    from the Government of Yemen that any  
18                    assistance so provided will be utilized in  
19                    manner consistent with subsection (c)(2).

20            (3) NOTICE TO CONGRESS.—Not less than 15  
21            days before funds are obligated to provide assistance  
22            under this subsection, the Secretary of Defense shall  
23            submit to the specified congressional committees a  
24            notice setting forth the following:

- 25                    (A) The type of assistance to be provided.

1 (B) The national military forces to be sup-  
2 ported.

3 (C) The objectives of such assistance.

4 (D) The estimated cost of such assistance.

5 (E) The intended duration of such assist-  
6 ance.

7 (4) TERMINATION.—

8 (A) IN GENERAL.—Assistance authorized  
9 by this subsection may be provided until the  
10 earlier of—

11 (i) the date on which the Secretary of  
12 State determines that all necessary guid-  
13 ance has been issued and processes for im-  
14 plementation of the authority in subsection

15 (b) are established and fully operational; or

16 (ii) September 30, 2012.

17 (B) COMPLETION OF ONGOING ACTIVITIES  
18 AFTER TERMINATION.—An assistance activity  
19 authorized by this subsection that begins before  
20 the date of termination provided in subpara-  
21 graph (A) may be completed after that date,  
22 but only using funds available before that date.

23 (o) FUNDING.—

24 (1) FISCAL YEAR 2012.—The total amount  
25 available to the Department of Defense and the De-

1       partment of State to provide assistance under this  
2       section during fiscal year 2012 may not exceed  
3       \$350,000,000, of which—

4               (A) \$75,000,000 may be used for assist-  
5               ance authorized by subparagraphs (A) and (B)  
6               of subsection (n)(1); and

7               (B) \$75,000,000 may be used for assist-  
8               ance authorized by subparagraph (C) of sub-  
9               section (n)(1).

10       (2) FISCAL YEARS 2013 AND AFTER.—The total  
11       amount available to the Department of Defense and  
12       the Department of State to provide assistance under  
13       this section during a fiscal year after fiscal year  
14       2012 may not exceed \$300,000,000.

15       (p) SPECIFIED CONGRESSIONAL COMMITTEES.—In  
16       this section, the term “specified congressional commit-  
17       tees” means—

18               (1) the Committee on Armed Services, the  
19               Committee on Foreign Affairs, and the Committee  
20               on Appropriations of the House of Representatives;  
21               and

22               (2) the Committee on Armed Services, the  
23               Committee on Foreign Relations, and the Committee  
24               on Appropriations of the Senate.

1 (q) EXPIRATION.—The authority under this section  
2 may not be exercised after September 30, 2015. An activ-  
3 ity under a program authorized by subsection (b) com-  
4 menced before that date may be completed after that date,  
5 but only using funds available for fiscal years 2012  
6 through 2015.

7 **Subtitle B—Matters Relating to**  
8 **Iraq, Afghanistan, and Pakistan**

9 **SEC. 1211. EXTENSION AND MODIFICATION OF LOGISTICAL**  
10 **SUPPORT FOR COALITION FORCES SUP-**  
11 **PORTING OPERATIONS IN IRAQ AND AFGHAN-**  
12 **ISTAN.**

13 (a) EXTENSION.—Section 1234 of the National De-  
14 fense Authorization Act for Fiscal Year 2008 (Public Law  
15 110–181; 122 Stat. 394), as amended by section 1218 of  
16 the Ike Skelton National Defense Authorization Act for  
17 Fiscal Year 2011 (Public Law 111–383; 124 Stat. 4394),  
18 is further amended by striking “fiscal year 2011” each  
19 place it appears and inserting “fiscal year 2012”.

20 (b) AMOUNT OF FUNDS AVAILABLE.—Subsection (d)  
21 of such section is amended by striking “\$400,000,000”  
22 and inserting “\$450,000,000”.

1 **SEC. 1212. ONE-YEAR EXTENSION OF AUTHORITY TO**  
2 **TRANSFER DEFENSE ARTICLES AND PRO-**  
3 **VIDE DEFENSE SERVICES TO THE MILITARY**  
4 **AND SECURITY FORCES OF IRAQ AND AF-**  
5 **GHANISTAN.**

6 (a) **EXTENSION OF AUTHORITY.**—Subsection (h) of  
7 section 1234 of the National Defense Authorization Act  
8 for Fiscal Year 2010 (Public Law 111–84; 123 Stat.  
9 2532), as amended by section 1214 of the Ike Skelton Na-  
10 tional Defense Authorization Act for Fiscal Year 2011  
11 (Public Law 111–383; 124 Stat. 4391), is further amend-  
12 ed by striking “December 31, 2011” and inserting “De-  
13 cember 31, 2012”.

14 (b) **QUARTERLY REPORTS.**—Subsection (f)(1) of  
15 such section, as so amended, is further amended by strik-  
16 ing “and every 90 days thereafter through March 31,  
17 2012” and inserting “every 90 days thereafter through  
18 March 31, 2012, and at the end of each calendar quarter,  
19 if any, thereafter through March 31, 2013, in which the  
20 authority in subsection (a) is implemented”.

21 **SEC. 1213. ONE-YEAR EXTENSION OF AUTHORITY FOR RE-**  
22 **IMBURSEMENT OF CERTAIN COALITION NA-**  
23 **TIONS FOR SUPPORT PROVIDED TO UNITED**  
24 **STATES MILITARY OPERATIONS.**

25 (a) **EXTENSION.**—Subsection (a) of section 1233 of  
26 the National Defense Authorization Act for Fiscal Year

1 2008 (Public Law 110–181; 122 Stat. 393), as amended  
2 by section 1223 of the National Defense Authorization Act  
3 for Fiscal Year 2010 (Public Law 111–84; 123 Stat.  
4 2519) and section 1213 of the Ike Skelton National De-  
5 fense Authorization Act for Fiscal Year 2011 (Public Law  
6 111–383; 124 Stat. 4391), is further amended by striking  
7 “by section 1510 of the Ike Skelton National Defense Au-  
8 thorization Act for Fiscal Year 2011” and inserting “for  
9 fiscal year 2012 for overseas contingency operations”.

10 (b) LIMITATION ON AMOUNT AVAILABLE.—Sub-  
11 section (d)(1) of such section, as so amended, is further  
12 amended—

13 (1) by striking “fiscal year 2010 or 2011” and  
14 inserting “fiscal year 2012”; and

15 (2) by striking “\$1,600,000,000” and inserting  
16 “\$1,690,000,000”.

17 (c) TECHNICAL AMENDMENT.—Subsection (c)(2) of  
18 such section, as so amended, is further amended by insert-  
19 ing a comma after “Budget”.

20 (d) EXTENSION OF NOTICE REQUIREMENT RELAT-  
21 ING TO REIMBURSEMENT OF PAKISTAN FOR SUPPORT  
22 PROVIDED BY PAKISTAN.—Section 1232(b)(6) of the Na-  
23 tional Defense Authorization Act for Fiscal Year 2008  
24 (122 Stat. 393), as most recently amended by section  
25 1213(d) of the Ike Skelton National Defense Authoriza-

1 tion Act for Fiscal Year 2011, is further amended by  
2 striking “September 30, 2012” and inserting “September  
3 30, 2013”.

4 **SEC. 1214. LIMITATION ON FUNDS TO ESTABLISH PERMA-**  
5 **NENT MILITARY INSTALLATIONS OR BASES**  
6 **IN IRAQ AND AFGHANISTAN.**

7 (a) NO PERMANENT MILITARY BASES IN IRAQ.—  
8 None of the funds authorized to be appropriated by this  
9 Act may be obligated or expended by the United States  
10 Government to establish any military installation or base  
11 for the purpose of providing for the permanent stationing  
12 of United States Armed Forces in Iraq.

13 (b) NO PERMANENT MILITARY BASES IN AFGHANI-  
14 STAN.—None of the funds authorized to be appropriated  
15 by this Act may be obligated or expended by the United  
16 States Government to establish any military installation  
17 or base for the purpose of providing for the permanent  
18 stationing of United States Armed Forces in Afghanistan.

19 **SEC. 1215. AUTHORITY TO SUPPORT OPERATIONS AND AC-**  
20 **TIVITIES OF THE OFFICE OF SECURITY CO-**  
21 **OPERATION IN IRAQ.**

22 (a) AUTHORITY.—The Secretary of Defense may sup-  
23 port United States Government transition activities in  
24 Iraq by providing funds for the following:

1           (1) Operations and activities of the Office of  
2           Security Cooperation in Iraq.

3           (2) Operations and activities of security assist-  
4           ance teams in Iraq.

5           (b) TYPES OF SUPPORT.—The operations and activi-  
6           ties for which the Secretary may provide funds under the  
7           authority in subsection (a) may include life support, trans-  
8           portation and personal security, and construction and ren-  
9           ovation of facilities.

10          (c) LIMITATION ON AMOUNT.—The total amount of  
11          funds provided under the authority in subsection (a) in  
12          fiscal year 2012 may not exceed \$524,000,000.

13          (d) SOURCE OF FUNDS.—Funds for purposes of sub-  
14          section (a) for fiscal year 2012 shall be derived from  
15          amounts available for that fiscal year for operation and  
16          maintenance for the Air Force.

17          (e) COVERAGE OF COSTS OF OSCI IN CONNECTION  
18          WITH SALES OF DEFENSE ARTICLES OR DEFENSE SERV-  
19          ICES TO IRAQ.—The President shall ensure that any letter  
20          of offer for the sale to Iraq of any defense articles or de-  
21          fense services issued after the date of the enactment of  
22          this Act includes, consistent with the provisions of the  
23          Arms Export Control Act (22 U.S.C. 2751 et seq.),  
24          charges sufficient to recover the costs of operations and

1 activities of security assistance teams in Iraq in connection  
2 with such sale.

3 (f) REPORT.—Not later than 180 days after the date  
4 of the enactment of this Act, the Secretary of Defense  
5 shall, in consultation with the Secretary of State, submit  
6 to the congressional defense committees, the Committee  
7 on Foreign Relations of the Senate, and the Committee  
8 on Foreign Affairs of the House of Representatives a re-  
9 port on the activities of the Office of Security Cooperation  
10 in Iraq. The report shall include the following:

11 (1) A description, in unclassified form (but with  
12 a classified annex if appropriate), of any capability  
13 gaps in the security forces of Iraq, including capa-  
14 bility gaps relating to intelligence matters, protection  
15 of Iraq airspace, and logistics and maintenance.

16 (2) A description of the manner in which the  
17 programs of the Office of Security Cooperation in  
18 Iraq, in conjunction with other United States pro-  
19 grams such as the Foreign Military Financing pro-  
20 gram, the Foreign Military Sales program, and joint  
21 training exercises, will address the capability gaps  
22 described in paragraph (1) if the Government of  
23 Iraq requests assistance in addressing such capa-  
24 bility gaps.

1 **SEC. 1216. ONE-YEAR EXTENSION OF AUTHORITY TO USE**  
2 **FUNDS FOR REINTEGRATION ACTIVITIES IN**  
3 **AFGHANISTAN.**

4 Section 1216 of the Ike Skelton National Defense  
5 Authorization Act for Fiscal Year 2011 (Public Law 111–  
6 383; 124 Stat. 4392) is amended—

7 (1) in subsection (a), by striking “for fiscal  
8 year 2011” and inserting “in each of fiscal years  
9 2011 and 2012”; and

10 (2) in subsection (e), by striking “December 31,  
11 2011” and inserting “December 31, 2012”.

12 **SEC. 1217. AUTHORITY TO ESTABLISH A PROGRAM TO DE-**  
13 **VELOP AND CARRY OUT INFRASTRUCTURE**  
14 **PROJECTS IN AFGHANISTAN.**

15 (a) **FUNDING.**—Subsection (f) of section 1217 of the  
16 Ike Skelton National Defense Authorization Act for Fiscal  
17 Year 2011 (Public Law 111–383; 124 Stat. 4393; 22  
18 U.S.C. 7513 note) is amended—

19 (1) in paragraph (1)—

20 (A) by striking “The” and inserting “Sub-  
21 ject to paragraph (2), the”; and

22 (B) by striking “fiscal year 2011” and in-  
23 serting “fiscal year 2012”;

24 (2) by redesignating paragraph (2) as para-  
25 graph (3);

1           (3) by inserting after paragraph (1) the fol-  
2           lowing new paragraph:

3           “(2) LIMITATION.—The Secretary of Defense  
4           may use not more than 85 percent of the amount  
5           specified in paragraph (1) to carry out the program  
6           authorized under subsection (a) until the Secretary  
7           of Defense, in consultation with the Secretary of  
8           State, submits to the appropriate congressional com-  
9           mittees a plan for the allocation and use of funds  
10          under the program for fiscal year 2012.”; and

11          (4) in paragraph (3), as redesignated by para-  
12          graph (2) of this subsection, by striking “until Sep-  
13          tember 30, 2012.” and inserting “as follows:

14                 “(A) In the case of funds for fiscal year  
15                 2011, until September 30, 2012.

16                 “(B) In the case of funds for fiscal year  
17                 2012, until September 30, 2013.”.

18          (b) NOTICE TO CONGRESS.—Subsection (g) of such  
19          section is amended by striking “30 days” and inserting  
20          “15 days”.

21          **SEC. 1218. TWO-YEAR EXTENSION OF CERTAIN REPORTS ON**  
22                                 **AFGHANISTAN.**

23          (a) REPORT ON PROGRESS TOWARD SECURITY AND  
24          STABILITY IN AFGHANISTAN.—Section 1230(a) of the  
25          National Defense Authorization Act for Fiscal Year 2008

1 (Public Law 110–181; 122 Stat. 385), as most recently  
2 amended by section 1231 of the Ike Skelton National De-  
3 fense Authorization Act for Fiscal Year 2011 (Public Law  
4 111–383; 124 Stat. 4395), is further amended by striking  
5 “2012” and inserting “2014”.

6 (b) REPORT ON UNITED STATES PLAN FOR SUS-  
7 TAINING AFGHANISTAN NATIONAL SECURITY FORCES.—  
8 Section 1231(a) of the National Defense Authorization  
9 Act for Fiscal Year 2008 (122 Stat. 390), as amended  
10 by section 1232 of the Ike Skelton National Defense Au-  
11 thorization Act for Fiscal Year 2011 (124 Stat. 4395),  
12 is further amended by striking “2012” and inserting  
13 “2014”.

14 **SEC. 1219. LIMITATION ON AVAILABILITY OF AMOUNTS FOR**  
15 **REINTEGRATION ACTIVITIES IN AFGHANI-**  
16 **STAN.**

17 Not more than 50 percent of the amount available  
18 for fiscal year 2012 for reintegration activities in Afghani-  
19 stan under the authority of section 1216 of the Ike Skel-  
20 ton National Defense Authorization Act for Fiscal Year  
21 2011 (Public Law 111–383; 124 Stat. 4392), as amended  
22 by section 1216 of this Act, may be used to provide assist-  
23 ance to the Government of Afghanistan until the Secretary  
24 of Defense, in consultation with the Secretary of State,  
25 determines and certifies to Congress that women in Af-

1 ghanistan are an integral part of the reconciliation process  
2 between the Government of Afghanistan and the Taliban.

3 **SEC. 1220. EXTENSION AND MODIFICATION OF PAKISTAN**  
4 **COUNTERINSURGENCY FUND.**

5 (a) IN GENERAL.—Section 1224(h) of the National  
6 Defense Authorization Act for Fiscal Year 2010 (Public  
7 Law 111–84; 123 Stat. 2521), as amended by section  
8 1220 of the Ike Skelton National Defense Authorization  
9 Act for Fiscal Year 2011 (Public Law 111–383; 124 Stat.  
10 4395), is further amended by striking “September 30,  
11 2011” both places it appears and inserting “September  
12 30, 2012”.

13 (b) LIMITATION ON FUNDS SUBJECT TO REPORT  
14 AND UPDATES.—

15 (1) LIMITATION ON FUNDS; REPORT RE-  
16 QUIRED.—

17 (A) IN GENERAL.—Of the amounts appro-  
18 priated or transferred to the Pakistan  
19 Counterinsurgency Fund (hereafter in this sub-  
20 section referred to as the “Fund”) for fiscal  
21 year 2012, not more than 40 percent of such  
22 amounts may be obligated or expended until  
23 such time as the Secretary of Defense, with the  
24 concurrence of the Secretary of State, submits

1 to the appropriate congressional committees a  
2 report on—

3 (i) a strategy to utilize the Fund and  
4 the metrics used to determine progress  
5 with respect to the Fund; and

6 (ii) a strategy to enhance Pakistani  
7 efforts to counter improvised explosive de-  
8 vices (IEDs).

9 (B) MATTER TO BE INCLUDED.—Such re-  
10 port shall include, at a minimum, the following:

11 (i) A discussion of United States stra-  
12 tegic objectives in Pakistan.

13 (ii) A listing of the terrorist or ex-  
14 tremist organizations in Pakistan opposing  
15 United States goals in the region and  
16 against which the United States encour-  
17 ages Pakistan to take action.

18 (iii) A discussion of the gaps in capa-  
19 bilities of Pakistani security units that  
20 hamper the ability of the Government of  
21 Pakistan to take action against the organi-  
22 zations listed in clause (ii).

23 (iv) A discussion of how assistance  
24 provided utilizing the Fund will address

1 the gaps in capabilities listed in clause  
2 (iii).

3 (v) A discussion of other efforts un-  
4 dertaken by other United States Govern-  
5 ment departments and agencies to address  
6 the gaps in capabilities listed in clause (iii)  
7 or complementary activities of the Depart-  
8 ment of Defense and how those efforts are  
9 coordinated with the activities undertaken  
10 to utilize the Fund.

11 (vi) A discussion of whether the Gov-  
12 ernment of Pakistan is demonstrating a  
13 continuing commitment to and is making  
14 significant efforts toward the implementa-  
15 tion of a strategy to counter IEDs, includ-  
16 ing efforts to attack IED networks, mon-  
17 itor known precursors used in IEDs, and  
18 develop a strict protocol for the manufac-  
19 ture of explosive materials, including cal-  
20 cium ammonium nitrate, and accessories  
21 and their supply to legitimate end users.

22 (vii) Metrics that will be used to track  
23 progress in achieving the United States  
24 strategic objectives in Pakistan, to track  
25 progress of the Government of Pakistan in

1           combating the organizations listed in  
2           clause (ii), to address the gaps in capabili-  
3           ties listed in clause (iii), and to track the  
4           progress of the Government of Pakistan in  
5           implementing the strategy to counter IEDs  
6           described in clause (vi).

7           (2) ANNUAL UPDATE REQUIRED.—For any fis-  
8           cal year in which amounts in the Fund are requested  
9           to be made available to the Secretary of Defense, the  
10          Secretary of Defense, with the concurrence of the  
11          Secretary of State, shall submit to the appropriate  
12          congressional committees, at the same time that the  
13          President’s budget is submitted pursuant to section  
14          1105(a) of title 31, United States Code, an update  
15          of the report required under paragraph (1).

16          (3) FORM.—The report required under para-  
17          graph (1) and the update required under paragraph  
18          (2) shall be submitted in unclassified form, but may  
19          contain a classified annex as necessary.

20          (4) APPROPRIATE CONGRESSIONAL COMMIT-  
21          TEES DEFINED.—In this subsection, the term “ap-  
22          propriate congressional committees” means—

23                  (A) the congressional defense committees;  
24                  and

1 (B) the Committee on Foreign Relations of  
2 the Senate and the Committee on Foreign Af-  
3 fairs of the House of Representatives.

4 (c) QUARTERLY REPORTS.—

5 (1) IN GENERAL.—Section 1224(f) of the Na-  
6 tional Defense Authorization Act for Fiscal Year  
7 2010 (Public Law 111–84; 123 Stat. 2522) is  
8 amended—

9 (A) by striking “Not later” and inserting  
10 the following:

11 “(1) IN GENERAL.—Not later”; and

12 (B) by adding at the end the following:

13 “(2) MATTERS TO BE INCLUDED.—The Sec-  
14 retary of Defense, with the concurrence with the  
15 Secretary of State, shall include in the report re-  
16 quired under paragraph (1) the following:

17 “(A) A discussion of progress in achieving  
18 United States strategic objectives in Pakistan  
19 during such fiscal quarter, utilizing metrics  
20 used to track progress in achieving such stra-  
21 tegic objectives.

22 “(B) A discussion of progress made by  
23 programs supported from amounts in the Fund  
24 during such fiscal quarter.”.

1           (2) EFFECTIVE DATE.—The amendments made  
2           by paragraph (1) take effect on the date of the en-  
3           actment of this Act and apply with respect to each  
4           report required to be submitted under section  
5           1224(f) of the National Defense Authorization Act  
6           for Fiscal Year 2010 for any fiscal year after fiscal  
7           year 2011.

8   **SEC. 1221. BENCHMARKS TO EVALUATE THE PROGRESS**  
9                   **BEING MADE TOWARD THE TRANSITION OF**  
10                   **SECURITY RESPONSIBILITIES FOR AFGHANI-**  
11                   **STAN TO THE GOVERNMENT OF AFGHANI-**  
12                   **STAN.**

13           (a) OPTIONS FOR EXPANSION OF CAPACITY OF AF-  
14   GHAN NATIONAL SECURITY FORCES.—The President  
15   shall, acting through the Secretary of Defense, establish  
16   and update as appropriate, and submit to Congress, op-  
17   tions to accelerate the expansion of the capacity of Afghan  
18   National Security Forces with the goal of—

19           (1) enabling the Government of the Islamic Re-  
20           public of Afghanistan, consistent with the Frame-  
21           work for Inteqal, to assume lead responsibility for  
22           security in all areas of Afghanistan, to maintain se-  
23           curity in those areas, and to sustain the Afghan Na-  
24           tional Security Forces;

1           (2) achieving United States national security  
2 objectives to disrupt, dismantle, and defeat al-Qaeda  
3 and its extremist allies in Afghanistan, and pre-  
4 venting the establishment of safe havens for those  
5 entities; and

6           (3) enabling the United States to move to an  
7 enduring partnership with the Government of the Is-  
8 lamic Republic of Afghanistan, fully consistent with  
9 the *Declaration by the North Atlantic Treaty Organi-*  
10 *zation and the Government of the Islamic Republic of*  
11 *Afghanistan on an Enduring Partnership* as issued  
12 at the Lisbon conference on November 20, 2010.

13       (b) BENCHMARKS.—The President shall establish,  
14 and may update from time to time, a comprehensive set  
15 of benchmarks to evaluate progress being made toward  
16 meeting the goals set forth in paragraphs (1) through (3)  
17 of subsection (a).

18       (c) SUBMITTAL TO CONGRESS.—The President shall  
19 include the most current set of benchmarks established  
20 pursuant to subsection (b) with each report on progress  
21 toward security and stability in Afghanistan that is sub-  
22 mitted to Congress under sections 1230 and 1231 of the  
23 National Defense Authorization Act for Fiscal Year 2008  
24 (Public Law 110–181; 122 Stat. 385, 390).

1           **Subtitle C—Reports and Other**  
2                           **Matters**

3   **SEC. 1231. REPORT ON COALITION SUPPORT FUND REIM-**  
4                           **BURSEMENTS TO THE GOVERNMENT OF**  
5                           **PAKISTAN FOR OPERATIONS CONDUCTED IN**  
6                           **SUPPORT OF OPERATION ENDURING FREE-**  
7                           **DOM.**

8           (a) IN GENERAL.—Not later than 120 days after the  
9   date of the enactment of this Act, the Secretary of Defense  
10 shall submit a report to the congressional defense commit-  
11 tees and the Committee on Foreign Relations of the Sen-  
12 ate and the Committee on Foreign Affairs of the House  
13 of Representatives assessing the effectiveness of the Coali-  
14 tion Support Fund reimbursements to the Government of  
15 Pakistan for operations conducted in support of Operation  
16 Enduring Freedom.

17           (b) ELEMENTS.—The report required under sub-  
18 section (a) shall include the following elements:

19                   (1) A description of the types of reimburse-  
20                   ments requested by the Government of Pakistan.

21                   (2) The total amount reimbursed to the Gov-  
22                   ernment of Pakistan since the beginning of Oper-  
23                   ation Enduring Freedom, in the aggregate and by  
24                   fiscal year.

1           (3) The percentage and types of reimbursement  
2 requests made by the Government of Pakistan for  
3 which the United States Government has deferred or  
4 not provided payment.

5           (4) An assessment of the outcomes of oper-  
6 ations conducted by the Government of Pakistan in  
7 support of Operation Enduring Freedom for which  
8 reimbursement was requested during the 24-month  
9 period ending on the date of the enactment of this  
10 Act, and of the impact of those operations in con-  
11 taining the ability of terrorist organizations to  
12 threaten the stability of Afghanistan and Pakistan  
13 and to impede the operations of the United States  
14 in Afghanistan.

15           (5) Recommendations, if any, relative to poten-  
16 tial alternatives to or termination of reimbursements  
17 from the Coalition Support Fund to the Government  
18 of Pakistan taking into account the transition plan  
19 for Afghanistan.

20           (c) FORM.—The report required under subsection (a)  
21 shall be submitted in unclassified form, but may contain  
22 a classified annex.

1 **SEC. 1232. REVIEW AND REPORT ON IRAN'S AND CHINA'S**  
2 **CONVENTIONAL AND ANTI-ACCESS CAPABILI-**  
3 **TIES.**

4 (a) REVIEW.—The Comptroller General of the United  
5 States shall conduct an independent review of the fol-  
6 lowing:

7 (1) Any gaps between Iran's conventional and  
8 anti-access capabilities and United States' capabili-  
9 ties to overcome them.

10 (2) Any gaps between China's anti-access capa-  
11 bilities and United States' capabilities to overcome  
12 them.

13 (b) REPORT.—Not later than January 31, 2013, the  
14 Comptroller General shall submit to the congressional de-  
15 fense committees a report that contains the review con-  
16 ducted under subsection (a).

17 (c) ADDITIONAL TO OTHER REPORTS, ETC.—The re-  
18 view conducted under subsection (a) and the report re-  
19 quired under subsection (b) are in addition to the report  
20 required under section 1238 of the Ike Skelton National  
21 Defense Authorization Act for Fiscal Year 2011 (Public  
22 Law 111–383; 124 Stat. 4402) and the strategy and brief-  
23 ings required under section 1243 of such Act (Public Law  
24 111–383; 124 Stat. 4405).

25 (d) DEFINITION.—In this section, the term “anti-ac-  
26 cess” has the meaning given the term in section 1238(f)

1 of the Ike Skelton National Defense Authorization Act for  
2 Fiscal Year 2011 (Public Law 111–383; 124 Stat. 4403).

3 **SEC. 1233. REPORT ON ENERGY SECURITY OF THE NATO**  
4 **ALLIANCE.**

5 (a) FINDINGS.—Congress makes the following find-  
6 ings:

7 (1) Adopted in Lisbon in November 2010, the  
8 new North Atlantic Treaty Organization (NATO)  
9 Strategic Concept declares that “[a]ll countries are  
10 increasingly reliant on the vital communication,  
11 transport and transit routes on which international  
12 trade, energy security and prosperity depend. They  
13 require greater international efforts to ensure their  
14 resilience against attack or disruption. Some NATO  
15 countries will become more dependent on foreign en-  
16 ergy suppliers and in some cases, on foreign energy  
17 supply and distribution networks for their energy  
18 needs. As a larger share of world consumption is  
19 transported across the globe, energy supplies are in-  
20 creasingly exposed to disruption.”.

21 (2) The new NATO Strategic Concept further  
22 declares that, “to deter and defend against any  
23 threat to the safety and security of our populations”,  
24 the NATO alliance will, “develop the capacity to  
25 contribute to energy security, including protection of

1 critical energy infrastructure and transit areas and  
2 lines, cooperation with partners, and consultations  
3 among Allies on the basis of strategic assessments  
4 and contingency planning.”.

5 (b) REPORT.—

6 (1) REPORT.—Not later than 270 days after  
7 the date of the enactment of this Act, the Secretary  
8 of Defense shall, in consultation with the Secretary  
9 of State and the Secretary of Energy, submit to the  
10 appropriate committees of Congress a detailed report  
11 on efforts by the Department of Defense, including  
12 within NATO, to address the energy security of the  
13 NATO alliance.

14 (2) ELEMENTS.—The report required by para-  
15 graph (1) shall include the following:

16 (A) An assessment of the dependence of  
17 NATO members on a single oil or natural gas  
18 supplier or distribution network.

19 (B) A description of the threats to the en-  
20 ergy security of the NATO alliance, including  
21 from each of following:

22 (i) Shortages of supply of oil or nat-  
23 ural gas or spikes in prices of oil or nat-  
24 ural gas.

1 (ii) Disruptions within the energy dis-  
2 tribution infrastructure or transit lines  
3 supplying NATO member countries.

4 (C) A description of options for responding  
5 to or mitigating the energy security risks to  
6 NATO member countries and to United States  
7 Armed Forces based in Europe posed by the  
8 threats described under subparagraph (B).

9 (D) Recommendations, if any, for actions  
10 to be undertaken to improve the energy security  
11 of the NATO alliance.

12 (e) FORM.—The report required under subsection (b)  
13 shall be submitted in unclassified form, but may contain  
14 a classified annex.

15 (d) APPROPRIATE COMMITTEES OF CONGRESS DE-  
16 FINED.—In this section the term “appropriate committees  
17 of Congress” means—

18 (1) the Committee on Armed Services and the  
19 Committee on Foreign Relations of the Senate; and

20 (2) the Committee on Armed Services and the  
21 Committee on Foreign Affairs of the House of Rep-  
22 resentatives.

1 **SEC. 1234. COMPTROLLER GENERAL OF THE UNITED**  
2 **STATES REPORT ON THE NATIONAL GUARD**  
3 **STATE PARTNERSHIP PROGRAM.**

4 (a) REPORT REQUIRED.—Not later than March 31,  
5 2012, the Comptroller General of the United States shall  
6 submit to the Committee on Armed Services of the Senate  
7 and the Committee on Armed Services of the House of  
8 Representatives a report on the National Guard State  
9 Partnership Program.

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

12 (1) A summary of the sources of funds for the  
13 State Partnership Program over the last five years.

14 (2) An analysis of the types and frequency of  
15 activities performed by participants in the State  
16 Partnership Program.

17 (3) A description of the objectives of the State  
18 Partnership Program and the manner in which ob-  
19 jectives under the program are established and co-  
20 ordinated with the Office of the Secretary of De-  
21 fense, the geographic combatant commands, United  
22 States Country Teams, and other departments and  
23 agencies of the United States Government.

24 (4) A description of the manner in which the  
25 Department of Defense selects and designates par-

1        ticular State and foreign country partnerships under  
2        the State Partnership Program.

3            (5) A description of the manner in which the  
4        Department measures the effectiveness of the activi-  
5        ties under the State Partnership Program in meet-  
6        ing the objectives of the program.

7            (6) An assessment by the Comptroller General  
8        of the United States of the effectiveness of the ac-  
9        tivities under the State Partnership Program in  
10       meeting the objectives of the program.

11 **SEC. 1235. MAN-PORTABLE AIR-DEFENSE SYSTEMS ORIGI-**  
12 **NATING FROM LIBYA.**

13        (a) STATEMENT OF POLICY.—Pursuant to section 11  
14 of the Department of State Authorities Act of 2006 (22  
15 U.S.C. 2349bb–6), the following is the policy of the United  
16 States:

17            (1) To reduce and mitigate, to the greatest ex-  
18        tent feasible, the threat posed to United States citi-  
19        zens and citizens of allies of the United States by  
20        man-portable air-defense systems (MANPADS) that  
21        were in Libya as of March 19, 2011.

22            (2) To seek the cooperation of, and to assist,  
23        the Government of Libya and governments of neigh-  
24        boring countries and other countries (as determined  
25        by the President) to secure, remove, or eliminate

1 stocks of man-portable air-defense systems described  
2 in paragraph (1) that pose a threat to United States  
3 citizens and citizens of allies of the United States.

4 (3) To pursue, as a matter of priority, an  
5 agreement with the Government of Libya and gov-  
6 ernments of neighboring countries and other coun-  
7 tries (as determined by the Secretary of State) to  
8 formalize cooperation with the United States to limit  
9 the availability, transfer, and proliferation of man-  
10 portable air-defense systems described in paragraph  
11 (1).

12 (b) INTELLIGENCE COMMUNITY ASSESSMENT ON  
13 MANPADS IN LIBYA.—

14 (1) IN GENERAL.—The Director of National In-  
15 telligence shall submit to the appropriate committees  
16 of Congress an assessment by the intelligence com-  
17 munity that accounts for the disposition of, and the  
18 threat to United States citizens and citizens of allies  
19 of the United States posed by man-portable air-de-  
20 fense systems that were in Libya as of March 19,  
21 2011. The assessment shall be submitted as soon as  
22 practicable, but not later than the end of the 45-day  
23 period beginning on the date of the enactment of  
24 this Act.

1           (2) ELEMENTS.—The assessment submitted  
2 under this subsection shall include the following:

3           (A) An estimate of the number of man-  
4 portable air-defense systems that were in Libya  
5 as of March 19, 2011.

6           (B) An estimate of the number of man-  
7 portable air-defense systems in Libya as of  
8 March 19, 2011, that are currently in the se-  
9 cure custody of the Government of Libya, the  
10 United States, an ally of the United States, a  
11 member of the North Atlantic Treaty Organiza-  
12 tion (NATO), or the United Nations.

13           (C) An estimate of the number of man-  
14 portable air-defense systems in Libya as of  
15 March 19, 2011, that were destroyed, disabled,  
16 or otherwise rendered unusable during Oper-  
17 ation Unified Protector and since the end of  
18 Operation Unified Protector.

19           (D) An assessment of the number of man-  
20 portable air-defense systems that is the dif-  
21 ference between the number of man-portable  
22 air-defense systems in Libya as of March 19,  
23 2011, and the cumulative number of man-port-  
24 able air-defense systems accounted for under  
25 subparagraphs (B) and (C), and the current

1 disposition and locations of such man-portable  
2 air-defense systems.

3 (E) An assessment of the number of man-  
4 portable air-defense systems that are currently  
5 in the custody of militias in Libya.

6 (F) A list of any organizations designated  
7 as terrorist organizations by the Department of  
8 State, or affiliate organizations or members of  
9 such organizations, that are known or believed  
10 to have custody of any man-portable air-defense  
11 systems that were in the custody of the Govern-  
12 ment of Libya as of March 19, 2011.

13 (G) An assessment of the threat posed to  
14 United States citizens and citizens of allies of  
15 the United States from unsecured man-portable  
16 air-defense systems (as defined in section 11 of  
17 the Department of State Authorities Act of  
18 2006) originating from Libya.

19 (H) An assessment of the effect of the pro-  
20 liferation of man-portable air-defense systems  
21 that were in Libya as of March 19, 2011, on  
22 the price and availability of man-portable air-  
23 defense systems that are on the global arms  
24 market.

1           (3) NOTICE REGARDING DELAY IN SUB-  
2           MITTAL.—If, before the end of the 45-day period  
3           specified in paragraph (1), the Director determines  
4           that the assessment required by that paragraph can-  
5           not be submitted by the end of that period as re-  
6           quired by that paragraph, the Director shall (before  
7           the end of that period) submit to the appropriate  
8           committees of Congress a report setting forth—

9                   (A) the reasons why the assessment cannot  
10                   be submitted by the end of that period; and

11                   (B) an estimated date for the submittal of  
12                   the assessment.

13           (c) COMPREHENSIVE STRATEGY ON THREAT OF  
14           MANPADS ORIGINATING FROM LIBYA.—

15                   (1) STRATEGY REQUIRED.—The President shall  
16                   develop and implement, and from time to time up-  
17                   date, a comprehensive strategy, pursuant to section  
18                   11 of the Department of State Authorities Act of  
19                   2006, to reduce and mitigate the threat posed to  
20                   United States citizens and citizens of allies of the  
21                   United States from man-portable air-defense sys-  
22                   tems that were in Libya as of March 19, 2011.

23                   (2) REPORT REQUIRED.—

24                           (A) IN GENERAL.—Not later than 45 days  
25                           after the assessment required by subsection (b)

1 is submitted to the appropriate committees of  
2 Congress, the President shall submit to the ap-  
3 propriate committees of Congress a report set-  
4 ting forth the strategy required by paragraph  
5 (1).

6 (B) ELEMENTS.—The report required by  
7 this paragraph shall include the following:

8 (i) An assessment of the effectiveness  
9 of efforts undertaken to date by the United  
10 States, Libya, Mauritania, Egypt, Algeria,  
11 Tunisia, Mali, Morocco, Niger, Chad, the  
12 United Nations, the North Atlantic Treaty  
13 Organization, and any other country or en-  
14 tity (as determined by the President) to re-  
15 duce the threat posed to United States citi-  
16 zens and citizens of allies of the United  
17 States from man-portable air-defense sys-  
18 tems that were in Libya as of March 19,  
19 2011.

20 (ii) A timeline for future efforts by  
21 the United States, Libya, and neighboring  
22 countries to—

23 (I) secure, remove, or disable any  
24 man-portable air-defense systems that  
25 remain in Libya;

1 (II) counter proliferation of man-  
2 portable air-defense systems origi-  
3 nating from Libya that are in the re-  
4 gion; and

5 (III) disrupt the ability of terror-  
6 ists, non-state actors, and state spon-  
7 sors of terrorism to acquire such man-  
8 portable air-defense systems.

9 (iii) A description of any additional  
10 funding required to address the threat of  
11 man-portable air-defense systems origi-  
12 nating from Libya.

13 (iv) A description of technologies cur-  
14 rently available to reduce the susceptibility  
15 and vulnerability of civilian aircraft to  
16 man-portable air-defense systems, includ-  
17 ing an assessment of the feasibility of  
18 using aircraft-based anti-missile systems to  
19 protect United States passenger jets.

20 (v) Recommendations for the most ef-  
21 fective policy measures that can be taken  
22 to reduce and mitigate the threat posed to  
23 United States citizens and citizens of allies  
24 of the United States from man-portable

1 air-defense systems that were in Libya as  
2 of March 19, 2011.

3 (vi) Such recommendations for legisla-  
4 tive or administrative action as the Presi-  
5 dent considers appropriate to implement  
6 the strategy required by paragraph (1).

7 (C) FORM.—The report required by this  
8 paragraph shall be submitted in unclassified  
9 form, but may include a classified annex.

10 (d) APPROPRIATE COMMITTEES OF CONGRESS DE-  
11 FINED.—In this section, the term “appropriate commit-  
12 tees of Congress” means—

13 (1) the Committee on Armed Services, the  
14 Committee on Foreign Relations, and the Select  
15 Committee on Intelligence of the Senate; and

16 (2) the Committee on Armed Services, the  
17 Committee on Foreign Affairs, and the Permanent  
18 Select Committee on Intelligence of the House of  
19 Representatives.

20 **SEC. 1236. REPORT ON MILITARY AND SECURITY DEVELOP-**  
21 **MENTS INVOLVING THE DEMOCRATIC PEO-**  
22 **PLE’S REPUBLIC OF KOREA.**

23 (a) REPORT.—Not later than November 1, 2012, the  
24 Secretary of Defense shall submit to the specified congres-  
25 sional committees a report, in both classified and unclassi-

1 fied form, on the current and future military power of the  
2 Democratic People’s Republic of Korea (in this section re-  
3 ferred to as “North Korea”). The report shall address the  
4 current and probable future course of military-techno-  
5 logical development of the North Korean military, the te-  
6 nets and probable development of North Korean security  
7 strategy and military strategy, and military organizations  
8 and operational concepts, through the next 20 years.

9 (b) MATTERS TO BE INCLUDED.—A report required  
10 under subsection (a) shall include at least the following  
11 elements:

12 (1) An assessment of the security situation on  
13 the Korean peninsula.

14 (2) The goals and factors shaping North Ko-  
15 rean security strategy and military strategy.

16 (3) Trends in North Korean security and mili-  
17 tary behavior that would be designed to achieve, or  
18 that are inconsistent with, the goals described in  
19 paragraph (2).

20 (4) An assessment of North Korea’s regional  
21 security objectives, including those that would affect  
22 South Korea, Japan, the People’s Republic of China,  
23 and Russia.

1           (5) A detailed assessment of the sizes, loca-  
2           tions, and capabilities of North Korean strategic,  
3           special operations, land, sea, and air forces.

4           (6) Developments in North Korean military  
5           doctrine and training.

6           (7) An assessment of the proliferation activities  
7           of North Korea, as either a supplier or a consumer  
8           of materials or technologies relating to nuclear  
9           weapons or other weapons of mass destruction or  
10          missile systems.

11          (8) Other military and security developments  
12          involving North Korea that the Secretary of Defense  
13          considers relevant to United States national security.

14          (c) DEFINITION.—In this section the term “specified  
15          congressional committees” means—

16               (1) the Committee on Armed Services and the  
17               Committee on Foreign Relations of the Senate; and

18               (2) the Committee on Armed Services and the  
19               Committee on Foreign Affairs of the House of Rep-  
20               resentatives.

21          **SEC. 1237. SENSE OF CONGRESS ON NON-STRATEGIC NU-**  
22                               **CLEAR WEAPONS AND EXTENDED DETER-**  
23                               **RENCE POLICY.**

24          (a) REGARDING NON-STRATEGIC NUCLEAR WEAP-  
25          ONS.—It is the sense of Congress that—

1           (1) if the United States pursues arms control  
2 negotiations with the Russian Federation, such ne-  
3 negotiations should be aimed at the reduction of Rus-  
4 sian deployed and non-deployed non-strategic nu-  
5 clear weapons and increased transparency of such  
6 weapons; and

7           (2) for purposes of such negotiations—

8                 (A) non-strategic nuclear weapons should  
9 be considered when weighing the balance of the  
10 nuclear forces of the United States and Russia;  
11 and

12                 (B) geographical relocation and consoli-  
13 dated or centralized storage of non-strategic nu-  
14 clear weapons by Russia should not be consid-  
15 ered a reduction or elimination of such weap-  
16 ons.

17           (b) REGARDING EXTENDED DETERRENCE COMMIT-  
18 MENT TO EUROPE.—It is the sense of Congress that—

19           (1) the commitment of the United States to ex-  
20 tended deterrence in Europe and the nuclear alliance  
21 of the North Atlantic Treaty Organization (NATO)  
22 is an important component of ensuring and linking  
23 the national security of the United States and its  
24 European allies;

1           (2) nuclear forces of the United States are a  
2           key component of the NATO nuclear alliance; and

3           (3) the presence of United States nuclear weap-  
4           ons in Europe—combined with NATO’s unique nu-  
5           clear sharing arrangements under which non-nuclear  
6           members participate in nuclear planning and possess  
7           specially configured aircraft capable of delivering nu-  
8           clear weapons—provides reassurance to NATO allies  
9           who feel exposed to regional threats.

10 **SEC. 1238. ANNUAL REPORT ON MILITARY AND SECURITY**

11                           **DEVELOPMENTS INVOLVING THE PEOPLE’S**

12                           **REPUBLIC OF CHINA.**

13           (a) MATTERS TO BE INCLUDED.—Subsection (b) of  
14           section 1202 of the National Defense Authorization Act  
15           for Fiscal Year 2000 (Public Law 106–65; 113 Stat. 781;  
16           10 U.S.C. 113 note), as most recently amended by section  
17           1246(b) of the National Defense Authorization Act for  
18           Fiscal Year 2010 (Public Law 111–84; 123 Stat. 2544),  
19           is further amended—

20                   (1) in paragraph (7)—

21                           (A) by adding at the end before the period  
22                           the following: “or otherwise undermine the De-  
23                           partment of Defense’s capability to conduct in-  
24                           formation assurance”; and

1 (B) by adding at the end the following:

2 “Such analyses shall include an assessment of  
3 the damage inflicted on the Department of De-  
4 fense by reason thereof.”; and

5 (2) in paragraph (9), by adding at the end the  
6 following: “Such analyses shall include an assess-  
7 ment of the nature of China’s cyber activities di-  
8 rected against the Department of Defense and an  
9 assessment of the damage inflicted on the Depart-  
10 ment of Defense by reason thereof. Such cyber ac-  
11 tivities shall include activities originating or sus-  
12 pected of originating from China and shall include  
13 government and non-government activities believed  
14 to be sanctioned or supported by the Government of  
15 China.”.

16 (b) EFFECTIVE DATE.—The amendments made by  
17 this section shall take effect on the date of the enactment  
18 of this Act, and shall apply with respect to reports re-  
19 quired to be submitted under subsection (a) of section  
20 1202 of the National Defense Authorization Act for Fiscal  
21 Year 2000, as so amended, on or after that date.

1 **SEC. 1239. REPORT ON EXPANSION OF PARTICIPATION IN**  
2 **EURO-NATO JOINT JET PILOT TRAINING PRO-**  
3 **GRAM.**

4 (a) **REPORT REQUIRED.**— Not later than 180 days  
5 after the date of the enactment of this Act, the Secretary  
6 of Defense, in consultation with the Secretary of State,  
7 shall submit to the congressional defense committees and  
8 the Committee on Foreign Relations of the Senate and  
9 the Committee on Foreign Affairs of the House of Rep-  
10 resentatives a report on the desirability and feasibility of  
11 expanding participation in the Euro-NATO Joint Jet Pilot  
12 Training (ENJJPT) program to include additional coun-  
13 tries.

14 (b) **MATTERS TO BE INCLUDED.**—The report re-  
15 quired under subsection (a) shall include the following:

16 (1) An assessment of the ENJJPT program as  
17 it relates to United States national security.

18 (2) An assessment of the current participation  
19 in the ENJJPT program and whether it fully meets  
20 the needs of the program and United States and  
21 NATO objectives.

22 (3) An analysis of whether participation of ad-  
23 ditional countries in the ENJJPT program would  
24 benefit the program and United States national se-  
25 curity.

1           (4) A recommendation of additional countries,  
2           if any, that could participate in the ENJJPT pro-  
3           gram, including NATO member nations not cur-  
4           rently participating in the program, major non-  
5           NATO allies, Partnership for Peace nations, and  
6           other countries.

7           (5) The restrictions or limitations that cur-  
8           rently prevent additional countries from partici-  
9           pating in the ENJJPT program.

10          (6) An assessment of the costs and benefits to  
11          the United States, including potential benefits to  
12          United States security interests of improved training  
13          opportunities for other countries, of a United States-  
14          sponsored scholarship program to assist certain  
15          countries to meet the cost-sharing obligations of par-  
16          ticipation in the ENJJPT program, and whether au-  
17          thorities currently exist to institute such a scholar-  
18          ship program.

19 **SEC. 1240. REPORT ON RUSSIAN NUCLEAR FORCES.**

20          (a) REPORT.—Not later than March 1, 2012, the  
21          Secretary of Defense, in coordination with the Director of  
22          National Intelligence, shall submit to the appropriate con-  
23          gressional committees a report on the nuclear forces of  
24          the Russian Federation and the New START Treaty.

1 (b) MATTERS INCLUDED.—The report under section  
2 (a) shall include an assessment of the following:

3 (1) The assessed number of nuclear forces by  
4 category of nuclear warheads and delivery vehicles  
5 relative to New START levels by 2017 and by 2022,  
6 including potential shifts of such numbers during  
7 such periods.

8 (2) Options with respect to the size and com-  
9 position of Russian nuclear forces that Russia is  
10 considering, including decreases below the New  
11 START levels and plans for maintaining New  
12 START levels, including options related to devel-  
13 oping and deploying a new heavy intercontinental  
14 ballistic missile and multiple independently target-  
15 able reentry vehicle capability.

16 (3) Factors that are likely to influence the  
17 number and composition of Russian nuclear forces.

18 (4) Effects of shifts in the number and com-  
19 position of Russian nuclear forces on strategic sta-  
20 bility.

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

24 (d) APPROPRIATE CONGRESSIONAL COMMITTEES  
25 DEFINED.—In this section:

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

4                   (A) the congressional defense committees;

5                   (B) the Committee on Foreign Affairs of  
6           the House of Representatives and the Com-  
7           mittee on Foreign Relations of the Senate; and

8                   (C) the Permanent Select Committee on  
9           Intelligence of the House of Representatives  
10          and the Select Committee on Intelligence of the  
11          Senate.

12          (2) NEW START TREATY.—The term “New  
13          START Treaty” means the Treaty between the  
14          United States of America and the Russian Federa-  
15          tion on Measures for the Further Reduction and  
16          Limitation of Strategic Offensive Arms, signed on  
17          April 8, 2010.

18   **SEC. 1241. REPORT ON PROGRESS OF THE AFRICAN UNION**  
19                   **IN OPERATIONALIZING THE AFRICAN STAND-**  
20                   **BY FORCE.**

21          (a) REPORT REQUIRED.—Not later than 180 days  
22          after the date of the enactment of this Act, the Under  
23          Secretary of Defense for Policy shall submit to the Com-  
24          mittees on Armed Services of the Senate and the House

1 of Representatives a report on the progress of the African  
2 Union in operationalizing the African Standby Force.

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

5 (1) An assessment of the existing personnel  
6 strengths and capabilities of each of the five regional  
7 brigades of the African Standby Force and their bri-  
8 gade-level headquarters.

9 (2) An assessment of the specific capacity-  
10 building needs of the African Standby Force, includ-  
11 ing with respect to supply management, information  
12 management, strategic planning, and other critical  
13 components.

14 (3) A description of the functionality of the  
15 supply depots of each brigade referred to in para-  
16 graph (1), and current information on existing  
17 stocks of each such brigade.

18 (4) An assessment of the capacity of the Afri-  
19 can Union to manage the African Standby Force.

20 (5) An assessment of inter-organizational co-  
21 ordination on assistance to the African Union and  
22 the African Standby Force between multilateral do-  
23 nors, including the United Nations, the European  
24 Union, and the North Atlantic Treaty Organization.

1           (6) An assessment of the capacity of the Afri-  
2           can Union to absorb additional international assist-  
3           ance toward the development of a fully functional  
4           African Standby Force.

5   **SEC. 1242. DEFENSE COOPERATION WITH REPUBLIC OF**  
6                           **GEORGIA.**

7           (a) **PLAN FOR NORMALIZATION.**—Not later than 90  
8           days after the date of the enactment of this Act, the Sec-  
9           retary of Defense shall, with the concurrence of the Sec-  
10          retary of State, develop and submit to the congressional  
11          defense committees and the Committee on Foreign Rela-  
12          tions of the Senate and the Committee on Foreign Affairs  
13          of the House of Representatives a plan for the normaliza-  
14          tion of United States defense cooperation with the Repub-  
15          lic of Georgia, including the sale of defensive arms.

16          (b) **OBJECTIVES.**—The plan required under sub-  
17          section (a) shall address the following objectives:

18                 (1) To establish a normalized defense coopera-  
19                 tion relationship between the United States and the  
20                 Republic of Georgia, taking into consideration the  
21                 progress of the Government of the Republic of Geor-  
22                 gia on democratic and economic reforms and the ca-  
23                 pacity of the Georgian armed forces.

24                 (2) To support the Government of the Republic  
25                 of Georgia in providing for the defense of its govern-

1       ment, people, and sovereign territory, consistent with  
2       the continuing commitment of the Government of  
3       the Republic of Georgia to its non-use-of-force  
4       pledge and consistent with Article 51 of the Charter  
5       of the United Nations.

6               (3) To provide for the sale by the United States  
7       of defense articles and services in support of the ef-  
8       forts of the Government of the Republic of Georgia  
9       to provide for its own self-defense consistent with  
10      paragraphs (1) and (2).

11              (4) To continue to enhance the ability of the  
12      Government of the Republic of Georgia to partici-  
13      pate in coalition operations and meet NATO part-  
14      nership goals.

15              (5) To encourage NATO member and candidate  
16      countries to restore and enhance their sales of defen-  
17      sive articles and services to the Republic of Georgia  
18      as part of a broader NATO effort to deepen its de-  
19      fense relationship and cooperation with the Republic  
20      of Georgia.

21              (6) To ensure maximum transparency in the  
22      United States-Georgia defense relationship.

23      (c) INCLUDED INFORMATION.—The plan required  
24      under subsection (a) shall include the following informa-  
25      tion:



1 Year 2006 (Public Law 109–163; 119 Stat. 3461; 10  
2 U.S.C. 2302 note) is amended to read as follows:

3 “(c) WAIVER AUTHORIZED.—The Secretary of De-  
4 fense may waive the prohibition in subsection (a) if the  
5 Secretary determines that such a waiver is necessary for  
6 national security purposes and the Secretary submits to  
7 the congressional defense committees a report described  
8 in subsection (d) not less than 15 days before issuing the  
9 waiver under this subsection.”.

10 (b) REPORT.—Such section is amended—

11 (1) by redesignating subsection (d) as sub-  
12 section (e); and

13 (2) by inserting after subsection (c) the fol-  
14 lowing:

15 “(d) REPORT.—The report referred to in subsection  
16 (c) is a report that identifies the specific reasons for the  
17 waiver issued under subsection (c) and includes rec-  
18 ommendations as to what actions may be taken to develop  
19 alternative sourcing capabilities in the future.”.

20 (c) EFFECTIVE DATE.—The amendments made by  
21 this section take effect on the date of the enactment of  
22 this Act and apply with respect to contracts and sub-  
23 contracts of the Department of Defense entered into on  
24 or after the date of the enactment of this Act.

1 **SEC. 1244. SHARING OF CLASSIFIED UNITED STATES BAL-**  
2 **LISTIC MISSILE DEFENSE INFORMATION**  
3 **WITH THE RUSSIAN FEDERATION.**

4 (a) NOTIFICATION.—No classified United States bal-  
5 listic missile defense information may be made available  
6 to the Russian Federation unless, 60 days prior to any  
7 instance in which the United States Government plans to  
8 provide such information to the Russian Federation, the  
9 President provides notification thereof to the appropriate  
10 congressional committees.

11 (b) ELEMENTS OF NOTIFICATION.—Each notifica-  
12 tion provided pursuant to subsection (a) shall include the  
13 following:

14 (1) A detailed description of the classified  
15 United States ballistic missile defense information to  
16 be provided.

17 (2) An explanation of the national security in-  
18 terest in providing the information to the Russian  
19 Federation and any provisions for reciprocal sharing  
20 by the Russian Federation with the United States  
21 on its defensive systems.

22 (3) A certification that providing the informa-  
23 tion is consistent with United States national disclo-  
24 sure policy as of the date of enactment of this Act  
25 and that the decision to provide the information was  
26 made pursuant to a national disclosure policy review.

1           (4) If applicable, a detailed explanation of  
2           whether any exceptions to national disclosure policy  
3           were required in order to provide the information to  
4           the Russian Federation and why such exceptions  
5           were required.

6           (5) A certification that adequate measures are  
7           in place to protect the information from unauthor-  
8           ized disclosure. The certification shall include a de-  
9           scription of the manner in which the information will  
10          be protected from unauthorized sharing or transfer  
11          to third parties as well as an analysis of the risks  
12          to the capabilities of the United States ballistic mis-  
13          sile defense system if the information is shared or  
14          transferred to an unauthorized third party.

15          (c) FORM.—Each notification provided pursuant to  
16          subsection (a) shall be submitted in unclassified form, but  
17          may include a classified annex.

18          (d) APPROPRIATE CONGRESSIONAL COMMITTEES  
19          DEFINED.—For the purposes of this section, the term  
20          “appropriate congressional committees” means—

- 21                 (1) the Committee on Armed Services and the  
22                 Committee on Foreign Relations of the Senate; and
- 23                 (2) the Committee on Armed Services and the  
24                 Committee on Foreign Affairs of the House of Rep-  
25                 resentatives.

1 (e) CLASSIFIED UNITED STATES BALLISTIC MISSILE  
2 DEFENSE INFORMATION DEFINED.—For the purposes of  
3 this section, the term “classified United States ballistic  
4 missile defense information” means information related to  
5 United States ballistic missile defenses that is classified  
6 as of, or after, the date of enactment of this Act.

7 **SEC. 1245. IMPOSITION OF SANCTIONS WITH RESPECT TO**  
8 **THE FINANCIAL SECTOR OF IRAN.**

9 (a) FINDINGS.—Congress makes the following find-  
10 ings:

11 (1) On November 21, 2011, the Secretary of  
12 the Treasury issued a finding under section 5318A  
13 of title 31, United States Code, that identified Iran  
14 as a jurisdiction of primary money laundering con-  
15 cern.

16 (2) In that finding, the Financial Crimes En-  
17 forcement Network of the Department of the Treas-  
18 ury wrote, “The Central Bank of Iran, which regu-  
19 lates Iranian banks, has assisted designated Iranian  
20 banks by transferring billions of dollars to these  
21 banks in 2011. In mid-2011, the CBI transferred  
22 several billion dollars to designated banks, including  
23 Saderat, Mellat, EDBI and Melli, through a variety  
24 of payment schemes. In making these transfers, the  
25 CBI attempted to evade sanctions by minimizing the

1 direct involvement of large international banks with  
2 both CBI and designated Iranian banks.”.

3 (3) On November 22, 2011, the Under Sec-  
4 retary of the Treasury for Terrorism and Financial  
5 Intelligence, David Cohen, wrote, “Treasury is call-  
6 ing out the entire Iranian banking sector, including  
7 the Central Bank of Iran, as posing terrorist financ-  
8 ing, proliferation financing, and money laundering  
9 risks for the global financial system.”.

10 (b) DESIGNATION OF FINANCIAL SECTOR OF IRAN  
11 AS OF PRIMARY MONEY LAUNDERING CONCERN.—The fi-  
12 nancial sector of Iran, including the Central Bank of Iran,  
13 is designated as a primary money laundering concern for  
14 purposes of section 5318A of title 31, United States Code,  
15 because of the threat to government and financial institu-  
16 tions resulting from the illicit activities of the Government  
17 of Iran, including its pursuit of nuclear weapons, support  
18 for international terrorism, and efforts to deceive respon-  
19 sible financial institutions and evade sanctions.

20 (c) FREEZING OF ASSETS OF IRANIAN FINANCIAL  
21 INSTITUTIONS.—The President shall, pursuant to the  
22 International Emergency Economic Powers Act (50  
23 U.S.C. 1701 et seq.), block and prohibit all transactions  
24 in all property and interests in property of an Iranian fi-  
25 nancial institution if such property and interests in prop-

1 erty are in the United States, come within the United  
2 States, or are or come within the possession or control  
3 of a United States person.

4 (d) IMPOSITION OF SANCTIONS WITH RESPECT TO  
5 THE CENTRAL BANK OF IRAN AND OTHER IRANIAN FI-  
6 NANCIAL INSTITUTIONS.—

7 (1) IN GENERAL.—Except as specifically pro-  
8 vided in this subsection, beginning on the date that  
9 is 60 days after the date of the enactment of this  
10 Act, the President—

11 (A) shall prohibit the opening, and prohibit  
12 or impose strict conditions on the maintaining,  
13 in the United States of a correspondent account  
14 or a payable-through account by a foreign fi-  
15 nancial institution that the President deter-  
16 mines has knowingly conducted or facilitated  
17 any significant financial transaction with the  
18 Central Bank of Iran or another Iranian finan-  
19 cial institution designated by the Secretary of  
20 the Treasury for the imposition of sanctions  
21 pursuant to the International Emergency Eco-  
22 nomic Powers Act (50 U.S.C. 1701 et seq.);  
23 and

24 (B) may impose sanctions pursuant to the  
25 International Emergency Economic Powers Act

1           (50 U.S.C. 1701 et seq.) with respect to the  
2           Central Bank of Iran.

3           (2) EXCEPTION FOR SALES OF FOOD, MEDI-  
4           CINE, AND MEDICAL DEVICES.—The President may  
5           not impose sanctions under paragraph (1) with re-  
6           spect to any person for conducting or facilitating a  
7           transaction for the sale of food, medicine, or medical  
8           devices to Iran.

9           (3) APPLICABILITY OF SANCTIONS WITH RE-  
10          SPECT TO FOREIGN CENTRAL BANKS.—Except as  
11          provided in paragraph (4), sanctions imposed under  
12          paragraph (1)(A) shall apply with respect to a for-  
13          eign financial institution owned or controlled by the  
14          government of a foreign country, including a central  
15          bank of a foreign country, only insofar as it engages  
16          in a financial transaction for the sale or purchase of  
17          petroleum or petroleum products to or from Iran  
18          conducted or facilitated on or after that date that is  
19          180 days after the date of the enactment of this Act.

20          (4) APPLICABILITY OF SANCTIONS WITH RE-  
21          SPECT TO PETROLEUM TRANSACTIONS.—

22                 (A) REPORT REQUIRED.—Not later than  
23                 60 days after the date of the enactment of this  
24                 Act, and every 60 days thereafter, the Adminis-  
25                 trator of the Energy Information Administra-

1           tion, in consultation with the Secretary of the  
2           Treasury, the Secretary of State, and the Di-  
3           rector of National Intelligence, shall submit to  
4           Congress a report on the availability and price  
5           of petroleum and petroleum products produced  
6           in countries other than Iran in the 60-day pe-  
7           riod preceding the submission of the report.

8           (B) DETERMINATION REQUIRED.—Not  
9           later than 90 days after the date of the enact-  
10          ment of this Act, and every 180 days there-  
11          after, the President shall make a determination,  
12          based on the reports required by subparagraph  
13          (A), of whether the price and supply of petro-  
14          leum and petroleum products produced in coun-  
15          tries other than Iran is sufficient to permit pur-  
16          chasers of petroleum and petroleum products  
17          from Iran to reduce significantly in volume  
18          their purchases from Iran.

19          (C) APPLICATION OF SANCTIONS.—Except  
20          as provided in subparagraph (D), sanctions im-  
21          posed under paragraph (1)(A) shall apply with  
22          respect to a financial transaction conducted or  
23          facilitated by a foreign financial institution on  
24          or after the date that is 180 days after the date  
25          of the enactment of this Act for the purchase

1 of petroleum or petroleum products from Iran  
2 if the President determines pursuant to sub-  
3 paragraph (B) that there is a sufficient supply  
4 of petroleum and petroleum products from  
5 countries other than Iran to permit a signifi-  
6 cant reduction in the volume of petroleum and  
7 petroleum products purchased from Iran by or  
8 through foreign financial institutions.

9 (D) EXCEPTION.—Sanctions imposed pur-  
10 suant to paragraph (1) shall not apply with re-  
11 spect to a foreign financial institution if the  
12 President determines and reports to Congress,  
13 not later than 90 days after the date on which  
14 the President makes the determination required  
15 by subparagraph (B), and every 180 days  
16 thereafter, that the country with primary juris-  
17 diction over the foreign financial institution has  
18 significantly reduced its volume of crude oil  
19 purchases from Iran during the period begin-  
20 ning on the date on which the President sub-  
21 mitted the last report with respect to the coun-  
22 try under this subparagraph.

23 (5) WAIVER.—The President may waive the im-  
24 position of sanctions under paragraph (1) for a pe-  
25 riod of not more than 120 days, and may renew that

1 waiver for additional periods of not more than 120  
2 days, if the President—

3 (A) determines that such a waiver is in the  
4 national security interest of the United States;  
5 and

6 (B) submits to Congress a report—

7 (i) providing a justification for the  
8 waiver; and

9 (ii) that includes any concrete co-  
10 operation the President has received or ex-  
11 pects to receive as a result of the waiver.

12 (e) MULTILATERAL DIPLOMACY INITIATIVE.—

13 (1) IN GENERAL.—The President shall—

14 (A) carry out an initiative of multilateral  
15 diplomacy to persuade countries purchasing oil  
16 from Iran—

17 (i) to limit the use by Iran of revenue  
18 from purchases of oil to purchases of non-  
19 luxury consumers goods from the country  
20 purchasing the oil; and

21 (ii) to prohibit purchases by Iran of—

22 (I) military or dual-use tech-  
23 nology, including items—

1 (aa) in the Annex to the  
2 Missile Technology Control Re-  
3 gime Guidelines;

4 (bb) in the Annex on Chemi-  
5 cals to the Convention on the  
6 Prohibition of the Development,  
7 Production, Stockpiling and Use  
8 of Chemical Weapons and on  
9 their Destruction, done at Paris  
10 January 13, 1993, and entered  
11 into force April 29, 1997 (com-  
12 monly known as the “Chemical  
13 Weapons Convention”);

14 (cc) in Part 1 or 2 of the  
15 Nuclear Suppliers Group Guide-  
16 lines; or

17 (dd) on a control list of the  
18 Wassenaar Arrangement on Ex-  
19 port Controls for Conventional  
20 Arms and Dual-Use Goods and  
21 Technologies; or

22 (II) any other item that could  
23 contribute to Iran’s conventional, nu-  
24 clear, chemical, or biological weapons  
25 program; and

1           (B) conduct outreach to petroleum-pro-  
2           ducing countries to encourage those countries  
3           to increase their output of crude oil to ensure  
4           there is a sufficient supply of crude oil from  
5           countries other than Iran and to minimize any  
6           impact on the price of oil resulting from the im-  
7           position of sanctions under this section.

8           (2) REPORT REQUIRED.—Not later than 180  
9           days after the date of the enactment of this Act, and  
10          every 180 days thereafter, the President shall sub-  
11          mit to Congress a report on the efforts of the Presi-  
12          dent to carry out the initiative described in para-  
13          graph (1)(A) and conduct the outreach described in  
14          paragraph (1)(B) and the results of those efforts.

15          (f) FORM OF REPORTS.—Each report submitted  
16          under this section shall be submitted in unclassified form,  
17          but may contain a classified annex.

18          (g) IMPLEMENTATION; PENALTIES.—

19                (1) IMPLEMENTATION.—The President may ex-  
20                ercise all authorities provided under sections 203  
21                and 205 of the International Emergency Economic  
22                Powers Act (50 U.S.C. 1702 and 1704) to carry out  
23                this section.

24                (2) PENALTIES.—The penalties provided for in  
25                subsections (b) and (c) of section 206 of the Inter-

1 national Emergency Economic Powers Act (50  
2 U.S.C. 1705) shall apply to a person that violates,  
3 attempts to violate, conspires to violate, or causes a  
4 violation of this section or regulations prescribed  
5 under this section to the same extent that such pen-  
6 alties apply to a person that commits an unlawful  
7 act described in section 206(a) of that Act.

8 (h) DEFINITIONS.—In this section:

9 (1) ACCOUNT; CORRESPONDENT ACCOUNT; PAY-  
10 ABLE-THROUGH ACCOUNT.—The terms “account”,  
11 “correspondent account”, and “payable-through ac-  
12 count” have the meanings given those terms in sec-  
13 tion 5318A of title 31, United States Code.

14 (2) FOREIGN FINANCIAL INSTITUTION.—The  
15 term “foreign financial institution” has the meaning  
16 of that term as determined by the Secretary of the  
17 Treasury pursuant to section 104(i) of the Com-  
18 prehensive Iran Sanctions, Accountability, and Di-  
19 vestment Act of 2010 (22 U.S.C. 8513(i)).

20 (3) UNITED STATES PERSON.—The term  
21 “United States person” means—

22 (A) a natural person who is a citizen or  
23 resident of the United States or a national of  
24 the United States (as defined in section 101(a)

1 of the Immigration and Nationality Act (8  
2 U.S.C. 1101(a)); and

3 (B) an entity that is organized under the  
4 laws of the United States or a jurisdiction with-  
5 in the United States.

6 **TITLE XIII—COOPERATIVE**  
7 **THREAT REDUCTION**

Sec. 1301. Specification of cooperative threat reduction programs and funds.

Sec. 1302. Funding allocations.

Sec. 1303. Limitation on availability of funds for cooperative biological engage-  
ment program.

Sec. 1304. Limitation on use of funds for establishment of centers of excellence  
in countries outside of the former Soviet Union.

8 **SEC. 1301. SPECIFICATION OF COOPERATIVE THREAT RE-**  
9 **DUCTION PROGRAMS AND FUNDS.**

10 (a) SPECIFICATION OF COOPERATIVE THREAT RE-  
11 Duction PROGRAMS.—For purposes of section 301 and  
12 other provisions of this Act, Cooperative Threat Reduction  
13 programs are the programs specified in section 1501 of  
14 the National Defense Authorization Act for Fiscal Year  
15 1997 (50 U.S.C. 2362 note).

16 (b) FISCAL YEAR 2012 COOPERATIVE THREAT RE-  
17 Duction FUNDS DEFINED.—As used in this title, the  
18 term “fiscal year 2012 Cooperative Threat Reduction  
19 funds” means the funds appropriated pursuant to the au-  
20 thorization of appropriations in section 301 and made  
21 available by the funding table in section 4301 for Coopera-  
22 tive Threat Reduction programs.

1 (c) AVAILABILITY OF FUNDS.—Funds appropriated  
2 pursuant to the authorization of appropriations in section  
3 301 and made available by the funding table in section  
4 4301 for Cooperative Threat Reduction programs shall be  
5 available for obligation for fiscal years 2012, 2013, and  
6 2014.

7 **SEC. 1302. FUNDING ALLOCATIONS.**

8 (a) FUNDING FOR SPECIFIC PURPOSES.—Of the  
9 \$508,219,000 authorized to be appropriated to the De-  
10 partment of Defense for fiscal year 2012 in section 301  
11 and made available by the funding table in section 4301  
12 for Cooperative Threat Reduction programs, the following  
13 amounts may be obligated for the purposes specified:

14 (1) For strategic offensive arms elimination,  
15 \$63,221,000.

16 (2) For chemical weapons destruction,  
17 \$9,804,000.

18 (3) For global nuclear security, \$121,143,000.

19 (4) For cooperative biological engagement,  
20 \$259,470,000.

21 (5) For proliferation prevention, \$28,080,000.

22 (6) For threat reduction engagement,  
23 \$2,500,000.

24 (7) For activities designated as Other Assess-  
25 ments/Administrative Costs, \$24,001,000.

1           (b) REPORT ON OBLIGATION OR EXPENDITURE OF  
2 FUNDS FOR OTHER PURPOSES.—No fiscal year 2012 Co-  
3 operative Threat Reduction funds may be obligated or ex-  
4 pended for a purpose other than a purpose listed in para-  
5 graphs (1) through (7) of subsection (a) until 15 days  
6 after the date that the Secretary of Defense submits to  
7 Congress a report on the purpose for which the funds will  
8 be obligated or expended and the amount of funds to be  
9 obligated or expended. Nothing in the preceding sentence  
10 shall be construed as authorizing the obligation or expend-  
11 iture of fiscal year 2012 Cooperative Threat Reduction  
12 funds for a purpose for which the obligation or expendi-  
13 ture of such funds is specifically prohibited under this title  
14 or any other provision of law.

15           (c) LIMITED AUTHORITY TO VARY INDIVIDUAL  
16 AMOUNTS.—

17           (1) IN GENERAL.—Subject to paragraph (2), in  
18 any case in which the Secretary of Defense deter-  
19 mines that it is necessary to do so in the national  
20 interest, the Secretary may obligate amounts appro-  
21 priated for fiscal year 2012 for a purpose listed in  
22 paragraphs (1) through (7) of subsection (a) in ex-  
23 cess of the specific amount authorized for that pur-  
24 pose.

1           (2) NOTICE-AND-WAIT REQUIRED.—An obliga-  
2           tion of funds for a purpose stated in paragraphs (1)  
3           through (7) of subsection (a) in excess of the specific  
4           amount authorized for such purpose may be made  
5           using the authority provided in paragraph (1) only  
6           after—

7                   (A) the Secretary submits to Congress no-  
8                   tification of the intent to do so together with a  
9                   complete discussion of the justification for  
10                  doing so; and

11                   (B) 15 days have elapsed following the  
12                  date of the notification.

13 **SEC. 1303. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
14                   **COOPERATIVE BIOLOGICAL ENGAGEMENT**  
15                   **PROGRAM.**

16           (a) LIMITATION.—Of the funds authorized to be ap-  
17           propriated by section 1302(a)(4) or otherwise made avail-  
18           able for fiscal year 2012 for cooperative biological engage-  
19           ment, not more than 80 percent may be obligated or ex-  
20           pended until the date on which the Secretary of Defense  
21           submits to the appropriate congressional committees the  
22           following:

23                   (1) A detailed analysis of the effect of the coop-  
24                   erative biological engagement program.

25                   (2) Either—

1 (A) written certification that the efforts of  
2 the cooperative biological engagement pro-  
3 gram—

4 (i) result in changed practices or are  
5 otherwise effective; and

6 (ii) lead to threat reduction; or

7 (B) a detailed list of policy and program  
8 recommendations considered necessary by the  
9 Secretary to modify, expand, or curtail the co-  
10 operative biological engagement program in  
11 order to achieve the objectives described by sub-  
12 paragraph (A).

13 (b) APPROPRIATE CONGRESSIONAL COMMITTEES  
14 DEFINED.—In this section, the term “appropriate con-  
15 gressional committees” means the following:

16 (1) The Committee on Armed Services and the  
17 Committee on Foreign Affairs of the House of Rep-  
18 resentatives.

19 (2) The Committee on Armed Services and the  
20 Committee on Foreign Relations of the Senate.

1 **SEC. 1304. LIMITATION ON USE OF FUNDS FOR ESTABLISH-**  
2 **MENT OF CENTERS OF EXCELLENCE IN**  
3 **COUNTRIES OUTSIDE OF THE FORMER SO-**  
4 **VIET UNION.**

5 Not more than \$500,000 of the fiscal year 2012 Co-  
6 operative Threat Reduction funds may be obligated or ex-  
7 pended to establish a center of excellence in a country that  
8 is not a state of the former Soviet Union until the date  
9 that is 15 days after the date on which the Secretary of  
10 Defense submits to the congressional defense committees  
11 a report that includes the following:

12 (1) An identification of the country in which  
13 the center will be located.

14 (2) A description of the purpose for which the  
15 center will be established.

16 (3) The agreement under which the center will  
17 operate.

18 (4) A funding plan for the center, including—

19 (A) the amount of funds to be provided by  
20 the government of the country in which the cen-  
21 ter will be located; and

22 (B) the percentage of the total cost of es-  
23 tablishing and operating the center the funds  
24 described in subparagraph (A) will cover.

1  
2

# TITLE XIV—OTHER AUTHORIZATIONS

## Subtitle A—Military Programs

- Sec. 1401. Working capital funds.
- Sec. 1402. National Defense Sealift Fund.
- Sec. 1403. Chemical Agents and Munitions Destruction, Defense.
- Sec. 1404. Drug Interdiction and Counter-Drug Activities, Defense-wide.
- Sec. 1405. Defense Inspector General.
- Sec. 1406. Defense Health Program.

## Subtitle B—National Defense Stockpile

- Sec. 1411. Authorized uses of National Defense Stockpile funds.
- Sec. 1412. Revision to required receipt objectives for previously authorized disposals from the National Defense Stockpile.

## Subtitle C—Other Matters

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

## 3       **Subtitle A—Military Programs**

### 4       **SEC. 1401. WORKING CAPITAL FUNDS.**

5       Funds are hereby authorized to be appropriated for  
6 fiscal year 2012 for the use of the Armed Forces and other  
7 activities and agencies of the Department of Defense for  
8 providing capital for working capital and revolving funds,  
9 as specified in the funding table in section 4501.

### 10       **SEC. 1402. NATIONAL DEFENSE SEALIFT FUND.**

11       (a) AUTHORIZATION OF APPROPRIATIONS.— Funds  
12 are hereby authorized to be appropriated for the fiscal  
13 year 2012 for the National Defense Sealift Fund, as speci-  
14 fied in the funding table in section 4501.

1 (b) AUTHORIZED PROCUREMENT.—Funds appro-  
2 priated pursuant to the authorization of appropriations in  
3 subsection (a) may be used to purchase an offshore petro-  
4 leum distribution system, and the associated tender for  
5 that system, that are under charter by the Military Sealift  
6 Command as of January 1, 2011.

7 **SEC. 1403. CHEMICAL AGENTS AND MUNITIONS DESTRUC-**  
8 **TION, DEFENSE.**

9 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds  
10 are hereby authorized to be appropriated for the Depart-  
11 ment of Defense for fiscal year 2012 for expenses, not oth-  
12 erwise provided for, for Chemical Agents and Munitions  
13 Destruction, Defense, as specified in the funding table in  
14 section 4501.

15 (b) USE.—Amounts authorized to be appropriated  
16 under subsection (a) are authorized for—

17 (1) the destruction of lethal chemical agents  
18 and munitions in accordance with section 1412 of  
19 the Department of Defense Authorization Act, 1986  
20 (50 U.S.C. 1521); and

21 (2) the destruction of chemical warfare materiel  
22 of the United States that is not covered by section  
23 1412 of such Act.

1 **SEC. 1404. DRUG INTERDICTION AND COUNTER-DRUG AC-**  
2 **TIVITIES, DEFENSE-WIDE.**

3 Funds are hereby authorized to be appropriated for  
4 the Department of Defense for fiscal year 2012 for ex-  
5 penses, not otherwise provided for, for Drug Interdiction  
6 and Counter-Drug Activities, Defense-wide, as specified in  
7 the funding table in section 4501.

8 **SEC. 1405. DEFENSE INSPECTOR GENERAL.**

9 Funds are hereby authorized to be appropriated for  
10 the Department of Defense for fiscal year 2012 for ex-  
11 penses, not otherwise provided for, for the Office of the  
12 Inspector General of the Department of Defense, as speci-  
13 fied in the funding table in section 4501.

14 **SEC. 1406. DEFENSE HEALTH PROGRAM.**

15 Funds are hereby authorized to be appropriated for  
16 fiscal year 2012 for the Defense Health Program, as spec-  
17 ified in the funding table in section 4501, for use of the  
18 Armed Forces and other activities and agencies of the De-  
19 partment of Defense in providing for the health of eligible  
20 beneficiaries.

21 **Subtitle B—National Defense**  
22 **Stockpile**

23 **SEC. 1411. AUTHORIZED USES OF NATIONAL DEFENSE**  
24 **STOCKPILE FUNDS.**

25 (a) OBLIGATION OF STOCKPILE FUNDS.—During fis-  
26 cal year 2012, the National Defense Stockpile Manager

1 may obligate up to \$50,107,320 of the funds in the Na-  
2 tional Defense Stockpile Transaction Fund established  
3 under subsection (a) of section 9 of the Strategic and Crit-  
4 ical Materials Stock Piling Act (50 U.S.C. 98h) for the  
5 authorized uses of such funds under subsection (b)(2) of  
6 such section, including the disposal of hazardous materials  
7 that are environmentally sensitive.

8 (b) ADDITIONAL OBLIGATIONS.—The National De-  
9 fense Stockpile Manager may obligate amounts in excess  
10 of the amount specified in subsection (a) if the National  
11 Defense Stockpile Manager notifies Congress that extraor-  
12 dinary or emergency conditions necessitate the additional  
13 obligations. The National Defense Stockpile Manager may  
14 make the additional obligations described in the notifica-  
15 tion after the end of the 45-day period beginning on the  
16 date on which Congress receives the notification.

17 (c) LIMITATIONS.—The authorities provided by this  
18 section shall be subject to such limitations as may be pro-  
19 vided in appropriations Acts.

20 **SEC. 1412. REVISION TO REQUIRED RECEIPT OBJECTIVES**  
21 **FOR PREVIOUSLY AUTHORIZED DISPOSALS**  
22 **FROM THE NATIONAL DEFENSE STOCKPILE.**

23 Section 3402(b) of the National Defense Authoriza-  
24 tion Act for Fiscal Year 2000 (Public Law 106–65; 50  
25 U.S.C. 98d note), as most recently amended by section

1 1412 of the Ike Skelton National Defense Authorization  
2 Act for Fiscal Year 2011 (Public Law 111–383; 124 Stat.  
3 4412), is further amended by striking “\$730,000,000 by  
4 the end of fiscal year 2013” in paragraph (5) and insert-  
5 ing “\$830,000,000 by the end of fiscal year 2016”.

6 **Subtitle C—Other Matters**

7 **SEC. 1421. AUTHORIZATION OF APPROPRIATIONS FOR**  
8 **ARMED FORCES RETIREMENT HOME.**

9 There is hereby authorized to be appropriated for fis-  
10 cal year 2012 from the Armed Forces Retirement Home  
11 Trust Fund the sum of \$67,700,000 for the operation of  
12 the Armed Forces Retirement Home.

13 **SEC. 1422. AUTHORITY FOR TRANSFER OF FUNDS TO JOINT**  
14 **DEPARTMENT OF DEFENSE–DEPARTMENT OF**  
15 **VETERANS AFFAIRS MEDICAL FACILITY DEM-**  
16 **ONSTRATION FUND FOR CAPTAIN JAMES A.**  
17 **LOVELL HEALTH CARE CENTER, ILLINOIS.**

18 (a) **AUTHORITY FOR TRANSFER OF FUNDS.**—Of the  
19 funds authorized to be appropriated by section 1406 and  
20 available for the Defense Health Program for operation  
21 and maintenance, \$135,600,000 may be transferred by the  
22 Secretary of Defense to the Joint Department of Defense–  
23 Department of Veterans Affairs Medical Facility Dem-  
24 onstration Fund established by subsection (a)(1) of sec-  
25 tion 1704 of the National Defense Authorization Act for

1 Fiscal Year 2010 (Public Law 111–84; 123 Stat. 2571).  
2 For purposes of subsection (a)(2) of such section 1704,  
3 any funds so transferred shall be treated as amounts au-  
4 thorized and appropriated specifically for the purpose of  
5 such a transfer.

6 (b) USE OF TRANSFERRED FUNDS.—For purposes  
7 of subsection (b) of such section 1704, facility operations  
8 for which funds transferred under subsection (a) may be  
9 used are operations of the Captain James A. Lovell Fed-  
10 eral Health Care Center, consisting of the North Chicago  
11 Veterans Affairs Medical Center, the Navy Ambulatory  
12 Care Center, and supporting facilities designated as a  
13 combined Federal medical facility under an operational  
14 agreement covered by section 706 of the Duncan Hunter  
15 National Defense Authorization Act for Fiscal Year 2009  
16 (Public Law 110–417; 122 Stat. 4500).

17 **TITLE XV—AUTHORIZATION OF**  
18 **ADDITIONAL APPROPRIA-**  
19 **TIONS FOR OVERSEAS CON-**  
20 **TINGENCY OPERATIONS**

Subtitle A—Authorization of Additional Appropriations

- Sec. 1501. Purpose.
- Sec. 1502. Procurement.
- Sec. 1503. Research, development, test, and evaluation.
- Sec. 1504. Operation and maintenance.
- Sec. 1505. Military personnel.
- Sec. 1506. Working capital funds.
- Sec. 1507. Defense Health Program.
- Sec. 1508. Drug Interdiction and Counter-Drug Activities, Defense-wide.
- Sec. 1509. Defense Inspector General.

Subtitle B—Financial Matters

- Sec. 1521. Treatment as additional authorizations.
- Sec. 1522. Special transfer authority.

Subtitle C—Limitations and Other Matters

- Sec. 1531. Joint Improvised Explosive Device Defeat Fund.
- Sec. 1532. Continuation of prohibition on use of United States funds for certain facilities projects in Iraq.
- Sec. 1533. Availability of funds in Afghanistan Security Forces Fund.
- Sec. 1534. One-year extension of project authority and related requirements of Task Force for Business and Stability Operations in Afghanistan.
- Sec. 1535. Limitation on availability of funds for Trans Regional Web Initiative.
- Sec. 1536. Report on lessons learned from Department of Defense participation on interagency teams for counterterrorism operations in Afghanistan and Iraq.

1                   **Subtitle A—Authorization of**  
 2                   **Additional Appropriations**

3 **SEC. 1501. PURPOSE.**

4           The purpose of this subtitle is to authorize appropria-  
 5 tions for the Department of Defense for fiscal year 2012  
 6 to provide additional funds for overseas contingency oper-  
 7 ations being carried out by the Armed Forces.

8 **SEC. 1502. PROCUREMENT.**

9           Funds are hereby authorized to be appropriated for  
 10 fiscal year 2012 for procurement accounts for the Army,  
 11 the Navy and the Marine Corps, the Air Force, and De-  
 12 fense-wide activities, as specified in the funding table in  
 13 section 4102.

14 **SEC. 1503. RESEARCH, DEVELOPMENT, TEST, AND EVALUA-**  
 15                   **TION.**

16           Funds are hereby authorized to be appropriated for  
 17 fiscal year 2012 for the use of the Department of Defense

1 for research, development, test, and evaluation, as speci-  
2 fied in the funding table in section 4202.

3 **SEC. 1504. OPERATION AND MAINTENANCE.**

4 Funds are hereby authorized to be appropriated for  
5 fiscal year 2012 for the use of the Armed Forces and other  
6 activities and agencies of the Department of Defense for  
7 expenses, not otherwise provided for, for operation and  
8 maintenance, as specified in the funding table in section  
9 4302.

10 **SEC. 1505. MILITARY PERSONNEL.**

11 Funds are hereby authorized to be appropriated for  
12 fiscal year 2012 for the use of the Armed Forces and other  
13 activities and agencies of the Department of Defense for  
14 expenses, not otherwise provided for, for military per-  
15 sonnel, as specified in the funding table in section 4402.

16 **SEC. 1506. WORKING CAPITAL FUNDS.**

17 Funds are hereby authorized to be appropriated for  
18 fiscal year 2012 for the use of the Armed Forces and other  
19 activities and agencies of the Department of Defense for  
20 providing capital for working capital and revolving funds,  
21 as specified in the funding table in section 4502.

22 **SEC. 1507. DEFENSE HEALTH PROGRAM.**

23 Funds are hereby authorized to be appropriated for  
24 the Department of Defense for fiscal year 2012 for ex-

1 penses, not otherwise provided for, for the Defense Health  
2 Program, as specified in the funding table in section 4502.

3 **SEC. 1508. DRUG INTERDICTION AND COUNTER-DRUG AC-**  
4 **TIVITIES, DEFENSE-WIDE.**

5 Funds are hereby authorized to be appropriated for  
6 the Department of Defense for fiscal year 2012 for ex-  
7 penses, not otherwise provided for, for Drug Interdiction  
8 and Counter-Drug Activities, Defense-wide, as specified in  
9 the funding table in section 4502.

10 **SEC. 1509. DEFENSE INSPECTOR GENERAL.**

11 Funds are hereby authorized to be appropriated for  
12 the Department of Defense for fiscal year 2012 for ex-  
13 penses, not otherwise provided for, for the Office of the  
14 Inspector General of the Department of Defense, as speci-  
15 fied in the funding table in section 4502.

16 **Subtitle B—Financial Matters**

17 **SEC. 1521. TREATMENT AS ADDITIONAL AUTHORIZATIONS.**

18 The amounts authorized to be appropriated by this  
19 title are in addition to amounts otherwise authorized to  
20 be appropriated by this Act.

21 **SEC. 1522. SPECIAL TRANSFER AUTHORITY.**

22 (a) **AUTHORITY TO TRANSFER AUTHORIZATIONS.—**

23 (1) **AUTHORITY.—**Upon determination by the  
24 Secretary of Defense that such action is necessary in  
25 the national interest, the Secretary may transfer

1 amounts of authorizations made available to the De-  
2 partment of Defense in this title for fiscal year 2012  
3 between any such authorizations for that fiscal year  
4 (or any subdivisions thereof). Amounts of authoriza-  
5 tions so transferred shall be merged with and be  
6 available for the same purposes as the authorization  
7 to which transferred.

8 (2) LIMITATION.—The total amount of author-  
9 izations that the Secretary may transfer under the  
10 authority of this subsection may not exceed  
11 \$4,000,000,000.

12 (b) TERMS AND CONDITIONS.—Transfers under this  
13 section shall be subject to the same terms and conditions  
14 as transfers under section 1001.

15 (c) ADDITIONAL AUTHORITY.—The transfer author-  
16 ity provided by this section is in addition to the transfer  
17 authority provided under section 1001.

## 18 **Subtitle C—Limitations and Other** 19 **Matters**

### 20 **SEC. 1531. JOINT IMPROVISED EXPLOSIVE DEVICE DEFEAT** 21 **FUND.**

22 (a) USE AND TRANSFER OF FUNDS.—Subsections  
23 (b) and (c) of section 1514 of the John Warner National  
24 Defense Authorization Act for Fiscal Year 2007 (Public  
25 Law 109–364; 120 Stat. 2439), as in effect before the

1 amendments made by section 1503 of the Duncan Hunter  
2 National Defense Authorization Act for Fiscal Year 2009  
3 (Public Law 110–417; 122 Stat. 4649), shall apply to the  
4 funds made available to the Department of Defense for  
5 the Joint Improvised Explosive Device Defeat Fund for  
6 fiscal year 2012.

7 (b) MONTHLY OBLIGATIONS AND EXPENDITURE RE-  
8 PORTS.—Not later than 15 days after the end of each  
9 month of fiscal year 2012, the Secretary of Defense shall  
10 provide to the congressional defense committees a report  
11 on the Joint Improvised Explosive Device Defeat Fund ex-  
12 plaining monthly commitments, obligations, and expendi-  
13 tures by line of action.

14 **SEC. 1532. CONTINUATION OF PROHIBITION ON USE OF**  
15 **UNITED STATES FUNDS FOR CERTAIN FACILI-**  
16 **TIES PROJECTS IN IRAQ.**

17 Section 1508(a) of the Duncan Hunter National De-  
18 fense Authorization Act for Fiscal Year 2009 (Public Law  
19 110–417; 122 Stat. 4651) shall apply to funds authorized  
20 to be appropriated by this title.

21 **SEC. 1533. AVAILABILITY OF FUNDS IN AFGHANISTAN SE-**  
22 **CURITY FORCES FUND.**

23 (a) CONTINUATION OF EXISTING LIMITATIONS.—  
24 Funds available to the Department of Defense for the Af-  
25 ghanistan Security Forces Fund for fiscal year 2012 shall

1 be subject to the conditions contained in subsections (b)  
2 through (g) of section 1513 of the National Defense Au-  
3 thorization Act for Fiscal Year 2008 (Public Law 110-  
4 181; 122 Stat. 428), as amended by section 1531(b) of  
5 the Ike Skelton National Defense Authorization Act for  
6 Fiscal Year 2011 (Public Law 111-383; 124 Stat. 4424).

7 (b) AVAILABILITY FOR LITERACY INSTRUCTION AND  
8 TRAINING.—Assistance provided utilizing funds in the Af-  
9 ghanistan Security Forces Fund may include literacy in-  
10 struction and training to build the logistical, management,  
11 and administrative capacity of military and civilian per-  
12 sonnel of the Ministry of Defense and Ministry of Interior,  
13 including through instruction at training facilities of the  
14 North Atlantic Treaty Organization Training Mission in  
15 Afghanistan.

16 (c) MANAGEMENT AND OVERSIGHT OF CON-  
17 TRACTS.—Not later than 180 days after the date of the  
18 enactment of this Act, the Secretary of Defense shall sub-  
19 mit to the congressional defense committees a report con-  
20 taining the Secretary's determination regarding whether  
21 the Department of Defense has sufficient management  
22 and oversight mechanisms in place with respect to con-  
23 tracts to be entered into during fiscal year 2012 using  
24 funds in the Afghanistan Security Forces Fund. If the  
25 Secretary determines that sufficient management and

1 oversight mechanisms are not already in place, the Sec-  
2 retary shall include in the report a plan for improving such  
3 management and oversight mechanisms.

4 **SEC. 1534. ONE-YEAR EXTENSION OF PROJECT AUTHORITY**  
5 **AND RELATED REQUIREMENTS OF TASK**  
6 **FORCE FOR BUSINESS AND STABILITY OPER-**  
7 **ATIONS IN AFGHANISTAN.**

8 (a) EXTENSION.—Subsection (a) of section 1535 of  
9 the Ike Skelton National Defense Authorization Act for  
10 Fiscal Year 2011 (Public Law 111–383; 124 Stat. 4426)  
11 is amended—

12 (1) in paragraph (6)—

13 (A) by striking “October 31, 2011,” and  
14 inserting “October 31, 2011, and October 31,  
15 2012”; and

16 (B) by striking “fiscal year 2011” and in-  
17 serting “the preceding fiscal year”; and

18 (2) in paragraph (7), by striking “September  
19 30,2011” and inserting “September 30, 2012”.

20 (b) AUTHORIZED PROJECTS.—Paragraph (3) of such  
21 subsection is amended to read as follows:

22 “(3) SCOPE OF PROJECTS.—The projects car-  
23 ried out under paragraph (1) may include projects  
24 that facilitate private investment, mining sector de-  
25 velopment, industrial development, and other

1 projects determined by the Secretary of Defense,  
2 with the concurrence of the Secretary of State, as  
3 strengthening stability or providing strategic support  
4 to the counterinsurgency campaign in Afghanistan.  
5 To the maximum extent possible, the activities of the  
6 Task Force for Business and Stability Operations in  
7 Afghanistan should focus on improving the commer-  
8 cial viability of other reconstruction or development  
9 activities in Afghanistan conducted by the United  
10 States.”.

11 (c) FUNDING LIMITATION.—Paragraph (4) of such  
12 subsection is amended—

13 (1) by inserting before the period at the end of  
14 the second sentence the following: “for fiscal year  
15 2012, except that not more than 50 percent of such  
16 amount may be obligated until the plan required by  
17 subsection (b) is submitted to the appropriate con-  
18 gressional committees”; and

19 (2) by adding at the end the following new sen-  
20 tence: “The funds shall be available for projects  
21 under paragraph (1) that begin in one fiscal year  
22 and end in the following fiscal year.”.

1 **SEC. 1535. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
2 **TRANS REGIONAL WEB INITIATIVE.**

3 None of the amounts authorized to be appropriated  
4 by this Act may be obligated or expended on any program  
5 under the Trans Regional Web Initiative of the Depart-  
6 ment of Defense, or any similar initiative, until the Sec-  
7 retary of Defense certifies, in writing, to the Committees  
8 on Armed Services of the Senate and the House of Rep-  
9 resentatives that such program—

10 (1) appropriately defines its target audience;

11 (2) is determined to be the most effective meth-  
12 od to reach such target audience;

13 (3) is the most cost-effective means of reaching  
14 such target audience; and

15 (4) includes measurement mechanisms to en-  
16 sure such target audience is being reached.

17 **SEC. 1536. REPORT ON LESSONS LEARNED FROM DEPART-**  
18 **MENT OF DEFENSE PARTICIPATION ON**  
19 **INTERAGENCY TEAMS FOR**  
20 **COUNTERTERRORISM OPERATIONS IN AF-**  
21 **GHANISTAN AND IRAQ.**

22 (a) **ASSESSMENT AND REPORT REQUIRED.**—The  
23 Secretary of Defense shall direct a federally funded re-  
24 search and development center to conduct an assessment  
25 on lessons learned from the use of interagency teams for  
26 counterterrorism operations in Afghanistan and Iraq. Not

1 later than one year after the date of the enactment of this  
2 Act, the Secretary shall submit to the congressional de-  
3 fense committees a report containing the results of the as-  
4 sessment, together with the comments of the Secretary re-  
5 garding the assessment and each of the elements of the  
6 assessment specified in subsection (b).

7 (b) ELEMENTS.—The assessment and report re-  
8 quired by subsection (a) shall include the following:

9 (1) An assessment of the value of interagency  
10 teams in counterterrorism operations.

11 (2) An explanation of how and why the require-  
12 ments for effective interagency teams differ from  
13 teams composed entirely of Department of Defense  
14 personnel.

15 (3) A description of the best practices of such  
16 interagency teams and efforts to codify such best  
17 practices.

18 (4) A description of the challenges in forming  
19 and operating effective interagency teams.

20 (5) An assessment whether the lessons learned  
21 through Department of Defense participation on  
22 such interagency teams is applicable to other inter-  
23 agency teams in which Department personnel par-  
24 ticipate.

1           (6) An assessment of the feasibility and advis-  
2           ability of adding a skill identifier to track Depart-  
3           ment civilian and military personnel who have suc-  
4           cessfully supported, participated on, or led an inter-  
5           agency team.

6           (7) A description of the additional authorities,  
7           if any, needed to permit Department personnel to  
8           more effectively support, participate on, or lead an  
9           interagency team.

10          (c) FORM OF REPORT.—The report required by sub-  
11          section (a) shall be submitted in unclassified form to the  
12          extent possible, but may include a classified annex.

13          **DIVISION    B—MILITARY    CON-**  
14          **STRUCTION            AUTHORIZA-**  
15          **TIONS**

16          **SEC. 2001. SHORT TITLE.**

17          This division may be cited as the “Military Construc-  
18          tion Authorization Act for Fiscal Year 2012”.

19          **SEC. 2002. EXPIRATION OF AUTHORIZATIONS AND**  
20          **AMOUNTS REQUIRED TO BE SPECIFIED BY**  
21          **LAW.**

22          (a) EXPIRATION OF AUTHORIZATIONS AFTER THREE  
23          YEARS.—Except as provided in subsection (b), all author-  
24          izations contained in titles XXI through XXVII for mili-  
25          tary construction projects, land acquisition, family housing

1 projects and facilities, and contributions to the North At-  
2 lantic Treaty Organization Security Investment Program  
3 (and authorizations of appropriations therefor) shall ex-  
4 pire on the later of—

5 (1) October 1, 2014; or

6 (2) the date of the enactment of an Act author-  
7 izing funds for military construction for fiscal year  
8 2015.

9 (b) EXCEPTION.—Subsection (a) shall not apply to  
10 authorizations for military construction projects, land ac-  
11 quisition, family housing projects and facilities, and con-  
12 tributions to the North Atlantic Treaty Organization Se-  
13 curity Investment Program (and authorizations of appro-  
14 priations therefor), for which appropriated funds have  
15 been obligated before the later of—

16 (1) October 1, 2014; or

17 (2) the date of the enactment of an Act author-  
18 izing funds for fiscal year 2015 for military con-  
19 struction projects, land acquisition, family housing  
20 projects and facilities, or contributions to the North  
21 Atlantic Treaty Organization Security Investment  
22 Program.

23 **TITLE XXI—ARMY MILITARY**  
24 **CONSTRUCTION**

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

Sec. 2102. Family housing.

Sec. 2103. Improvements to military family housing units.

- Sec. 2104. Authorization of appropriations, Army.
- Sec. 2105. Modification of authority to carry out certain fiscal year 2009 project.
- Sec. 2106. Modification of authority to carry out certain fiscal year 2010 project.
- Sec. 2107. Modification of authority to carry out certain fiscal year 2011 projects.
- Sec. 2108. Additional authority to carry out certain fiscal year 2012 project.
- Sec. 2109. Extension of authorizations of certain fiscal year 2008 projects.
- Sec. 2110. Extension of authorizations of certain fiscal year 2009 projects.
- Sec. 2111. Tour normalization.
- Sec. 2112. Technical amendments to correct certain project specifications.
- Sec. 2113. Reduction of Army military construction authorization.

**1 SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND**  
**2 ACQUISITION PROJECTS.**

3 (a) **INSIDE THE UNITED STATES.**—Using amounts  
 4 appropriated pursuant to the authorization of appropria-  
 5 tions in section 2104 and available for military construc-  
 6 tion projects inside the United States as specified in the  
 7 funding table in section 4601, the Secretary of the Army  
 8 may acquire real property and carry out military construc-  
 9 tion projects for the installations or locations inside the  
 10 United States, and in the amounts, set forth in the fol-  
 11 lowing table:

**Army: Inside the United States**

State	Installation or Location	Amount
Alaska	Fort Wainwright	\$114,000,000
	JB Elmendorf-Richardson	\$103,600,000
Alabama	Fort Rucker	\$11,600,000
	Fort Irwin	\$23,000,000
California	Presidio Monterey	\$3,000,000
	Fort Carson	\$238,600,000
Colorado	Fort Benning	\$66,700,000
	Fort Gordon	\$1,450,000
	Fort Stewart	\$2,600,000
Georgia	Fort Shafter	\$17,500,000
	Schofield Barracks	\$105,000,000
Hawaii	Forbes Air Field	\$5,300,000
	Fort Riley	\$83,400,000
Kansas	Fort Campbell	\$247,500,000
	Fort Knox	\$55,000,000
Kentucky	Fort Polk	\$70,100,000
	Aberdeen Proving Ground	\$78,500,000
Louisiana		
Maryland		

**Army: Inside the United States**—Continued

State	Installation or Location	Amount
	Fort Meade .....	\$79,000,000
Missouri .....	Fort Leonard Wood .....	\$49,000,000
North Carolina .....	Fort Bragg .....	\$186,000,000
New York .....	Fort Drum .....	\$13,300,000
Oklahoma .....	Fort Sill .....	\$184,600,000
	McAlester .....	\$8,000,000
South Carolina .....	Fort Jackson .....	\$63,900,000
Texas .....	Fort Bliss .....	\$122,500,000
	Fort Hood .....	\$132,000,000
	JB San Antonio .....	\$10,400,000
	Red River Army Depot .....	\$44,000,000
Utah .....	Dugway Proving Ground .....	\$32,000,000
Virginia .....	Fort Belvoir .....	\$77,000,000
	JB Langley Eustis .....	\$26,000,000
Washington .....	JB Lewis McChord .....	\$296,300,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts  
 2 appropriated pursuant to the authorization of appropria-  
 3 tions in section 2104 and available for military construc-  
 4 tion projects outside the United States as specified in the  
 5 funding table in section 4601, the Secretary of the Army  
 6 may acquire real property and carry out military construc-  
 7 tion projects for the installations or locations outside the  
 8 United States, and in the amounts, set forth in the fol-  
 9 lowing table:

**Army: Outside the United States**

Country	Installation or Location	Amount
Afghanistan .....	Bagram Air Base .....	\$80,000,000
Germany .....	Grafenwoehr .....	\$38,000,000
	Landstuhl .....	\$63,000,000
	Oberdachstetten .....	\$12,200,000
	Stuttgart .....	\$12,200,000
	Vilseck .....	\$20,000,000
Korea, Republic of .....	Camp Carroll .....	\$41,000,000
	Camp Henry .....	\$48,000,000

10 **SEC. 2102. FAMILY HOUSING.**

11 (a) CONSTRUCTION AND ACQUISITION.—Using  
 12 amounts appropriated pursuant to the authorization of ap-

1 appropriations in section 2104 and available for military  
 2 family housing functions as specified in the funding table  
 3 in section 4601, the Secretary of the Army may construct  
 4 or acquire family housing units (including land acquisition  
 5 and supporting facilities) at the installations or locations,  
 6 in the number of units, and in the amounts set forth in  
 7 the following table:

**Army: Family Housing**

Country	Installation or Location	Units	Amount
Germany .....	Grafenwoehr .....	Family Housing New Construction (26 units) ...	\$13,000,000
	Illesheim .....	Family Housing Replacement Construction (80 units) .....	\$41,000,000
	Vilseck .....	Family Housing New Construction (22 units) ...	\$12,000,000

8 (b) PLANNING AND DESIGN.—Using amounts appro-  
 9 priated pursuant to the authorization of appropriations in  
 10 section 2104 and available for military family housing  
 11 functions as specified in the funding table in section 4601,  
 12 the Secretary of the Army may carry out architectural and  
 13 engineering services and construction design activities  
 14 with respect to the construction or improvement of family  
 15 housing units in an amount not to exceed \$7,897,000.

1 **SEC. 2103. IMPROVEMENTS TO MILITARY FAMILY HOUSING**  
2 **UNITS.**

3 Subject to section 2825 of title 10, United States  
4 Code, and using amounts appropriated pursuant to the  
5 authorization of appropriations in section 2104 and avail-  
6 able for military family housing functions as specified in  
7 the funding table in section 4601, the Secretary of the  
8 Army may improve existing military family housing units  
9 in an amount not to exceed \$103,000,000.

10 **SEC. 2104. AUTHORIZATION OF APPROPRIATIONS, ARMY.**

11 (a) IN GENERAL.—Funds are hereby authorized to  
12 be appropriated for fiscal years beginning after September  
13 30, 2011, for military construction, land acquisition, and  
14 military family housing functions of the Department of the  
15 Army, as specified in the funding table in section 4601.

16 (b) LIMITATION.—The Secretary of the Army shall  
17 not enter into an award for a Road and Infrastructure  
18 Improvements project at Fort Belvoir, Virginia, until the  
19 Secretary certifies to the congressional defense committees  
20 that sufficient private funding has been raised and a con-  
21 struction award has been made to concurrently construct  
22 the “Baseline Museum” phase of the National Museum  
23 of the United States Army.

1 **SEC. 2105. MODIFICATION OF AUTHORITY TO CARRY OUT**  
2 **CERTAIN FISCAL YEAR 2009 PROJECT.**

3 In the case of the authorization contained in the table  
4 in section 2101(a) of the Military Construction Authoriza-  
5 tion Act for Fiscal Year 2009 (division B of Public Law  
6 110–417; 122 Stat. 4658) for Fort Benning, Georgia, for  
7 construction of a Multipurpose Training Range at the in-  
8 stallation, the Secretary of the Army may construct up  
9 to 1,802 square feet of loading dock consistent with the  
10 Army’s construction guidelines for Multipurpose Training  
11 Ranges.

12 **SEC. 2106. MODIFICATION OF AUTHORITY TO CARRY OUT**  
13 **CERTAIN FISCAL YEAR 2010 PROJECT.**

14 In the case of the authorization contained in the table  
15 in section 2101(a) of the Military Construction Authoriza-  
16 tion Act for Fiscal Year 2010 (division B of Public Law  
17 111–84; 123 Stat. 2629) for Joint Base Lewis-McChord,  
18 Washington, for construction of an access road adjoining  
19 McChord Air Force Base and Fort Lewis, the Secretary  
20 of the Army may construct a secure elevated roadway over  
21 the existing railroad and public road in lieu of an on-grade  
22 road and access control point.

23 **SEC. 2107. MODIFICATION OF AUTHORITY TO CARRY OUT**  
24 **CERTAIN FISCAL YEAR 2011 PROJECTS.**

25 (a) HAWAII.—In the case of the authorization con-  
26 tained in the table in section 2101(a) of the Military Con-

1 construction Authorization Act for Fiscal Year 2011 (division  
2 B of Public Law 111–383; 124 Stat. 4437) for Schofield  
3 Barracks, Hawaii, for renovations of buildings 450 and  
4 452, the Secretary of the Army may renovate building 451  
5 in lieu of building 452.

6 (b) NEW YORK.—In the case of the authorization  
7 contained in the table in section 2101(a) of the Military  
8 Construction Authorization Act for Fiscal Year 2011 (di-  
9 vision B of Public Law 111–383; 124 Stat. 4437) for Fort  
10 Drum, New York, for construction of an Aircraft Mainte-  
11 nance Hangar at the installation, the Secretary of the  
12 Army may construct up to 39,049 square yards of parking  
13 apron consistent with the Army’s construction guidelines  
14 for Aircraft Maintenance Hangars and associated parking  
15 aprons.

16 (c) GERMANY.—In the case of the authorization con-  
17 tained in the table in section 2101(b) of the Military Con-  
18 struction Authorization Act for Fiscal Year 2011 (division  
19 B of Public Law 111–383; 124 Stat. 4438) for Wiesbaden  
20 Air Base, Germany, for construction of an Information  
21 Processing Center at the installation, the Secretary of the  
22 Army may construct up to 9,400 square yards of vehicle  
23 parking garage consistent with the Army’s construction  
24 guidelines for parking garages, in lieu of renovating 9,400  
25 square yards of parking area.

1 **SEC. 2108. ADDITIONAL AUTHORITY TO CARRY OUT CER-**  
2 **TAIN FISCAL YEAR 2012 PROJECT.**

3 (a) PROJECT AUTHORIZATION.—The Secretary of  
4 the Army may carry out a military construction project  
5 to construct a water treatment facility for Fort Irwin,  
6 California, in the amount of \$115,000,000.

7 (b) USE OF UNOBLIGATED PRIOR-YEAR ARMY MILI-  
8 TARY CONSTRUCTION FUNDS.—The Secretary may use  
9 available, unobligated Army military construction funds  
10 appropriated for a fiscal year before fiscal year 2012 for  
11 the project described in subsection (a).

12 (c) CONGRESSIONAL NOTIFICATION.—The Secretary  
13 of the Army shall provide information in accordance with  
14 section 2851(c) of title 10, United States Code, regarding  
15 the project described in subsection (a). If it becomes nec-  
16 essary to exceed the estimated project cost, the Secretary  
17 shall utilize the authority provided by section 2853 of such  
18 title regarding authorized cost and scope of work vari-  
19 ations.

20 **SEC. 2109. EXTENSION OF AUTHORIZATIONS OF CERTAIN**  
21 **FISCAL YEAR 2008 PROJECTS.**

22 (a) EXTENSION.—Notwithstanding section 2002 of  
23 the Military Construction Authorization Act for Fiscal  
24 Year 2008 (division B of Public Law 110–181; 122 Stat.  
25 503), authorizations set forth in the table in subsection  
26 (b), as provided in section 2101 of that Act (122 Stat.

1 504), shall remain in effect until October 1, 2012, or the  
 2 date of the enactment of an Act authorizing funds for mili-  
 3 tary construction for fiscal year 2013, whichever is later.

4 (b) TABLE.—The table referred to in subsection (a)  
 5 is as follows:

**Army: Extension of 2008 Project Authorizations**

State	Installation or Location	Project	Amount
Louisiana .....	Fort Polk .....	Child Care Facility .....	\$6,100,000
Missouri .....	Fort Leonard Wood .....	Multipurpose Machine Gun Range .....	\$4,150,000

6 **SEC. 2110. EXTENSION OF AUTHORIZATIONS OF CERTAIN**  
 7 **FISCAL YEAR 2009 PROJECTS.**

8 (a) EXTENSION.—Notwithstanding section 2002 of  
 9 the Military Construction Authorization Act for Fiscal  
 10 Year 2009 (division B of Public Law 110–417; 122 Stat.  
 11 4658), authorizations set forth in the table in subsection  
 12 (b), as provided in section 2101 of that Act (122 Stat.  
 13 4659), shall remain in effect until October 1, 2012, or the  
 14 date of the enactment of an Act authorizing funds for mili-  
 15 tary construction for fiscal year 2013, whichever is later.

16 (b) TABLE.—The table referred to in subsection (a)  
 17 is as follows:

**Army: Extension of 2009 Project Authorizations**

State/Country	Installation or Location	Project	Amount
Alabama .....	Anniston Army Depot .....	Lake Yard Interchange .....	\$1,400,000
Hawaii .....	Schofield Barracks	Brigade Complex .....	\$65,000,000
	Schofield Barracks	Battalion Complex .....	\$69,000,000
	Schofield Barracks	Battalion Complex .....	\$27,000,000
	Schofield Barracks	Infrastructure Expansion .....	\$76,000,000

**Army: Extension of 2009 Project Authorizations**—Continued

<b>State/Country</b>	<b>Installation or Location</b>	<b>Project</b>	<b>Amount</b>
New Jersey .....	Picatinny Arsenal	Ballistic Evaluation Facility Phase I .....	\$9,900,000
Virginia .....	Fort Eustis .....	Vehicle Paint Facility .....	\$3,900,000

**1 SEC. 2111. TOUR NORMALIZATION.**

2 None of the funds authorized to be appropriated  
3 under this Act may be obligated or expended for additional  
4 tour normalization until—

5 (1) the Director of Cost Assessment and Pro-  
6 gram Evaluation conducts an analysis of alternatives  
7 to tour normalization that identifies alternative  
8 courses of action and their associated life cycle costs,  
9 potential benefits, advantages, and disadvantages;

10 (2) the Secretary of Defense submits to the  
11 congressional defense committees a master plan for  
12 completing all phases of tour normalization that in-  
13 cludes a detailed description of all costs and a sched-  
14 ule for the construction of necessary facilities and  
15 infrastructure; and

16 (3) legislation enacted after the date of the en-  
17 actment of this Act authorizes the obligation of  
18 funds for such purpose.

1 **SEC. 2112. TECHNICAL AMENDMENTS TO CORRECT CER-**  
2 **TAIN PROJECT SPECIFICATIONS.**

3 The table in section 3002 of the Ike Skelton National  
4 Defense Authorization Act for Fiscal Year 2011 (Public  
5 Law 111–383; 124 Stat. 4503) is amended—

6 (1) in the item for the Army relating to “Entry  
7 Control Point and Access Roads” that appears im-  
8 mediately below the item relating to “Vet Clinic &  
9 Kennel” at Bagram Air Force Base, by striking  
10 “Delaram Ii” in the State/Country and Installation  
11 column and inserting “Delaram II”; and

12 (2) in the item for the Army that appears im-  
13 mediately below the item relating to “Electrical Util-  
14 ity Systems, Ph.2” at the Shank installation, by  
15 striking “Expand Extended Cooperation Programme  
16 I and Extended Cooperation Programme 2” in the  
17 Project Title column and inserting “Expand Entry  
18 Control Point 1 and Entry Control Point 2”.

19 **SEC. 2113. REDUCTION OF ARMY MILITARY CONSTRUCTION**  
20 **AUTHORIZATION.**

21 Amounts previously authorized for military construc-  
22 tion, land acquisition, and military family housing func-  
23 tions of the Department of the Army for fiscal years prior  
24 to fiscal year 2012 are hereby reduced by \$100,000,000.

1 **TITLE XXII—NAVY MILITARY**  
 2 **CONSTRUCTION**

- Sec. 2201. Authorized Navy construction and land acquisition projects.
- Sec. 2202. Family housing.
- Sec. 2203. Improvements to military family housing units.
- Sec. 2204. Authorization of appropriations, Navy.
- Sec. 2205. Extension of authorization of certain fiscal year 2008 project.
- Sec. 2206. Extension of authorizations of certain fiscal year 2009 projects.
- Sec. 2207. Guam realignment.
- Sec. 2208. Reduction of Navy military construction authorization.

3 **SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND**  
 4 **ACQUISITION PROJECTS.**

5 (a) **INSIDE THE UNITED STATES.**—Using amounts  
 6 appropriated pursuant to the authorization of appropria-  
 7 tions in section 2204 and available for military construc-  
 8 tion projects inside the United States as specified in the  
 9 funding table in section 4601, the Secretary of the Navy  
 10 may acquire real property and carry out military construc-  
 11 tion projects for the installations or locations inside the  
 12 United States, and in the amounts, set forth in the fol-  
 13 lowing table:

**Navy: Inside the United States**

State	Installation or Location	Amount
Arizona .....	Yuma .....	\$162,785,000
California .....	Barstow .....	\$8,590,000
	Bridgeport .....	\$16,138,000
	Camp Pendleton .....	\$335,080,000
	Coronado .....	\$108,435,000
	Point Mugu .....	\$15,377,000
	Twentynine Palms .....	\$67,109,000
Florida .....	Jacksonville .....	\$36,552,000
	Mayport .....	\$14,998,000
	Whiting Field .....	\$20,620,000
Georgia .....	Kings Bay .....	\$86,063,000
Hawaii .....	Barking Sands .....	\$9,679,000
	Joint Base Pearl Harbor-Hickam .....	\$7,492,000
	Kaneohe Bay .....	\$57,704,000
Illinois .....	Great Lakes .....	\$91,042,000
Maryland .....	Indian Head .....	\$67,779,000
	Patuxent River .....	\$45,844,000

**Navy: Inside the United States**—Continued

State	Installation or Location	Amount
North Carolina .....	Camp Lejeune .....	\$200,482,000
	Cherry Point Marine Corps Air Station .....	\$17,760,000
	New River .....	\$78,930,000
South Carolina .....	Beaufort .....	\$21,096,000
Virginia .....	Norfolk .....	\$108,228,000
	Portsmouth .....	\$74,864,000
	Quantico .....	\$183,690,000
Washington .....	Bremerton .....	\$13,341,000
	Kitsap .....	\$758,842,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts  
 2 appropriated pursuant to the authorization of appropria-  
 3 tions in section 2204 and available for military construc-  
 4 tion projects outside the United States as specified in the  
 5 funding table in section 4601, the Secretary of the Navy  
 6 may acquire real property and carry out military construc-  
 7 tion projects for the installation or location outside the  
 8 United States, and in the amounts, set forth in the fol-  
 9 lowing table:

**Navy: Outside the United States**

Country	Installation or Location	Amount
Bahrain .....	SW Asia .....	\$55,010,000
Diego Garcia .....	Diego Garcia .....	\$35,444,000
Djibouti .....	Camp Lemonier .....	\$89,499,000

10 **SEC. 2202. FAMILY HOUSING.**

11 Using amounts appropriated pursuant to the author-  
 12 ization of appropriations in section 2204 and available for  
 13 military family housing functions as specified in the fund-  
 14 ing table in section 4601, the Secretary of the Navy may  
 15 carry out architectural and engineering services and con-  
 16 struction design activities with respect to the construction

1 or improvement of family housing units in an amount not  
2 to exceed \$3,199,000.

3 **SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING**  
4 **UNITS.**

5 Subject to section 2825 of title 10, United States  
6 Code, and using amounts appropriated pursuant to the  
7 authorization of appropriations in section 2204 and avail-  
8 able for military family housing functions as specified in  
9 the funding table in section 4601, the Secretary of the  
10 Navy may improve existing military family housing units  
11 in an amount not to exceed \$97,773,000.

12 **SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.**

13 Funds are hereby authorized to be appropriated for  
14 fiscal years beginning after September 30, 2011, for mili-  
15 tary construction, land acquisition, and military family  
16 housing functions of the Department of the Navy, as spec-  
17 ified in the funding table in section 4601.

18 **SEC. 2205. EXTENSION OF AUTHORIZATION OF CERTAIN**  
19 **FISCAL YEAR 2008 PROJECT.**

20 (a) **EXTENSION.**—Notwithstanding section 2002 of  
21 the Military Construction Authorization Act for Fiscal  
22 Year 2008 (division B of Public Law 110–181; 122 Stat.  
23 503), the authorization set forth in the table in subsection  
24 (b), as provided in section 2201(c) of that Act (122 Stat.  
25 511) and extended by section 2206 of the Military Con-

1 struction Authorization Act for Fiscal Year 2011 (division  
 2 B of Public Law 111–383; 124 Stat. 4443), shall remain  
 3 in effect until October 1, 2012, or the date of an Act au-  
 4 thorizing funds for military construction for fiscal year  
 5 2013, whichever is later.

6 (b) TABLE.—The table referred to in subsection (a)  
 7 is as follows:

**Navy: Extension of 2008 Project Authorization**

State/Country	Installation or Location	Project	Amount
Worldwide Unspecified .....	Various .....	Host Nation Infrastructure .....	\$2,700,000

8 (c) TECHNICAL AMENDMENT FOR CONSISTENCY IN  
 9 PROJECT AUTHORIZATION DISPLAY.—The table in sec-  
 10 tion 2201(c) of the Military Construction Authorization  
 11 Act for Fiscal Year 2008 (division B of Public Law 110–  
 12 181; 122 Stat. 511) is amended to read as follows:

**Navy: Worldwide Unspecified**

State/Country	Installation or Location	Project	Amount
Worldwide Unspecified .....	Various .....	Wharf Utilities Upgrade .....	\$8,900,000
Worldwide Unspecified .....	Various .....	Host Nation Infrastructure .....	\$2,700,000

13 **SEC. 2206. EXTENSION OF AUTHORIZATIONS OF CERTAIN**  
 14 **FISCAL YEAR 2009 PROJECTS.**

15 (a) EXTENSION.—Notwithstanding section 2002 of  
 16 the Military Construction Authorization Act for Fiscal  
 17 Year 2009 (division B of Public Law 110–417; 122 Stat.

1 4658), the authorization set forth in the table in sub-  
 2 section (b), as provided in section 2201 of that Act (122  
 3 Stat 4670), shall remain in effect until October 1, 2012,  
 4 or the date of an Act authorizing funds for military con-  
 5 struction for fiscal year 2013, whichever is later.

6 (b) TABLE.—The table referred to in subsection (a)  
 7 is as follows:

**Navy: Extension of 2009 Project Authorizations**

State/Country	Installation or Location	Project	Amount
California .....	Marine Corps Base, Camp Pendelton ...	Operations Access Points, Red Beach .....	\$11,970,000
	Marine Corps Air Station, Miramar ..	Emergency Response Sta- tion .....	\$6,530,000
District of Co- lumbia .....	Washington Navy Yard .....	Child Development Center	\$9,340,000

8 **SEC. 2207. GUAM REALIGNMENT.**

9 (a) RESTRICTION ON USE OF FUNDS.—Except as  
 10 provided in subsection (c), notwithstanding any other pro-  
 11 vision of law, none of the funds authorized to be appro-  
 12 priated under this Act, and none of the amounts provided  
 13 by the Government of Japan for military construction ac-  
 14 tivities on land under the jurisdiction of the Department  
 15 of Defense, may be obligated to implement the realign-  
 16 ment of United States Marine Corps forces from Okinawa  
 17 to Guam as envisioned in the United States–Japan Road-  
 18 map for Realignment Implementation issued May 1, 2006,  
 19 until—

1           (1) the Commandant of the Marine Corps, in  
2           consultation with the Commander of the United  
3           States Pacific Command, provides the congressional  
4           defense committees the Commandant's preferred  
5           force lay-down for the United States Pacific Com-  
6           mand Area of Responsibility;

7           (2) the Secretary of Defense submits to the  
8           congressional defense committees a master plan for  
9           the construction of facilities and infrastructure to  
10          execute the Commandant's preferred force lay-down  
11          on Guam, including a detailed description of costs  
12          and a schedule for such construction;

13          (3) the Secretary of Defense certifies to the  
14          congressional defense committees that tangible  
15          progress has been made regarding the relocation of  
16          Marine Corps Air Station Futenma;

17          (4) a plan coordinated by all pertinent Federal  
18          agencies is provided to the congressional defense  
19          committees detailing descriptions of work, costs, and  
20          a schedule for completion of construction, improve-  
21          ments, and repairs to the non-military utilities, fa-  
22          cilities, and infrastructure on Guam affected by the  
23          realignment of forces; and

24          (5) the Secretary of Defense—

1 (A) submits to the congressional defense  
2 committees the report on the assessment of the  
3 United States force posture in East Asia and  
4 the Pacific region required under section 346 of  
5 this Act; or

6 (B) certifies to the congressional defense  
7 committees that the deadline established under  
8 such section for the submission of such report  
9 has not been met.

10 (b) DEVELOPMENT OF PUBLIC INFRASTRUCTURE.—

11 (1) AUTHORIZATION REQUIRED.—Notwith-  
12 standing any other provision of law, if the Secretary  
13 of Defense determines that any grant, cooperative  
14 agreement, transfer of funds to another Federal  
15 agency, or supplement of funds available in fiscal  
16 year 2012 under Federal programs administered by  
17 agencies other than the Department of Defense will  
18 result in the development (including repair, replace-  
19 ment, renovation, conversion, improvement, expan-  
20 sion, acquisition, or construction) of public infra-  
21 structure on Guam, such grant, transfer cooperative  
22 agreement, or supplemental funding shall be specifi-  
23 cally authorized by law.

24 (2) PUBLIC INFRASTRUCTURE DEFINED.—In  
25 this section, the term “public infrastructure” means

1 any utility, method of transportation, item of equip-  
2 ment, or facility under the control of a public entity  
3 or State or local government that is used by, or con-  
4 structed for the benefit of, the general public.

5 (c) EXCEPTION TO RESTRICTION ON USE OF  
6 FUNDS.—The Secretary of Defense may use funds de-  
7 scribed in subsection (a) to carry out additional analysis  
8 under the National Environmental Policy Act of 1969 to  
9 include the following actions:

10 (1) A re-evaluation of live-fire training range  
11 complex alternatives, based upon the application of  
12 probabilistic modeling; and

13 (2) The ongoing analysis on the impacts of the  
14 realignment and build-up on Guam as described in  
15 subsection (a) on coral reefs in Apra Harbor, Guam.

16 **SEC. 2208. REDUCTION OF NAVY MILITARY CONSTRUCTION**  
17 **AUTHORIZATION.**

18 Amounts previously authorized for military construc-  
19 tion, land acquisition, and military family housing func-  
20 tions of the Department of the Navy for fiscal years prior  
21 to fiscal year 2012 are hereby reduced by \$25,000,000.

22 **TITLE XXIII—AIR FORCE**  
23 **MILITARY CONSTRUCTION**

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

Sec. 2302. Family housing.

Sec. 2303. Improvements to military family housing units.

Sec. 2304. Authorization of appropriations, Air Force.

- Sec. 2305. Modification of authorization to carry out certain fiscal year 2010 project.
- Sec. 2306. Extension of authorization of certain fiscal year 2009 project.
- Sec. 2307. Reduction of Air Force military construction authorization.

**1 SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND**  
**2 LAND ACQUISITION PROJECTS.**

3 (a) INSIDE THE UNITED STATES.—Using amounts  
 4 appropriated pursuant to the authorization of appropria-  
 5 tions in section 2304 and available for military construc-  
 6 tion projects inside the United States as specified in the  
 7 funding table in section 4601, the Secretary of the Air  
 8 Force may acquire real property and carry out military  
 9 construction projects for the installations or locations in-  
 10 side the United States, and in the amounts, set forth in  
 11 the following table:

**Air Force: Inside the United States**

State	Installation or Location	Amount
Alaska	Eielson AFB	\$45,000,000
	JB Elmendorf-Richardson	\$97,000,000
Arizona	Davis-Monthan AFB	\$33,000,000
	Luke AFB	\$24,000,000
California	Travis AFB	\$22,000,000
	Vandenberg AFB	\$14,200,000
	U.S. Air Force Academy	\$13,400,000
Colorado	Dover AFB	\$2,800,000
Kansas	Fort Riley	\$7,600,000
Louisiana	Barksdale AFB	\$23,500,000
Missouri	Whiteman AFB	\$4,800,000
North Carolina	Pope AFB	\$6,000,000
North Dakota	Minot AFB	\$67,800,000
Nebraska	Offutt AFB	\$564,000,000
New Mexico	Cannon AFB	\$22,598,000
	Holloman AFB	\$29,200,000
	Kirtland AFB	\$25,000,000
Nevada	Nellis AFB	\$35,850,000
Texas	Joint Base San Antonio	\$110,000,000
Utah	Hill AFB	\$16,500,000
Virginia	JB Langley Eustis	\$50,000,000
Washington	Fairechild AFB	\$27,600,000

12 (b) OUTSIDE THE UNITED STATES.—Using amounts  
 13 appropriated pursuant to the authorization of appropria-

1 tions in section 2304 and available for military construc-  
 2 tion projects outside the United States as specified in the  
 3 funding table in section 4601, the Secretary of the Air  
 4 Force may acquire real property and carry out military  
 5 construction projects for the installations or locations out-  
 6 side the United States, and in the amounts, set forth in  
 7 the following table:

**Air Force: Outside the United States**

Country	Installation or Location	Amount
Greenland .....	Thule AB .....	\$28,000,000
Guam .....	Joint Region Marianas .....	\$83,600,000
Germany .....	Ramstein AB .....	\$34,697,000
Italy .....	Sigonella .....	\$15,000,000
Korea, Republic Of .....	Osan AB .....	\$23,000,000

8 **SEC. 2302. FAMILY HOUSING.**

9 Using amounts appropriated pursuant to the author-  
 10 ization of appropriations in section 2304 and available for  
 11 military family housing functions as specified in the fund-  
 12 ing table in section 4601, the Secretary of the Air Force  
 13 may carry out architectural and engineering services and  
 14 construction design activities with respect to the construc-  
 15 tion or improvement of family housing units in an amount  
 16 not to exceed \$4,208,000.

17 **SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING**  
 18 **UNITS.**

19 Subject to section 2825 of title 10, United States  
 20 Code, and using amounts appropriated pursuant to the  
 21 authorization of appropriations in section 2304 and avail-

1 able for military family housing functions as specified in  
2 the funding table in section 4601, the Secretary of the  
3 Air Force may improve existing military family housing  
4 units in an amount not to exceed \$80,546,000.

5 **SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR**  
6 **FORCE.**

7 Funds are hereby authorized to be appropriated for  
8 fiscal years beginning after September 30, 2011, for mili-  
9 tary construction, land acquisition, and military family  
10 housing functions of the Department of the Air Force, as  
11 specified in the funding table in section 4601.

12 **SEC. 2305. MODIFICATION OF AUTHORIZATION TO CARRY**  
13 **OUT CERTAIN FISCAL YEAR 2010 PROJECT.**

14 In the case of the authorization contained in the table  
15 in section 2301(a) of the Military Construction Authoriza-  
16 tion Act for Fiscal Year 2010 (division B of Public Law  
17 111–84; 123 Stat. 2636) for Hickam Air Force Base, Ha-  
18 waii, for construction of a Ground Control Tower at the  
19 installation, the Secretary of the Air Force may construct  
20 43 vertical meters (141 vertical feet) in lieu of 111 square  
21 meters (1,195 square feet), consistent with the Air Force’s  
22 construction guidelines for control towers, using amounts  
23 appropriated pursuant to authorizations of appropriations  
24 in prior years.

1 **SEC. 2306. EXTENSION OF AUTHORIZATION OF CERTAIN**  
 2 **FISCAL YEAR 2009 PROJECT.**

3 (a) EXTENSION.—The authorization set forth in the  
 4 table in subsection (b), as provided for by title X of the  
 5 Supplemental Appropriations Act, 2009 (Public Law 111–  
 6 32; 123 Stat. 1888) under the heading “MILITARY CON-  
 7 STRUCTION, AIR FORCE”, shall remain in effect until Oc-  
 8 tober 1, 2012, or the date of the enactment of an Act  
 9 authorizing funds for military construction for fiscal year  
 10 2013, whichever is later.

11 (b) TABLE.—The table referred to in subsection (a)  
 12 is as follows:

**Air Force: Extension of 2009 Project Authorization**

Location	Installation or Location	Project	Amount
Germany .....	Spangdahlem Air Base .....	Child Development Center	\$11,400,000

13 **SEC. 2307. REDUCTION OF AIR FORCE MILITARY CON-**  
 14 **STRUCTION AUTHORIZATION.**

15 Amounts previously authorized for military construc-  
 16 tion, land acquisition, and military family housing func-  
 17 tions of the Department of the Air Force for fiscal years  
 18 prior to fiscal year 2012 are hereby reduced by  
 19 \$32,000,000.

1 **TITLE XXIV—DEFENSE AGEN-**  
 2 **CIES MILITARY CONSTRUC-**  
 3 **TION**

Subtitle A—Defense Agency Authorizations

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

Sec. 2402. Authorized energy conservation projects.

Sec. 2403. Authorization of appropriations, Defense Agencies.

Subtitle B—Chemical Demilitarization Authorizations

Sec. 2411. Authorization of appropriations, chemical demilitarization construction, defense-wide.

Subtitle C—Other Matters

Sec. 2421. Reduction of Defense Agencies military construction authorization.

4 **Subtitle A—Defense Agency**  
 5 **Authorizations**

6 **SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUC-**  
 7 **TION AND LAND ACQUISITION PROJECTS.**

8 (a) **INSIDE THE UNITED STATES.**—Using amounts  
 9 appropriated pursuant to the authorization of appropria-  
 10 tions in section 2403 and available for military construc-  
 11 tion projects inside the United States as specified in the  
 12 funding table in section 4601, the Secretary of Defense  
 13 may acquire real property and carry out military construc-  
 14 tion projects for the installations or locations inside the  
 15 United States, and in the amounts, set forth in the fol-  
 16 lowing table:

**Defense Agencies: Inside the United States**

<b>State</b>	<b>Installation or Location</b>	<b>Amount</b>
Alaska .....	Anchorage .....	\$18,400,000
	Eielson AFB .....	\$14,800,000

**Defense Agencies: Inside the United States—Continued**

State	Installation or Location	Amount
Alabama .....	Redstone Arsenal .....	\$58,800,000
Arizona .....	Davis-Monthan AFB .....	\$23,000,000
California .....	Camp Pendleton .....	\$12,141,000
	Coronado .....	\$42,000,000
	Defense Distribution Depot-Tracy	\$15,500,000
	San Clemente .....	\$21,800,000
	Buckley AFB .....	\$140,932,000
Colorado .....	Bolling AFB .....	\$16,736,000
District of Columbia .....	Eglin AFB .....	\$51,600,000
Florida .....	Eglin AUX 9 .....	\$9,500,000
	MacDill AFB .....	\$15,200,000
	Whiting Field .....	\$3,800,000
	Fort Benning .....	\$37,205,000
	Fort Gordon .....	\$17,705,000
Georgia .....	Fort Stewart .....	\$72,300,000
	Joint Base Pearl Harbor-Hickam	\$14,400,000
Hawaii .....	Great Lakes .....	\$16,900,000
Illinois .....	Fort Campbell .....	\$138,500,000
Kentucky .....	Fort Knox .....	\$38,845,000
	Barksdale AFB .....	\$6,200,000
Louisiana .....	Hanscom AFB .....	\$34,040,000
Massachusetts .....	Westover ARB .....	\$23,300,000
	Bethesda Naval Hospital .....	\$18,000,000
Maryland .....	Fort Meade .....	\$29,640,000
	Joint Base Andrews .....	\$265,700,000
Missouri .....	Arnold .....	\$9,253,000
Mississippi .....	Columbus AFB .....	\$2,600,000
	Gulfport .....	\$34,700,000
North Carolina .....	Camp Lejeune .....	\$6,670,000
	Fort Bragg .....	\$206,274,000
	New River .....	\$22,687,000
	Pope AFB .....	\$5,400,000
	Cannon AFB .....	\$132,997,000
New Mexico .....	Fort Drum .....	\$20,400,000
New York .....	Columbus .....	\$10,000,000
Ohio .....	Altus AFB .....	\$8,200,000
Oklahoma .....	DEF Distribution Depot New	
	Cumberland .....	\$43,000,000
	Philadelphia .....	\$8,000,000
	Joint Base Charleston .....	\$24,868,000
	Joint Base San Antonio .....	\$194,300,000
Texas .....	Charlottesville .....	\$10,805,000
	Dahlgren .....	\$1,988,000
Virginia .....	Dam Neck .....	\$23,116,000
	Fort Belvoir .....	\$54,625,000
	Joint Expeditionary Base Little	
	Creek - Story .....	\$37,000,000
	Pentagon .....	\$8,742,000
Washington .....	Quantico .....	\$46,727,000
	JB Lewis McChord .....	\$35,000,000
	Whidbey Island .....	\$25,000,000
West Virginia .....	Camp Dawson .....	\$2,200,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts  
 2 appropriated pursuant to the authorization of appropria-  
 3 tions in section 2403 and available for military construc-

tion projects outside the United States as specified in the funding table in section 4601, the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

**Defense Agencies: Outside the United States**

Country	Installation or Location	Amount
Germany .....	Ansbach .....	\$11,672,000
	Baumholder .....	\$59,419,000
	Grafenwoehr .....	\$6,529,000
	Rhine Ordnance Barracks .....	\$750,000,000
	Spangdalem Air Base .....	\$129,043,000
	Stuttgart-Patch Barracks .....	\$2,434,000
Italy .....	Vicenza .....	\$41,864,000
Japan .....	Yokota Air Base .....	\$61,842,000
United Kingdom .....	Menwith Hill Station .....	\$68,601,000
	Royal Air Force Alconbury .....	\$35,030,000

**SEC. 2402. AUTHORIZED ENERGY CONSERVATION PROJECTS.**

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2403 and available for energy conservation projects inside the United States as specified in the funding table in section 4601, the Secretary of Defense may carry out energy conservation projects under chapter 173 of title 10, United States Code, for the installations or locations inside the United States, and in the amounts, set forth in the following table:

**Energy Conservation Projects: Inside the United States**

Country	Installation or Location	Amount
Alabama .....	Maxwell AFB .....	\$2,482,000
Arizona .....	Davis-Monthan AFB .....	\$4,650,000

**Energy Conservation Projects: Inside the United States—**  
Continued

Country	Installation or Location	Amount
California .....	Presidio of Monterey .....	\$5,000,000
	San Joaquin/Tracy Site .....	\$2,860,000
Colorado .....	Fort Carson .....	\$4,277,000
Florida .....	Tyndall AFB .....	\$3,255,000
Georgia .....	MCLB Albany .....	\$3,504,000
Kentucky .....	Fort Knox .....	\$2,750,000
Massachusetts .....	Hanscom AFB .....	\$3,609,000
New York .....	Fort Drum .....	\$3,500,000
North Carolina .....	Fort Bragg .....	\$13,400,000
North Carolina .....	Camp Lejeune .....	\$6,925,000
Oklahoma .....	Altus AFB .....	\$5,700,000
Tennessee .....	Arnold AFB .....	\$3,300,000
Utah .....	Tooele Army Depot .....	\$8,200,000
Virginia .....	NRO/ADF-E .....	\$2,000,000
Wyoming .....	FE Warren AFB .....	\$12,600,000

1           (b) OUTSIDE THE UNITED STATES.—Using amounts  
 2 appropriated pursuant to the authorization of appropria-  
 3 tions in section 2403 and available for energy conservation  
 4 projects outside the United States as specified in the fund-  
 5 ing table in section 4601, the Secretary of Defense may  
 6 carry out energy conservation projects under chapter 173  
 7 of title 10, United States Code, for the installations or  
 8 locations outside the United States, and in the amounts,  
 9 set forth in the following table:

**Energy Conservation Projects: Outside the United States**

Country	Installation or Location	Amount
Guam .....	NB Guam .....	\$17,377,000
Italy .....	NAS Naples .....	\$2,867,000
Marshall Islands .....	Kwajalein Atoll .....	\$6,300,000
Various Locations .....	Various Locations .....	\$20,444,000

10 **SEC. 2403. AUTHORIZATION OF APPROPRIATIONS, DE-**  
 11 **FENSE AGENCIES.**

12           (a) IN GENERAL.—Funds are hereby authorized to  
 13 be appropriated for fiscal years beginning after September

1 30, 2011, for military construction, land acquisition, and  
2 military family housing functions of the Department of  
3 Defense (other than the military departments), as speci-  
4 fied in the funding table in section 4601.

5 (b) LIMITATION.—The Secretary of Defense shall not  
6 enter into an award for a Replacement of the Wetzel-  
7 Smith Elementary School project at Baumholder, Ger-  
8 many, until the Secretary completes an assessment of  
9 United States military force structure in the European  
10 theater and certifies to the congressional defense commit-  
11 tees that Baumholder, Germany is an enduring location.

12 **Subtitle B—Chemical**  
13 **Demilitarization Authorizations**

14 **SEC. 2411. AUTHORIZATION OF APPROPRIATIONS, CHEM-**  
15 **ICAL DEMILITARIZATION CONSTRUCTION,**  
16 **DEFENSE-WIDE.**

17 Funds are hereby authorized to be appropriated for  
18 fiscal years beginning after September 30, 2011, for mili-  
19 tary construction and land acquisition for chemical demili-  
20 tarization, as specified in the funding table in section  
21 4601.

1           **Subtitle C—Other Matters**

2   **SEC. 2421. REDUCTION OF DEFENSE AGENCIES MILITARY**  
3           **CONSTRUCTION AUTHORIZATION.**

4           Amounts previously authorized for military construc-  
5   tion, land acquisition, and military family housing func-  
6   tions of the Department of Defense (other than the mili-  
7   tary departments) for fiscal years prior to fiscal year 2012  
8   are hereby reduced by \$131,400,000.

9   **TITLE XXV—NORTH ATLANTIC**  
10   **TREATY ORGANIZATION SE-**  
11   **CURITY INVESTMENT PRO-**  
12   **GRAM**

Sec. 2501. Authorized NATO construction and land acquisition projects.

Sec. 2502. Authorization of appropriations, NATO.

13   **SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND**  
14           **ACQUISITION PROJECTS.**

15           The Secretary of Defense may make contributions for  
16   the North Atlantic Treaty Organization Security Invest-  
17   ment Program as provided in section 2806 of title 10,  
18   United States Code, in an amount not to exceed the sum  
19   of the amount authorized to be appropriated for this pur-  
20   pose in section 2502 and the amount collected from the  
21   North Atlantic Treaty Organization as a result of con-  
22   struction previously financed by the United States.

1 **SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.**

2 Funds are hereby authorized to be appropriated for  
3 fiscal years beginning after September 30, 2011, for con-  
4 tributions by the Secretary of Defense under section 2806  
5 of title 10, United States Code, for the share of the United  
6 States of the cost of projects for the North Atlantic Treaty  
7 Organization Security Investment Program authorized by  
8 section 2501, as specified in the funding table in section  
9 4601.

10 **TITLE XXVI—GUARD AND**  
11 **RESERVE FORCES FACILITIES**

Subtitle A—Project Authorizations and Authorization of Appropriations

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

Subtitle B—Other Matters

- Sec. 2611. Extension of authorization of certain fiscal year 2008 project.
- Sec. 2612. Extension of authorizations of certain fiscal year 2009 projects.
- Sec. 2613. Modification of authority to carry out certain fiscal year 2008 and 2009 projects.

1 **Subtitle A—Project Authorizations**  
 2 **and Authorization of Appropria-**  
 3 **tions**

4 **SEC. 2601. AUTHORIZED ARMY NATIONAL GUARD CON-**  
 5 **STRUCTION AND LAND ACQUISITION**  
 6 **PROJECTS.**

7 (a) INSIDE THE UNITED STATES.—Using amounts  
 8 appropriated pursuant to the authorization of appropria-  
 9 tions in section 2606 and available for the National Guard  
 10 and Reserve as specified in the funding table in section  
 11 4601, the Secretary of the Army may acquire real prop-  
 12 erty and carry out military construction projects for the  
 13 Army National Guard locations inside the United States,  
 14 and in the amounts, set forth in the following table:

**Army National Guard: Inside the United States**

State	Location	Amount
Alabama .....	Fort McClellan .....	\$16,500,000
Arkansas .....	Fort Chaffee .....	\$3,500,000
Arizona .....	Papago Military Reservation .....	\$17,800,000
California .....	Camp Roberts .....	\$38,160,000
	Camp San Luis Obispo .....	\$8,000,000
Colorado .....	Alamosa .....	\$6,400,000
	Aurora .....	\$3,600,000
	Fort Carson .....	\$43,000,000
District of Columbia	Anacostia .....	\$5,300,000
Florida .....	Camp Blanding .....	\$5,500,000
Georgia .....	Atlanta .....	\$11,000,000
	Hinesville .....	\$17,500,000
	Macon .....	\$14,500,000
Hawaii .....	Kalaeloa .....	\$33,000,000
Illinois .....	Normal .....	\$10,000,000
Indiana .....	Camp Atterbury .....	\$81,900,000
	Indianapolis .....	\$25,700,000
Massachusetts .....	Natick .....	\$9,000,000
Maryland .....	Dundalk .....	\$16,000,000
	La Plata .....	\$9,000,000
	Westminster .....	\$10,400,000
Maine .....	Bangor .....	\$15,600,000
	Brunswick .....	\$23,000,000
Minnesota .....	Camp Ripley .....	\$8,400,000
Mississippi .....	Camp Shelby .....	\$64,600,000
North Carolina .....	Greensboro .....	\$3,700,000

**Army National Guard: Inside the United States**—Continued

State	Location	Amount
Nebraska .....	Grand Island .....	\$22,000,000
	Mead .....	\$9,100,000
New Jersey .....	Lakehurst .....	\$49,000,000
New Mexico .....	Santa Fe .....	\$5,200,000
Nevada .....	Las Vegas .....	\$23,000,000
Oklahoma .....	Camp Gruber .....	\$13,361,000
Oregon .....	The Dalles .....	\$13,800,000
South Carolina .....	Allendale .....	\$4,300,000
Utah .....	Camp Williams .....	\$6,500,000
Virginia .....	Fort Pickett .....	\$11,000,000
Wisconsin .....	Camp Williams .....	\$7,000,000
West Virginia .....	Buckhannon .....	\$10,000,000
Wyoming .....	Cheyenne .....	\$8,900,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts  
 2 appropriated pursuant to the authorization of appropria-  
 3 tions in section 2606 and available for the National Guard  
 4 and Reserve as specified in the funding table in section  
 5 4601, the Secretary of the Army may acquire real prop-  
 6 erty and carry out military construction projects for the  
 7 Army National Guard locations outside the United States,  
 8 and in the amounts, set forth in the following table:

**Army National Guard: Outside the United States**

Country	Location	Amount
Puerto Rico .....	Fort Buchanan .....	\$57,000,000

9 **SEC. 2602. AUTHORIZED ARMY RESERVE CONSTRUCTION**  
 10 **AND LAND ACQUISITION PROJECTS.**

11 Using amounts appropriated pursuant to the author-  
 12 ization of appropriations in section 2606 and available for  
 13 the National Guard and Reserve as specified in the fund-  
 14 ing table in section 4601, the Secretary of the Army may  
 15 acquire real property and carry out military construction  
 16 projects for the Army Reserve locations inside the United

1 States, and in the amounts, set forth in the following  
 2 table:

**Army Reserve**

<b>Country</b>	<b>Location</b>	<b>Amount</b>
California .....	Fort Hunter Liggett .....	\$5,200,000
Colorado .....	Fort Collins .....	\$13,600,000
Illinois .....	Homewood .....	\$16,000,000
	Rockford .....	\$12,800,000
Indiana .....	Fort Benjamin Harrison .....	\$57,000,000
Kansas .....	Kansas City .....	\$13,000,000
Massachusetts .....	Attleboro .....	\$22,000,000
Minnesota .....	Saint Joseph .....	\$11,800,000
Missouri .....	Weldon Springs .....	\$19,000,000
North Carolina .....	Greensboro .....	\$19,000,000
New York .....	Schenectady .....	\$20,000,000
South Carolina .....	Orangeburg .....	\$12,000,000
Wisconsin .....	Fort McCoy .....	\$27,300,000

3 **SEC. 2603. AUTHORIZED NAVY RESERVE AND MARINE**  
 4 **CORPS RESERVE CONSTRUCTION AND LAND**  
 5 **ACQUISITION PROJECTS.**

6 Using amounts appropriated pursuant to the author-  
 7 ization of appropriations in section 2606 and available for  
 8 the National Guard and Reserve as specified in the fund-  
 9 ing table in section 4601, the Secretary of the Navy may  
 10 acquire real property and carry out military construction  
 11 projects for the Navy Reserve and Marine Corps Reserve  
 12 locations inside the United States, and in the amounts,  
 13 set forth in the following table:

**Navy Reserve and Marine Corps Reserve**

<b>State</b>	<b>Location</b>	<b>Amount</b>
Pennsylvania .....	Pittsburgh .....	\$13,759,000
Tennessee .....	Memphis .....	\$7,949,000

1 **SEC. 2604. AUTHORIZED AIR NATIONAL GUARD CONSTRUC-**  
 2 **TION AND LAND ACQUISITION PROJECTS.**

3 Using amounts appropriated pursuant to the author-  
 4 ization of appropriations in section 2606 and available for  
 5 the National Guard and Reserve as specified in the fund-  
 6 ing table in section 4601, the Secretary of the Air Force  
 7 may acquire real property and carry out military construc-  
 8 tion projects for the Air National Guard locations inside  
 9 the United States, and in the amounts, set forth in the  
 10 following table:

**Air National Guard**

State	Location	Amount
California .....	Beale AFB .....	\$6,100,000
	Moffett Field .....	\$26,000,000
Hawaii .....	Joint Base Pearl Harbor-Hickam .....	\$39,521,000
Indiana .....	Fort Wayne IAP .....	\$4,000,000
Massachusetts .....	Otis ANGB .....	\$7,800,000
Maryland .....	Martin State Airport .....	\$4,900,000
Ohio .....	Springfield Beckley-MAP .....	\$6,700,000

11 **SEC. 2605. AUTHORIZED AIR FORCE RESERVE CONSTRUC-**  
 12 **TION AND LAND ACQUISITION PROJECTS.**

13 Using amounts appropriated pursuant to the author-  
 14 ization of appropriations in section 2606 and available for  
 15 the National Guard and Reserve as specified in the fund-  
 16 ing table in section 4601, the Secretary of the Air Force  
 17 may acquire real property and carry out military construc-  
 18 tion projects for the Air Force Reserve locations inside  
 19 the United States, and in the amounts, set forth in the  
 20 following table:

**Air Force Reserve**

<b>State</b>	<b>Location</b>	<b>Amount</b>
California .....	March AFB .....	\$16,393,000
South Carolina .....	Charleston AFB .....	\$9,593,000

1 **SEC. 2606. AUTHORIZATION OF APPROPRIATIONS, NA-**  
2 **TIONAL GUARD AND RESERVE.**

3 Funds are hereby authorized to be appropriated for  
4 fiscal years beginning after September 30, 2011, for the  
5 costs of acquisition, architectural and engineering services,  
6 and construction of facilities for the Guard and Reserve  
7 Forces, and for contributions therefor, under chapter  
8 1803 of title 10, United States Code (including the cost  
9 of acquisition of land for those facilities), as specified in  
10 the funding table in section 4601.

11 **Subtitle B—Other Matters**

12 **SEC. 2611. EXTENSION OF AUTHORIZATION OF CERTAIN**  
13 **FISCAL YEAR 2008 PROJECT.**

14 (a) EXTENSION.—Notwithstanding section 2002 of  
15 the Military Construction Authorization Act for Fiscal  
16 Year 2008 (division B of Public Law 110–181; 122 Stat.  
17 503), the authorization set forth in the table in subsection  
18 (b), as provided in section 2601 of that Act (122 Stat.  
19 527) and extended by section 2607 of the Military Con-  
20 struction Authorization Act for Fiscal Year 2011 (division  
21 B of Public Law 111–383; 124 Stat. 4454), shall remain  
22 in effect until October 1, 2012, or the date of the enact-

1 ment of an Act authorizing funds for military construction  
2 for fiscal year 2013, whichever is later.

3 (b) TABLE.—The table referred to in subsection (a)  
4 is as follows:

**Army National Guard: Extension of 2008 Project Authorization**

State	Installation or Location	Project	Amount
Pennsylvania .....	East Fallowfield Township .....	Readiness Center (SBCT) .....	\$ 8,300,000

5 **SEC. 2612. EXTENSION OF AUTHORIZATIONS OF CERTAIN**  
6 **FISCAL YEAR 2009 PROJECTS.**

7 (a) EXTENSION.—Notwithstanding section 2002 of  
8 the Military Construction Authorization Act for Fiscal  
9 Year 2009 (division B of Public Law 110–417; 122 Stat.  
10 4658), the authorizations set forth in the tables in sub-  
11 section (b), as provided in sections 2601, 2602, and 2603  
12 of that Act (122 Stat. 4699), shall remain in effect until  
13 October 1, 2012, or the date of the enactment of an Act  
14 authorizing funds for military construction for fiscal year  
15 2013, whichever is later.

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

**Army National Guard: Extension of 2009 Project Authorizations**

State	Installation or Location	Project	Amount
Indiana .....	Camp Atterbury	Machine Gun Range .....	\$ 5,800,000
Nevada .....	Elko .....	Readiness Center .....	\$11,375,000

**Army Reserve: Extension of 2009 Project Authorization**

State	Installation or Location	Project	Amount
New York .....	Staten Island ...	Reserve Center .....	\$18,550,000

**Navy and Marine Corps Reserve: Extension of 2009 Project Authorization**

State	Installation or Location	Project	Amount
Delaware .....	Wilmington .....	Reserve Center .....	\$11,530,000

**Air National Guard: Extension of 2009 Project Authorization**

State	Installation or Location	Project	Amount
Mississippi .....	Gulfport-Biloxi International Airport .....	Relocate munitions storage complex .....	\$3,400,000

1 **SEC. 2613. MODIFICATION OF AUTHORITY TO CARRY OUT**  
2 **CERTAIN FISCAL YEAR 2008 AND 2009**  
3 **PROJECTS.**

4 (a) AUTHORITY TO CARRY OUT ARMY RESERVE  
5 CENTER PROJECT, CARLIN, NEVADA.—In the case of the  
6 authorization contained in the table in section 2601 of the  
7 Military Construction Authorization Act for Fiscal Year  
8 2009 (division B of Public Law 110–417; 122 Stat. 4701)  
9 for Elko, Nevada, for construction of an Army Reserve  
10 Center, the Secretary of the Army may instead construct  
11 a Readiness Center at Carlin, Nevada.

12 (b) AUTHORITY TO CARRY OUT ARMY RESERVE  
13 CENTER PROJECT, FORT WADSWORTH, NEW YORK.—In  
14 the case of the authorization contained in the table in sec-  
15 tion 2602 of the Military Construction Authorization Act

1 for Fiscal Year 2009 (division B of Public Law 110–417;  
2 122 Stat. 4703) for Staten Island, New York, for con-  
3 struction of an Army Reserve Center, the Secretary of the  
4 Army may instead construct an addition/alteration at the  
5 Army Reserve Center at Fort Wadsworth, New York.

6 (c) AUTHORITY TO CARRY OUT READINESS CENTER  
7 PROJECT, COATESVILLE, PENNSYLVANIA.—In the case of  
8 the authorization contained in the table in section 2601  
9 of the Military Construction Authorization Act for Fiscal  
10 Year 2008 (division B of Public Law 110-181, 122 Stat.  
11 527) for Fallowfield Township, Pennsylvania, for con-  
12 struction of a Readiness Center, the Secretary of the Army  
13 may instead construct the Readiness Center at Coatesville,  
14 Pennsylvania.

15 **TITLE XXVII—BASE REALIGN-**  
16 **MENT AND CLOSURE ACTIVI-**  
17 **TIES**

Sec. 2701. Authorization of appropriations for base realignment and closure activities funded through Department of Defense Base Closure Account 1990.

Sec. 2702. Authorized base realignment and closure activities funded through Department of Defense Base Closure Account 2005.

Sec. 2703. Authority to complete specific base closure and realignment recommendations.

Sec. 2704. Special considerations related to transportation infrastructure in consideration and selection of military installations for closure or realignment.

1 **SEC. 2701. AUTHORIZATION OF APPROPRIATIONS FOR**  
2 **BASE REALIGNMENT AND CLOSURE ACTIVI-**  
3 **TIES FUNDED THROUGH DEPARTMENT OF**  
4 **DEFENSE BASE CLOSURE ACCOUNT 1990.**

5 Funds are hereby authorized to be appropriated for  
6 fiscal years beginning after September 30, 2011, for base  
7 closure and realignment activities, including real property  
8 acquisition and military construction projects, as author-  
9 ized by the Defense Base Closure and Realignment Act  
10 of 1990 (part A of title XXIX of Public Law 101-510;  
11 10 U.S.C. 2687 note) and funded through the Department  
12 of Defense Base Closure Account 1990 established by sec-  
13 tion 2906 of such Act, as specified in the funding table  
14 in section 4601.

15 **SEC. 2702. AUTHORIZED BASE REALIGNMENT AND CLO-**  
16 **SURE ACTIVITIES FUNDED THROUGH DE-**  
17 **PARTMENT OF DEFENSE BASE CLOSURE AC-**  
18 **COUNT 2005.**

19 Using amounts appropriated pursuant to the author-  
20 ization of appropriations in section 2703 and available for  
21 base realignment and closure activities as specified in the  
22 funding table in section 4601, the Secretary of Defense  
23 may carry out base closure and realignment activities, in-  
24 cluding real property acquisition and military construction  
25 projects, as authorized by the Defense Base Closure and  
26 Realignment Act of 1990 (part A of title XXIX of Public

1 Law 101–510; 10 U.S.C. 2687 note) and funded through  
2 the Department of Defense Base Closure Account 2005  
3 established by section 2906A of such Act, as specified in  
4 the funding table in section 4601.

5 **SEC. 2703. AUTHORITY TO COMPLETE SPECIFIC BASE CLO-**  
6 **SURE AND REALIGNMENT RECOMMENDA-**  
7 **TIONS.**

8 (a) LIMITED AUTHORITY TO EXTEND IMPLEMENTA-  
9 TION PERIOD.—The Secretary of Defense shall—

10 (1) complete all closures and realignments rec-  
11 ommended in the report of the Base Closure and Re-  
12 alignment Commission transmitted by the President  
13 to Congress in accordance with section 2914(e) of  
14 the Defense Base Closure and Realignment Act of  
15 1990 (part A of title XXIX of Public Law 101–510;  
16 10 U.S.C. 2687 note), as expeditiously as possible;  
17 and

18 (2) complete the closure of the Umatilla Chem-  
19 ical Depot, Oregon, as recommended in the report of  
20 the Base Closure and Realignment Commission  
21 transmitted by the President to Congress in accord-  
22 ance with section 2914(e) of the Defense Base Clo-  
23 sure and Realignment Act of 1990 (part A of title  
24 XXIX of Public Law 101–510; 10 U.S.C. 2687  
25 note)—

1 (A) without regard to any condition con-  
2 tained in that recommendation; and

3 (B) not later than one year after the com-  
4 pletion of the chemical demilitarization mission  
5 in accordance with the Chemical Weapons Con-  
6 vention Treaty.

7 (b) IMPLEMENTATION.—Notwithstanding any other  
8 provision of law, the Secretary of Defense shall carry out  
9 the authority provided under subsection (a), and any re-  
10 lated property management and disposal activities, in ac-  
11 cordance with the procedures and authorities under the  
12 Defense Base Closure and Realignment Act of 1990 (part  
13 A of title XXIX of Public Law 101–510; 10 U.S.C. 2687  
14 note).

15 **SEC. 2704. SPECIAL CONSIDERATIONS RELATED TO TRANS-**  
16 **PORTATION INFRASTRUCTURE IN CONSIDER-**  
17 **ATION AND SELECTION OF MILITARY INSTAL-**  
18 **LATIONS FOR CLOSURE OR REALIGNMENT.**

19 (a) MODIFICATION OF SELECTION CRITERIA.—Sub-  
20 section (b)(1) of section 2687 of title 10, United States  
21 Code, is amended—

22 (1) by striking “notification an evaluation” and  
23 inserting “notification—  
24 “(A) an evaluation”; and

1           (2) by adding at the end the following new sub-  
2 paragraph:

3           “(B) the criteria used to consider and rec-  
4 ommend military installations for such closure  
5 or realignment, which shall include at a min-  
6 imum consideration of—

7           “(i) the ability of the infrastructure  
8 (including transportation infrastructure) of  
9 both the existing and receiving commu-  
10 nities to support forces, missions, and per-  
11 sonnel as a result of such closure or re-  
12 alignment; and

13           “(ii) the costs associated with commu-  
14 nity transportation infrastructure improve-  
15 ments as part of the evaluation of cost sav-  
16 ings or return on investment of such clo-  
17 sure or realignment; and”.

18       (b) EFFECT OF SIGNIFICANT IMPACTS.—Such sec-  
19 tion is further amended by adding at the end the following  
20 new subsection:

21       “(f) If the Secretary of Defense or the Secretary of  
22 the military department concerned determines, pursuant  
23 to the National Environmental Policy Act of 1969 (42  
24 U.S.C. 4321 et seq.), that a significant transportation im-  
25 pact will occur at a result of an action described in sub-

1 section (a), the action may not be taken unless and until  
2 the Secretary of Defense or the Secretary of the military  
3 department concerned—

4 “(1) analyzes the adequacy of transportation in-  
5 frastructure at and in the vicinity of each military  
6 installation that would be impacted by the action;

7 “(2) concludes consultation with the Secretary  
8 of Transportation with regard to such impact;

9 “(3) analyzes the impact of the action on local  
10 businesses, neighborhoods, and local governments;  
11 and

12 “(4) includes in the notification required by  
13 subsection (b)(1) a description of how the Secretary  
14 intends to remediate the significant transportation  
15 impact.”.

16 **TITLE XXVIII—MILITARY CON-**  
17 **STRUCTION GENERAL PROVI-**  
18 **SIONS**

Subtitle A—Military Construction Program and Military Family Housing  
Changes

- Sec. 2801. Prohibition on use of any cost-plus system of contracting for mili-  
tary construction and military family housing projects.
- Sec. 2802. Modification of authority to carry out unspecified minor military  
construction projects.
- Sec. 2803. Protections for suppliers of labor and materials under contracts for  
military construction projects and military family housing  
projects.
- Sec. 2804. Extension of temporary, limited authority to use operation and  
maintenance funds for construction projects outside the United  
States.
- Sec. 2805. General military construction transfer authority.

Subtitle B—Real Property and Facilities Administration

- Sec. 2811. Clarification of authority to use Pentagon Reservation Maintenance Revolving Fund for minor construction and alteration activities at Pentagon Reservation.
- Sec. 2812. Reporting requirements related to the granting of easements.
- Sec. 2813. Limitations on use or development of property in Clear Zone Areas and clarification of authority to limit encroachments.
- Sec. 2814. Department of Defense conservation and cultural activities.
- Sec. 2815. Exchange of property at military installations.
- Sec. 2816. Defense access road program enhancements to address transportation infrastructure in vicinity of military installations.

#### Subtitle C—Energy Security

- Sec. 2821. Consolidation of definitions used in energy security chapter.
- Sec. 2822. Consideration of energy security in developing energy projects on military installations using renewable energy sources.
- Sec. 2823. Establishment of interim objective for Department of Defense 2025 renewable energy goal.
- Sec. 2824. Use of centralized purchasing agents for renewable energy certificates to reduce cost of facility energy projects using renewable energy sources and improve efficiencies.
- Sec. 2825. Identification of energy-efficient products for use in construction, repair, or renovation of Department of Defense facilities.
- Sec. 2826. Submission of annual Department of Defense energy management reports.
- Sec. 2827. Requirement for Department of Defense to capture and track data generated in metering Department facilities.
- Sec. 2828. Metering of Navy piers to accurately measure energy consumption.
- Sec. 2829. Training policy for Department of Defense energy managers.
- Sec. 2830. Report on energy-efficiency standards and prohibition on use of funds for Leadership in Energy and Environmental Design gold or platinum certification.

#### Subtitle D—Provisions Related to Guam Realignment

- Sec. 2841. Certification of medical care coverage for H-2B temporary workforce on military construction projects on Guam.
- Sec. 2842. Repeal of condition on use of specific utility conveyance authority regarding Guam integrated water and wastewater treatment system.

#### Subtitle E—Land Conveyances

- Sec. 2851. Land conveyance and exchange, Joint Base Elmendorf Richardson, Alaska.
- Sec. 2852. Release of reversionary interest, Camp Joseph T. Robinson, Arkansas.
- Sec. 2853. Clarification of land conveyance authority, Camp Caitlin and Ohana Nui areas, Hawaii.
- Sec. 2854. Land exchange, Fort Bliss Texas.
- Sec. 2855. Land conveyance, former Defense Depot Ogden, Utah.

#### Subtitle F—Other Matters

- Sec. 2861. Redesignation of Industrial College of the Armed Forces as the Dwight D. Eisenhower School for National Security and Resource Strategy.

Sec. 2862. Redesignation of Mike O'Callaghan Federal Hospital in Nevada as Mike O'Callaghan Federal Medical Center.

Sec. 2863. Prohibition on naming Department of Defense real property after a Member of Congress.

Sec. 2864. Notifications of reductions in number of members of the Armed Forces assigned to permanent duty at a military installation.

Sec. 2865. Investment plan for the modernization of public shipyards under jurisdiction of Department of the Navy.

Sec. 2866. Report on the Homeowners Assistance Program.

Sec. 2867. Data servers and centers.

1 **Subtitle A—Military Construction**  
2 **Program and Military Family**  
3 **Housing Changes**

4 **SEC. 2801. PROHIBITION ON USE OF ANY COST-PLUS SYS-**  
5 **TEM OF CONTRACTING FOR MILITARY CON-**  
6 **STRUCTION AND MILITARY FAMILY HOUSING**  
7 **PROJECTS.**

8 (a) PROHIBITION.—Section 2306 of title 10, United  
9 States Code, is amended by inserting after subsection (b)  
10 the following new subsection:

11 “(c) A contract entered into by the United States in  
12 connection with a military construction project or a mili-  
13 tary family housing project may not use any form of cost-  
14 plus contracting. This prohibition is in addition to the pro-  
15 hibition specified in subsection (a) on the use of the cost-  
16 plus-a-percentage-of-cost system of contracting and ap-  
17 plies notwithstanding a declaration of war or the declara-  
18 tion by the President of a national emergency under sec-  
19 tion 201 of the National Emergencies Act (50 U.S.C.  
20 1621) that includes the use of the armed forces.”.

1 (b) APPLICATION OF AMENDMENT.—Subsection (c)  
2 of section 2306 of title 10, United States Code, as added  
3 by subsection (a), shall apply with respect to any contract  
4 entered into by the United States in connection with a  
5 military construction project or a military family housing  
6 project after the date of the enactment of this Act.

7 **SEC. 2802. MODIFICATION OF AUTHORITY TO CARRY OUT**  
8 **UNSPECIFIED MINOR MILITARY CONSTRUC-**  
9 **TION PROJECTS.**

10 (a) SINGLE THRESHOLD FOR USE OF OPERATION  
11 AND MAINTENANCE FUNDS.—Subsection (c) of section  
12 2805 of title 10, United States Code, is amended—

13 (1) by striking “(1) Except as provided in para-  
14 graph (2), the” and inserting “The”; and

15 (2) by striking “not more than” and all that  
16 follows through the end of the subsection and insert-  
17 ing “not more than \$750,000.”.

18 (b) EXTENSION OF SPECIAL LABORATORY REVITAL-  
19 IZATION AUTHORITY.—Subsection (d) of such section is  
20 amended—

21 (1) in paragraph (3), by striking “February 1,  
22 2010” and inserting “February 1, 2014”; and

23 (2) in paragraph (5), by striking “September  
24 30, 2012” and inserting “September 30, 2016”.

25 (c) CONFORMING AMENDMENTS.—

1           (1) CROSS REFERENCES REGARDING WORKING-  
2           CAPITAL FUNDS.—Section 2208 of such title is  
3           amended—

4                   (A) in subsection (k)(2)(A), by striking  
5                   “section 2805(c)(1)” and inserting “section  
6                   2805(c)”; and

7                   (B) in subsection (o)(2)(A), by striking  
8                   “section 2805(c)(1)” and inserting “section  
9                   2805(c)”.

10           (2) CROSS REFERENCE REGARDING COST AND  
11           SCOPE OF WORK VARIATIONS.—Section 2853(a) of  
12           such title is amended by striking “section  
13           2805(a)(1)” and inserting “section 2805(a)”.

14           (3) CROSS REFERENCE REGARDING NOTICE  
15           AND WAIT REQUIREMENTS FOR RESERVE  
16           PROJECTS.—Section 18233a(b)(2)(B)(ii) of such  
17           title is amended by striking “section 2805(a)(2)”  
18           and inserting “section 2805(a)”.

19           (4) CROSS REFERENCE REGARDING USING OP-  
20           ERATION AND MAINTENANCE FUNDS FOR SMALL RE-  
21           SERVE PROJECTS.—Section 18233b of such title is  
22           amended by striking “not more than” and all that  
23           follows through the end of the section and inserting  
24           “not more than the amount specified in section  
25           2805(e) of this title.”.

1 **SEC. 2803. PROTECTIONS FOR SUPPLIERS OF LABOR AND**  
2 **MATERIALS UNDER CONTRACTS FOR MILI-**  
3 **TARY CONSTRUCTION PROJECTS AND MILI-**  
4 **TARY FAMILY HOUSING PROJECTS.**

5 Section 2852 of title 10, United States Code, is  
6 amended by adding at the end the following new sub-  
7 section:

8 “(c) In the case of a military construction project or  
9 a military family housing project, the contract amount  
10 thresholds specified in subchapter III of chapter 31 of title  
11 40 (commonly referred to as the Miller Act) shall be ap-  
12 plied by substituting ‘\$150,000’ for ‘\$100,000’ for pur-  
13 poses of determining when a performance bond and pay-  
14 ment bond are required under section 3131 of such title  
15 and when alternatives to payment bonds as payment pro-  
16 tections for suppliers of labor and materials are required  
17 under section 3132 of such title.”

18 **SEC. 2804. EXTENSION OF TEMPORARY, LIMITED AUTHOR-**  
19 **ITY TO USE OPERATION AND MAINTENANCE**  
20 **FUNDS FOR CONSTRUCTION PROJECTS OUT-**  
21 **SIDE THE UNITED STATES.**

22 (a) ONE-YEAR EXTENSION OF AUTHORITY.—Section  
23 2808 of the Military Construction Authorization Act for  
24 Fiscal Year 2004 (division B of Public Law 108–136; 117  
25 Stat. 1723), as most recently amended by section 2804  
26 of the Military Construction Authorization Act for Fiscal

1 Year 2011 (division B of Public Law 111–383; 124 Stat.  
2 4459), is amended—

3 (1) in subsection (c)(2), by striking “fiscal year  
4 2011” and inserting “fiscal year 2012”; and

5 (2) in subsection (h)—

6 (A) in paragraph (1), by striking “Sep-  
7 tember 30, 2011” and inserting “September 30,  
8 2012”; and

9 (B) in paragraph (2), by striking “fiscal  
10 year 2012” and inserting “fiscal year 2013”.

11 (b) **MODIFICATION OF QUARTERLY REPORTING RE-**  
12 **QUIREMENT.**—Subsection (g) of such section is amend-  
13 ed—

14 (1) by striking “**QUARTERLY REPORTS OR**” in  
15 the subsection heading;

16 (2) by striking “the report for a fiscal-year  
17 quarter under subsection (d) or”; and

18 (3) by striking “report or”.

19 (c) **TECHNICAL AMENDMENTS.**—Subsections (a) and  
20 (i) of such section are amended by striking “**Combined**  
21 **Task Force-Horn of Africa**” each place it appears and in-  
22 serting “**Combined Joint Task Force-Horn of Africa**”.

1 **SEC. 2805. GENERAL MILITARY CONSTRUCTION TRANSFER**

2 **AUTHORITY.**

3 (a) **AUTHORITY TO TRANSFER AUTHORIZATION OF**  
4 **APPROPRIATIONS.—**

5 (1) **AUTHORITY.**—Upon a determination by the  
6 Secretary of a military department, or with respect  
7 to the Defense Agencies, the Secretary of Defense,  
8 that such action is necessary in the national interest,  
9 the Secretary concerned may transfer amounts of  
10 authorization of appropriations made available to  
11 that military department or Defense Agency in this  
12 division for fiscal year 2012 between any such au-  
13 thorization of appropriations for that military de-  
14 partment or Defense Agency for that fiscal year.  
15 Amounts of authorization of appropriations so trans-  
16 ferred shall be merged with and be available for the  
17 same purposes as the authorization of appropria-  
18 tions to which transferred.

19 (2) **AGGREGATE LIMIT.**—The aggregate amount  
20 of authorizations that the Secretaries concerned may  
21 transfer under the authority of this section may not  
22 exceed \$400,000,000.

23 (b) **LIMITATION.**—The authority provided by this sec-  
24 tion to transfer authorizations may only be used to fund  
25 increases in the cost of military construction projects or  
26 activities authorized by this division.

1 (c) EFFECT ON AUTHORIZATION AMOUNTS.—A  
2 transfer made from one account to another under the au-  
3 thority of this section shall be deemed to increase the  
4 amount authorized for appropriation for the account to  
5 which the amount is transferred by an amount equal to  
6 the amount transferred.

7 (d) NOTICE TO CONGRESS.—The Secretary con-  
8 cerned shall promptly notify the congressional defense  
9 committees of each transfer made by that Secretary under  
10 subsection (a) that exceeds the limitations on cost vari-  
11 ations provided in section 2853 of title 10, United States  
12 Code.

## 13 **Subtitle B—Real Property and** 14 **Facilities Administration**

### 15 **SEC. 2811. CLARIFICATION OF AUTHORITY TO USE PEN-** 16 **TAGON RESERVATION MAINTENANCE RE-** 17 **VOLVING FUND FOR MINOR CONSTRUCTION** 18 **AND ALTERATION ACTIVITIES AT PENTAGON** 19 **RESERVATION.**

20 Section 2674(e)(4) of title 10, United States Code,  
21 is amended—

22 (1) by striking “The authority” and inserting  
23 “(A) Except as provided in subparagraph (B), the  
24 authority”; and

1           (2) by adding at the end the following new sub-  
2 paragraph:

3           “(B) Notwithstanding the date specified in subpara-  
4 graph (A), the Secretary may use monies from the Fund  
5 after that date to support construction or alteration activi-  
6 ties at the Pentagon Reservation within the limits speci-  
7 fied in section 2805 of this title.”.

8 **SEC. 2812. REPORTING REQUIREMENTS RELATED TO THE**  
9 **GRANTING OF EASEMENTS.**

10          Section 2662 of title 10, United States Code, is  
11 amended—

12           (1) in subsection (a)(1)(C), by striking “lease  
13 or license” and inserting “lease, license, or ease-  
14 ment”; and

15           (2) in subsection (b)—

16                (A) in paragraph (1), by striking “lease or  
17 license” and inserting “lease, license, or ease-  
18 ment”;

19                (B) in paragraph (2)(A), by striking “lease  
20 or license” and inserting “lease, license, or  
21 easement”; and

22                (C) in paragraph (3)—

23                   (i) in subparagraph (C), by striking  
24 “lease or license” and inserting “lease, li-  
25 cense, or easement”; and

1 (ii) in subparagraph (D), by striking  
2 “lease or license” and inserting “lease, li-  
3 cense, or easement”.

4 **SEC. 2813. LIMITATIONS ON USE OR DEVELOPMENT OF**  
5 **PROPERTY IN CLEAR ZONE AREAS AND CLAR-**  
6 **IFICATION OF AUTHORITY TO LIMIT EN-**  
7 **CROACHMENTS.**

8 Section 2684a of title 10, United States Code, is  
9 amended—

10 (1) in subsection (a)—

11 (A) in paragraph (1), by striking “or” at  
12 the end;

13 (B) in paragraph (2), by striking the pe-  
14 riod and inserting “; or”; and

15 (C) by inserting after paragraph (2) the  
16 following new paragraph:

17 “(3) protecting Clear Zone Areas from use or  
18 encroachment that is incompatible with the mission  
19 of the installation.”;

20 (2) by amending subsection (c) to read as fol-  
21 lows:

22 “(c) INAPPLICABILITY OF CERTAIN CONTRACT RE-  
23 QUIREMENTS.—Notwithstanding chapter 63 of title 31, an  
24 agreement under this section that is a cooperative agree-  
25 ment or a grant may be used to acquire property or serv-

1 ices for the direct benefit or use of the United States Gov-  
2 ernment.”;

3 (3) in subsection (d)—

4 (A) in paragraph (3)—

5 (i) by inserting “, and the monitoring  
6 and enforcement of any right, title, or in-  
7 terest in,” after “resources on”;

8 (ii) by inserting “and monitoring and  
9 enforcement” after “natural resource man-  
10 agement”; and

11 (iii) by adding at the end the fol-  
12 lowing: “Any such payment by the United  
13 States—

14 “(A) may be paid in a lump sum and include  
15 an amount intended to cover the future costs of nat-  
16 ural resource management and monitoring and en-  
17 forcement; and

18 “(B) may be placed by the eligible entity in an  
19 interest-bearing account, and any interest shall be  
20 applied for the same purposes as the principal.”; and

21 (B) in paragraph (5)—

22 (i) inserting “(A)” after “(5)”;

23 (ii) by inserting after the first sen-  
24 tence the following: “No such requirement  
25 need be included in the agreement if the

1 property or interest is being transferred to  
2 a State, or the agreement requires it to be  
3 subsequently transferred to a State, and  
4 the Secretary concerned determines that  
5 the laws and regulations applicable to the  
6 future use of such property or interest pro-  
7 vide adequate assurance that the property  
8 concerned will be developed and used in a  
9 manner appropriate for purposes of this  
10 section.”; and

11 (iii) by adding at the end the fol-  
12 lowing new subparagraph:

13 “(B) Notwithstanding subparagraph (A), if all or a  
14 portion of the property or interest acquired under the  
15 agreement is subsequently transferred to the United  
16 States and administrative jurisdiction over the property  
17 is under a Federal official other than a Secretary con-  
18 cerned, the Secretary concerned and that Federal official  
19 shall enter into a memorandum of agreement providing,  
20 to the satisfaction of the Secretary concerned, for the  
21 management of the property or interest concerned in a  
22 manner appropriate for purposes of this section. Such  
23 memorandum of agreement shall also provide that, should  
24 it be proposed that the property or interest concerned be  
25 developed or used in a manner not appropriate for pur-

1 poses of this section, including declaring the property to  
2 be excess to the agency's needs or proposing to exchange  
3 the property for other property, the Secretary concerned  
4 may request that administrative jurisdiction over the prop-  
5 erty be transferred to the Secretary concerned at no cost,  
6 and, upon such a request being made, the administrative  
7 jurisdiction over the property shall be transferred accord-  
8 ingly.”; and

9 (4) in subsection (i), by inserting after para-  
10 graph (2) the following new paragraph:

11 “(3) The term ‘Clear Zone Area’ means an area  
12 immediately beyond the end of the runway of an air-  
13 field that is needed to ensure the safe and unre-  
14 stricted passage of aircraft in and over the area.”.

15 **SEC. 2814. DEPARTMENT OF DEFENSE CONSERVATION AND**  
16 **CULTURAL ACTIVITIES.**

17 Section 2694(b)(2) of title 10, United States Code,  
18 is amended—

19 (1) in subparagraph (B), by inserting “and sus-  
20 tainability” after “safety”; and

21 (2) by adding at the end the following new sub-  
22 paragraph:

23 “(F) The implementation of ecosystem-wide  
24 land management plans—

1           “(i) for a single ecosystem that encom-  
2           passes at least two non-contiguous military in-  
3           stallations, if those military installations are not  
4           all under the administrative jurisdiction of the  
5           same Secretary of a military department; and

6           “(ii) providing synergistic benefits unavail-  
7           able if the installations acted separately.”.

8   **SEC. 2815. EXCHANGE OF PROPERTY AT MILITARY INSTAL-**  
9                                   **LATIONS.**

10       (a) **EXCHANGE AUTHORITY.**—Section 2869 of title  
11   10, United States Code, is amended—

12           (1) in the section heading, by striking “**Con-**  
13           **veyance of property at military installa-**  
14           **tions to limit encroachment**” and inserting  
15           “**Exchange of property at military instal-**  
16           **lations**”; and

17           (2) in subsection (a)—

18               (A) in the subsection heading, by striking  
19               “**CONVEYANCE AUTHORIZED; CONSIDERATION**”  
20               and inserting “**EXCHANGE AUTHORIZED**”; and

21               (B) in paragraph (1), by striking “to any  
22               person who agrees, in exchange for the real  
23               property, to carry out a land acquisition” and  
24               inserting “to any eligible entity who agrees, in  
25               exchange for the real property, to transfer to

1 the United States all right, title, and interest of  
2 the entity in and to a parcel of real property,  
3 including any improvements thereon under their  
4 control, or to carry out a land acquisition”.

5 (b) EXTENSION OF AUTHORITY.—Such section is  
6 further amended—

7 (1) by striking subsection (f); and

8 (2) by redesignating subsections (g) and (h) as  
9 subsections (f) and (g), respectively.

10 (c) CLERICAL AMENDMENT.—The table of sections  
11 at the beginning of chapter 169 of such title is amended  
12 by striking the item relating to section 2869 and inserting  
13 the following new item:

“2869. Exchange of property at military installations.”.

14 **SEC. 2816. DEFENSE ACCESS ROAD PROGRAM ENHANCE-**  
15 **MENTS TO ADDRESS TRANSPORTATION IN-**  
16 **FRASTRUCTURE IN VICINITY OF MILITARY**  
17 **INSTALLATIONS.**

18 (a) AVAILABILITY OF DEFENSE ACCESS ROADS  
19 FUNDS FOR BRAC-RELATED TRANSPORTATION IM-  
20 PROVEMENTS.—Section 210(a)(2) of title 23, United  
21 States Code, is amended by adding at the end the fol-  
22 lowing new sentence: “The Secretary of Defense shall de-  
23 termine the magnitude of the required improvements with-  
24 out regard to the extent to which traffic generated by the

1 reservation is greater than other traffic in the vicinity of  
2 the reservation.”.

3 (b) ECONOMIC ADJUSTMENT COMMITTEE CONSIDER-  
4 ATION OF ADDITIONAL DEFENSE ACCESS ROADS FUND-  
5 ING SOURCES.—

6 (1) CONVENING OF COMMITTEE.—Not later  
7 than 90 days after the date of the enactment of this  
8 Act, the Secretary of Defense, as the chairperson of  
9 the Economic Adjustment Committee established in  
10 Executive Order No. 127887 (10 U.S.C. 2391 note),  
11 shall convene the Economic Adjustment Committee  
12 to consider additional sources of funding for the de-  
13 fense access roads program under section 210 of  
14 title 23, United States Code.

15 (2) REPORT.—Not later than one year after the  
16 date of the enactment of this Act, the Secretary of  
17 Defense shall submit to Congress a report describing  
18 the results of the Economic Adjustment Committee  
19 deliberations and containing an implementation plan  
20 to expand funding sources for the mitigation of sig-  
21 nificant transportation impacts to access to military  
22 reservations pursuant to subsection (b) of section  
23 210 of title 23, United States Code, as amended by  
24 subsection (a).

1 (c) SEPARATE BUDGET REQUEST FOR PROGRAM.—  
2 Amounts requested for a fiscal year for the defense access  
3 roads program under section 210 of title 23, United States  
4 Code, shall be set forth as a separate budget request in  
5 the budget transmitted by the President to Congress for  
6 that fiscal year under section 1105 of title 31, United  
7 States.

## 8 **Subtitle C—Energy Security**

### 9 **SEC. 2821. CONSOLIDATION OF DEFINITIONS USED IN EN-** 10 **ERGY SECURITY CHAPTER.**

11 (a) CONSOLIDATION OF DEFINITIONS.—

12 (1) IN GENERAL.—Subchapter III of chapter  
13 173 of title 10, United States Code, is amended by  
14 inserting before section 2925 the following new sec-  
15 tion:

#### 16 **“§ 2924. Definitions**

17 “In this chapter:

18 “(1) The term ‘defined fuel source’ means any  
19 of the following:

20 “(A) Petroleum.

21 “(B) Natural gas.

22 “(C) Coal.

23 “(D) Coke.

24 “(2) The term ‘energy-efficient maintenance’  
25 includes—

1           “(A) the repair of military vehicles, equip-  
2           ment, or facility and infrastructure systems,  
3           such as lighting, heating, or cooling equipment  
4           or systems, or industrial processes, by replace-  
5           ment with technology that—

6                   “(i) will achieve energy savings over  
7                   the life-cycle of the equipment or system  
8                   being repaired; and

9                   “(ii) will meet the same end needs as  
10                  the equipment or system being repaired;  
11                  and

12                 “(B) improvements in an operation or  
13                 maintenance process, such as improved training  
14                 or improved controls, that result in energy sav-  
15                 ings.

16                 “(3)(A) The term ‘energy security’ means hav-  
17                 ing assured access to reliable supplies of energy and  
18                 the ability to protect and deliver sufficient energy to  
19                 meet mission essential requirements.

20                 “(B) In selecting facility energy projects that  
21                 will use renewable energy sources, pursuit of energy  
22                 security means the installation will give favorable  
23                 consideration to projects that provide power directly  
24                 to a military facility or into the installation electrical  
25                 distribution network. In such cases, projects should

1 be prioritized to provide power for assets critical to  
2 mission essential requirements on the installation in  
3 the event of a disruption in the commercial grid.

4 “(4) The term ‘hybrid’, with respect to a motor  
5 vehicle, means a motor vehicle that draws propulsion  
6 energy from onboard sources of stored energy that  
7 are both—

8 “(A) an internal combustion or heat engine  
9 using combustible fuel; and

10 “(B) a rechargeable energy storage system.

11 “(5) The term ‘operational energy’ means the  
12 energy required for training, moving, and sustaining  
13 military forces and weapons platforms for military  
14 operations. The term includes energy used by tac-  
15 tical power systems and generators and weapons  
16 platforms.

17 “(6) The term ‘petroleum’ means natural or  
18 synthetic crude, blends of natural or synthetic crude,  
19 and products refined or derived from natural or syn-  
20 thetic crude or from such blends.

21 “(7) The term ‘renewable energy source’ means  
22 energy generated from renewable sources, including  
23 the following:

24 “(A) Solar, including electricity.

25 “(B) Wind.

1 “(C) Biomass.

2 “(D) Landfill gas.

3 “(E) Ocean, including tidal, wave, current,  
4 and thermal.

5 “(F) Geothermal, including electricity and  
6 heat pumps.

7 “(G) Municipal solid waste.

8 “(H) New hydroelectric generation capac-  
9 ity achieved from increased efficiency or addi-  
10 tions of new capacity at an existing hydro-  
11 electric project. For purposes of this subpara-  
12 graph, hydroelectric generation capacity is ‘new’  
13 if it was placed in service on or after January  
14 1, 1999.

15 “(I) Thermal energy generated by any of  
16 the preceding sources.”.

17 (2) CLERICAL AMENDMENTS.—Such chapter is  
18 further amended—

19 (A) in the table of subchapters at the be-  
20 ginning of such chapter, by striking “2925”  
21 and inserting “2924”; and

22 (B) in the table of sections at the begin-  
23 ning of subchapter III of such chapter, by in-  
24 serting before the item relating to section 2925  
25 the following new item:

“2924. Definitions.”.

1 (b) CONFORMING AMENDMENTS STRIKING SEPA-  
2 RATE DEFINITIONS.—Such chapter is further amended—

3 (1) in section 2911—

4 (A) in subsection (d)—

5 (i) by striking “(1)” before “For the  
6 purpose”;

7 (ii) by striking paragraph (2); and

8 (iii) by redesignating subparagraphs  
9 (A), (B), (C), and (D) as paragraphs (1),  
10 (2), (3), and (4), respectively; and

11 (B) in subsection (e), by striking para-  
12 graph (2);

13 (2) in section 2922e, by striking subsections (e)  
14 and (f);

15 (3) in section 2922g, by striking subsection (d);

16 and

17 (4) in section 2925(b), by striking paragraph

18 (4).

19 **SEC. 2822. CONSIDERATION OF ENERGY SECURITY IN DE-**  
20 **VELOPING ENERGY PROJECTS ON MILITARY**  
21 **INSTALLATIONS USING RENEWABLE ENERGY**  
22 **SOURCES.**

23 (a) POLICY OF PURSUING ENERGY SECURITY.—

24 (1) POLICY REQUIRED.—Not later than 180  
25 days after the date of enactment of this Act, the

1 Secretary of Defense shall establish a policy for mili-  
2 tary installations that includes the following:

3 (A) Favorable consideration for energy se-  
4 curity in the design and development of energy  
5 projects on the military installation that will  
6 use renewable energy sources.

7 (B) Guidance for commanders of military  
8 installations inside the United States on plan-  
9 ning measures to minimize the effects of a dis-  
10 ruption of services by a utility that sells natural  
11 gas, water, or electric energy to those installa-  
12 tions in the event that a disruption occurs.

13 (2) NOTIFICATION.—The Secretary of Defense  
14 shall provide notification to the congressional de-  
15 fense committees within 30 days after entering into  
16 any agreement for a facility energy project described  
17 in paragraph (1)(A) that excludes pursuit of energy  
18 security on the grounds that inclusion of energy se-  
19 curity is cost prohibitive. The Secretary shall also  
20 provide a cost-benefit-analysis of the decision.

21 (3) ENERGY SECURITY DEFINED.—In this sub-  
22 section, the term “energy security” has the meaning  
23 given that term in paragraph (3) of section 2924 of  
24 title 10, United States Code, as added by section  
25 2821(a).

1 (b) ADDITIONAL CONSIDERATION FOR DEVELOPING  
2 AND IMPLEMENTING ENERGY PERFORMANCE GOALS AND  
3 ENERGY PERFORMANCE MASTER PLAN.—Section  
4 2911(c) of title 10, United States Code, is amended by  
5 adding at the end the following new paragraph:

6 “(12) Opportunities for improving energy secu-  
7 rity for facility energy projects that will use renew-  
8 able energy sources.”.

9 (c) DEVELOPMENT OF GEOTHERMAL ENERGY ON  
10 MILITARY LANDS.—Section 2917 of such title is amend-  
11 ed—

12 (1) by striking “The Secretary” and inserting  
13 “(a) DEVELOPMENT AUTHORIZED.—The Sec-  
14 retary”; and

15 (2) by adding at the end the following new sub-  
16 section:

17 “(b) CONSIDERATION OF ENERGY SECURITY.—The  
18 development of a geothermal energy project under sub-  
19 section (a) should include consideration of energy security  
20 in the design and development of the project.”.

21 (d) REPORTING REQUIREMENT.—Section 2925(a) of  
22 such title is amended—

23 (1) in paragraph (3), by inserting “whether the  
24 project incorporates energy security into its design,”

1 after “through the duration of each such mecha-  
2 nism,”;

3 (2) by redesignating paragraph (10) as para-  
4 graph (11); and

5 (3) by inserting after paragraph (9) the fol-  
6 lowing new paragraph:

7 “(10) Details of utility outages at military in-  
8 stallations including the total number and locations  
9 of outages, the financial impact of the outage, and  
10 measures taken to mitigate outages in the future at  
11 the affected location and across the Department of  
12 Defense.”.

13 **SEC. 2823. ESTABLISHMENT OF INTERIM OBJECTIVE FOR**  
14 **DEPARTMENT OF DEFENSE 2025 RENEWABLE**  
15 **ENERGY GOAL.**

16 (a) INTERIM OBJECTIVE.—Section 2911(e) of title  
17 10, United States Code, as amended by section  
18 2821(b)(1)(B), is further amended by inserting after  
19 paragraph (1) the following new paragraph:

20 “(2) To help ensure that the goal specified in para-  
21 graph (1)(A) regarding the use of renewable energy by the  
22 Department of Defense is achieved, the Secretary of De-  
23 fense shall establish an interim goal for fiscal year 2018  
24 for the production or procurement of facility energy from  
25 renewable energy sources.”.

1 (b) DEADLINE; CONGRESSIONAL NOTIFICATION.—  
2 Not later than 180 days after the date of the enactment  
3 of this Act, the Secretary of Defense shall notify the con-  
4 gressional defense committees of the interim renewable en-  
5 ergy goal established pursuant to the amendment made  
6 by subsection (a).

7 **SEC. 2824. USE OF CENTRALIZED PURCHASING AGENTS**  
8 **FOR RENEWABLE ENERGY CERTIFICATES TO**  
9 **REDUCE COST OF FACILITY ENERGY**  
10 **PROJECTS USING RENEWABLE ENERGY**  
11 **SOURCES AND IMPROVE EFFICIENCIES.**

12 (a) PURCHASE AND USE OF RENEWABLE ENERGY  
13 CERTIFICATES.—Section 2911(e) of title 10, United  
14 States Code, as amended by sections 2821(b)(1)(B) and  
15 2823(a), is further amended by adding at the end the fol-  
16 lowing new paragraph:

17 “(3)(A) The Secretary of Defense shall establish a  
18 policy to maximize savings for the bulk purchase of re-  
19 placement renewable energy certificates in connection with  
20 the development of facility energy projects using renewable  
21 energy sources.

22 “(B) Under the policy required by subparagraph (A),  
23 the Secretary of a military department shall submit re-  
24 quests for the purchase of replacement renewable energy  
25 certificates to a centralized purchasing authority main-

1 tained by such department or the Defense Logistics Agen-  
2 cy with expertise regarding—

3 “(i) the market for renewable energy certifi-  
4 cates;

5 “(ii) the procurement of renewable energy cer-  
6 tificates; and

7 “(iii) obtaining the best value for the military  
8 department by maximizing the purchase of renew-  
9 able energy certificates from projects placed into  
10 service before January 1, 1999.

11 “(C) The centralized purchasing authority shall so-  
12 licit industry for the most competitive offer for replace-  
13 ment renewable energy certificates, to include a combina-  
14 tion of renewable energy certificates from new projects  
15 and projects placed into service before January 1, 1999.

16 “(D) Subparagraph (B) does not prohibit the Sec-  
17 retary of a military department from entering into an  
18 agreement outside of the centralized purchasing authority  
19 if the Secretary will obtain the best value by bundling the  
20 renewable energy certificates with the facility energy  
21 project through a power purchase agreement or other con-  
22 tractual mechanism at the installation.

23 “(E) Nothing in this paragraph shall be construed  
24 to authorize the purchase of renewable energy certificates  
25 to meet Federal goals or mandates in the absence of the

1 development of a facility energy project using renewable  
2 energy sources.

3 “(F) This policy does not make the purchase of re-  
4 newable energy certificates mandatory, but the policy shall  
5 apply whenever original renewable energy certificates are  
6 proposed to be swapped for replacement renewable energy  
7 certificates.”.

8 (b) REPORTING REQUIREMENTS.—Section 2925(a)  
9 of title 10, United States Code, as amended by section  
10 2822(d), is further amended—

11 (1) by redesignating paragraphs (4) through  
12 (11) as paragraphs (5) through (12), respectively;  
13 and

14 (2) by inserting after paragraph (3) the fol-  
15 lowing new paragraph:

16 “(4) In addition to the information contained in  
17 the table listing energy projects financed through  
18 third party financing mechanisms, as required by  
19 paragraph (3), the table also shall list any renewable  
20 energy certificates associated with each project, in-  
21 cluding information regarding whether the renewable  
22 energy certificates were bundled or unbundled, the  
23 purchasing authority for the renewable energy cer-  
24 tificates, and the price of the associated renewable  
25 energy certificates.”.

1 **SEC. 2825. IDENTIFICATION OF ENERGY-EFFICIENT PROD-**  
2 **UCTS FOR USE IN CONSTRUCTION, REPAIR,**  
3 **OR RENOVATION OF DEPARTMENT OF DE-**  
4 **FENSE FACILITIES.**

5 (a) RESPONSIBILITY OF SECRETARY OF DEFENSE.—  
6 Section 2915(e) of title 10, United States Code, is amend-  
7 ed by striking paragraph (2) and inserting the following  
8 new paragraph:

9 “(2)(A) The Secretary of Defense shall prescribe a  
10 definition of the term ‘energy-efficient product’ for pur-  
11 poses of this subsection and establish and maintain a list  
12 of products satisfying the definition. The definition and  
13 list shall be developed in consultation with the Secretary  
14 of Energy to ensure, to the maximum extent practicable,  
15 consistency with definitions of the term used by other Fed-  
16 eral agencies.

17 “(B) The Secretary shall modify the definition and  
18 list of energy-efficient products as necessary to account  
19 for emerging or changing technologies.

20 “(C) The list of energy-efficient products shall be in-  
21 cluded as part of the energy performance master plan de-  
22 veloped pursuant to section 2911(b)(2) of this title.”.

23 (b) CONFORMING AMENDMENT TO ENERGY PER-  
24 FORMANCE MASTER PLAN.—Section 2911(b)(2) of such  
25 title is amended by adding at the end the following new  
26 subparagraph:

1           “(F) The up-to date list of energy-efficient  
2           products maintained under section 2915(e)(2) of  
3           this title.”.

4   **SEC. 2826. SUBMISSION OF ANNUAL DEPARTMENT OF DE-**  
5                           **ENSE ENERGY MANAGEMENT REPORTS.**

6           Section 2925(a) of title 10, United States Code, is  
7           amended by striking “As part of the annual submission  
8           of the energy performance goals for the Department of  
9           Defense under section 2911 of this title, the Secretary of  
10          Defense shall submit a report containing the following:”  
11          and inserting “Not later than 120 days after the end of  
12          each fiscal year, the Secretary of Defense shall submit to  
13          the congressional defense committees an installation en-  
14          ergy report detailing the fulfillment during that fiscal year  
15          of the energy performance goals for the Department of  
16          Defense under section 2911 of this title. Each report shall  
17          contain the following:”.

18   **SEC. 2827. REQUIREMENT FOR DEPARTMENT OF DEFENSE**  
19                           **TO CAPTURE AND TRACK DATA GENERATED**  
20                           **IN METERING DEPARTMENT FACILITIES.**

21          The Secretary of Defense shall require that the infor-  
22          mation generated by the installation energy meters be cap-  
23          tured and tracked to determine baseline energy consump-  
24          tion and facilitate efforts to reduce energy consumption.

1 **SEC. 2828. METERING OF NAVY PIERS TO ACCURATELY**  
2 **MEASURE ENERGY CONSUMPTION.**

3 (a) METERING REQUIRED.—The Secretary of the  
4 Navy shall meter Navy piers so that the energy consump-  
5 tion of naval vessels while in port can be accurately meas-  
6 ured and captured and steps taken to improve the efficient  
7 use of energy by naval vessels while in port.

8 (b) PROGRESS REPORTS.—In each of the Depart-  
9 ment of Defense energy management reports submitted to  
10 Congress during fiscal years 2012 through 2017 under  
11 section 2925(a) of title 10, United States Code, the Sec-  
12 retary of the Navy shall include information on the  
13 progress being made to implement the metering of Navy  
14 piers, including information on any reductions in energy  
15 consumption achieved through the use of such metering.

16 **SEC. 2829. TRAINING POLICY FOR DEPARTMENT OF DE-**  
17 **FENSE ENERGY MANAGERS.**

18 (a) ESTABLISHMENT OF TRAINING POLICY.—The  
19 Secretary of Defense shall establish a training policy for  
20 Department of Defense energy managers designated for  
21 military installations in order to—

22 (1) improve the knowledge, skills, and abilities  
23 of energy managers by ensuring understanding of  
24 existing energy laws, regulations, mandates, con-  
25 tracting options, local renewable portfolio standards,

1 current renewable energy technology options, energy  
2 auditing, and options to reduce energy consumption;

3 (2) improve consistency among energy man-  
4 agers throughout the Department in the perform-  
5 ance of their responsibilities;

6 (3) create opportunities and forums for energy  
7 managers to exchange ideas and lessons learned  
8 within each military department, as well as across  
9 the Department of Defense; and

10 (4) collaborate with the Department of Energy  
11 regarding energy manager training.

12 (b) ISSUANCE OF POLICY.—Not later than 180 days  
13 after the date of the enactment of this Act, the Secretary  
14 of Defense shall issue the training policy for Department  
15 of Defense energy managers. In creating the policy, the  
16 Secretary shall consider the best practices and certifi-  
17 cations available in either the military services or in the  
18 private sector.

19 (c) BRIEFING REQUIREMENT.—Not later than 180  
20 days after the date of the enactment of this Act, the Sec-  
21 retary of Defense, or designated representatives of the  
22 Secretary, shall brief the Committees on Armed Services  
23 of the Senate and House of Representatives regarding the  
24 details of the energy manager policy.

1 **SEC. 2830. REPORT ON ENERGY-EFFICIENCY STANDARDS**  
2 **AND PROHIBITION ON USE OF FUNDS FOR**  
3 **LEADERSHIP IN ENERGY AND ENVIRON-**  
4 **MENTAL DESIGN GOLD OR PLATINUM CER-**  
5 **TIFICATION.**

6 (a) REPORT REQUIRED.—

7 (1) IN GENERAL.—Not later than June 30,  
8 2012, the Secretary of Defense shall submit to the  
9 congressional defense committees a report on the en-  
10 ergy-efficiency and sustainability standards utilized  
11 by the Department of Defense for military construc-  
12 tion and repair.

13 (2) CONTENTS OF REPORT.—The report shall  
14 include a cost-benefit analysis, return on investment,  
15 and long-term payback for the following design  
16 standards:

17 (A) American Society of Heating, Refrig-  
18 erating and Air-Conditioning Engineers  
19 (ASHRAE) building standard 189.1-2011.

20 (B) ASHRAE building standard 90.1-  
21 2010.

22 (C) Leadership in Energy and Environ-  
23 mental Design (LEED) silver, gold, and plat-  
24 inum certification, as well as the LEED volume  
25 certification.

1 (D) Other American National Standards  
2 Institute accredited standards.

3 (3) ADDITIONAL CONTENTS OF REPORT.—The  
4 report shall also include a copy of Department of  
5 Defense policy prescribing a comprehensive strategy  
6 for the pursuit of design and building standards  
7 across the Department that include specific energy-  
8 efficient standards and sustainable design attributes  
9 for military construction based on the cost-benefit  
10 analysis, return on investment, and demonstrated  
11 payback required by subparagraphs (A), (B), (C),  
12 and (D) of paragraph (2).

13 (b) PROHIBITION ON USE OF FUNDS FOR LEED  
14 GOLD OR PLATINUM CERTIFICATION.—

15 (1) PROHIBITION.—No funds authorized to be  
16 appropriated by this Act or otherwise made available  
17 for the Department of Defense for fiscal year 2012  
18 may be obligated or expended for achieving any  
19 LEED gold or platinum certification.

20 (2) WAIVER AND NOTIFICATION.—The Sec-  
21 retary of Defense may waive the limitation in para-  
22 graph (1) if the Secretary submits a notification to  
23 the congressional defense committees at least 30  
24 days before the obligation of funds toward achieving  
25 the LEED gold or platinum certification.

1 (3) CONTENTS OF NOTIFICATION.—A notifica-  
2 tion shall include the following:

3 (A) A cost-benefit analysis of the decision  
4 to obligate funds toward achieving the LEED  
5 gold or platinum certification.

6 (B) Demonstrated payback for the energy  
7 improvements or sustainable design features.

8 (4) EXCEPTION.—LEED gold and platinum  
9 certifications shall be permitted, and not require a  
10 waiver and notification under this subsection, if  
11 achieving such certification imposes no additional  
12 cost to the Department of Defense.

## 13 **Subtitle D—Provisions Related to** 14 **Guam Realignment**

### 15 **SEC. 2841. CERTIFICATION OF MEDICAL CARE COVERAGE** 16 **FOR H-2B TEMPORARY WORKFORCE ON MILI-** 17 **TARY CONSTRUCTION PROJECTS ON GUAM.**

18 (a) MANAGEMENT OF WORKFORCE HEALTH CARE.—  
19 Subject to subsection (b), the Secretary of the Navy may  
20 not award any additional Navy or Marine Corps construc-  
21 tion project or associated task order on Guam associated  
22 with the Record of Decision for the Guam and CNMI Mili-  
23 tary Relocation dated September 2010 if the aggregate of  
24 the number of employees holding a visa described in sec-  
25 tion 101(a)(15)(H)(ii)(b) of the Immigration and Nation-

1 ality Act (8 U.S.C. 1101(a)(15)(H)(ii)(b); known as “H–  
2 2B workers”) to support such relocation exceeds 2,000  
3 until the Secretary of the Navy certifies to the congres-  
4 sional defense committees that a system of health care for  
5 the H–2B workers is available.

6 (b) SYSTEM OF HEALTH CARE.—The health care  
7 system required to be certified in subsection (a) shall—

8 (1) include a comprehensive medical plan for  
9 the H–2B workers;

10 (2) include comprehensive planning and coordi-  
11 nation with contractor-provided healthcare services  
12 and with Guam’s civilian and military healthcare  
13 community; and

14 (3) access local healthcare assets to help meet  
15 the health care needs of the H–2B workers.

16 (c) ELEMENTS OF MEDICAL PLAN.—The comprehen-  
17 sive medical plan referred to in subsection (b)(1) shall—

18 (1) address significant health issues, injury, or  
19 series of injuries in addition to basic first responder  
20 medical services for H–2B workers;

21 (2) provide pre-deployment health screening at  
22 the country of origin of H–2B workers, ensuring—

23 (A) all major or chronic disease conditions  
24 of concern are identified;

1 (B) proper immunizations are adminis-  
2 tered;

3 (C) screening for tuberculosis and commu-  
4 nicable diseases are conducted; and

5 (D) all H-2B workers are fit and healthy  
6 for work prior to deployment;

7 (3) provide that an arrival health screening  
8 process is developed to ensure the H-2B workers are  
9 fit to work and that the risk of spreading commu-  
10 nicable diseases to the resident population is mini-  
11 mized; and

12 (4) provide comprehensive on-site medical serv-  
13 ices, including emergency medical care for the H-2B  
14 workers, primary health care to include care for  
15 chronic diseases, preventive services and acute care  
16 delivery, and accessible prescription services main-  
17 taining oversight, authorization access, and delivery  
18 of prescription medications to the workforce.

19 (d) SAVINGS CLAUSE.—Nothing in this section shall  
20 be construed as requiring the Secretary of the Navy to  
21 establish a United States Government-sponsored or fund-  
22 ed health care system required to be certified in subsection  
23 (a) or to be responsible in any way for the administration  
24 of a health care system or plan or the provision of health

1 care services for the H-2B workers identified in sub-  
2 section (a).

3 **SEC. 2842. REPEAL OF CONDITION ON USE OF SPECIFIC**  
4 **UTILITY CONVEYANCE AUTHORITY REGARD-**  
5 **ING GUAM INTEGRATED WATER AND WASTE-**  
6 **WATER TREATMENT SYSTEM.**

7 Section 2822 of the Military Construction Authoriza-  
8 tion Act for Fiscal Year 2011 (division B of Public Law  
9 111-383; 124 Stat. 4465) is amended by striking sub-  
10 section (c).

11 **Subtitle E—Land Conveyances**

12 **SEC. 2851. LAND CONVEYANCE AND EXCHANGE, JOINT**  
13 **BASE ELMENDORF RICHARDSON, ALASKA.**

14 (a) CONVEYANCES AUTHORIZED.—

15 (1) MUNICIPALITY OF ANCHORAGE.—The Sec-  
16 retary of the Air Force may, in consultation with the  
17 Secretary of the Interior, convey to the Municipality  
18 of Anchorage (in this section referred to as the “Mu-  
19 nicipality”) all right, title, and interest of the United  
20 States in and to all or any part of a parcel of real  
21 property, including any improvements thereon, con-  
22 sisting of approximately 220 acres at JBER situated  
23 to the west of and adjacent to the Anchorage Re-  
24 gional Landfill in Anchorage, Alaska, for solid waste  
25 management purposes, including reclamation there-

1 of, and for alternative energy production, and other  
2 related activities. This authority may not be exer-  
3 cised unless and until the March 15, 1982, North  
4 Anchorage Land Agreement is amended by the par-  
5 ties thereto to specifically permit the conveyance  
6 under this paragraph.

7 (2) EKLUTNA, INC.—The Secretary of the Air  
8 Force may, in consultation with the Secretary of the  
9 Interior, upon terms mutually agreeable to the Sec-  
10 retary of the Air Force and Eklutna, Inc., an Alaska  
11 Native village corporation organized pursuant to the  
12 Alaska Native Claims Settlement Act (43 U.S.C.  
13 1601 et seq.) (in this section referred to as  
14 “Eklutna”), convey to Eklutna all right, title, and  
15 interest of the United States in and to all or any  
16 part of a parcel of real property, including any im-  
17 provements thereon, consisting of approximately 130  
18 acres situated on the northeast corner of the Glenn  
19 Highway and Boniface Parkway in Anchorage, Alas-  
20 ka, or such other property as may be identified in  
21 consultation with the Secretary of the Interior, for  
22 any use compatible with JBER’s current and rea-  
23 sonably foreseeable mission as determined by the  
24 Secretary of the Air Force.

1           (3) RIGHT TO WITHHOLD TRANSFER.—The  
2 Secretary may withhold transfer of any portion of  
3 the real property described in paragraphs (1) and  
4 (2) based on public interest or military mission re-  
5 quirements.

6           (b) CONSIDERATION.—

7           (1) MUNICIPALITY PROPERTY.—As consider-  
8 ation for the conveyance under subsection (a)(1), the  
9 Secretary of the Air Force shall receive in-kind solid  
10 waste management services at the Anchorage Re-  
11 gional Landfill or such other consideration as deter-  
12 mined satisfactory by the Secretary equal to at least  
13 fair market value of the property conveyed.

14           (2) EKLUTNA PROPERTY.—As consideration for  
15 the conveyance under subsection (a)(2), the Sec-  
16 retary of the Air Force is authorized to receive, upon  
17 terms mutually agreeable to the Secretary and  
18 Eklutna, such interests in the surface estate of real  
19 property owned by Eklutna and situated at the  
20 northeast boundary of JBER and other consider-  
21 ation as considered satisfactory by the Secretary  
22 equal to at least fair market value of the property  
23 conveyed.

24           (c) PAYMENT OF COSTS OF CONVEYANCE.—

1           (1) PAYMENT REQUIRED.—The Secretary of  
2           the Air Force shall require the Municipality and  
3           Eklutna to reimburse the Secretary to cover costs  
4           (except costs for environmental remediation of the  
5           property) to be incurred by the Secretary, or to re-  
6           imburse the Secretary for costs incurred by the Sec-  
7           retary, to carry out the conveyances under sub-  
8           section (a), including survey costs, costs for environ-  
9           mental documentation, and any other administrative  
10          costs related to the conveyance.

11          (2) TREATMENT OF AMOUNTS RECEIVED.—  
12          Amounts received as reimbursement under para-  
13          graph (1) shall be credited to the fund or account  
14          that was used to cover those costs incurred by the  
15          Secretary in carrying out the conveyance. Amounts  
16          so credited shall be merged with amounts in such  
17          fund or account, and shall be available for the same  
18          purposes, and subject to the same conditions and  
19          limitations, as amounts in such fund or account.

20          (d) TREATMENT OF CASH CONSIDERATION RE-  
21          CEIVED.—Any cash payment received by the United  
22          States as consideration for the conveyances under sub-  
23          section (a) shall be deposited in the special account in the  
24          Treasury established under subsection (b) of section 572

1 of title 40, United States Code, and shall be available in  
2 accordance with paragraph (5)(B) of such subsection.

3 (e) DESCRIPTION OF PROPERTY.—The exact acreage  
4 and legal description of the real property to be conveyed  
5 under subsection (a) shall be determined by surveys satis-  
6 factory to the Secretary.

7 (f) OTHER OR ADDITIONAL TERMS AND CONDI-  
8 TIONS.—The Secretary may require such additional terms  
9 and conditions in connection with the conveyances under  
10 subsection (a) as the Secretary considers appropriate to  
11 protect the interests of the United States.

12 **SEC. 2852. RELEASE OF REVERSIONARY INTEREST, CAMP**  
13 **JOSEPH T. ROBINSON, ARKANSAS.**

14 Section 2852 of the Military Construction Authoriza-  
15 tion Act for Fiscal Year 2010 (division B of Public Law  
16 111–84; 123 Stat. 2685) is amended by striking “to be  
17 acquired by the United States of America” and inserting  
18 “to be acquired by the Military Department of Arkansas”.

19 **SEC. 2853. CLARIFICATION OF LAND CONVEYANCE AU-**  
20 **THORITY, CAMP CAITLIN AND OHANA NUI**  
21 **AREAS, HAWAII.**

22 Section 2856(a) of the Military Construction Author-  
23 ization Act for Fiscal Year 2010 (division B of Public Law  
24 111–84; 123 Stat. 2689) is amended by inserting before  
25 the period at the end the following: “, before the property

1 or portion thereof is made available for transfer pursuant  
2 to the Hawaiian Home Lands Recovery Act (title II of  
3 Public Law 104–42; 109 Stat. 357), for use by any other  
4 Federal agency, or for disposal under applicable laws”.

5 **SEC. 2854. LAND EXCHANGE, FORT BLISS TEXAS.**

6 (a) CONVEYANCE AUTHORIZED.—In exchange for the  
7 receipt of the real property described in subsection (b),  
8 the Secretary of the Army may convey to the Texas Gen-  
9 eral Land Office (in this section referred to as the  
10 “TGLO”) all right, title, and interest of the United States  
11 in and to a parcel of undeveloped real property consisting  
12 of approximately 694 acres at Fort Bliss, Texas, for the  
13 purpose of facilitating commercial development of the par-  
14 cel.

15 (b) CONSIDERATION.—As consideration for the con-  
16 veyance under subsection (a), TGLO shall convey to the  
17 Secretary of the Army all right, title, and interest of  
18 TGLO in and to a parcel of real property, including any  
19 improvements thereon, consisting of approximately 2,880  
20 acres adjacent to Fort Bliss training areas to facilitate  
21 tactical vehicle ingress and egress between the installation  
22 and the training areas and mitigate encroachment issues.  
23 If the fair market value of the real property to be acquired  
24 by the Secretary is less than the fair market value of the  
25 real property to be conveyed under subsection (a), the Sec-

1 retary may require a cash equalization payment in an  
2 amount equal to the difference in value.

3 (c) PAYMENT OF COSTS OF CONVEYANCES.—

4 (1) PAYMENT REQUIRED.—The Secretary of  
5 the Army shall require TGLO to cover costs to be  
6 incurred by the Secretary, or to reimburse the Sec-  
7 retary for costs incurred by the Secretary, to carry  
8 out the land exchange under this section, including  
9 survey costs, costs related to environmental docu-  
10 mentation, and other administrative costs related to  
11 the conveyance. If amounts are collected from  
12 TGLO in advance of the Secretary incurring the ac-  
13 tual costs, and the amount collected exceeds the  
14 costs actually incurred by the Secretary to carry out  
15 the land exchange, the Secretary shall refund the ex-  
16 cess amount to TGLO.

17 (2) TREATMENT OF AMOUNTS RECEIVED.—  
18 Amounts received as reimbursements under para-  
19 graph (1) shall be credited to the fund or account  
20 that was used to cover the costs incurred by the Sec-  
21 retary in carrying out the land exchange. Amounts  
22 so credited shall be merged with amounts in such  
23 fund or account and shall be available for the same  
24 purposes, and subject to the same conditions and  
25 limitations, as amounts in such fund or account.

1 (d) DESCRIPTION OF PROPERTY.—The exact acreage  
2 and legal description of the real property to be exchanged  
3 under this section shall be determined by a survey satis-  
4 factory to the Secretary of the Army.

5 (e) ADDITIONAL TERMS AND CONDITIONS.—The  
6 Secretary of the Army may require such additional terms  
7 and conditions in connection with the land exchange under  
8 this section as the Secretary considers appropriate to pro-  
9 tect the interests of the United States.

10 **SEC. 2855. LAND CONVEYANCE, FORMER DEFENSE DEPOT**  
11 **OGDEN, UTAH.**

12 (a) CONVEYANCE OF RESIDUAL INTERESTS.—To fa-  
13 cilitate the conveyance of a parcel of real property con-  
14 sisting of approximately 2.73 acres at the former Defense  
15 Depot Ogden, Utah (in this subsection referred to as the  
16 “Property”), from the Weber Basin Disabled Corporation  
17 to the Ogden City Redevelopment Authority (in this sec-  
18 tion referred to as the “Redevelopment Authority”), the  
19 Secretary of the Army may accept a request to revert the  
20 Property from the Secretary of Health and Human Serv-  
21 ices. The Secretary of the Army may further convey, by  
22 quit claim deed, all residual right, title, and interest of  
23 the United States (including reversionary interests) in and  
24 to the Property for the purpose of permitting the Redevel-  
25 opment Authority to take immediate steps to prevent the

1 further deterioration of the building on the parcel and sub-  
2 sequently redevelop the parcel.

3 (b) CONSIDERATION.—As consideration for the con-  
4 veyance of residual United States interests in the property  
5 described in subsection (a), the Redevelopment Authority  
6 shall pay an amount equal to the fair market value of the  
7 conveyed interests, as determined by the Secretary of the  
8 Army. Amounts received under this subsection shall be de-  
9 posited in the Department of Defense Base Closure Ac-  
10 count 2005. The amounts deposited shall be merged with  
11 other amounts in such fund and be available for the same  
12 purposes, and subject to the same conditions and limita-  
13 tions, as amounts in such fund.

14 (c) PAYMENT OR COSTS OF CONVEYANCE.—

15 (1) IN GENERAL.—The Secretary of the Army  
16 shall require the Redevelopment Authority to cover  
17 costs to be incurred by the Secretary, or to reim-  
18 burse the Secretary for costs incurred by the Sec-  
19 retary, to carry out the conveyance under subsection  
20 (a), including costs related to environmental docu-  
21 mentation and other administrative costs. If  
22 amounts are collected from the Redevelopment Au-  
23 thority in advance of the Secretary of the Army in-  
24 ccurring the actual costs, and the amount collected  
25 exceeds the costs actually incurred by the Secretary

1 to carry out the conveyance, the Secretary shall re-  
2 fund the excess amount to the Redevelopment Au-  
3 thority.

4 (2) TREATMENT OF AMOUNTS RECEIVED.—  
5 Amounts received as reimbursements under para-  
6 graph (1) shall be credited to the fund or account  
7 that was used to cover the costs incurred in carrying  
8 out the conveyance. Amounts so credited shall be  
9 merged with amounts in such fund or account and  
10 shall be available for the same purposes, and subject  
11 to the same conditions and limitations, as amounts  
12 in such fund or account.

13 (d) DESCRIPTION OF PROPERTY.—The exact acreage  
14 and legal description of the real property to be conveyed  
15 under subsection (a) shall be determined by a survey satis-  
16 factory to the Secretary of the Army.

17 (e) ADDITIONAL TERMS AND CONDITIONS.—The  
18 Secretary of the Army may require such additional terms  
19 and conditions in connection with the conveyance under  
20 subsection (a) as the Secretary considers appropriate to  
21 protect the interests of the United States.

1                   **Subtitle F—Other Matters**

2   **SEC. 2861. REDESIGNATION OF INDUSTRIAL COLLEGE OF**  
3                   **THE ARMED FORCES AS THE DWIGHT D. EI-**  
4                   **SENHOWER SCHOOL FOR NATIONAL SECUR-**  
5                   **ITY AND RESOURCE STRATEGY.**

6           (a) REDESIGNATION.—The Industrial College of the  
7   Armed Forces is hereby renamed the “Dwight D. Eisen-  
8   hower School for National Security and Resource Strat-  
9   egy”.

10          (b) CONFORMING AMENDMENT.—Paragraph (2) of  
11   section 2165(b) of title 10, United States Code, is amend-  
12   ed to read as follows:

13                   “(2) The Dwight D. Eisenhower School for Na-  
14   tional Security and Resource Strategy.”.

15          (c) REFERENCES.—Any reference to the Industrial  
16   College of the Armed Forces in any law, regulation, map,  
17   document, record, or other paper of the United States  
18   shall be deemed to be a reference to the Dwight D. Eisen-  
19   hower School for National Security and Resource Strat-  
20   egy.

21   **SEC. 2862. REDESIGNATION OF MIKE O’CALLAGHAN FED-**  
22                   **ERAL HOSPITAL IN NEVADA AS MIKE**  
23                   **O’CALLAGHAN FEDERAL MEDICAL CENTER.**

24          (a) REDESIGNATION.—Section 2867 of the Military  
25   Construction Authorization Act for Fiscal Year 1997 (di-

1 vision B of Public Law 104–201; 110 Stat. 2806), as  
2 amended by section 8135(a) of the Department of Defense  
3 Appropriations Act, 1997 (section 101(b) of division A of  
4 the Omnibus Consolidated Appropriations Act, 1997  
5 (Public Law 104–208; 110 Stat. 3009–118)), is further  
6 amended by striking “Mike O’Callaghan Federal Hos-  
7 pital” each place it appears and inserting “Mike  
8 O’Callaghan Federal Medical Center”.

9 **SEC. 2863. PROHIBITION ON NAMING DEPARTMENT OF DE-**  
10 **FENSE REAL PROPERTY AFTER A MEMBER**  
11 **OF CONGRESS.**

12 (a) PROHIBITION.—Section 2661 of title 10, United  
13 States Code, is amended by inserting after subsection (b)  
14 the following new subsection:

15 “(c) PROHIBITION ON NAMING DEPARTMENT OF DE-  
16 FENSE REAL PROPERTY AFTER MEMBER OF CON-  
17 GRESS.—(1) Real property under the jurisdiction of the  
18 Secretary of Defense or the Secretary of a military depart-  
19 ment may not be named after, or otherwise officially iden-  
20 tified by the name of, any individual who is a Member  
21 of Congress at the time the property is so named or identi-  
22 fied.

23 “(2) In this subsection:

1           “(A) The term ‘Member of Congress’ includes  
2           a Delegate or Resident Commissioner to the Con-  
3           gress.

4           “(B) The term ‘real property’ includes struc-  
5           tures, buildings, or other infrastructure of a military  
6           installation, roadways and defense access roads, and  
7           any other area on the grounds of a military installa-  
8           tion.”.

9           (b) APPLICATION OF AMENDMENT.—The prohibition  
10          in subsection (c) of section 2661 of title 10, United States  
11          Code, as added by subsection (a), shall apply only with  
12          respect to real property of the Department of Defense  
13          named after the date of the enactment of this Act.

14       **SEC. 2864. NOTIFICATIONS OF REDUCTIONS IN NUMBER OF**  
15                               **MEMBERS OF THE ARMED FORCES ASSIGNED**  
16                               **TO PERMANENT DUTY AT A MILITARY IN-**  
17                               **STALLATION.**

18          (a) NOTICE AND WAIT LIMITATION.—Chapter 50 of  
19          title 10, United States Code, is amended by inserting after  
20          section 992 the following new section:

21       **“§ 993. Notification of permanent reduction of sizable**  
22                               **numbers of members of the armed forces**

23          “(a) NOTIFICATION.—The Secretary of Defense or  
24          the Secretary of the military department concerned shall  
25          notify Congress under subsection (b) of a plan to reduce

1 more than 1,000 members of the armed forces assigned  
2 at a military installation.

3 “(b) NOTICE REQUIREMENTS.—No irrevocable ac-  
4 tion may be taken to effect or implement a reduction de-  
5 scribed under subsection (a) until—

6 “(1) the Secretary of Defense or the Secretary  
7 of the military department concerned notifies the  
8 Committees on Armed Services of the Senate and  
9 the House of Representatives of the proposed reduc-  
10 tion and the number of personnel assignments af-  
11 fected;

12 “(2) submits a justification for the reduction  
13 and an evaluation of the local strategic and oper-  
14 ational impact of such reduction; and

15 “(3) a period of 21 days has expired following  
16 submission of the notice and evaluation required  
17 under this subsection, or if sooner, a period of 14  
18 days has expired following the date on which an elec-  
19 tronic version of the notice and justification has  
20 been submitted to such committees.

21 “(c) EXCEPTIONS.—

22 “(1) BASE CLOSURE PROCESS.—Subsections (a)  
23 and (b) do not apply in the case of the realignment  
24 of a military installation pursuant to a base closure  
25 law.



1 personnel assigned, and the average age of facilities  
2 at each location.

3 (2) A review of all workload requirements in the  
4 past 5 years, an assessment of the efficiency in the  
5 use of existing facilities to meet the workload, and  
6 an estimate of the workload planned for each public  
7 shipyard through the current future-years defense  
8 program under section 221 of title 10, United States  
9 Code.

10 (3) An assessment of the adequacy of each fa-  
11 cility—

12 (A) to carry out efficient depot-level ship  
13 maintenance with modern technology and equip-  
14 ment;

15 (B) to ensure workplace safety;

16 (C) to support nuclear-related activities  
17 (where applicable);

18 (D) to maintain the quality of life of the  
19 workforce; and

20 (E) to meet the energy savings goals of the  
21 Secretary of the Navy for military installations.

22 (4) An assessment of the existing condition of  
23 each facility at each public shipyard to include a re-  
24 view of existing and projected deficiencies or inad-

1       equate conditions at each facility, and whether any  
2       of the facilities listed are temporary structures.

3           (5) A description and cost estimate for each  
4       project to improve, repair, renovate, or modernize fa-  
5       cilities or infrastructure.

6           (6) A description of the facility improvements  
7       or new construction projects at each public shipyard  
8       that would improve the efficiency of the facility's op-  
9       erations or generate energy savings based upon a  
10      business case analysis.

11          (7) An investment strategy planned for each  
12      public shipyard to correct deficiencies identified in  
13      paragraph (4), including timelines to complete each  
14      project and cost estimates and timelines necessary to  
15      complete the projects identified in paragraph (6).

16          (8) A list of projects, costs, and timelines  
17      through the future-years defense program to meet  
18      the requirements of the minimum capital investment  
19      percentage required under section 2476 of title 10,  
20      United States Code.

21   **SEC. 2866. REPORT ON THE HOMEOWNERS ASSISTANCE**  
22                           **PROGRAM.**

23      Not later than 180 days after the date of the enact-  
24      ment of this Act, the Secretary of Defense shall submit  
25      to Congress a report on the Homeowners Assistance Pro-

1 gram under the Demonstration Cities and Metropolitan  
2 Development Act of 1966 (42 U.S.C. 3374). The report  
3 shall include the following:

4 (1) The estimated cost if eligibility were ex-  
5 panded to include permanent change of station ap-  
6 plicants who purchased a home after July 1, 2006,  
7 and before July 1, 2008.

8 (2) The estimated cost if eligibility were ex-  
9 panded to include members of the Armed Forces  
10 under paragraph (1) and permanent change of sta-  
11 tion applicants who received permanent change of  
12 station orders after September 30, 2010, and before  
13 September 30, 2011.

14 (3) The estimated number of members of the  
15 Armed Forces who received permanent change of  
16 station orders after September 30, 2010, and before  
17 September 30, 2011, and who suffered a decline of  
18 at least a 10 percent in home value from the date  
19 of purchase to the date of sale.

20 **SEC. 2867. DATA SERVERS AND CENTERS.**

21 (a) LIMITATIONS ON OBLIGATION OF FUNDS.—

22 (1) LIMITATIONS.—

23 (A) BEFORE PERFORMANCE PLAN.—Dur-  
24 ing the period beginning on the date of the en-  
25 actment of this Act and ending on May 1,

1           2012, a department, agency, or component of  
2           the Department of Defense may not obligate  
3           funds for a data server farm or data center un-  
4           less approved by the Chief Information Officer  
5           of the Department of Defense or the Chief In-  
6           formation Officer of a component of the De-  
7           partment to whom the Chief Information Offi-  
8           cer of the Department has specifically delegated  
9           such approval authority.

10           (B) UNDER PERFORMANCE PLAN.—After  
11           May 1, 2012, a department, agency, or compo-  
12           nent of the Department may not obligate funds  
13           for a data center, or any information systems  
14           technology used therein, unless that obligation  
15           is in accordance with the performance plan re-  
16           quired by subsection (b) and is approved as de-  
17           scribed in subparagraph (A).

18           (2) REQUIREMENTS FOR APPROVALS.—

19           (A) BEFORE PERFORMANCE PLAN.—An  
20           approval of the obligation of funds may not be  
21           granted under paragraph (1)(A) unless the offi-  
22           cial granting the approval determines, in writ-  
23           ing, that existing resources of the agency, com-  
24           ponent, or element concerned cannot affordably  
25           or practically be used or modified to meet the

1 requirements to be met through the obligation  
2 of funds.

3 (B) UNDER PERFORMANCE PLAN.—An ap-  
4 proval of the obligation of funds may not be  
5 granted under paragraph (1)(B) unless the offi-  
6 cial granting the approval determines that—

7 (i) existing resources of the Depart-  
8 ment do not meet the operation require-  
9 ments to be met through the obligation of  
10 funds; and

11 (ii) the proposed obligation is in ac-  
12 cordance with the performance standards  
13 and measures established by the Chief In-  
14 formation Officer of the Department under  
15 subsection (b).

16 (3) REPORTS.—Not later than 30 days after  
17 the end of each calendar quarter, each Chief Infor-  
18 mation Officer of a component of the Department  
19 who grants an approval under paragraph (1) during  
20 such calendar quarter shall submit to the Chief In-  
21 formation Officer of the Department a report on the  
22 approval or approvals so granted during such cal-  
23 endar quarter.

1 (b) PERFORMANCE PLAN FOR REDUCTION OF RE-  
2 SOURCES REQUIRED FOR DATA SERVERS AND CEN-  
3 TERS.—

4 (1) COMPONENT PLANS.—

5 (A) IN GENERAL.—Not later than January  
6 15, 2012, the Secretaries of the military depart-  
7 ments and the heads of the Defense Agencies  
8 shall each submit to the Chief Information Offi-  
9 cer of the Department a plan for the depart-  
10 ment or agency concerned to achieve the fol-  
11 lowing:

12 (i) A reduction in the square feet of  
13 floor space devoted to information systems  
14 technologies, attendant support tech-  
15 nologies, and operations within data cen-  
16 ters.

17 (ii) A reduction in the use of all utili-  
18 ties necessary to power and cool informa-  
19 tion systems technologies and data centers.

20 (iii) An increase in multi-organiza-  
21 tional utilization of data centers, informa-  
22 tion systems technologies, and associated  
23 resources.

24 (iv) A reduction in the investment for  
25 capital infrastructure or equipment re-

1           required to support data centers as meas-  
2           ured in cost per megawatt of data storage.

3           (v) A reduction in the number of com-  
4           mercial and government developed applica-  
5           tions running on data servers and within  
6           data centers.

7           (vi) A reduction in the number of gov-  
8           ernment and vendor provided full-time  
9           equivalent personnel, and in the cost of  
10          labor, associated with the operation of data  
11          servers and data centers.

12          (B) SPECIFICATION OF REQUIRED ELE-  
13          MENTS.—The Chief Information Officer of the  
14          Department shall specify the particular per-  
15          formance standards and measures and imple-  
16          mentation elements to be included in the plans  
17          submitted under this paragraph, including spe-  
18          cific goals and schedules for achieving the mat-  
19          ters specified in subparagraph (A).

20          (2) DEFENSE-WIDE PLAN.—

21               (A) IN GENERAL.—Not later than April 1,  
22          2012, the Chief Information Officer of the De-  
23          partment shall submit to the congressional de-  
24          fense committees a performance plan for a re-  
25          duction in the resources required for data cen-

1           ters and information systems technologies De-  
2           partment-wide. The plan shall be based upon  
3           and incorporate appropriate elements of the  
4           plans submitted under paragraph (1).

5           (B) ELEMENTS.—The performance plan  
6           required under this paragraph shall include the  
7           following:

8                   (i) A Department-wide performance  
9                   plan for achieving the matters specified in  
10                  paragraph (1)(A), including performance  
11                  standards and measures for data centers  
12                  and information systems technologies,  
13                  goals and schedules for achieving such  
14                  matters, and an estimate of cost savings  
15                  anticipated through implementation of the  
16                  plan.

17                  (ii) A Department-wide strategy for  
18                  each of the following:

19                          (I) Desktop, laptop, and mobile  
20                          device virtualization.

21                          (II) Transitioning to cloud com-  
22                          puting.

23                          (III) Migration of Defense data  
24                          and government-provided services  
25                          from Department-owned and operated

1 data centers to cloud computing serv-  
2 ices generally available within the pri-  
3 vate sector that provide a better capa-  
4 bility at a lower cost with the same or  
5 greater degree of security.

6 (IV) Utilization of private sector-  
7 managed security services for data  
8 centers and cloud computing services.

9 (V) A finite set of metrics to ac-  
10 curately and transparently report on  
11 data center infrastructure (space,  
12 power and cooling): age, cost, capaci-  
13 ty, usage, energy efficiency and utili-  
14 zation, accompanied with the aggre-  
15 gate data for each data center site in  
16 use by the Department in excess of  
17 100 kilowatts of information tech-  
18 nology power demand.

19 (VI) Transitioning to just-in-time  
20 delivery of Department-owned data  
21 center infrastructure (space, power  
22 and cooling) through use of modular  
23 data center technology and integrated  
24 data center infrastructure manage-  
25 ment software.

1           (3) RESPONSIBILITY.—The Chief Information  
2           Officer of the Department shall discharge the re-  
3           sponsibility for establishing performance standards  
4           and measures for data centers and information sys-  
5           tems technologies for purposes of this subsection.  
6           Such responsibility may not be delegated.

7           (c) EXCEPTION.—The Chief Information Officer of  
8           the Department and the Chief Information Officer of the  
9           Intelligence Community may jointly exempt from the ap-  
10          plicability of this section such intelligence components of  
11          the Department of Defense (and the programs and activi-  
12          ties thereof) that are funded through the National Intel-  
13          ligence Program (NIP) as the Chief Information Officers  
14          consider appropriate.

15          (d) REPORTS ON COST SAVINGS.—

16               (1) IN GENERAL.—Not later than March 1 of  
17               each fiscal year, and ending in fiscal year 2016, the  
18               Chief Information Officer of the Department shall  
19               submit to the appropriate committees of Congress a  
20               report on the cost savings, cost reductions, cost  
21               avoidances, and performance gains achieved, and an-  
22               ticipated to be achieved, as of the date of such re-  
23               port as a result of activities undertaken under this  
24               section.

1           (2) APPROPRIATE COMMITTEES OF CONGRESS  
2       DEFINED.—In this subsection, the term “appro-  
3       priate committees of Congress” means—

4           (A) the Committee on Armed Services, the  
5       Committee on Appropriations, and the Select  
6       Committee on Intelligence of the Senate; and

7           (B) the Committee on Armed Services, the  
8       Committee on Appropriations, and the Perma-  
9       nent Select Committee on Intelligence of the  
10      House of Representatives.

11 **DIVISION C—DEPARTMENT OF**  
12 **ENERGY NATIONAL SECURITY**  
13 **AUTHORIZATIONS AND**  
14 **OTHER AUTHORIZATIONS**  
15 **TITLE XXXI—DEPARTMENT OF**  
16 **ENERGY NATIONAL SECURITY**  
17 **PROGRAMS**

Subtitle A—National Security Programs Authorizations

Sec. 3101. National Nuclear Security Administration.

Sec. 3102. Defense environmental cleanup.

Sec. 3103. Other defense activities.

Subtitle B—Program Authorizations, Restrictions, and Limitations

Sec. 3111. Limitation on availability of funds for establishment of centers of  
excellence on nuclear security outside of the former Soviet  
Union.

Sec. 3112. Aircraft procurement.

Sec. 3113. Hanford waste tank cleanup program reforms.

Sec. 3114. Recognition and status of National Atomic Testing Museum.

Subtitle C—Reports

Sec. 3121. Repeal of certain report requirements.

Sec. 3122. Progress on nuclear nonproliferation.

- Sec. 3123. Reports on role of nuclear security complex sites and potential efficiencies.
- Sec. 3124. Net assessment of high-performance computing capabilities of foreign countries.
- Sec. 3125. Review and analysis of nuclear waste reprocessing and nuclear reactor technology.

Subtitle D—Other Matters

- Sec. 3131. Sense of Congress on the use of savings from excess amounts for certain pension plan contributions.

1           **Subtitle A—National Security**  
2           **Programs Authorizations**

3   **SEC. 3101. NATIONAL NUCLEAR SECURITY ADMINISTRA-**  
4           **TION.**

5           (a) AUTHORIZATION OF APPROPRIATIONS.—Funds  
6 are hereby authorized to be appropriated to the Depart-  
7 ment of Energy for fiscal year 2012 for the activities of  
8 the National Nuclear Security Administration in carrying  
9 out programs as specified in the funding table in section  
10 4701.

11          (b) AUTHORIZATION OF NEW PLANT PROJECT.—  
12 From funds referred to in subsection (a) that are available  
13 for carrying out plant projects, the Secretary of Energy  
14 may carry out the following new plant project for the Na-  
15 tional Nuclear Security Administration:

16                   Project 12–D–301, Transuranic (TRU)  
17                   Waste Facilities, Los Alamos National Labora-  
18                   tory, Los Alamos, New Mexico, \$9,881,000.

1 **SEC. 3102. DEFENSE ENVIRONMENTAL CLEANUP.**

2 Funds are hereby authorized to be appropriated to  
3 the Department of Energy for fiscal year 2012 for defense  
4 environmental cleanup activities in carrying out programs  
5 as specified in the funding table in section 4701.

6 **SEC. 3103. OTHER DEFENSE ACTIVITIES.**

7 Funds are hereby authorized to be appropriated to  
8 the Department of Energy for fiscal year 2012 for other  
9 defense activities in carrying out programs as specified in  
10 the funding table in section 4701.

11 **Subtitle B—Program Authoriza-**  
12 **tions, Restrictions, and Limita-**  
13 **tions**

14 **SEC. 3111. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
15 **ESTABLISHMENT OF CENTERS OF EXCEL-**  
16 **LENCE ON NUCLEAR SECURITY OUTSIDE OF**  
17 **THE FORMER SOVIET UNION.**

18 (a) LIMITATION.—Of the funds authorized to be ap-  
19 propriated by section 3101 or otherwise made available for  
20 fiscal year 2012 for the National Nuclear Security Admin-  
21 istration, not more than 25 percent may be obligated or  
22 expended to establish a center of excellence on nuclear se-  
23 curity in a country that is not a state of the former Soviet  
24 Union until the date on which the Secretary of Energy  
25 submits to the appropriate congressional committees the  
26 report under subsection (b).

1 (b) REPORT REQUIRED.—Not later than 90 days  
2 after the date of the enactment of this Act, the Secretary  
3 of Energy shall, in consultation with the Secretary of De-  
4 fense, submit to the appropriate congressional committees  
5 a report that includes the following:

6 (1) An identification of the country in which a  
7 center of excellence established under subsection (a)  
8 will be located.

9 (2) A description of the purpose for which the  
10 center will be established and the existing capacity  
11 of the country in which the center will be located to  
12 develop and implement best practices for training for  
13 nuclear security.

14 (3) The extent to which the training and rela-  
15 tionship-building activities planned for the center  
16 could contribute to improving the historic pattern of  
17 the country in which the center will be located with  
18 respect to the proliferation of weapons of mass de-  
19 struction and missiles.

20 (4) The agreement under which the center will  
21 operate.

22 (5) A funding plan for the center, including—  
23 (A) the amount of funds to be provided by  
24 the government of the country in which the cen-  
25 ter will be located; and

1 (B) the percentage of the total cost of es-  
2 tablishing and operating the center the funds  
3 described in subparagraph (A) will cover.

4 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-  
5 FINED.—In this section, the term “appropriate congres-  
6 sional committees” means—

7 (1) the Committee on Armed Services and the  
8 Committee on Foreign Affairs of the House of Rep-  
9 resentatives; and

10 (2) the Committee on Armed Services and the  
11 Committee on Foreign Relations of the Senate.

12 **SEC. 3112. AIRCRAFT PROCUREMENT.**

13 Using amounts authorized to be appropriated and  
14 made available for obligation under section 3101 for weap-  
15 ons activities for any fiscal year before fiscal year 2013,  
16 the Secretary of Energy may procure not more than one  
17 aircraft.

18 **SEC. 3113. HANFORD WASTE TANK CLEANUP PROGRAM RE-**  
19 **FORMS.**

20 Section 4442 of the Atomic Energy Defense Act (50  
21 U.S.C. 2622) is amended—

22 (1) in subsection (b)(2), by striking “, con-  
23 sistent with the policy direction established by the  
24 Department, all aspects of the River Protection  
25 Project, Richland, Washington” and inserting “all

1 aspects of the River Protection Project, Richland,  
2 Washington, including Hanford Tank Farm oper-  
3 ations and the Waste Treatment Plant”;

4 (2) by amending subsection (d) to read as fol-  
5 lows:

6 “(d) NOTIFICATION.—The Assistant Secretary of  
7 Energy for Environmental Management shall submit to  
8 the Committee on Armed Services of the Senate and the  
9 Committee on Armed Services of the House of Represent-  
10 atives written notification detailing any changes in the  
11 roles, responsibilities, and reporting relationships that in-  
12 volve the Office.”; and

13 (3) by striking subsections (e) and (f) and in-  
14 serting the following new subsection:

15 “(e) TERMINATION.—The Office shall terminate on  
16 September 30, 2019. The Office may be extended beyond  
17 that date if the Assistant Secretary of Energy for Envi-  
18 ronmental Management determines in writing that termi-  
19 nation would disrupt effective management of the Hanford  
20 Tank Farm operations.”.

21 **SEC. 3114. RECOGNITION AND STATUS OF NATIONAL ATOM-**  
22 **IC TESTING MUSEUM.**

23 Section 3137 of the National Defense Authorization  
24 Act for Fiscal Years 1992 and 1993 (42 U.S.C. 7142)  
25 is amended—

1 (1) in the section heading, by inserting “**AND**  
2 **NATIONAL ATOMIC TESTING MUSEUM**” after  
3 “**ATOMIC MUSEUM**”; and

4 (2) by adding at the end the following new sub-  
5 section:

6 “(d) **RECOGNITION AND STATUS OF NATIONAL**  
7 **ATOMIC TESTING MUSEUM.**—The museum operated by  
8 the Nevada Test Site Historical Foundation and located  
9 in Las Vegas, Nevada—

10 “(1) is recognized as the official atomic testing  
11 museum of the United States; and

12 “(2) shall be known as the ‘National Atomic  
13 Testing Museum’.”.

## 14 **Subtitle C—Reports**

### 15 **SEC. 3121. REPEAL OF CERTAIN REPORT REQUIREMENTS.**

16 (a) **REPEAL OF REPORT REQUIREMENT FOR NU-**  
17 **CLEAR CITIES INITIATIVE PROGRAM.**—Section 3132 of  
18 the National Defense Authorization Act for Fiscal Year  
19 2002 (Public Law 107–107; 115 Stat. 1366) is repealed.

20 (b) **REMOVAL OF REPORT REQUIREMENT FOR NON-**  
21 **PROLIFERATION INITIATIVE PROGRAM.**—Paragraph (6) of  
22 section 4302(a) of the Atomic Energy Defense Act (50  
23 U.S.C. 2562(a)) is amended to read as follows:

24 “(6) Funds appropriated for the Initiatives for Pro-  
25 liferation Prevention program may not be used to pay any

1 tax or customs duty levied by the government of the Rus-  
2 sian Federation. In the event payment of such a tax or  
3 customs duty with such funds is unavoidable, the Sec-  
4 retary of Energy shall ensure that sufficient additional  
5 funds are provided to the Initiatives for Proliferation Pre-  
6 vention Program to offset the amount of such payment.”.

7 **SEC. 3122. PROGRESS ON NUCLEAR NONPROLIFERATION.**

8 (a) SENSE OF CONGRESS.—It is the sense of Con-  
9 gress that—

10 (1) the spread of nuclear and radiological weap-  
11 ons, or weapons-usable material, technology, equip-  
12 ment, information, and expertise, poses a short- and  
13 long-term threat to the security of the United  
14 States; and

15 (2) the nonproliferation efforts of the United  
16 States should prioritize the programs which most di-  
17 rectly address such threat.

18 (b) ANNUAL REPORT.—

19 (1) REPORT.—Not later than 180 days after  
20 the date of the enactment of this Act, and annually  
21 thereafter by not later than March 1 of each year  
22 through 2016, the Secretary of Energy shall submit  
23 to the appropriate congressional committees a report  
24 on the strategic plans of the Department of Energy  
25 and the National Nuclear Security Administration to

1 prevent the proliferation of materials, technology,  
2 equipment, and expertise related to nuclear and ra-  
3 diological weapons in order to minimize the risk of  
4 nuclear terrorism and the proliferation of such weap-  
5 ons.

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

8 (A) Progress and challenges in imple-  
9 menting the strategic plans described in para-  
10 graph (1), including—

11 (i) preventing nuclear terrorism by se-  
12 curing and removing highly-enriched ura-  
13 nium and plutonium worldwide;

14 (ii) converting reactors from highly-  
15 enriched uranium to low-enriched uranium  
16 in the Russian Federation and other coun-  
17 tries;

18 (iii) providing radiation detection ca-  
19 pability at ports and borders;

20 (iv) securing and removing radio-  
21 logical materials worldwide;

22 (v) developing and improving tech-  
23 nology to—

24 (I) detect the proliferation and  
25 detonation of nuclear weapons;

1 (II) verify foreign commitments  
2 to treaties and agreements with re-  
3 spect to nuclear weapons; and

4 (III) detect the diversion of nu-  
5 clear materials, including safeguard  
6 technology;

7 (vi) preventing and countering the  
8 proliferation and use of nuclear weapons  
9 (including materials, technology, and ex-  
10 pertise related to such weapons), including  
11 through safeguards, export controls, inter-  
12 national regimes, treaties, and agreements;

13 (vii) disposing of surplus material of  
14 both the United States and Russia; and

15 (viii) preventing the proliferation of  
16 nuclear weapons expertise.

17 (B) An estimate of the budget require-  
18 ments of the National Nuclear Security Admin-  
19 istration, including the costs associated with the  
20 implementation of the strategic plans described  
21 in paragraph (1) over the 5-year period fol-  
22 lowing the date of the report.

23 (C) A discussion of the coordination of the  
24 programs of the National Nuclear Security Ad-  
25 ministration with other offices of the Depart-

1           ment of Energy and with other agencies and of-  
2           fices of the Federal Government with respect to  
3           implementing the strategic plans described in  
4           paragraph (1).

5           (c) ANNUAL ASSESSMENT.—Not later than 180 days  
6 after the date of the enactment of this Act, and annually  
7 thereafter by not later than March 1 of each year through  
8 2016, the Secretary of Energy, in coordination with the  
9 Office of Intelligence and Counterintelligence of the De-  
10 partment of Energy, shall submit to the appropriate con-  
11 gressional committees an assessment containing the fol-  
12 lowing:

13           (1) An assessment of the risk that non-nuclear  
14 weapons states may acquire nuclear enrichment or  
15 reprocessing technology.

16           (2) A list, by country and site, reflecting the  
17 total amount of known highly-enriched uranium  
18 around the world, and an assessment of the vulner-  
19 ability of such uranium to theft or diversion.

20           (d) FORM.—

21           (1) IN GENERAL.—Except as provided by para-  
22 graph (2), each report and assessment under this  
23 section shall be submitted in unclassified form, but  
24 may include a classified annex.

1           (2) LIST.—Each list under subsection (c)(2)  
2           may be in classified form if the Secretary determines  
3           it necessary.

4           (e) APPROPRIATE CONGRESSIONAL COMMITTEES.—  
5           In this section, the term “appropriate congressional com-  
6           mittees” means—

7           (1) the Committee on Armed Services, the  
8           Committee on Appropriations, and the Committee on  
9           Foreign Affairs of the House of Representatives;  
10          and

11          (2) the Committee on Armed Services, the  
12          Committee on Appropriations, and the Committee on  
13          Foreign Relations of the Senate.

14 **SEC. 3123. REPORTS ON ROLE OF NUCLEAR SECURITY COM-**  
15 **PLEX SITES AND POTENTIAL EFFICIENCIES.**

16          (a) NATIONAL NUCLEAR SECURITY ADMINISTRATION  
17          REPORT.—

18           (1) REPORT REQUIRED.—Not later than March  
19           1, 2013, the Administrator for Nuclear Security  
20           shall submit to the congressional defense committees  
21           a report—

22           (A) assessing the role of the nuclear secu-  
23           rity complex sites in supporting—

24           (i) a safe, secure, and reliable nuclear  
25           deterrent;

1 (ii) reductions in the nuclear stock-  
2 pile; and

3 (iii) the nuclear nonproliferation ef-  
4 forts of the United States; and

5 (B) identifying any opportunities for effi-  
6 ciencies and cost savings within the nuclear se-  
7 curity complex.

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

10 (A) An assessment of the role of the nu-  
11 clear security complex sites, including the na-  
12 tional security laboratories, in—

13 (i) maintaining a safe, secure, and re-  
14 liable nuclear deterrent;

15 (ii) supporting reductions in the nu-  
16 clear stockpile; and

17 (iii) supporting the nuclear non-  
18 proliferation efforts of the United States,  
19 including improving verification and detec-  
20 tion technology.

21 (B) An identification of any opportunities  
22 for efficiencies within the nuclear security com-  
23 plex and an assessment of how those efficiencies  
24 could contribute to cost savings and strength-  
25 ening safety and security.

1 (C) An assessment of duplicative functions  
2 within the nuclear security complex and a de-  
3 scription of which duplicative functions remain  
4 necessary and why.

5 (D) If the Administrator determines it ap-  
6 propriate, an analysis of the potential for  
7 shared use or development of high explosives re-  
8 search and development capacity, supercom-  
9 puting platforms, and infrastructure maintained  
10 for Work for Others programs.

11 (E) A description of the long-term stra-  
12 tegic plan for the nuclear security complex.

13 (b) COMPTROLLER GENERAL REPORT.—Not later  
14 than 180 days after the report under subsection (a)(1) is  
15 submitted, the Comptroller General of the United States  
16 shall submit to the congressional defense committees a re-  
17 port assessing the report submitted by the Administrator  
18 for Nuclear Security under subsection (a).

19 (c) FORM.—The reports required by subsections (a)  
20 and (b) shall be submitted in unclassified form, but may  
21 include a classified annex.

22 (d) NUCLEAR SECURITY COMPLEX DEFINED.—In  
23 this section, the term “nuclear security complex” means  
24 the facilities and laboratories specified in section 4102(g)  
25 of the Atomic Energy Defense Act (50 U.S.C. 2512(g)).

1 **SEC. 3124. NET ASSESSMENT OF HIGH-PERFORMANCE COM-**  
2 **PUTING CAPABILITIES OF FOREIGN COUN-**  
3 **TRIES.**

4 (a) **ASSESSMENT REQUIRED.**—The Director of Na-  
5 tional Intelligence, in consultation with the Secretary of  
6 Defense, the Secretary of Energy, the Administrator for  
7 Nuclear Security, and the Secretary of Commerce, shall  
8 conduct a net assessment of the high-performance com-  
9 puting capability possessed by foreign countries.

10 (b) **MATTERS COVERED.**—The assessment required  
11 by subsection (a) shall include—

12 (1) an analysis of current and expected future  
13 capabilities and trends with respect to high-perform-  
14 ance computing in the United States and in other  
15 countries;

16 (2) a description of how high-performance com-  
17 puting technology is being used by various countries  
18 as compared to the United States;

19 (3) an evaluation of the similarities and dif-  
20 ferences in approaches to the innovation, develop-  
21 ment, and use of high-performance computing  
22 among the United States and countries with the  
23 most experience, capabilities, or skill with respect to  
24 high-performance computing;

25 (4) estimates of the current and expected future  
26 effects of high-performance computing technology on

1 the national security and economic growth of various  
2 countries;

3 (5) recommendations on actions to take to en-  
4 sure the continued leadership by the United States  
5 in high-performance computing and ways to better  
6 leverage such technology for innovation, economic  
7 growth, and national security; and

8 (6) such other matters as the Director of Na-  
9 tional Intelligence considers appropriate.

10 (c) COORDINATION WITH OTHER AGENCIES.—The  
11 Director of National Intelligence shall coordinate the as-  
12 sessment required by subsection (a) with other depart-  
13 ments or agencies of the Federal Government as the Di-  
14 rector considers appropriate.

15 (d) REPORT.—

16 (1) IN GENERAL.—Not later than 180 days  
17 after the date of the enactment of this Act, the Di-  
18 rector of National Intelligence shall submit to the  
19 appropriate congressional committees a report on  
20 the results of the assessment required by subsection  
21 (a).

22 (2) FORM.—The report required under this sec-  
23 tion shall be submitted in unclassified form, but may  
24 include a classified annex.

1           (3) APPROPRIATE CONGRESSIONAL COMMIT-  
2           TEES.—In this subsection, the term “appropriate  
3           congressional committees” means—

4                   (A) the Committee on Armed Services, the  
5                   Committee on Appropriations, the Committee  
6                   on Foreign Affairs, the Committee on Energy  
7                   and Commerce, and the Permanent Select Com-  
8                   mittee on Intelligence of the House of Rep-  
9                   resentatives; and

10                   (B) the Committee on Armed Services, the  
11                   Committee on Appropriations, the Committee  
12                   on Foreign Relations, the Committee on Energy  
13                   and Natural Resources, the Committee on  
14                   Banking, Housing, and Urban Affairs, and the  
15                   Select Committee on Intelligence of the Senate.

16 **SEC. 3125. REVIEW AND ANALYSIS OF NUCLEAR WASTE RE-**  
17 **PROCESSING AND NUCLEAR REACTOR TECH-**  
18 **NOLOGY.**

19           (a) STUDY REQUIRED.—The Secretary of Energy, in  
20           consultation with the Administrator for Nuclear Security  
21           and the Secretary of Defense, as needed, shall conduct a  
22           study on waste reprocessing and Generation IV nuclear  
23           reactor technology.

24           (b) ELEMENTS.—The study required under sub-  
25           section (a) shall include—

1           (1) a review of previous studies conducted by  
2           the Department of Energy and the National Acad-  
3           emy of Sciences related to the subject of nuclear  
4           waste reprocessing and the use of mixed oxide fuel  
5           in nuclear reactors, including Generation IV reac-  
6           tors, as a point of reference;

7           (2) a determination of the waste streams result-  
8           ing from reprocessing and the use of mixed oxide  
9           fuel;

10          (3) an analysis of the nuclear proliferation risks  
11          of reprocessing and using mixed oxide fuel in nu-  
12          clear reactors, including effects on the nuclear non-  
13          proliferation efforts of the United States;

14          (4) a comparison of the costs and proliferation  
15          risks of nuclear waste reprocessing technologies used  
16          in other countries and a comparison to the costs and  
17          risks of direct disposal of nuclear waste; and

18          (5) an analysis, in coordination with the Sec-  
19          retary of Defense, of the feasibility of deploying  
20          proven Generation IV reactors or other nuclear tech-  
21          nology that could use mixed oxide fuel at military in-  
22          stallations.

23          (c) REPORT REQUIRED.—

24           (1) IN GENERAL.—Not later than 180 days  
25          after the date of the enactment of this Act, the Sec-

1       retary of Energy shall submit to the appropriate  
2       congressional committees a report on the study re-  
3       quired under subsection (a).

4             (2) FORM.—The report under paragraph (1)  
5       shall be submitted in unclassified form, but may in-  
6       clude a classified annex.

7             (3) APPROPRIATE CONGRESSIONAL COMMIT-  
8       TEES.—In this subsection, the term “appropriate  
9       congressional committees” means—

10            (A) the Committee on Armed Services, the  
11            Committee on Energy and Commerce, and the  
12            Committee on Foreign Affairs of the House of  
13            Representatives; and

14            (B) the Committee on Armed Services, the  
15            Committee on Energy and Natural Resources,  
16            and the Committee on Foreign Relations of the  
17            Senate.

## 18            **Subtitle D—Other Matters**

### 19       **SEC. 3131. SENSE OF CONGRESS ON THE USE OF SAVINGS** 20            **FROM EXCESS AMOUNTS FOR CERTAIN PEN-** 21            **SION PLAN CONTRIBUTIONS.**

22       It is the sense of Congress that—

23            (1) the employee pension plans maintained by  
24       the management and operating contractors man-  
25       aging the national laboratories, plants, and other fa-

1 facilities of the National Nuclear Security Administra-  
2 tion and the Office of Environmental Management  
3 of the Department of Energy should be fully funded  
4 to ensure that pension commitments made to the  
5 highly skilled scientists, engineers, and other em-  
6 ployees of the nuclear enterprise are kept; and

7 (2) if economic conditions improve, or effi-  
8 ciencies are identified, so that amounts appropriated  
9 for contributions to those pension plans exceed the  
10 amounts required by law for those contributions, the  
11 Administrator for Nuclear Security or the Assistant  
12 Secretary of Energy for Environmental Management  
13 should promptly obligate or expend the excess  
14 amounts on high priority mission activities of the  
15 National Nuclear Security Administration or the Of-  
16 fice of Environmental Management, as the case may  
17 be.

18 **TITLE XXXII—DEFENSE NU-**  
19 **CLEAR FACILITIES SAFETY**  
20 **BOARD**

Sec. 3201. Authorization.

21 **SEC. 3201. AUTHORIZATION.**

22 There are authorized to be appropriated for fiscal  
23 year 2012, \$29,130,000 for the operation of the Defense

1 Nuclear Facilities Safety Board under chapter 21 of the  
2 Atomic Energy Act of 1954 (42 U.S.C. 2286 et seq.).

3 **TITLE XXXIV—NAVAL**  
4 **PETROLEUM RESERVES**

Sec. 3401. Authorization of appropriations.

5 **SEC. 3401. AUTHORIZATION OF APPROPRIATIONS.**

6 (a) AMOUNT.—There are hereby authorized to be ap-  
7 propriated to the Secretary of Energy \$14,909,000 for fis-  
8 cal year 2012 for the purpose of carrying out activities  
9 under chapter 641 of title 10, United States Code, relating  
10 to the naval petroleum reserves.

11 (b) PERIOD OF AVAILABILITY.—Funds appropriated  
12 pursuant to the authorization of appropriations in sub-  
13 section (a) shall remain available until expended.

14 **TITLE XXXV—MARITIME**  
15 **ADMINISTRATION**

Sec. 3501. Authorization of appropriations for national security aspects of the  
merchant marine for fiscal year 2012.

Sec. 3502. Use of National Defense Reserve Fleet and Ready Reserve Force  
vessels.

Sec. 3503. Recruitment authority.

Sec. 3504. Ship scrapping reporting requirement.

16 **SEC. 3501. AUTHORIZATION OF APPROPRIATIONS FOR NA-**  
17 **TIONAL SECURITY ASPECTS OF THE MER-**  
18 **CHANT MARINE FOR FISCAL YEAR 2012.**

19 Funds are hereby authorized to be appropriated for  
20 fiscal year 2012, to be available without fiscal year limita-  
21 tion if so provided in the appropriations Acts, for the use

1 of the Department of Transportation for Maritime Admin-  
2 istration programs associated with maintaining national  
3 security aspects of the merchant marine, as follows:

4 (1) For expenses necessary for operations of the  
5 United States Merchant Marine Academy,  
6 \$93,068,000, of which—

7 (A) \$64,183,000 shall remain available  
8 until expended for Academy operations; and

9 (B) \$28,885,000 shall remain available  
10 until expended for capital asset management at  
11 the Academy.

12 (2) For expenses necessary to support the State  
13 maritime academies, \$17,100,000, of which—

14 (A) \$2,400,000 shall remain available until  
15 expended for student incentive payments;

16 (B) \$3,600,000 shall remain available until  
17 expended for direct payments to such acad-  
18 emies; and

19 (C) \$11,100,000 shall remain available  
20 until expended for maintenance and repair of  
21 State maritime academy training vessels.

22 (3) For expenses necessary to dispose of vessels  
23 in the National Defense Reserve Fleet, \$18,500,000,  
24 to remain available until expended.

1           (4) For expenses to maintain and preserve a  
2           United States-flag merchant marine to serve the na-  
3           tional security needs of the United States under  
4           chapter 531 of title 46, United States Code,  
5           \$186,000,000.

6           (5) For the cost (as defined in section 502(5)  
7           of the Federal Credit Reform Act of 1990 (2 U.S.C.  
8           6661a(5)) of loan guarantees under the program au-  
9           thorized by chapter 537 of title 46, United States  
10          Code, \$14,260,000, of which \$3,740,000 shall re-  
11          main available until expended for administrative ex-  
12          penses of the program.

13 **SEC. 3502. USE OF NATIONAL DEFENSE RESERVE FLEET**  
14 **AND READY RESERVE FORCE VESSELS.**

15          Section 11 of the Merchant Ship Sales Act of 1946  
16 (50 U.S.C. App. 1744(b)) is amended—

17           (1) in subsection (b), by striking “or” after the  
18           semicolon at the end of paragraph (4), striking the  
19           period at the end of paragraph (5) and inserting “;  
20           or”, and adding at the end the following new para-  
21           graph:

22           “(6) for civil contingency operations and Mari-  
23           time Administration promotional and media events,  
24           in accordance with subsection (f).”; and

1           (2) by adding at the end the following new sub-  
2           section:

3           “(f) USE OF NDRF VESSELS FOR CIVIL CONTIN-  
4 GENCY OPERATIONS AND PROMOTIONAL AND MEDIA  
5 EVENTS.—With the concurrence of the Secretary of De-  
6 fense, the Secretary of Transportation may allow the use  
7 of vessels in the National Defense Reserve Fleet (NDRF)  
8 for civil contingency operations requested by another Fed-  
9 eral agency, and for Maritime Administration promotional  
10 and media events relating to demonstration projects and  
11 research and development supporting the Administration’s  
12 mission, if the Secretary of Transportation determines  
13 such use is in the best interest of the Government after  
14 considering the following factors:

15           “(1) AVAILABILITY.—The availability of NDRF  
16 or Ready Reserve Force (RRF) resources and the  
17 impact of such use on NDRF and RRF mission sup-  
18 port to the defense and homeland security require-  
19 ments of the Government.

20           “(2) INTERFERENCE.—Whether the such use of  
21 vessels will support the mission of the Maritime Ad-  
22 ministration and not significantly interfere with  
23 NDRF vessel maintenance, repair, safety, readiness,  
24 and resource availability.

1           “(3) SAFETY.—Whether safety precautions will  
2           be taken, including indemnification of liability when  
3           applicable.

4           “(4) COST.—Whether any costs incurred by  
5           such use will be funded as a reimbursable trans-  
6           action between Federal agencies, as applicable.

7           “(5) OTHER MATTERS.—Any other matters the  
8           Maritime Administrator considers appropriate.”.

9   **SEC. 3503. RECRUITMENT AUTHORITY.**

10          Section 51301 of title 46, United States Code, is  
11          amended—

12                 (1) by inserting “(a) IN GENERAL.—” before  
13                 the first sentence; and

14                 (2) by adding at the end the following new sub-  
15                 section:

16                 “(b) RECRUITMENT.—The Secretary of Transpor-  
17                 tation may, subject to the availability of appropriations,  
18                 expend funds available for United States Merchant Marine  
19                 Academy operating expenses for recruiting activities, in-  
20                 cluding advertising, in order to obtain recruits for the  
21                 Academy and cadet applicants.”.

22   **SEC. 3504. SHIP SCRAPPING REPORTING REQUIREMENT.**

23          Section 3502(f) of the Floyd D. Spence National De-  
24          fense Authorization Act for Fiscal Year 2001, as amended  
25          by section 3505(a) of the National Defense Authorization

1 Act for Fiscal Year 2006 (119 Stat. 3551), is amended  
2 to read as follows:

3 “(f) BRIEFINGS.—The Maritime Administrator shall,  
4 upon request, provide briefings to the Committee on  
5 Transportation and Infrastructure, the Committee on  
6 Natural Resources, and the Committee on Armed Services  
7 of the House of Representatives, and the Committee on  
8 Commerce, Science, and Transportation and the Com-  
9 mittee on Armed Services of the Senate, on the progress  
10 made in recycling vessels, problems encountered with recy-  
11 cling vessels, issues relating to vessel recycling, and other  
12 issues relating to vessel recycling and disposal.”.

### 13 **DIVISION D—FUNDING TABLES**

Sec. 4001. Authorization of amounts in funding tables.

#### TITLE XLI—PROCUREMENT

Sec. 4101. Procurement.

Sec. 4102. Procurement for overseas contingency operations.

#### TITLE XLII—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

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

Sec. 4202. Research, development, test, and evaluation for overseas contingency  
operations.

#### TITLE XLIII—OPERATION AND MAINTENANCE

Sec. 4301. Operation and maintenance.

Sec. 4302. Operation and maintenance for overseas contingency operations.

#### TITLE XLIV—MILITARY PERSONNEL

Sec. 4401. Military personnel.

Sec. 4402. Military personnel for overseas contingency operations.

#### TITLE XLV—OTHER AUTHORIZATIONS

Sec. 4501. Other authorizations.

Sec. 4502. Other authorizations for overseas contingency operations.

## TITLE XLVI—MILITARY CONSTRUCTION

Sec. 4601. Military construction.

## TITLE XLVII—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

Sec. 4701. Department of Energy national security programs.

1 **SEC. 4001. AUTHORIZATION OF AMOUNTS IN FUNDING TA-**  
2 **BLES.**

3 (a) IN GENERAL.—Whenever a funding table in this  
4 division specifies a dollar amount authorized for a project,  
5 program, or activity, the obligation and expenditure of the  
6 specified dollar amount for the project, program, or activ-  
7 ity is hereby authorized, subject to the availability of ap-  
8 propriations.

9 (b) MERIT-BASED DECISIONS.—A decision to com-  
10 mit, obligate, or expend funds with or to a specific entity  
11 on the basis of a dollar amount authorized pursuant to  
12 subsection (a) shall—

13 (1) be based on merit-based selection proce-  
14 dures in accordance with the requirements of sec-  
15 tions 2304(k) and 2374 of title 10, United States  
16 Code, or on competitive procedures; and

17 (2) comply with other applicable provisions of  
18 law.

19 (c) RELATIONSHIP TO TRANSFER AND PROGRAM-  
20 MING AUTHORITY.—An amount specified in the funding  
21 tables in this division may be transferred or repro-  
22 grammed under a transfer or reprogramming authority

1 provided by another provision of this Act or by other law.  
2 The transfer or reprogramming of an amount specified in  
3 such funding tables shall not count against a ceiling on  
4 such transfers or reprogrammings under section 1001 or  
5 section 1522 of this Act or any other provision of law,  
6 unless such transfer or reprogramming would move funds  
7 between appropriation accounts.

8 (d) **APPLICABILITY TO CLASSIFIED ANNEX.**—This  
9 section applies to any classified annex that accompanies  
10 this Act.

11 (e) **ORAL AND WRITTEN COMMUNICATIONS.**—No  
12 oral or written communication concerning any amount  
13 specified in the funding tables in this division shall super-  
14 sede the requirements of this section.

## TITLE XLI—PROCUREMENT

### SEC. 4101. PROCUREMENT.

<b>SEC. 4101. PROCUREMENT</b> <i>(In Thousands of Dollars)</i>			
<i>Line</i>	<i>Item</i>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
<b>AIRCRAFT PROCUREMENT, ARMY</b>			
<b>FIXED WING</b>			
001	UTILITY F /W AIRCRAFT .....	14,572	14,572
003	AERIAL COMMON SENSOR (ACS) (MIP) .....	539,574	0
	<i>Early to Need</i> .....		[-433,574]
	<i>Program Decrease</i> .....		[-106,000]
004	MQ-1 UAV .....	658,798	0
	<i>Transfer to OCO</i> .....		[-550,798]
	<i>Unjustified production ramp</i> .....		[-108,000]
005	RQ-11 (RAVEN) .....	70,762	70,762
<b>ROTARY</b>			
007	HELICOPTER, LIGHT UTILITY (LUH) .....	250,415	250,415
009	AH-64 APACHE BLOCK IIIA REMAN .....	411,005	368,505
	<i>Army offered program reduction</i> .....		[-42,500]
010	<i>Advance Procurement (CY)</i> .....	192,764	192,764
011	<i>Advance Procurement (CY)</i> .....	104,263	104,263
012	UH-60 BLACKHAWK M MODEL (MYP) .....	1,325,666	1,317,666
	<i>Unjustified program management growth</i> .....		[-8,000]
013	<i>Advance Procurement (CY)</i> .....	199,781	199,781
014	CH-47 HELICOPTER .....	1,305,360	1,239,360
	<i>Army requested transfer to APA Line 15 for correct execution</i> .....		[-66,000]
015	<i>Advance Procurement (CY)</i> .....	54,956	120,956
	<i>Army requested transfer from APA Line 14 for correct execution.</i>		[66,000]
<b>MODIFICATION OF AIRCRAFT</b>			
019	MQ-1 PAYLOAD—UAS .....	136,183	0
	<i>Transfer to OCO</i> .....		[-136,183]
021	GUARDRAIL MODS (MIP) .....	27,575	27,575
022	MULTI SENSOR ABN RECON (MIP) .....	8,362	8,362
023	AH-64 MODS .....	331,230	331,230
024	CH-47 CARGO HELICOPTER MODS (MYP) .....	79,712	57,012
	<i>Cargo and ballistic protection contract delays</i> .....		[-22,700]
025	UTILITY /CARGO AIRPLANE MODS .....	22,107	12,107
	<i>Contract delays</i> .....		[-10,000]
027	UTILITY HELICOPTER MODS .....	80,745	74,745
	<i>Contract delays</i> .....		[-6,000]
028	KIOWA WARRIOR .....	162,052	92,552
	<i>Cockpit and Sensor Upgrade Program ahead of need</i> .....		[-69,500]
030	NETWORK AND MISSION PLAN .....	138,832	136,432
	<i>Aviation Data Exploitation Capability ahead of need</i> .....		[-2,400]
031	COMMS, NAV SURVEILLANCE .....	132,855	117,855
	<i>JTRS Integration ahead of need</i> .....		[-15,000]
032	GATM ROLLUP .....	105,519	105,519
033	RQ-7 UAV MODS .....	126,239	76,239
	<i>Administration recommendation</i> .....		[-50,000]
<b>GROUND SUPPORT AVIONICS</b>			
035	AIRCRAFT SURVIVABILITY EQUIPMENT .....	35,993	35,993
037	CMWS .....	162,811	104,251
	<i>Production and installation contract delays</i> .....		[-58,560]
<b>OTHER SUPPORT</b>			
038	AVIONICS SUPPORT EQUIPMENT .....	4,840	4,840
039	COMMON GROUND EQUIPMENT .....	176,212	114,517
	<i>Aviation Light Utility Mobile Maintenance (ALUMMC) no longer required.</i>		[-3,287]
	<i>Aviation Sets, Kits, Outfits, Tools contract delay</i> .....		[-58,408]
040	AIRCREW INTEGRATED SYSTEMS .....	82,883	62,746
	<i>Air Soldier System early to need</i> .....		[-20,137]

<b>SEC. 4101. PROCUREMENT</b> <i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
041	AIR TRAFFIC CONTROL .....	114,844	114,844
042	INDUSTRIAL FACILITIES .....	1,593	1,593
043	LAUNCHER, 2.75 ROCKET .....	2,878	2,878
	<b>TOTAL AIRCRAFT PROCUREMENT, ARMY .....</b>	<b>7,061,381</b>	<b>5,360,334</b>
	<b>MISSILE PROCUREMENT, ARMY</b>		
	<b>SURFACE-TO-AIR MISSILE SYSTEM</b>		
001	PATRIOT SYSTEM SUMMARY .....	662,231	662,231
002	MSE MISSILE/PAC-3 .....	74,953	74,953
	<b>AIR-TO-SURFACE MISSILE SYSTEM</b>		
004	HELLFIRE SYS SUMMARY .....	1,410	1,410
	<b>ANTI-TANK/ASSAULT MISSILE SYS</b>		
005	JAVELIN (AAWS-M) SYSTEM SUMMARY .....	160,767	160,767
006	TOW 2 SYSTEM SUMMARY .....	61,676	58,676
	Unit cost efficiencies .....		[-3,000]
007	Advance Procurement (CY) .....	19,886	19,886
009	GUIDED MLRS ROCKET (GMLRS) .....	314,167	314,167
010	MLRS REDUCED RANGE PRACTICE ROCKETS (RRPR) .....	18,175	18,175
011	HIGH MOBILITY ARTILLERY ROCKET SYSTEM (HIMARS) ...	31,674	31,674
	<b>MODIFICATIONS</b>		
012	PATRIOT MODS .....	66,925	66,925
013	STINGER MODS .....	14,495	0
	Procurement early to need .....		[-4,495]
	Transfer at Army request to RDTE Army PE 23801A .....		[-10,000]
014	ITAS/TOW MODS .....	13,577	13,577
015	MLRS MODS .....	8,236	8,236
016	HIMARS MODIFICATIONS .....	11,670	11,670
	<b>SPARES AND REPAIR PARTS</b>		
018	SPARES AND REPAIR PARTS .....	8,700	8,700
	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>		
019	AIR DEFENSE TARGETS .....	3,674	3,674
020	ITEMS LESS THAN \$5.0M (MISSILES) .....	1,459	1,459
021	PRODUCTION BASE SUPPORT .....	5,043	5,043
	<b>TOTAL MISSILE PROCUREMENT, ARMY .....</b>	<b>1,478,718</b>	<b>1,461,223</b>
	<b>PROCUREMENT OF W&amp;TCV, ARMY</b>		
	<b>TRACKED COMBAT VEHICLES</b>		
001	STRYKER VEHICLE .....	632,994	606,894
	Prior year unobligated funds available .....		[-26,100]
	<b>MODIFICATION OF TRACKED COMBAT VEHICLES</b>		
005	STRYKER (MOD) .....	52,797	51,497
	Excess program management .....		[-1,300]
006	FIST VEHICLE (MOD) .....	43,962	35,082
	Funding ahead of need .....		[-8,880]
007	BRADLEY PROGRAM (MOD) .....	250,710	250,710
008	HOWITZER, MED SP FT 155MM M109A6 (MOD) .....	46,876	46,876
009	IMPROVED RECOVERY VEHICLE (M88A2 HERCULES) .....	10,452	7,452
	Excess contractor engineering .....		[-3,000]
010	ASSAULT BREACHER VEHICLE .....	99,904	97,004
	Unjustified growth in matrix support and engineering change proposals.		[-2,900]
011	M88 FOV MODS .....	32,483	32,483
013	M1 ABRAMS TANK (MOD) .....	160,578	131,178
	Unjustified technical support costs .....		[-29,400]
014	ABRAMS UPGRADE PROGRAM .....	181,329	436,329
	Program increase to add 49 tanks to bridge production gap ...		[255,000]
	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>		
015	PRODUCTION BASE SUPPORT (TCV-WTCV) .....	1,073	1,073
	<b>WEAPONS &amp; OTHER COMBAT VEHICLES</b>		
017	INTEGRATED AIR BURST WEAPON SYSTEM FAMILY .....	16,046	0
	Transfer at Army's request to RDTE, Army PE 64601A .....		[-16,046]
019	MACHINE GUN, CAL .50 M2 ROLL .....	65,102	0
	Transfer at Army request to WTCV line 34 .....		[-34,000]
	Transfer to OCO .....		[-31,102]

<b>SEC. 4101. PROCUREMENT</b> <i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
020	LIGHTWEIGHT .50 CALIBER MACHINE GUN .....	28,796	13,930
	Army revised lower quantity .....		[-13,166]
	Transfer at Army request to RDTE Army PE 64601A .....		[-1,700]
023	MORTAR SYSTEMS .....	12,477	10,177
	Excess production engineering .....		[-2,300]
025	XM320 GRENADE LAUNCHER MODULE (GLM) .....	12,055	12,055
027	M4 CARBINE .....	35,015	35,015
028	SHOTGUN, MODULAR ACCESSORY SYSTEM (MASS) .....	6,707	6,707
031	HOWITZER LT WT 155MM (T) .....	13,066	13,066
	<b>MOD OF WEAPONS AND OTHER COMBAT VEH</b>		
033	M4 CARBINE MODS .....	25,092	25,092
034	M2 50 CAL MACHINE GUN MODS .....	14,856	48,856
	Transfer at Army request from WTCV line 19 .....		[34,000]
035	M249 SAW MACHINE GUN MODS .....	8,480	8,480
036	M240 MEDIUM MACHINE GUN MODS .....	15,718	15,718
037	SNIPER RIFLES MODIFICATIONS .....	1,994	1,994
038	M119 MODIFICATIONS .....	38,701	38,701
039	M16 RIFLE MODS .....	3,476	3,476
041	MODIFICATIONS LESS THAN \$5.0M (WOCV-WTCV) .....	2,973	2,973
	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>		
043	PRODUCTION BASE SUPPORT (WOCV-WTCV) .....	10,080	10,080
044	INDUSTRIAL PREPAREDNESS .....	424	424
045	SMALL ARMS EQUIPMENT (SOLDIER ENH PROG) .....	2,453	2,453
	<b>SPARES</b>		
046	SPARES AND REPAIR PARTS (WTCV) .....	106,843	106,843
	<b>TOTAL PROCUREMENT OF W&amp;TCV, ARMY</b> .....	<b>1,933,512</b>	<b>2,052,618</b>
	<b>PROCUREMENT OF AMMUNITION, ARMY</b>		
	<b>SMALL/MEDIUM CAL AMMUNITION</b>		
001	CTG, 5.56MM, ALL TYPES .....	210,758	210,758
002	CTG, 7.62MM, ALL TYPES .....	83,730	83,730
004	CTG, HANDGUN, ALL TYPES .....	9,064	7,064
	Funding ahead of need .....		[-2,000]
005	CTG, .50 CAL, ALL TYPES .....	131,775	131,775
007	CTG, 25MM, ALL TYPES .....	14,894	13,694
	Prior year funds available .....		[-1,200]
008	OBJECTIVE FAMILY OF WEAPONS AMMUNITION, ALL T ...	3,399	0
	Funding ahead of need .....		[-3,399]
009	CTG, 30MM, ALL TYPES .....	118,966	105,966
	Program growth adjustment .....		[-13,000]
010	CTG, 40MM, ALL TYPES .....	84,799	82,599
	Excess production engineering .....		[-2,200]
	<b>MORTAR AMMUNITION</b>		
012	60MM MORTAR, ALL TYPES .....	31,287	31,287
013	81MM MORTAR, ALL TYPES .....	12,187	12,187
014	120MM MORTAR, ALL TYPES .....	108,416	106,916
	Excess production engineering .....		[-1,500]
	<b>TANK AMMUNITION</b>		
015	CARTRIDGES, TANK, 105MM AND 120MM, ALL TYPES .....	105,704	65,205
	Pricing adjustment .....		[-40,000]
	Unjustified request .....		[-499]
	<b>ARTILLERY AMMUNITION</b>		
017	ARTILLERY CARTRIDGES, 75MM AND 105MM, ALL TYP .....	103,227	103,227
019	ARTILLERY PROJECTILE, 155MM, ALL TYPES .....	32,887	32,887
020	PROJ 155MM EXTENDED RANGE XM982 .....	69,074	58,074
	Program restructure .....		[-11,000]
021	ARTILLERY PROPELLANTS, FUZES AND PRIMERS, ALL .....	48,205	46,705
	Pricing adjustment .....		[-1,500]
	<b>MINES</b>		
023	MINES & CLEARING CHARGES, ALL TYPES .....	2,518	2,518
	<b>NETWORKED MUNITIONS</b>		
025	SPIDER NETWORK MUNITIONS, ALL TYPES .....	43,123	43,123
	<b>ROCKETS</b>		
027	SHOULDER LAUNCHED MUNITIONS, ALL TYPES .....	19,254	17,854

<b>SEC. 4101. PROCUREMENT</b> (In Thousands of Dollars)			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
	Excess production engineering .....		[-1,400]
028	ROCKET, HYDRA 70, ALL TYPES .....	127,265	123,865
	Excess production engineering .....		[-3,400]
	<b>OTHER AMMUNITION</b>		
029	DEMOLITION MUNITIONS, ALL TYPES .....	53,685	38,685
	Program growth adjustment .....		[-15,000]
030	GRENADES, ALL TYPES .....	42,558	42,558
031	SIGNALS, ALL TYPES .....	26,173	26,173
032	SIMULATORS, ALL TYPES .....	14,108	14,108
033	ALL OTHER (AMMO) .....	50	50
	<b>MISCELLANEOUS</b>		
034	AMMO COMPONENTS, ALL TYPES .....	18,296	18,296
035	NON-LETHAL AMMUNITION, ALL TYPES .....	14,864	14,864
036	CAD/PAD ALL TYPES .....	5,449	5,449
037	ITEMS LESS THAN \$5 MILLION .....	11,009	11,009
038	AMMUNITION PECULIAR EQUIPMENT .....	24,200	24,200
039	FIRST DESTINATION TRANSPORTATION (AMMO) .....	13,711	13,711
040	CLOSEOUT LIABILITIES .....	103	0
	Prior year funds available .....		[-103]
	<b>PRODUCTION BASE SUPPORT</b>		
041	PROVISION OF INDUSTRIAL FACILITIES .....	199,841	199,841
042	LAYAWAY OF INDUSTRIAL FACILITIES .....	9,451	9,451
043	MAINTENANCE OF INACTIVE FACILITIES .....	5,533	5,533
044	CONVENTIONAL MUNITIONS DEMILITARIZATION, ALL .....	189,789	177,789
	Contract award delay .....		[-12,000]
045	ARMS INITIATIVE .....	3,273	3,273
	<b>TOTAL PROCUREMENT OF AMMUNITION, ARMY ...</b>	<b>1,992,625</b>	<b>1,884,424</b>
	<b>OTHER PROCUREMENT, ARMY</b>		
	<b>TACTICAL VEHICLES</b>		
002	SEMITRAILERS, FLATBED: .....	13,496	596
	Early to need .....		[-12,900]
005	FAMILY OF MEDIUM TACTICAL VEH (FMTV) .....	432,936	422,936
	Unjustified program management cost growth .....		[-10,000]
006	FIRETRUCKS & ASSOCIATED FIREFIGHTING EQUIP .....	21,930	21,930
007	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV) .....	627,294	597,794
	Exceeds annual manufacturing capability .....		[-27,000]
	Excessive program management and engineering change orders.		[-2,500]
008	PLS ESP .....	251,667	251,667
010	MINE PROTECTION VEHICLE FAMILY .....	56,671	56,671
012	TRUCK, TRACTOR, LINE HAUL, M915/M916 .....	1,461	0
	Prior year unobligated funds available .....		[-1,461]
013	HVY EZPANDED MOBILE TACTICAL TRUCK EXT SERV .....	156,747	156,747
014	HMMWV RECAPITALIZATION PROGRAM .....	161,631	4,313
	Funding provided in approved prior year reprogramming action.		[-157,318]
015	TACTICAL WHEELED VEHICLE PROTECTION KITS .....	39,908	39,908
016	MODIFICATION OF IN SVC EQUIP .....	362,672	344,772
	Excessive program support costs .....		[-14,000]
	HMMWV installation early to need .....		[-3,900]
017	MINE-RESISTANT AMBUSH-PROTECTED (MRAP) MODS .....	142,862	127,862
	Excessive program support costs .....		[-15,000]
020	AMC CRITICAL ITEMS, OPA1 .....	20,156	0
	Unjustified request .....		[-20,156]
	<b>NON-TACTICAL VEHICLES</b>		
021	HEAVY ARMORED SEDAN .....	1,161	1,161
022	PASSENGER CARRYING VEHICLES .....	3,222	3,222
023	NONTACTICAL VEHICLES, OTHER .....	19,869	19,869
	<b>COMM—JOINT COMMUNICATIONS</b>		
024	JOINT COMBAT IDENTIFICATION MARKING SYSTEM .....	9,984	9,984
025	WIN-T—GROUND FORCES TACTICAL NETWORK .....	974,186	865,186
	Increment 2 contract delay .....		[-109,000]
026	JCSE EQUIPMENT (USREDCOM) .....	4,826	4,826

<b>SEC. 4101. PROCUREMENT</b> <i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
<b>COMM—SATELLITE COMMUNICATIONS</b>			
028	DEFENSE ENTERPRISE WIDEBAND SATCOM SYSTEMS .....	123,859	123,859
029	SHF TERM .....	8,910	8,249
	Full funding for engineering change proposals in prior years .....		[-661]
031	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE) .....	29,568	26,368
	Fielding cost growth .....		[-3,200]
032	SMART-T (SPACE) .....	49,704	49,704
033	SCAMP (SPACE) .....	2,415	2,415
034	GLOBAL BRDCST SVC—GBS .....	73,374	64,774
	Excessive unit cost growth .....		[-8,600]
035	MOD OF IN-SVC EQUIP (TAC SAT) .....	31,799	31,799
<b>COMM—COMBAT SUPPORT COMM</b>			
036	MOD-IN-SERVICE PROFILER .....	969	969
<b>COMM—C3 SYSTEM</b>			
037	ARMY GLOBAL CMD & CONTROL SYS (AGCCS) .....	18,788	18,788
<b>COMM—COMBAT COMMUNICATIONS</b>			
038	ARMY DATA DISTRIBUTION SYSTEM (DATA RADIO) .....	3,994	3,994
039	JOINT TACTICAL RADIO SYSTEM .....	775,832	427,099
	Airborne, Maritime, Fixed Station program delay .....		[-106,000]
	Army requested transfer to RDTE Navy line 100 .....		[-51,000]
	Ground Mobile Radio program restructure .....		[-153,833]
	Program Decrease - Maritime/Fixed Station .....		[-37,900]
040	RADIO TERMINAL SET, MIDS LVT(2) .....	8,336	8,336
041	SINGGARS FAMILY .....	4,992	500
	Prior year unobligated funds available .....		[-4,492]
043	TRACTOR DESK .....	10,827	10,827
045	SPIDER APLA REMOTE CONTROL UNIT .....	36,224	36,224
047	SOLDIER ENHANCEMENT PROGRAM COMM/ELECTRONICS .....	1,843	1,843
049	GUNSHOT DETECTION SYSTEM (GDS) .....	3,939	1,000
	Early to need .....		[-2,939]
050	RADIO, IMPROVED HF (COTS) FAMILY .....	38,535	38,535
051	MEDICAL COMM FOR CBT CASUALTY CARE (MC4) .....	26,232	26,232
<b>COMM—INTELLIGENCE COMM</b>			
053	CI AUTOMATION ARCHITECTURE .....	1,547	1,547
054	CIVIL AFFAIRS/INFO OPS .....	28,266	28,266
<b>INFORMATION SECURITY</b>			
055	TSEC—ARMY KEY MGT SYS (AKMS) .....	12,541	12,541
056	INFORMATION SYSTEM SECURITY PROGRAM-ISSP .....	39,349	37,022
	Army requested transfer to line 56a .....		[-2,327]
056A	FAMILY OF BIOMETRICS .....		2,327
	Army requested transfer from line 56 .....		[2,327]
<b>COMM—LONG HAUL COMMUNICATIONS</b>			
057	TERRESTRIAL TRANSMISSION .....	2,232	2,232
058	BASE SUPPORT COMMUNICATIONS .....	37,780	37,780
059	WW TECH CON IMP PROG (WWTCIP) .....	12,805	12,805
<b>COMM—BASE COMMUNICATIONS</b>			
060	INFORMATION SYSTEMS .....	187,227	131,227
	Prior year unobligated funds available .....		[-56,000]
061	DEFENSE MESSAGE SYSTEM (DMS) .....	4,393	4,393
062	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM( .....	310,761	310,761
063	PENTAGON INFORMATION MGT AND TELECOM .....	4,992	4,992
<b>ELECT EQUIP—TACT INT REL ACT (TIARA)</b>			
066	JTT/CIBS-M .....	4,657	4,657
067	PROPHET GROUND .....	72,041	72,041
070	DCGS-A (MIP) .....	144,548	124,548
	Unjustified growth .....		[-20,000]
071	JOINT TACTICAL GROUND STATION (JTAGS) .....	1,199	1,199
072	TROJAN (MIP) .....	32,707	32,707
073	MOD OF IN-SVC EQUIP (INTEL SPT) (MIP) .....	9,163	9,163
074	CI HUMINT AUTO REPRTING AND COLL(CHARCS) (MIP) .....	3,493	3,493
075	ITEMS LESS THAN \$5.0M (MIP) .....	802	802
<b>ELECT EQUIP—ELECTRONIC WARFARE (EW)</b>			
076	LIGHTWEIGHT COUNTER MORTAR RADAR .....	33,810	33,810

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
077	CREW .....	24,104	0
	Requirement met with prior year funds .....		[-24,104]
080	COUNTERINTELLIGENCE/SECURITY COUNTER-MEASURES .....	1,252	1,252
081	CI MODERNIZATION .....	1,332	1,332
	<b>ELECT EQUIP—TACTICAL SURV. (TAC SURV)</b>		
082	FAAD GBS .....	7,958	3,958
	Violates full funding .....		[-4,000]
083	SENTINEL MODS .....	41,657	41,657
084	SENSE THROUGH THE WALL (STTW) .....	47,498	47,498
085	NIGHT VISION DEVICES .....	156,204	156,204
086	LONG RANGE ADVANCED SCOUT SURVEILLANCE SYSTEM .....	102,334	102,334
087	NIGHT VISION, THERMAL WPN SIGHT .....	186,859	186,859
088	SMALL TACTICAL OPTICAL RIFLE MOUNTED MLRF .....	10,227	10,227
090	COUNTER-ROCKET, ARTILLERY & MORTAR (C-RAM) .....	15,774	15,774
092	GREEN LASER INTERDICTION SYSTEM .....	25,356	25,356
095	PROFILER .....	3,312	3,312
096	MOD OF IN-SVC EQUIP (FIREFINDER RADARS) .....	3,005	3,005
098	JOINT BATTLE COMMAND—PLATFORM (JBC-P) .....	69,514	69,514
099	LIGHTWEIGHT LASER DESIGNATOR/RANGEFINDER .....	58,042	58,042
101	MORTAR FIRE CONTROL SYSTEM .....	21,022	17,022
	Unjustified request .....		[-4,000]
102	COUNTERFIRE RADARS .....	227,629	227,629
103	ARMS CONTROL ENHANCED SENSOR & MONITORING SYSTEM .....	2,226	2,226
	<b>ELECT EQUIP—TACTICAL C2 SYSTEMS</b>		
104	TACTICAL OPERATIONS CENTERS .....	54,907	54,907
105	FIRE SUPPORT C2 FAMILY .....	54,223	54,223
106	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM (BC .....	12,454	12,454
107	FAAD C2 .....	5,030	5,030
108	AIR & MSL DEFENSE PLANNING & CONTROL SYS .....	62,710	62,710
109	KNIGHT FAMILY .....	51,488	46,488
	Program growth adjustment .....		[-5,000]
110	LIFE CYCLE SOFTWARE SUPPORT (LCSS) .....	1,807	1,807
111	AUTOMATIC IDENTIFICATION TECHNOLOGY .....	28,924	27,324
	Unjustified request .....		[-1,600]
115	MANEUVER CONTROL SYSTEM (MCS) .....	34,031	34,031
116	SINGLE ARMY LOGISTICS ENTERPRISE (SALE) .....	210,312	124,026
	Army identified excess .....		[-15,000]
	Army requested transfer to OMA Budget Activity 04 .....		[-9,251]
	Army requested transfer to OPA line 119 .....		[-1,795]
	Army requested transfer to RDTE Army line 177 .....		[-60,240]
117	RECONNAISSANCE AND SURVEYING INSTRUMENT SET ...	19,113	19,113
	<b>ELECT EQUIP—AUTOMATION</b>		
119	GENERAL FUND ENTERPRISE BUSINESS SYSTEM .....	23,664	25,459
	Army requested transfer from OPA line 116 .....		[1,795]
120	ARMY TRAINING MODERNIZATION .....	11,192	11,192
121	AUTOMATED DATA PROCESSING EQUIP .....	220,250	174,772
	Army identified excess .....		[-10,478]
	Prior year unobligated funds available .....		[-35,000]
122	CSS COMMUNICATIONS .....	39,310	39,310
123	RESERVE COMPONENT AUTOMATION SYS (RCAS) .....	41,248	41,248
	<b>ELECT EQUIP—AUDIO VISUAL SYS (A/V)</b>		
124	ITEMS LESS THAN \$5.0M (A/V) .....	10,437	10,437
125	ITEMS LESS THAN \$5M (SURVEYING EQUIPMENT) .....	7,480	4,395
	Excessive design engineering costs .....		[-3,085]
	<b>ELECT EQUIP—SUPPORT</b>		
126	PRODUCTION BASE SUPPORT (C-E) .....	571	571
127	BCT NETWORK .....		0
	<b>CLASSIFIED PROGRAMS</b>		
	<b>UNDISTRIBUTED</b>		
127A	CLASSIFIED PROGRAMS .....	4,273	4,273
127U	UNDISTRIBUTED OPA2 .....		0
	<b>CHEMICAL DEFENSIVE EQUIPMENT</b>		

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
129	FAMILY OF NON-LETHAL EQUIPMENT (FNLE) .....	8,636	5,213
	Acoustic hailing device contract delay .....		[-3,423]
130	BASE DEFENSE SYSTEMS (BDS) .....	41,204	41,204
131	CBRN SOLDIER PROTECTION .....	10,700	10,700
132	SMOKE & OBSCURANT FAMILY: SOF (NON AAO ITEM) .....	362	362
	<b>BRIDGING EQUIPMENT</b>		
133	TACTICAL BRIDGING .....	77,428	77,428
134	TACTICAL BRIDGE, FLOAT-RIBBON .....	49,154	45,454
	Excessive program support cost growth .....		[-3,700]
	<b>ENGINEER (NON-CONSTRUCTION) EQUIPMENT</b>		
135	HANDHELD STANDOFF MINEFIELD DETECTION SYS-HST .....	39,263	39,263
136	GRND STANDOFF MINE DETECTN SYSM (GSTAMIDS) .....	20,678	20,678
137	ROBOTIC COMBAT SUPPORT SYSTEM (RCSS) .....	30,297	22,297
	M160 incremental funding .....		[-8,000]
138	EXPLOSIVE ORDNANCE DISPOSAL EQPMT (EOD EQPMT) ...	17,626	17,626
139	REMOTE DEMOLITION SYSTEMS .....	14,672	14,672
140	< \$5M, COUNTERMINE EQUIPMENT .....	7,352	7,352
	<b>COMBAT SERVICE SUPPORT EQUIPMENT</b>		
142	HEATERS AND ECU'S .....	10,109	10,109
144	SOLDIER ENHANCEMENT .....	9,591	9,591
146	PERSONNEL RECOVERY SUPPORT SYSTEM (PRSS) .....	8,509	8,509
147	GROUND SOLDIER SYSTEM .....	184,072	63,500
	Army requested transfer to RDTE Army line 119 .....		[-13,100]
	Program delay .....		[-107,472]
148	MOUNTED SOLDIER SYSTEM .....	43,419	5,000
	Army offered program reduction .....		[-38,419]
150	FIELD FEEDING EQUIPMENT .....	26,860	26,860
151	CARGO AERIAL DEL & PERSONNEL PARACHUTE SYSTEM .....	68,392	68,392
152	MOBILE INTEGRATED REMAINS COLLECTION SYSTEM: ...	7,384	7,384
153	FAMILY OF ENGR COMBAT AND CONSTRUCTION SETS .....	54,190	54,190
154	ITEMS LESS THAN \$5M (ENG SPT) .....	12,482	12,482
	<b>PETROLEUM EQUIPMENT</b>		
156	DISTRIBUTION SYSTEMS, PETROLEUM & WATER .....	75,457	75,457
	<b>MEDICAL EQUIPMENT</b>		
158	COMBAT SUPPORT MEDICAL .....	53,450	53,450
	<b>MAINTENANCE EQUIPMENT</b>		
159	MOBILE MAINTENANCE EQUIPMENT SYSTEMS .....	16,572	16,572
160	ITEMS LESS THAN \$5.0M (MAINT EQ) .....	3,852	3,852
	<b>CONSTRUCTION EQUIPMENT</b>		
161	GRADER, ROAD MTZD, HVY, 6X4 (CCE) .....	2,201	2,201
162	SKID STEER LOADER (SSL) FAMILY OF SYSTEM .....	8,584	3,984
	Excessive unit cost and program support cost growth .....		[-4,600]
163	SCRAPERS, EARTHMOVING .....	21,031	21,031
164	MISSION MODULES - ENGINEERING .....	43,432	43,432
165	COMPACTOR .....	2,859	2,859
168	TRACTOR, FULL TRACKED .....	59,534	50,434
	Unjustified program support cost growth .....		[-9,100]
169	PLANT, ASPHALT MIXING .....	8,314	614
	Prior year unobligated funds available .....		[-7,700]
170	HIGH MOBILITY ENGINEER EXCAVATOR TYPE - FOS .....	18,974	18,974
171	ENHANCED RAPID AIRFIELD CONSTRUCTION CAPA .....	15,833	0
	Unexecutable acquisition strategy .....		[-15,833]
172	CONST EQUIP ESP .....	9,771	9,771
173	ITEMS LESS THAN \$5.0M (CONST EQUIP) .....	12,654	12,654
	<b>RAIL FLOAT CONTAINERIZATION EQUIPMENT</b>		
174	JOINT HIGH SPEED VESSEL (JHSV) .....	223,845	0
	Army requested transfer to SC,N line 17 .....		[-187,226]
	Excess to need .....		[-36,619]
176	ITEMS LESS THAN \$5.0M (FLOAT/RAIL) .....	10,175	10,175
	<b>GENERATORS</b>		
177	GENERATORS AND ASSOCIATED EQUIP .....	31,897	31,897
	<b>MATERIAL HANDLING EQUIPMENT</b>		
179	FAMILY OF FORKLIFTS .....	10,944	10,944
180	ALL TERRAIN LIFTING ARMY SYSTEM .....	21,859	21,859

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
<b>TRAINING EQUIPMENT</b>			
181	COMBAT TRAINING CENTERS SUPPORT .....	133,178	46,117
	Army offered program reduction .....		[-87,061]
182	TRAINING DEVICES, NONSYSTEM .....	168,392	168,392
183	CLOSE COMBAT TACTICAL TRAINER .....	17,760	13,290
	Prior year unobligated funds available .....		[-4,470]
184	AVIATION COMBINED ARMS TACTICAL TRAINER .....	9,413	9,413
<b>TEST MEASURE AND DIG EQUIPMENT (TMD)</b>			
186	CALIBRATION SETS EQUIPMENT .....	13,618	13,618
187	INTEGRATED FAMILY OF TEST EQUIPMENT (IFTE) .....	49,437	36,937
	Prior year unobligated funds available .....		[-12,500]
188	TEST EQUIPMENT MODERNIZATION (TEMOD) .....	30,451	30,451
<b>OTHER SUPPORT EQUIPMENT</b>			
189	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT .....	4,923	4,923
190	PHYSICAL SECURITY SYSTEMS (OPA3) .....	69,316	19,606
	Prior year unobligated funds available .....		[-49,710]
191	BASE LEVEL COMMON EQUIPMENT .....	1,591	1,591
192	MODIFICATION OF IN-SVC EQUIPMENT (OPA-3) .....	72,271	72,271
193	PRODUCTION BASE SUPPORT (OTH) .....	2,325	2,325
194	SPECIAL EQUIPMENT FOR USER TESTING .....	17,411	17,411
195	AMC CRITICAL ITEMS OPA3 .....	34,500	34,500
196	TRACTOR YARD .....	3,740	3,740
197	BCT UNMANNED GROUND VEHICLE .....	24,805	24,805
198	BCT TRAINING/LOGISTICS/MANAGEMENT .....	149,308	26,008
	Program cancellation .....		[-123,300]
199	BCT TRAINING/LOGISTICS/MANAGEMENT INC 2 .....	57,103	0
	Program cancellation .....		[-57,103]
200	BCT UNMANNED GROUND VEHICLE INC 2 .....	11,924	0
	Program cancellation .....		[-11,924]
<b>OPA2</b>			
201	INITIAL SPARES - C&E .....	21,647	21,647
	<b>TOTAL OTHER PROCUREMENT, ARMY</b> .....	<b>9,682,592</b>	<b>7,911,714</b>
<b>JOINT IMPR EXPLOSIVE DEV DEFEAT FUND</b>			
<b>STAFF AND INFRASTRUCTURE</b>			
004	OPERATIONS .....	220,634	0
	Transfer to OCO: JIEDDO Operations .....		[-220,634]
	<b>TOTAL JOINT IMPR EXPLOSIVE DEV DEFEAT FUND.</b>	<b>220,634</b>	<b>0</b>
<b>AIRCRAFT PROCUREMENT, NAVY</b>			
<b>COMBAT AIRCRAFT</b>			
001	EA-18G .....	1,079,364	994,596
	Avionics PGSE cost growth .....		[-36,000]
	CFE Electronics cost growth .....		[-26,600]
	Engine cost growth .....		[-9,168]
	Other ILS cost growth .....		[-6,000]
	Reduce Engineering Change Orders (ECO) to fiscal year 2010 levels.		[-7,000]
002	Advance Procurement (CY) .....	28,119	28,119
003	F/A-18E/F (FIGHTER) HORNET .....	2,366,752	2,240,184
	Armament cost growth .....		[-2,548]
	CFE Electronics cost growth .....		[-15,540]
	ECO excess .....		[-21,000]
	Engine cost growth .....		[-15,000]
	Government furnished equipment engine cost growth .....		[-4,480]
	Multi-year procurement savings .....		[-68,000]
004	Advance Procurement (CY) .....	64,962	63,262
	Airframe termination liability growth .....		[-1,700]
005	JOINT STRIKE FIGHTER CV .....	1,503,096	1,448,096
	Engineering change order carryover .....		[-20,000]
	Logistic support growth .....		[-5,000]
	Peculiar ground support equipment growth .....		[-30,000]
006	Advance Procurement (CY) .....	217,666	109,066

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
	Reduce advance procurement .....		[-108,600]
007	JSF STOVL .....	1,141,933	1,141,933
008	Advance Procurement (CY) .....	117,229	117,229
009	V-22 (MEDIUM LIFT) .....	2,224,817	2,199,317
	Reduce ECO .....		[-10,500]
	Support funding carryover .....		[-15,000]
010	Advance Procurement (CY) .....	84,008	63,768
	Advance procurement equipment cost growth .....		[-20,240]
011	UH-1Y/AH-1Z .....	700,306	652,561
	AH-1Z (new build) GFE Electronics cost growth .....		[-2,345]
	AH-1Z (remanufacture) airframe cost growth .....		[-9,400]
	Reduce ECO .....		[-6,000]
	Unjustified support increase .....		[-30,000]
012	Advance Procurement (CY) .....	68,310	56,750
	Excess advance procurement .....		[-11,560]
013	MH-60S (MYP) .....	408,921	400,621
	Support funding carryover .....		[-8,300]
014	Advance Procurement (CY) .....	74,040	74,040
015	MH-60R .....	791,025	775,525
	Reduce ECO .....		[-4,200]
	Support funding carryover .....		[-11,300]
016	Advance Procurement (CY) .....	209,431	209,431
017	P-8A POSEIDON .....	2,018,851	2,008,851
	Support funding increase .....		[-10,000]
018	Advance Procurement (CY) .....	256,594	244,894
	Excess advance procurement .....		[-11,700]
019	E-2D ADV HAWKEYE .....	914,892	886,892
	Excess funding reserve .....		[-20,000]
	Support funding carryover .....		[-8,000]
020	Advance Procurement (CY) .....	157,942	157,942
	<b>TRAINER AIRCRAFT</b>		
022	JPATS .....	266,906	256,906
	Excess ECO .....		[-10,000]
	<b>OTHER AIRCRAFT</b>		
024	KC-130J .....	87,288	87,288
026	MQ-8 UAV .....	191,986	191,986
027	STUASLO UAV .....	12,772	0
	Low rate initial production contract award slip .....		[-12,772]
	<b>MODIFICATION OF AIRCRAFT</b>		
029	EA-6 SERIES .....	27,734	27,734
030	AEA SYSTEMS .....	34,065	31,765
	Air launched decoy jammer .....		[-2,300]
031	AV-8 SERIES .....	30,762	29,162
	Non-recurring installation funding unjustified increase .....		[-1,600]
032	F-18 SERIES .....	499,597	425,167
	ECP 904 Part 1 cost growth .....		[-6,930]
	ECP 904 Part 1 procurement ahead of need .....		[-16,500]
	Integrated Logistics Support excess to need .....		[-20,900]
	OSIP 001-10 ANAV installation kits cost growth .....		[-1,000]
	OSIP 011-84 installation funds savings .....		[-9,300]
	OSIP 11-99 installation funding ahead of need .....		[-7,000]
	Other support growth .....		[-12,800]
033	H-46 SERIES .....	27,112	24,612
	Unjustified Request .....		[-2,500]
034	AH-1W SERIES .....	15,828	15,828
035	H-53 SERIES .....	62,820	60,320
	DIRCM Other support excess .....		[-1,000]
	Kapton wiring installation kit cost growth .....		[-1,500]
036	SH-60 SERIES .....	83,394	83,394
037	H-1 SERIES .....	11,012	8,412
	Obsolescence install unjustified growth .....		[-2,600]
038	EP-3 SERIES .....	83,181	73,681
	Obsolescence ECP installation funding growth .....		[-2,700]
	OSIP 11-01 JMOD obsolescence carryover .....		[-5,100]

<b>SEC. 4101. PROCUREMENT</b> (In Thousands of Dollars)			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
	Other support growth .....		[-1,700]
039	P-3 SERIES .....	171,466	170,466
	HFIP modification kit procurement ahead of need .....		[-1,000]
040	E-2 SERIES .....	29,215	29,215
041	TRAINER A/C SERIES .....	22,090	18,790
	Training equipment growth .....		[-3,300]
042	C-2A .....	16,302	16,302
043	C-130 SERIES .....	27,139	27,139
044	FLEET EW .....	2,773	1,773
	Other support growth .....		[-1,000]
045	CARGO/TRANSPORT A/C SERIES .....	16,463	16,463
046	E-6 SERIES .....	165,253	148,053
	Block I install cost savings .....		[-1,200]
	Block II FAB-T non-recurring engineering early to need .....		[-5,200]
	OSIP 008-10 support funding growth .....		[-2,000]
	OSIP 013-10 support funding growth .....		[-1,000]
	Service life extension program install early to need .....		[-7,800]
047	EXECUTIVE HELICOPTERS SERIES .....	58,011	77,511
	Navy requested transfer from RDT&E, Navy line 98, for VH-3/VH-60 sustainment. ....		[24,000]
	OSIP 009-02 excess installation funding .....		[-4,500]
048	SPECIAL PROJECT AIRCRAFT .....	12,248	11,048
	Install equipment nonrecurring unjustified growth .....		[-1,200]
049	T-45 SERIES .....	57,779	45,779
	Avionics Obsolescence contract support growth .....		[-6,000]
	Correction of Deficiencies contract support growth .....		[-6,000]
050	AIRCRAFT POWER PLANT CHANGES .....	21,847	21,847
051	JPATS SERIES .....	1,524	524
	Unobligated balances .....		[-1,000]
052	AVIATION LIFE SUPPORT MODS .....	1,069	1,069
053	COMMON ECM EQUIPMENT .....	92,072	63,772
	DIRCM A kit savings .....		[-2,800]
	IDECM Block IV concurrency .....		[-25,500]
054	COMMON AVIONICS CHANGES .....	147,093	136,293
	CNS/ATM Other support growth .....		[-8,800]
	OSIP 01-02 other support growth .....		[-2,000]
056	ID SYSTEMS .....	37,330	32,030
	Other support growth .....		[-5,300]
057	P-8 SERIES .....	2,930	0
	P-8 modifications ahead of need .....		[-2,930]
058	MAGTF EW FOR AVIATION .....	489	489
059	RQ-7 SERIES .....	11,419	0
	TCDL contract delay .....		[-11,419]
060	V-22 (TILT/ROTOR ACFT) OSPREY .....	60,264	55,764
	Deficiencies modifications other support growth .....		[-2,500]
	Reliability modifications other support growth .....		[-2,000]
	<b>AIRCRAFT SPARES AND REPAIR PARTS</b>		
061	SPARES AND REPAIR PARTS .....	1,331,961	1,163,294
	E-2D initial spares cost growth .....		[-8,700]
	F/A-18E/F initial spares cost growth .....		[-23,967]
	F-35 initial spares execution .....		[-100,000]
	P-8A initial spares execution .....		[-36,000]
	<b>AIRCRAFT SUPPORT EQUIP &amp; FACILITIES</b>		
062	COMMON GROUND EQUIPMENT .....	351,685	363,685
	Transfer from PE 64273N (RDN 98) for VH-60 trainer .....		[12,000]
063	AIRCRAFT INDUSTRIAL FACILITIES .....	22,358	22,358
064	WAR CONSUMABLES .....	27,300	27,300
065	OTHER PRODUCTION CHARGES .....	10,124	10,124
066	SPECIAL SUPPORT EQUIPMENT .....	24,395	21,395
	Unjustified support increase .....		[-3,000]
067	FIRST DESTINATION TRANSPORTATION .....	1,719	1,719
	<b>TOTAL AIRCRAFT PROCUREMENT, NAVY</b> .....	<b>18,587,033</b>	<b>17,673,534</b>

**WEAPONS PROCUREMENT, NAVY**

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
	<b>MODIFICATION OF MISSILES</b>		
001	TRIDENT II MODS .....	1,309,102	1,299,102
	Support funding carryover .....		[-10,000]
	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>		
002	MISSILE INDUSTRIAL FACILITIES .....	3,492	3,492
	<b>STRATEGIC MISSILES</b>		
003	TOMAHAWK .....	303,306	297,606
	Submarine capsules cost growth .....		[-5,700]
	<b>TACTICAL MISSILES</b>		
004	AMRAAM .....	188,494	105,119
	All Up Round Missile contract delay .....		[-83,375]
005	SIDEWINDER .....	47,098	42,198
	Excess Block II support .....		[-4,900]
006	JSOW .....	137,722	131,722
	All Up Round Missile cost growth .....		[-6,000]
007	STANDARD MISSILE .....	420,324	356,878
	Installation and check out funding growth .....		[-1,900]
	Support funding growth .....		[-3,500]
	Unit Cost efficiencies .....		[-58,046]
008	RAM .....	66,197	66,197
009	HELLFIRE .....	22,703	22,703
011	AERIAL TARGETS .....	46,359	46,359
012	OTHER MISSILE SUPPORT .....	3,561	3,561
	<b>MODIFICATION OF MISSILES</b>		
013	ESSM .....	48,486	48,486
014	HARM MODS .....	73,061	71,561
	Production support growth .....		[-1,500]
	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>		
016	WEAPONS INDUSTRIAL FACILITIES .....	1,979	1,979
017	FLEET SATELLITE COMM FOLLOW-ON .....	238,215	238,215
	<b>ORDNANCE SUPPORT EQUIPMENT</b>		
019	ORDNANCE SUPPORT EQUIPMENT .....	52,255	52,255
	<b>TORPEDOES AND RELATED EQUIP</b>		
020	ASW TARGETS .....	31,803	31,803
	<b>MOD OF TORPEDOES AND RELATED EQUIP</b>		
021	MK-54 TORPEDO MODS .....	78,045	76,605
	MK-54 array cost growth .....		[-1,440]
022	MK-48 TORPEDO ADCAP MODS .....	42,493	42,493
023	QUICKSTRIKE MINE .....	5,770	5,770
023A	UNDISTRIBUTED .....		0
	<b>SUPPORT EQUIPMENT</b>		
024	TORPEDO SUPPORT EQUIPMENT .....	43,003	43,003
025	ASW RANGE SUPPORT .....	9,219	9,219
	<b>DESTINATION TRANSPORTATION</b>		
026	FIRST DESTINATION TRANSPORTATION .....	3,553	3,553
	<b>GUNS AND GUN MOUNTS</b>		
027	SMALL ARMS AND WEAPONS .....	15,037	15,037
	<b>MODIFICATION OF GUNS AND GUN MOUNTS</b>		
028	CIWS MODS .....	37,550	37,550
029	COAST GUARD WEAPONS .....	17,525	9,179
	MK-110 57MM contract delay .....		[-8,346]
030	GUN MOUNT MODS .....	43,957	43,957
032	CRUISER MODERNIZATION WEAPONS .....	50,013	50,013
033	AIRBORNE MINE NEUTRALIZATION SYSTEMS .....	12,203	12,203
	<b>SPARES AND REPAIR PARTS</b>		
035	SPARES AND REPAIR PARTS .....	55,953	49,614
	CIWS replenishment spares execution .....		[-6,339]
	<b>TOTAL WEAPONS PROCUREMENT, NAVY</b> .....	<b>3,408,478</b>	<b>3,217,432</b>
	<b>SHIPBUILDING &amp; CONVERSION, NAVY</b>		
	<b>OTHER WARSHIPS</b>		
002	CARRIER REPLACEMENT PROGRAM .....	554,798	554,798
003	VIRGINIA CLASS SUBMARINE .....	3,232,215	3,221,314
	Exterior Communications System other cost unjustified growth .....		[-1,000]

<b>SEC. 4101. PROCUREMENT</b> <i>(In Thousands of Dollars)</i>			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Agreement</i>
	Propulsor cost growth .....		[-5,538]
	Sonar hardware pricing cost growth .....		[-4,363]
004	VIRGINIA CLASS SUBMARINE .....	1,524,761	1,461,361
	Nuclear long lead CFE advance procurement cost growth .....		[-63,400]
006	CVN REFUELING OVERHAULS .....	529,652	529,652
008	DDG 1000 .....	453,727	453,727
009	DDG-51 .....	1,980,709	1,980,709
010	Advance Procurement (CY) .....	100,723	100,723
011	LITTORAL COMBAT SHIP .....	1,802,093	1,755,093
	Basic construction cost growth .....		[-47,000]
<b>AMPHIBIOUS SHIPS</b>			
013	LPD-17 .....	1,847,444	1,837,444
	Excess ECO funding .....		[-10,000]
015	LHA REPLACEMENT .....	2,018,691	1,999,191
	MK-12 IFF pricing .....		[-1,000]
	RAM logistics pricing .....		[-5,500]
	SLQ-32(V)2 pricing .....		[-5,000]
	SPQ-9B radar pricing .....		[-1,000]
	SPS-48 radar pricing .....		[-2,000]
	SSDS support pricing .....		[-5,000]
017	JOINT HIGH SPEED VESSEL .....	185,106	372,332
	Transfer from OPA line 174 per Army and Navy Memorandum of Agreement.		[187,226]
<b>AUXILIARIES, CRAFT AND PRIOR YR PROGRAM COST</b>			
018	OCEANOGRAPHIC SHIPS .....	89,000	89,000
019	MOORED TRAINING SHIP .....	155,200	131,200
	Excess advance procurement .....		[-24,000]
020	OUTFITTING .....	292,871	270,639
	CVN-71 outfitting phasing .....		[-5,000]
	DDG-1001 and 1002 outfitting phasing .....		[-1,750]
	LCS-5 outfitting phasing .....		[-2,000]
	LCS-6 outfitting phasing .....		[-2,000]
	LCS-7 outfitting phasing .....		[-782]
	SSN-782 post delivery phasing .....		[-4,700]
	SSN-785 outfitting phasing .....		[-6,000]
021	SERVICE CRAFT .....	3,863	3,863
022	LCAC SLEP .....	84,076	84,076
023	COMPLETION OF PY SHIPBUILDING PROGRAMS .....	73,992	73,992
	<b>TOTAL SHIPBUILDING &amp; CONVERSION, NAVY .....</b>	<b>14,928,921</b>	<b>14,919,114</b>
<b>PROCUREMENT OF AMMO, NAVY &amp; MC</b>			
<b>NAVY AMMUNITION</b>			
001	GENERAL PURPOSE BOMBS .....	64,766	63,666
	BLU-109 cost growth .....		[-1,100]
003	AIRBORNE ROCKETS, ALL TYPES .....	38,264	23,264
	MK-182 warhead exceeds production rate .....		[-3,500]
	MK-66 rocket motor cost growth .....		[-10,500]
	Support funding carryover .....		[-1,000]
004	MACHINE GUN AMMUNITION .....	17,788	17,788
005	PRACTICE BOMBS .....	35,289	35,289
006	CARTRIDGES & CART ACTUATED DEVICES .....	49,416	46,716
	Initiator and Impulse cartridge unit cost growth .....		[-2,700]
007	AIR EXPENDABLE COUNTERMEASURES .....	60,677	60,677
008	JATOS .....	2,766	2,766
009	5 INCH/54 GUN AMMUNITION .....	19,006	10,901
	Excess prior year multi-option fuze support funding .....		[-7,105]
	Support funding carryover .....		[-1,000]
010	INTERMEDIATE CALIBER GUN AMMUNITION .....	19,320	1,112
	MK295 cartridge contract delay .....		[-18,208]
011	OTHER SHIP GUN AMMUNITION .....	21,938	19,018
	Production engineering growth .....		[-2,920]
012	SMALL ARMS & LANDING PARTY AMMO .....	51,819	46,039
	A131 complete rounds cost growth .....		[-2,500]
	A576 LAP kit cost growth .....		[-2,080]

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
	Production engineering growth .....		[-1,200]
013	PYROTECHNIC AND DEMOLITION .....	10,199	10,199
014	AMMUNITION LESS THAN \$5 MILLION .....	4,107	4,107
	<b>MARINE CORPS AMMUNITION</b>		
015	SMALL ARMS AMMUNITION .....	58,812	58,812
016	LINEAR CHARGES, ALL TYPES .....	21,434	17,660
	M913 LAP kit contract delay .....		[-3,774]
017	40 MM, ALL TYPES .....	84,864	80,664
	B542 LAP kit cost growth .....		[-4,200]
018	60MM, ALL TYPES .....	937	937
019	81MM, ALL TYPES .....	26,324	18,100
	M913 LAP kit contract delay .....		[-8,224]
020	120MM, ALL TYPES .....	9,387	9,387
021	CTG 25MM, ALL TYPES .....	3,889	3,889
022	GRENADES, ALL TYPES .....	13,452	13,452
023	ROCKETS, ALL TYPES .....	15,556	12,463
	C995 late contract award .....		[-3,093]
024	ARTILLERY, ALL TYPES .....	42,526	22,526
	TNT flake cost growth .....		[-20,000]
025	DEMOLITION MUNITIONS, ALL TYPES .....	22,786	22,786
026	FUZE, ALL TYPES .....	9,266	9,266
027	NON LETHALS .....	2,927	2,927
028	AMMO MODERNIZATION .....	8,557	8,557
029	ITEMS LESS THAN \$5 MILLION .....	3,880	3,880
	<b>TOTAL PROCUREMENT OF AMMO, NAVY &amp; MC</b> .....	<b>719,952</b>	<b>626,848</b>
	<b>OTHER PROCUREMENT, NAVY</b>		
	<b>SHIP PROPULSION EQUIPMENT</b>		
001	LM-2500 GAS TURBINE .....	13,794	13,794
002	ALLISON 501K GAS TURBINE .....	8,643	8,643
	<b>NAVIGATION EQUIPMENT</b>		
003	OTHER NAVIGATION EQUIPMENT .....	22,982	20,582
	ECDIS-N installation funding carryover .....		[-1,000]
	Support funding carryover .....		[-1,400]
	<b>PERISCOPES</b>		
004	SUB PERISCOPES & IMAGING EQUIP .....	60,860	57,033
	ISIS capability insertion procurement ahead of need .....		[-3,827]
	<b>OTHER SHIPBOARD EQUIPMENT</b>		
005	DDG MOD .....	119,522	117,522
	Engineering services carryover .....		[-2,000]
006	FIREFIGHTING EQUIPMENT .....	17,637	17,637
007	COMMAND AND CONTROL SWITCHBOARD .....	3,049	3,049
008	POLLUTION CONTROL EQUIPMENT .....	22,266	22,266
009	SUBMARINE SUPPORT EQUIPMENT .....	15,892	14,122
	SSTG governor procurement ahead of need .....		[-1,770]
010	VIRGINIA CLASS SUPPORT EQUIPMENT .....	100,693	93,487
	ISEA labs growth .....		[-2,100]
	SCS modernization backfit funding ahead of need .....		[-2,106]
	Technology insertion/technology refresh growth .....		[-3,000]
011	SUBMARINE BATTERIES .....	42,296	42,296
012	STRATEGIC PLATFORM SUPPORT EQUIP .....	25,228	25,228
013	DEEP SUBMERGENCE SYSTEMS .....	2,600	2,600
014	CG MODERNIZATION .....	590,349	573,349
	Engineering services carryover .....		[-6,000]
	Shore Site Upgrades--Excessive Growth .....		[-11,000]
016	UNDERWATER EOD PROGRAMS .....	18,499	17,499
	Support funding carryover .....		[-1,000]
017	ITEMS LESS THAN \$5 MILLION .....	113,809	93,401
	AS-39 modernization traveling crane funding previously ap- propriated.		[-3,369]
	Auto Voltage Regulators--Ahead of Need .....		[-3,480]
	LCS Waterjet Impellers--No Longer Required .....		[-10,859]
	Machalts growth .....		[-2,700]
018	CHEMICAL WARFARE DETECTORS .....	5,508	5,508

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
019	SUBMARINE LIFE SUPPORT SYSTEM .....	13,397	13,397
	<b>REACTOR PLANT EQUIPMENT</b>		
020	REACTOR POWER UNITS .....	436,838	436,838
021	REACTOR COMPONENTS .....	271,600	271,600
	<b>OCEAN ENGINEERING</b>		
022	DIVING AND SALVAGE EQUIPMENT .....	11,244	9,644
	Outfitting equipment package cost growth .....		[-1,600]
	<b>SMALL BOATS</b>		
023	STANDARD BOATS .....	39,793	33,653
	7M RIB contract delay .....		[-4,140]
	Medium sized force protection boats cost growth .....		[-2,000]
	<b>TRAINING EQUIPMENT</b>		
024	OTHER SHIPS TRAINING EQUIPMENT .....	29,913	29,913
	<b>PRODUCTION FACILITIES EQUIPMENT</b>		
025	OPERATING FORCES IPE .....	54,642	54,642
	<b>OTHER SHIP SUPPORT</b>		
026	NUCLEAR ALTERATIONS .....	144,175	144,175
027	LCS MODULES .....	79,583	63,448
	AN/AQS-20A--Contract Delay .....		[-8,920]
	Engineering change proposal growth .....		[-4,715]
	Production Support--Excess to Need .....		[-2,500]
	<b>LOGISTIC SUPPORT</b>		
028	LSD MIDLIFE .....	143,483	132,733
	Air conditioner plant upgrades installation ahead of need .....		[-2,000]
	RO desalinator units installation funding ahead of need .....		[-6,750]
	Steering control upgrade installation funding ahead of need ..		[-2,000]
	<b>SHIP RADARS</b>		
029	RADAR SUPPORT .....	18,818	10,618
	Excess ECO funding .....		[-1,800]
	Radar procurement ahead of need .....		[-6,400]
	<b>SHIP SONARS</b>		
030	SPQ-9B RADAR .....	24,613	18,236
	Radar procurement ahead of need .....		[-6,377]
031	AN/SQQ-89 SURF ASW COMBAT SYSTEM .....	73,829	71,771
	Sonar upgrade cost growth .....		[-2,058]
032	SSN ACOUSTICS .....	212,913	212,913
033	UNDERSEA WARFARE SUPPORT EQUIPMENT .....	29,686	25,686
	Mission integration installation funding ahead of need .....		[-4,000]
034	SONAR SWITCHES AND TRANSDUCERS .....	13,537	13,537
035	ELECTRONIC WARFARE MILDEC .....	18,141	16,841
	ICADS cost growth .....		[-1,300]
	<b>ASW ELECTRONIC EQUIPMENT</b>		
036	SUBMARINE ACOUSTIC WARFARE SYSTEM .....	20,554	20,554
037	SSTD .....	2,257	1,257
	Excess support funding .....		[-1,000]
038	FIXED SURVEILLANCE SYSTEM .....	60,141	60,141
039	SURTASS .....	29,247	25,547
	ICP installation funding ahead of need .....		[-1,500]
	Integrated Common Processor [ICP] Procurement--Ahead of Need.		[-2,200]
040	MARITIME PATROL AND RECONNAISSANCE FORCE .....	13,453	13,453
040A	UNDISTRIBUTED .....		0
	<b>ELECTRONIC WARFARE EQUIPMENT</b>		
041	AN/SLQ-32 .....	43,096	39,902
	Block 1B3 Units--No Longer Required .....		[-3,194]
	<b>RECONNAISSANCE EQUIPMENT</b>		
042	SHIPBOARD IW EXPLOIT .....	103,645	100,745
	Paragon Systems--Change to Procurement Strategy .....		[-2,900]
043	AUTOMATED IDENTIFICATION SYSTEM (AIS) .....	1,364	1,364
	<b>SUBMARINE SURVEILLANCE EQUIPMENT</b>		
044	SUBMARINE SUPPORT EQUIPMENT PROG .....	100,793	89,241
	ICADF antenna installation delay .....		[-7,286]
	Support funding carryover .....		[-2,000]
	Tech and capability insertion procurement ahead of need .....		[-2,266]

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
<b>OTHER SHIP ELECTRONIC EQUIPMENT</b>			
045	COOPERATIVE ENGAGEMENT CAPABILITY .....	23,332	19,332
	PAAA Backfit Installation Funding--No Longer Required .....		[-2,000]
	Signal Data Processors Backfits--Ahead of Need .....		[-2,000]
046	TRUSTED INFORMATION SYSTEM (TIS) .....	426	426
047	NAVAL TACTICAL COMMAND SUPPORT SYSTEM (NTCSS) ..	33,017	33,017
048	ATDLS .....	942	942
049	NAVY COMMAND AND CONTROL SYSTEM (NCCS) .....	7,896	7,896
050	MINESWEEPING SYSTEM REPLACEMENT .....	27,868	27,868
051	SHALLOW WATER MCM .....	1,048	1,048
052	NAVSTAR GPS RECEIVERS (SPACE) .....	9,926	9,926
053	AMERICAN FORCES RADIO AND TV SERVICE .....	4,370	4,370
054	STRATEGIC PLATFORM SUPPORT EQUIP .....	4,143	4,143
<b>TRAINING EQUIPMENT</b>			
055	OTHER TRAINING EQUIPMENT .....	45,989	35,189
	COTS obsolescence excessive growth .....		[-10,800]
<b>AVIATION ELECTRONIC EQUIPMENT</b>			
056	MATCALs .....	8,136	13,368
	Radar upgrade transfer from Title XV .....		[7,232]
	Support funding carryover .....		[-2,000]
057	SHIPBOARD AIR TRAFFIC CONTROL .....	7,394	7,394
058	AUTOMATIC CARRIER LANDING SYSTEM .....	18,518	17,018
	ECO growth .....		[-1,500]
059	NATIONAL AIR SPACE SYSTEM .....	26,054	24,581
	Digital Airport Surveillance Radar cost growth .....		[-1,473]
060	FLEET AIR TRAFFIC CONTROL SYSTEMS .....	7,213	7,213
061	LANDING SYSTEMS .....	7,138	7,138
062	ID SYSTEMS .....	33,170	31,470
	Mark XII Mode 5--Ahead of Need .....		[-1,700]
063	NAVAL MISSION PLANNING SYSTEMS .....	8,941	8,941
<b>OTHER SHORE ELECTRONIC EQUIPMENT</b>			
064	DEPLOYABLE JOINT COMMAND AND CONT .....	8,994	8,994
065	MARITIME INTERGRATED BROADCAST SYSTEM .....	13,529	13,529
066	TACTICAL/MOBILE C4I SYSTEMS .....	12,776	10,876
	Tactical/Mobile C4I Systems Increment 2.1 Ahead of Need ...		[-1,900]
067	DCGS-N .....	11,201	11,201
068	CANES .....	195,141	96,088
	Installation ahead of need .....		[-7,153]
	Support funding carryover .....		[-2,300]
	Transfer to PE 33138N (RDN 201) per USN request .....		[-12,000]
	Transfer to Ship Communications Automation (OPN 76) per USN request.		[-77,600]
069	RADIAC .....	6,201	6,201
070	CANES-INTELL .....	75,084	72,313
	Installation ahead of need .....		[-2,771]
071	ELECTRONIC TEST EQUIPMENT .....	6,010	6,010
072	INTEG COMBAT SYSTEM TEST FACILITY .....	4,441	4,441
073	EMI CONTROL INSTRUMENTATION .....	4,741	4,741
074	ITEMS LESS THAN \$5 MILLION .....	51,716	42,416
	SPS-48 radar cost growth .....		[-2,500]
	SPS-48 radar upgrade procurement ahead of need .....		[-6,800]
<b>SHIPBOARD COMMUNICATIONS</b>			
075	SHIPBOARD TACTICAL COMMUNICATIONS .....	26,197	1,494
	JTRS AMF--Program Delay .....		[-24,703]
076	SHIP COMMUNICATIONS AUTOMATION .....	177,510	255,110
	Transfer from CANES (OPN 68) per USN request .....		[77,600]
077	MARITIME DOMAIN AWARENESS (MDA) .....	24,022	24,022
078	COMMUNICATIONS ITEMS UNDER \$5M .....	33,644	27,544
	BFTN--Installations Ahead of Need .....		[-2,800]
	HMS Radios--Contract Delays .....		[-3,300]
<b>SUBMARINE COMMUNICATIONS</b>			
079	SUBMARINE BROADCAST SUPPORT .....	10,357	10,357
080	SUBMARINE COMMUNICATION EQUIPMENT .....	75,447	74,047
	Support funding carryover .....		[-1,400]

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
	<b>SATELLITE COMMUNICATIONS</b>		
081	SATELLITE COMMUNICATIONS SYSTEMS .....	25,522	25,522
082	NAVY MULTIBAND TERMINAL (NMT) .....	109,022	107,242
	Submarine terminal cost growth .....		[-1,780]
	<b>SHORE COMMUNICATIONS</b>		
083	JCS COMMUNICATIONS EQUIPMENT .....	2,186	2,186
084	ELECTRICAL POWER SYSTEMS .....	1,329	1,329
085	NAVAL SHORE COMMUNICATIONS .....	2,418	2,418
	<b>CRYPTOGRAPHIC EQUIPMENT</b>		
086	INFO SYSTEMS SECURITY PROGRAM (ISSP) .....	119,857	109,394
	EKMS Afloat--KMI Ahead of Need .....		[-2,074]
	Excess installation funding .....		[-3,789]
	VACM Program Delay .....		[-4,600]
	<b>CRYPTOLOGIC EQUIPMENT</b>		
087	CRYPTOLOGIC COMMUNICATIONS EQUIP .....	14,820	14,820
	<b>OTHER ELECTRONIC SUPPORT</b>		
088	COAST GUARD EQUIPMENT .....	6,848	6,848
	<b>DRUG INTERDICTION SUPPORT</b>		
089	OTHER DRUG INTERDICTION SUPPORT .....	2,290	2,290
	<b>SONOBUOYS</b>		
090	SONOBUOYS--ALL TYPES .....	96,314	94,814
	AN/SSQ-110 cost growth .....		[-1,500]
	<b>AIRCRAFT SUPPORT EQUIPMENT</b>		
091	WEAPONS RANGE SUPPORT EQUIPMENT .....	40,697	37,697
	Threat presentation program growth .....		[-3,000]
092	EXPEDITIONARY AIRFIELDS .....	8,561	8,561
093	AIRCRAFT REARMING EQUIPMENT .....	8,941	5,587
	Munitions trailer contract delay .....		[-2,354]
	Ordnance trailer contract delay .....		[-1,000]
094	AIRCRAFT LAUNCH & RECOVERY EQUIPMENT .....	19,777	19,777
095	METEOROLOGICAL EQUIPMENT .....	22,003	19,478
	Meteorological Mobile Facility (Replacement) Next Generation contract delay .....		[-2,525]
096	DIGITAL CAMERA RECEIVING STATION .....	1,595	1,595
097	AVIATION LIFE SUPPORT .....	66,031	60,919
	Flight deck cranial cost growth .....		[-5,112]
098	AIRBORNE MINE COUNTERMEASURES .....	49,668	33,515
	AN/AQS-20A--Contract Delay .....		[-6,903]
	Production line set up excess funding .....		[-9,250]
099	LAMPS MK III SHIPBOARD EQUIPMENT .....	18,471	12,908
	Modification kit procurement ahead of need .....		[-5,563]
100	PORTABLE ELECTRONIC MAINTENANCE AIDS .....	7,875	7,875
101	OTHER AVIATION SUPPORT EQUIPMENT .....	12,553	12,553
	<b>SHIP GUN SYSTEM EQUIPMENT</b>		
102	NAVAL FIRES CONTROL SYSTEM .....	2,049	2,049
103	GUN FIRE CONTROL EQUIPMENT .....	4,488	4,488
	<b>SHIP MISSILE SYSTEMS EQUIPMENT</b>		
104	NATO SEASPARROW .....	8,926	8,926
105	RAM GMLS .....	4,321	3,128
	Installation funding ahead of need .....		[-1,193]
106	SHIP SELF DEFENSE SYSTEM .....	60,700	54,324
	SSDS COTS Conversion Kits Ahead of Need .....		[-6,376]
107	AEGIS SUPPORT EQUIPMENT .....	43,148	43,148
108	TOMAHAWK SUPPORT EQUIPMENT .....	72,861	70,261
	Support funding carryover .....		[-2,600]
109	VERTICAL LAUNCH SYSTEMS .....	732	732
110	MARITIME INTEGRATED PLANNING SYSTEM-MIPS .....	4,823	4,823
	<b>FBM SUPPORT EQUIPMENT</b>		
111	STRATEGIC MISSILE SYSTEMS EQUIP .....	187,807	187,807
	<b>ASW SUPPORT EQUIPMENT</b>		
112	SSN COMBAT CONTROL SYSTEMS .....	81,596	89,096
	Naval Intelligence Fusion Tool transfer from Title XV .....		[7,500]
113	SUBMARINE ASW SUPPORT EQUIPMENT .....	5,241	5,241
114	SURFACE ASW SUPPORT EQUIPMENT .....	5,816	5,816

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
115	ASW RANGE SUPPORT EQUIPMENT .....	7,842	7,842
	<b>OTHER ORDNANCE SUPPORT EQUIPMENT</b>		
116	EXPLOSIVE ORDNANCE DISPOSAL EQUIP .....	98,847	96,947
	Product improvement funding growth .....		[-1,900]
117	ITEMS LESS THAN \$5 MILLION .....	4,073	4,073
	<b>OTHER EXPENDABLE ORDNANCE</b>		
118	ANTI-SHIP MISSILE DECOY SYSTEM .....	32,716	32,716
119	SURFACE TRAINING DEVICE MODS .....	5,814	5,814
120	SUBMARINE TRAINING DEVICE MODS .....	36,777	36,777
	<b>CIVIL ENGINEERING SUPPORT EQUIPMENT</b>		
121	PASSENGER CARRYING VEHICLES .....	6,271	4,771
	Non-SOCOM related contract delays .....		[-1,500]
122	GENERAL PURPOSE TRUCKS .....	3,202	3,202
123	CONSTRUCTION & MAINTENANCE EQUIP .....	9,850	9,850
124	FIRE FIGHTING EQUIPMENT .....	14,315	14,315
125	TACTICAL VEHICLES .....	16,502	16,502
126	AMPHIBIOUS EQUIPMENT .....	3,235	3,235
127	POLLUTION CONTROL EQUIPMENT .....	7,175	7,175
128	ITEMS UNDER \$5 MILLION .....	20,727	10,727
	Contract Delays .....		[-10,000]
129	PHYSICAL SECURITY VEHICLES .....	1,142	1,142
	<b>SUPPLY SUPPORT EQUIPMENT</b>		
130	MATERIALS HANDLING EQUIPMENT .....	14,972	9,972
	Contract Delays .....		[-5,000]
131	OTHER SUPPLY SUPPORT EQUIPMENT .....	4,453	4,453
132	FIRST DESTINATION TRANSPORTATION .....	6,416	6,416
133	SPECIAL PURPOSE SUPPLY SYSTEMS (IT) .....	51,894	51,894
	<b>TRAINING DEVICES</b>		
134	TRAINING SUPPORT EQUIPMENT .....	16,353	16,353
	<b>COMMAND SUPPORT EQUIPMENT</b>		
135	COMMAND SUPPORT EQUIPMENT .....	28,693	26,321
	SPAWAR--Excess to Need .....		[-1,000]
	US Fleet Forces equipment growth .....		[-1,372]
136	EDUCATION SUPPORT EQUIPMENT .....	2,197	2,197
137	MEDICAL SUPPORT EQUIPMENT .....	7,175	4,175
	Medical and dental outfitting kit cost growth .....		[-3,000]
138	NAVAL MIP SUPPORT EQUIPMENT .....	1,457	1,457
140	OPERATING FORCES SUPPORT EQUIPMENT .....	15,330	15,330
141	C4ISR EQUIPMENT .....	136	136
142	ENVIRONMENTAL SUPPORT EQUIPMENT .....	18,639	18,639
143	PHYSICAL SECURITY EQUIPMENT .....	177,240	177,240
144	ENTERPRISE INFORMATION TECHNOLOGY .....	143,022	143,022
	<b>CLASSIFIED PROGRAMS</b>		
148A	CLASSIFIED PROGRAMS .....	14,402	14,402
	<b>SPARES AND REPAIR PARTS</b>		
149	SPARES AND REPAIR PARTS .....	208,384	208,384
	<b>TOTAL OTHER PROCUREMENT, NAVY .....</b>	<b>6,285,451</b>	<b>5,993,175</b>
	<b>PROCUREMENT, MARINE CORPS</b>		
	<b>TRACKED COMBAT VEHICLES</b>		
001	AAV7A1 PIP .....	9,894	9,894
002	LAV PIP .....	147,051	147,051
	<b>ARTILLERY AND OTHER WEAPONS</b>		
003	EXPEDITIONARY FIRE SUPPORT SYSTEM .....	11,961	11,961
004	155MM LIGHTWEIGHT TOWED HOWITZER .....	5,552	5,552
005	HIGH MOBILITY ARTILLERY ROCKET SYSTEM .....	14,695	14,695
006	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION ...	14,868	14,868
	<b>OTHER SUPPORT</b>		
007	MODIFICATION KITS .....	53,932	53,932
008	WEAPONS ENHANCEMENT PROGRAM .....	13,795	13,795
	<b>GUIDED MISSILES</b>		
009	GROUND BASED AIR DEFENSE .....	12,287	12,287
011	FOLLOW ON TO SMAW .....	46,563	46,563
012	ANTI-ARMOR WEAPONS SYSTEM-HEAVY (AAWS-H) .....	19,606	19,606

<b>SEC. 4101. PROCUREMENT</b> (In Thousands of Dollars)			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
	<b>OTHER SUPPORT</b>		
013	MODIFICATION KITS .....	4,140	4,140
	<b>COMMAND AND CONTROL SYSTEMS</b>		
014	UNIT OPERATIONS CENTER .....	16,755	16,755
	<b>REPAIR AND TEST EQUIPMENT</b>		
015	REPAIR AND TEST EQUIPMENT .....	24,071	24,071
	<b>OTHER SUPPORT (TEL)</b>		
016	COMBAT SUPPORT SYSTEM .....	25,461	25,461
	<b>COMMAND AND CONTROL SYSTEM (NON-TEL)</b>		
018	ITEMS UNDER \$5 MILLION (COMM & ELEC) .....	5,926	5,926
019	AIR OPERATIONS C2 SYSTEMS .....	44,152	44,152
	<b>RADAR + EQUIPMENT (NON-TEL)</b>		
020	RADAR SYSTEMS .....	40,352	40,352
	<b>INTELL/COMM EQUIPMENT (NON-TEL)</b>		
021	FIRE SUPPORT SYSTEM .....	8,793	4,470
	Excess to need .....		[-4,323]
022	INTELLIGENCE SUPPORT EQUIPMENT .....	64,276	64,276
024	RQ-11 UAV .....	2,104	2,104
025	DCGS-MC .....	10,789	10,789
	<b>OTHER COMMELEC EQUIPMENT (NON-TEL)</b>		
028	NIGHT VISION EQUIPMENT .....	6,847	6,847
	<b>OTHER SUPPORT (NON-TEL)</b>		
029	COMMON COMPUTER RESOURCES .....	218,869	218,869
030	COMMAND POST SYSTEMS .....	84,856	84,856
031	RADIO SYSTEMS .....	89,479	79,770
	Equipment upgrade for CBNIRF (UFR) .....		[1,000]
	Marine Corps recommendation .....		[-10,709]
032	COMM SWITCHING & CONTROL SYSTEMS .....	16,598	16,598
033	COMM & ELEC INFRASTRUCTURE SUPPORT .....	47,505	47,505
	<b>CLASSIFIED PROGRAMS</b>		
033A	CLASSIFIED PROGRAMS .....	1,606	1,606
	<b>ADMINISTRATIVE VEHICLES</b>		
034	COMMERCIAL PASSENGER VEHICLES .....	894	894
035	COMMERCIAL CARGO VEHICLES .....	14,231	14,231
	<b>TACTICAL VEHICLES</b>		
037	MOTOR TRANSPORT MODIFICATIONS .....	8,389	8,389
038	MEDIUM TACTICAL VEHICLE REPLACEMENT .....	5,833	5,833
039	LOGISTICS VEHICLE SYSTEM REP .....	972	972
040	FAMILY OF TACTICAL TRAILERS .....	21,848	21,848
	<b>OTHER SUPPORT</b>		
042	ITEMS LESS THAN \$5 MILLION .....	4,503	4,503
	<b>ENGINEER AND OTHER EQUIPMENT</b>		
043	ENVIRONMENTAL CONTROL EQUIP ASSORT .....	2,599	2,599
044	BULK LIQUID EQUIPMENT .....	16,255	16,255
045	TACTICAL FUEL SYSTEMS .....	26,853	26,853
046	POWER EQUIPMENT ASSORTED .....	27,247	27,247
047	AMPHIBIOUS SUPPORT EQUIPMENT .....	5,533	5,533
048	EOD SYSTEMS .....	61,753	61,753
	<b>MATERIALS HANDLING EQUIPMENT</b>		
049	PHYSICAL SECURITY EQUIPMENT .....	16,627	16,627
050	GARRISON MOBILE ENGINEER EQUIPMENT (GMEE) .....	10,827	10,827
051	MATERIAL HANDLING EQUIP .....	37,055	37,055
052	FIRST DESTINATION TRANSPORTATION .....	1,462	1,462
	<b>GENERAL PROPERTY</b>		
053	FIELD MEDICAL EQUIPMENT .....	24,079	24,079
054	TRAINING DEVICES .....	10,277	10,277
055	CONTAINER FAMILY .....	3,123	3,123
056	FAMILY OF CONSTRUCTION EQUIPMENT .....	18,137	18,137
059	RAPID DEPLOYABLE KITCHEN .....	5,026	5,026
	<b>OTHER SUPPORT</b>		
060	ITEMS LESS THAN \$5 MILLION .....	5,206	5,206
	<b>SPARES AND REPAIR PARTS</b>		
061	SPARES AND REPAIR PARTS .....	90	90
	<b>TOTAL PROCUREMENT, MARINE CORPS</b> .....	<b>1,391,602</b>	<b>1,377,570</b>

<b>SEC. 4101. PROCUREMENT</b> (In Thousands of Dollars)			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Agreement</i>
<b>AIRCRAFT PROCUREMENT, AIR FORCE</b>			
<b>TACTICAL FORCES</b>			
001	F-35 .....	3,340,615	3,189,615
	Reduce by one aircraft .....		[-151,000]
002	Advance Procurement (CY) .....	323,477	228,977
	Reduce advance procurement .....		[-94,500]
003	F-22A .....	104,118	104,118
<b>OTHER AIRLIFT</b>			
005	C-130J .....	72,879	72,879
007	HC-130J .....	332,899	332,899
009	MC-130J .....	582,466	582,466
013	C-27J .....	479,896	479,896
<b>UPT TRAINERS</b>			
015	USAFA POWERED FLIGHT PROGRAM .....	1,060	1,060
<b>HELICOPTERS</b>			
017	COMMON VERTICAL LIFT SUPPORT .....	52,800	52,800
019	V22 OSPREY .....	339,865	339,865
020	Advance Procurement (CY) .....	20,000	20,000
<b>MISSION SUPPORT AIRCRAFT</b>			
023	CIVIL AIR PATROL A/C .....	2,190	2,190
024	HH-60M .....	104,711	104,711
025	LIGHT ATTACK ARMED RECON ACFT .....	158,549	115,049
	Reduction of three aircraft .....		[-43,500]
<b>OTHER AIRCRAFT</b>			
029	TARGET DRONES .....	64,268	59,268
	Slow execution .....		[-5,000]
030	C-37A .....	77,842	77,842
031	RQ-4 .....	323,964	323,964
032	Advance Procurement (CY) .....	71,500	71,500
033	MC 130 .....	108,470	108,470
034	MQ-9 .....	813,092	0
	ASIP 2C early to need .....		[-29,500]
	Block 5 to Block 1 adjustment .....		[-64,000]
	Transfer to OCO .....		[-719,592]
<b>STRATEGIC AIRCRAFT</b>			
035	B-2A .....	41,315	31,015
	Excess to need .....		[-10,300]
036	B-1B .....	198,007	198,007
037	B-52 .....	93,897	93,897
<b>TACTICAL AIRCRAFT</b>			
038	A-10 .....	153,128	12,528
	Program reduction--Wing replacement program .....		[-140,600]
039	F-15 .....	222,386	208,386
	Early to need--Mode 5 IFF .....		[-14,000]
040	F-16 .....	73,346	56,746
	Mode 5 procurement ahead of need .....		[-16,600]
041	F-22A .....	232,032	232,032
<b>AIRLIFT AIRCRAFT</b>			
043	C-5 .....	11,741	11,741
045	C-5M .....	851,859	851,859
046	Advance Procurement (CY) .....	112,200	112,200
047	C-9C .....	9	9
048	C-17A .....	202,179	202,179
049	C-21 .....	328	328
050	C-32A .....	12,157	1,757
	Program reduction--SLC3S-A .....		[-10,400]
051	C-37A .....	21,986	486
	Program reduction--SLC3S-A .....		[-21,500]
052	C-130 AMP .....	235,635	208,135
	Early to need--kit installs .....		[-27,500]
<b>TRAINER AIRCRAFT</b>			
053	GLIDER MODS .....	123	123
054	T-6 .....	15,086	15,086

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
055	T-1 .....	238	238
056	T-38 .....	31,032	31,032
	<b>OTHER AIRCRAFT</b>		
057	KC-10A (ATCA) .....	27,220	9,820
	Early to need--CNS/ATM .....		[-17,400]
058	C-12 .....	1,777	1,777
059	MC-12W .....	16,767	16,767
060	C-20 MODS .....	241	241
061	VC-25A MOD .....	387	387
062	C-40 .....	206	206
063	C-130 .....	45,876	56,276
	Transfer per Air Force Request from RDAF-81 .....		[10,400]
064	C-130 INTEL .....	3,593	3,593
065	C-130J MODS .....	38,174	38,174
066	C-135 .....	62,210	62,210
067	COMPASS CALL MODS .....	256,624	256,624
068	RC-135 .....	162,211	162,211
069	E-3 .....	135,031	135,031
070	E-4 .....	57,829	57,829
071	E-8 .....	29,058	29,058
072	H-1 .....	5,280	5,280
073	H-60 .....	34,371	34,371
074	RQ-4 MODS .....	89,177	89,177
075	HC/MC-130 MODIFICATIONS .....	431	10,831
	Transfer from PE 65299F (RDAF 81) per USAF request .....		[10,400]
076	OTHER MODIFICATIONS .....	115,338	68,238
	Early to need in FAB-T .....		[-47,100]
077	MQ-1 MODS .....	158,446	158,446
078	MQ-9 MODS .....	181,302	149,744
	Block 5 fielding early to need .....		[-31,558]
079	MQ-9 UAS PAYLOADS .....	74,866	74,866
080	CV-22 MODS .....	14,715	14,715
	<b>AIRCRAFT SPARES + REPAIR PARTS</b>		
081	FIGHTER/UAV INITIAL SPARES/REPAIR PARTS .....	1,030,364	927,364
	Program reduction--poor execution .....		[-103,000]
	<b>COMMON SUPPORT EQUIPMENT</b>		
082	AIRCRAFT REPLACEMENT SUPPORT EQUIP .....	92,394	90,318
	F-15 ESTS contract delay .....		[-2,076]
	<b>POST PRODUCTION SUPPORT</b>		
083	B-1 .....	4,743	4,743
084	B-2A .....	101	101
085	B-2A .....	49,319	49,319
087	C-5 .....	521	521
089	KC-10A (ATCA) .....	5,691	5,691
090	C-17A .....	183,696	75,115
	Transition to post production .....		[-108,581]
091	C-130 .....	25,646	25,646
093	C-135 .....	2,434	2,434
094	F-15 .....	2,076	2,076
095	F-16 .....	4,537	4,537
097	OTHER AIRCRAFT .....	40,025	23,225
	F-16 Block 40/50 MTC .....		[-16,800]
	<b>INDUSTRIAL PREPAREDNESS</b>		
098	INDUSTRIAL RESPONSIVENESS .....	21,050	21,050
	<b>WAR CONSUMABLES</b>		
099	WAR CONSUMABLES .....	87,220	0
	Transfer to OCO .....		[-87,220]
	<b>OTHER PRODUCTION CHARGES</b>		
100	OTHER PRODUCTION CHARGES .....	1,072,858	1,072,858
	<b>DARP</b>		
104	U-2 .....	48,875	48,875
	<b>CLASSIFIED PROGRAMS</b>		
104A	CLASSIFIED PROGRAMS .....	16,502	16,502
	<b>UNDISTRIBUTED</b>		

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
105	UNDISTRIBUTED .....		0
	<b>TOTAL AIRCRAFT PROCUREMENT, AIR FORCE .....</b>	<b>14,082,527</b>	<b>12,341,600</b>
	<b>PROCUREMENT OF AMMUNITION, AIR FORCE</b>		
	<b>ROCKETS</b>		
001	ROCKETS .....	23,919	23,919
	<b>CARTRIDGES</b>		
002	CARTRIDGES .....	89,771	89,771
	<b>BOMBS</b>		
003	PRACTICE BOMBS .....	38,756	33,876
	BDU-56 C/B—Unjustified cost growth .....		[-4,880]
004	GENERAL PURPOSE BOMBS .....	168,557	133,557
	BDU-109—Incorrect cost estimate .....		[-35,000]
005	JOINT DIRECT ATTACK MUNITION .....	76,649	76,649
	<b>FLARE, IR MJU-7B</b>		
006	CAD/PAD .....	42,410	42,410
007	EXPLOSIVE ORDNANCE DISPOSAL (EOD) .....	3,119	3,119
008	SPARES AND REPAIR PARTS .....	998	998
009	MODIFICATIONS .....	1,132	1,132
010	ITEMS LESS THAN \$5,000,000 .....	5,075	5,075
	<b>FUZES</b>		
011	FLARES .....	46,749	46,749
012	FUZES .....	34,735	34,735
	<b>SMALL ARMS</b>		
013	SMALL ARMS .....	7,195	7,195
	<b>TOTAL PROCUREMENT OF AMMUNITION, AIR FORCE.</b>	<b>539,065</b>	<b>499,185</b>
	<b>MISSILE PROCUREMENT, AIR FORCE</b>		
	<b>MISSILE REPLACEMENT EQUIPMENT - BALLISTIC</b>		
001	MISSILE REPLACEMENT EQ-BALLISTIC .....	67,745	67,745
	<b>TACTICAL</b>		
002	JASSM .....	236,193	236,193
003	SIDEWINDER (AIM-9X) .....	88,769	88,769
004	AMRAAM .....	309,561	202,176
	Production Backlog .....		[-107,385]
005	PREDATOR HELLFIRE MISSILE .....	46,830	46,830
006	SMALL DIAMETER BOMB .....	7,523	7,523
	<b>INDUSTRIAL FACILITIES</b>		
007	INDUSTRL PREPAREDNS/POL PREVENTION .....	726	726
	<b>CLASS IV</b>		
008	ADVANCED CRUISE MISSILE .....	39	39
009	MM III MODIFICATIONS .....	125,953	125,953
010	AGM-65D MAVERICK .....	266	266
011	AGM-88A HARM .....	25,642	25,642
012	AIR LAUNCH CRUISE MISSILE (ALCM) .....	14,987	14,987
	<b>MISSILE SPARES + REPAIR PARTS</b>		
013	INITIAL SPARES/REPAIR PARTS .....	43,241	43,241
	<b>SPACE PROGRAMS</b>		
014	ADVANCED EHF .....	552,833	552,833
016	WIDEBAND GAFILLER SATELLITES(SPACE) .....	468,745	875,745
	Reduction to Support Funding Growth .....		[-9,000]
	Transfer from PDW-20 .....		[416,000]
018	GPS III SPACE SEGMENT .....	433,526	433,526
019	Advance Procurement (CY) .....	81,811	81,811
020	SPACEBORNE EQUIP (COMSEC) .....	21,568	21,568
021	GLOBAL POSITIONING (SPACE) .....	67,689	67,689
022	DEF METEOROLOGICAL SAT PROG(SPACE) .....	101,397	101,397
023	EVOLVED EXPENDABLE LAUNCH VEH(SPACE) .....	1,740,222	1,708,222
	Excess to need due to efficiencies .....		[-32,000]
024	SBIR HIGH (SPACE) .....	81,389	81,389
025	Advance Procurement (CY) .....	243,500	243,500
	<b>SPECIAL PROGRAMS</b>		
031	SPECIAL UPDATE PROGRAMS .....	154,727	154,727

<b>SEC. 4101. PROCUREMENT</b> (In Thousands of Dollars)			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Agreement</i>
	<b>CLASSIFIED PROGRAMS</b>		
031A	CLASSIFIED PROGRAMS .....	1,159,135	746,980
	Classified Adjustment .....		[-412,155]
	<b>TOTAL MISSILE PROCUREMENT, AIR FORCE</b> .....	<b>6,074,017</b>	<b>5,929,477</b>
	<b>OTHER PROCUREMENT, AIR FORCE</b>		
	<b>PASSENGER CARRYING VEHICLES</b>		
001	PASSENGER CARRYING VEHICLES .....	5,621	5,621
	<b>CARGO + UTILITY VEHICLES</b>		
002	MEDIUM TACTICAL VEHICLE .....	18,411	18,411
003	CAP VEHICLES .....	917	917
004	ITEMS LESS THAN \$5,000,000 (CARGO) .....	18,694	18,694
	<b>SPECIAL PURPOSE VEHICLES</b>		
005	SECURITY AND TACTICAL VEHICLES .....	5,982	85
	Guardian Angel Contract Delay .....		[-2,941]
	HMMWV-In Excess of Need .....		[-2,956]
006	ITEMS LESS THAN \$5,000,000 (SPECIA) .....	20,677	20,677
	<b>FIRE FIGHTING EQUIPMENT</b>		
007	FIRE FIGHTING/CRASH RESCUE VEHICLES .....	22,881	22,881
	<b>MATERIALS HANDLING EQUIPMENT</b>		
008	ITEMS LESS THAN \$5,000,000 .....	14,978	14,978
	<b>BASE MAINTENANCE SUPPORT</b>		
009	RUNWAY SNOW REMOV AND CLEANING EQU .....	16,556	16,556
010	ITEMS LESS THAN \$5M BASE MAINT/CONST .....	30,225	30,225
	<b>COMM SECURITY EQUIPMENT(COMSEC)</b>		
011	COMSEC EQUIPMENT .....	135,169	135,169
012	MODIFICATIONS (COMSEC) .....	1,263	1,263
	<b>INTELLIGENCE PROGRAMS</b>		
014	INTELLIGENCE TRAINING EQUIPMENT .....	2,645	2,645
015	INTELLIGENCE COMM EQUIPMENT .....	21,762	21,762
016	ADVANCE TECH SENSORS .....	899	899
017	MISSION PLANNING SYSTEMS .....	18,529	18,529
	<b>ELECTRONICS PROGRAMS</b>		
018	AIR TRAFFIC CONTROL & LANDING SYS .....	32,473	32,473
019	NATIONAL AIRSPACE SYSTEM .....	51,426	51,426
020	BATTLE CONTROL SYSTEM - FIXED .....	32,468	32,468
021	THEATER AIR CONTROL SYS IMPROVEMEN .....	22,813	22,813
022	WEATHER OBSERVATION FORECAST .....	14,619	14,619
023	STRATEGIC COMMAND AND CONTROL .....	39,144	38,144
	JFHQ equipment .....		[-1,000]
024	CHEYENNE MOUNTAIN COMPLEX .....	25,992	25,992
025	TAC SIGNIT SPT .....	217	217
	<b>SPCL COMM-ELECTRONICS PROJECTS</b>		
027	GENERAL INFORMATION TECHNOLOGY .....	52,263	52,263
028	AF GLOBAL COMMAND & CONTROL SYS .....	16,951	16,951
029	MOBILITY COMMAND AND CONTROL .....	26,433	17,033
	SLICC/Viper II Excess of Need .....		[-7,400]
	Wing LAN infrastructure—slow execution .....		[-2,000]
030	AIR FORCE PHYSICAL SECURITY SYSTEM .....	90,015	90,015
031	COMBAT TRAINING RANGES .....	23,955	23,955
032	C3 COUNTERMEASURES .....	7,518	7,518
033	GCSS-AF FOS .....	72,641	72,641
034	THEATER BATTLE MGT C2 SYSTEM .....	22,301	22,301
035	AIR & SPACE OPERATIONS CTR-WPN SYS .....	15,525	15,525
	<b>AIR FORCE COMMUNICATIONS</b>		
036	INFORMATION TRANSPORT SYSTEMS .....	49,377	49,377
037	BASE INFO INFRASTRUCTURE .....	41,239	41,239
038	AFNET .....	228,978	128,978
	Reduce Program Growth .....		[-100,000]
039	VOICE SYSTEMS .....	43,603	23,603
	Reduce Program Growth .....		[-20,000]
040	USCENTCOM- JCSE .....	30,983	30,983
	<b>DISA PROGRAMS</b>		
041	SPACE BASED IR SENSOR PGM SPACE .....	49,570	49,570

<b>SEC. 4101. PROCUREMENT</b> <b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
042	NAVSTAR GPS SPACE .....	2,008	2,008
043	NUDET DETECTION SYS SPACE .....	4,863	4,863
044	AF SATELLITE CONTROL NETWORK SPACE .....	61,386	61,386
045	SPACELIFT RANGE SYSTEM SPACE .....	125,947	125,947
046	MILSATCOM SPACE .....	104,720	36,570
	Early to need in FAB-T .....		[-68,150]
047	SPACE MODS SPACE .....	28,075	28,075
048	COUNTERSPACE SYSTEM .....	20,718	20,718
	<b>ORGANIZATION AND BASE</b>		
049	TACTICAL C-E EQUIPMENT .....	227,866	153,626
	JTC Training and Rehearsal Schedule Ahead of Need .....		[-17,140]
	JTRS AMF Milestone C Delay .....		[-12,600]
	JTRS Handheld / Manpack Cost Increases .....		[-44,500]
050	COMBAT SURVIVOR EVADER LOCATER .....	22,184	7,184
	CSEL Contract Delay .....		[-15,000]
051	RADIO EQUIPMENT .....	11,408	11,408
052	CCTV/AUDIOVISUAL EQUIPMENT .....	11,559	11,559
053	BASE COMM INFRASTRUCTURE .....	105,977	80,977
	Slow Execution .....		[-25,000]
	<b>MODIFICATIONS</b>		
054	COMM ELECT MODS .....	76,810	76,810
	<b>PERSONAL SAFETY &amp; RESCUE EQUIP</b>		
055	NIGHT VISION GOGGLES .....	20,008	1,008
	Night Vision Cueing and Display Contract Delay .....		[-19,000]
056	ITEMS LESS THAN \$5,000,000 (SAFETY) .....	25,499	12,598
	Laser Eye Protection Contract Delay .....		[-5,800]
	MACH Early to Need .....		[-7,101]
	<b>DEPOT PLANT+MTRLS HANDLING EQ</b>		
057	MECHANIZED MATERIAL HANDLING EQUIP .....	37,829	37,829
	<b>BASE SUPPORT EQUIPMENT</b>		
058	BASE PROCURED EQUIPMENT .....	16,483	16,483
059	CONTINGENCY OPERATIONS .....	16,754	16,754
060	PRODUCTIVITY CAPITAL INVESTMENT .....	3,653	903
	Unjustified Program Growth .....		[-2,750]
061	MOBILITY EQUIPMENT .....	30,345	20,345
	Power Generation-Reduce Growth .....		[-10,000]
062	ITEMS LESS THAN \$5,000,000 (BASE S) .....	2,819	2,819
	<b>SPECIAL SUPPORT PROJECTS</b>		
064	DARP RC135 .....	23,341	23,341
065	DCGS-AF .....	212,146	212,146
067	SPECIAL UPDATE PROGRAM .....	410,069	410,069
068	DEFENSE SPACE RECONNAISSANCE PROG. ....	41,066	41,066
	<b>CLASSIFIED PROGRAMS</b>		
068A	CLASSIFIED PROGRAMS .....	14,618,160	14,788,852
	Classified Adjustment .....		[170,692]
	<b>SPARES AND REPAIR PARTS</b>		
069	SPARES AND REPAIR PARTS .....	14,630	14,630
	<b>TOTAL OTHER PROCUREMENT, AIR FORCE .....</b>	<b>17,602,036</b>	<b>17,409,390</b>
	<b>PROCUREMENT, DEFENSE-WIDE</b>		
	<b>MAJOR EQUIPMENT, DCAA</b>		
002	ITEMS LESS THAN \$5 MILLION .....	1,473	1,473
	<b>MAJOR EQUIPMENT, DCMA</b>		
003	MAJOR EQUIPMENT .....	2,076	2,076
	<b>MAJOR EQUIPMENT, DHRA</b>		
004	PERSONNEL ADMINISTRATION .....	11,019	11,019
	<b>MAJOR EQUIPMENT, DISA</b>		
014	INFORMATION SYSTEMS SECURITY .....	19,952	19,952
015	GLOBAL COMMAND AND CONTROL SYSTEM .....	5,324	5,324
016	GLOBAL COMBAT SUPPORT SYSTEM .....	2,955	2,955
017	TELEPORT PROGRAM .....	54,743	54,743
018	ITEMS LESS THAN \$5 MILLION .....	174,805	174,805
019	NET CENTRIC ENTERPRISE SERVICES (NCES) .....	3,429	3,429
020	DEFENSE INFORMATION SYSTEM NETWORK .....	500,932	84,932

<b>SEC. 4101. PROCUREMENT</b> <i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
	<i>Transfer to MPAF-16 .....</i>		<i>[-416,000]</i>
021	PUBLIC KEY INFRASTRUCTURE .....	1,788	1,788
022	CYBER SECURITY INITIATIVE .....	24,085	24,085
	<b>MAJOR EQUIPMENT, DLA</b>		
023	MAJOR EQUIPMENT .....	11,537	11,537
	<b>MAJOR EQUIPMENT, DMACT</b>		
024	MAJOR EQUIPMENT .....	14,542	14,542
	<b>MAJOR EQUIPMENT, DODEA</b>		
025	AUTOMATION/EDUCATIONAL SUPPORT & LOGISTICS .....	1,444	1,444
	<b>MAJOR EQUIPMENT, DEFENSE SECURITY COOPERATION AGENCY</b>		
026	EQUIPMENT .....	971	971
	<b>MAJOR EQUIPMENT, DSS</b>		
027	OTHER CAPITAL EQUIPMENT .....	974	974
	<b>MAJOR EQUIPMENT, DEFENSE THREAT REDUCTION AGENCY</b>		
028	VEHICLES .....	200	200
029	OTHER MAJOR EQUIPMENT .....	12,806	12,806
	<b>MAJOR EQUIPMENT, DTSA</b>		
030	MAJOR EQUIPMENT .....	447	447
	<b>MAJOR EQUIPMENT, MISSILE DEFENSE AGENCY</b>		
033	THAAD .....	833,150	709,150
	<i>Excess to production capacity .....</i>		<i>[-124,000]</i>
034	AEGIS BMD .....	565,393	565,393
035	BMDS AN/TPY-2 RADARS .....	380,195	380,195
	<b>MAJOR EQUIPMENT, NSA</b>		
043	INFORMATION SYSTEMS SECURITY PROGRAM (ISSP) .....	5,787	5,787
	<b>MAJOR EQUIPMENT, OSD</b>		
045	MAJOR EQUIPMENT, OSD .....	47,123	47,123
046	MAJOR EQUIPMENT, INTELLIGENCE .....	20,176	20,176
	<b>MAJOR EQUIPMENT, TJS</b>		
047	MAJOR EQUIPMENT, TJS .....	29,729	29,729
	<b>MAJOR EQUIPMENT, WHS</b>		
048	MAJOR EQUIPMENT, WHS .....	31,974	31,974
	<b>CLASSIFIED PROGRAMS</b>		
048A	CLASSIFIED PROGRAMS .....	554,408	541,088
	<i>Classified adjustment .....</i>		<i>[-13,320]</i>
	<b>AVIATION PROGRAMS</b>		
049	ROTARY WING UPGRADES AND SUSTAINMENT .....	41,411	41,411
051	MH-60 MODERNIZATION PROGRAM .....	171,456	145,456
	<i>Maintain fiscal year 2011 production rate due to extended modification periods.</i>		<i>[-26,000]</i>
052	NON-STANDARD AVIATION .....	272,623	217,623
	<i>AuFID Funding ahead of need .....</i>		<i>[-45,000]</i>
	<i>AuFID rotary-wing simulator .....</i>		<i>[-10,000]</i>
054	U-28 .....	5,100	5,100
055	MH-47 CHINOOK .....	142,783	142,783
056	RQ-11 UNMANNED AERIAL VEHICLE .....	486	486
057	CV-22 MODIFICATION .....	118,002	118,002
058	MQ-1 UNMANNED AERIAL VEHICLE .....	3,025	3,025
059	MQ-9 UNMANNED AERIAL VEHICLE .....	3,024	3,024
060	RQ-7 UNMANNED AERIAL VEHICLE .....	450	450
061	STUASLO .....	12,276	12,276
062	AC/MC-130J .....	74,891	74,891
063	C-130 MODIFICATIONS .....	19,665	19,665
064	AIRCRAFT SUPPORT .....	6,207	6,207
	<b>SHIPBUILDING</b>		
065	UNDERWATER SYSTEMS .....	6,999	6,999
	<b>AMMUNITION PROGRAMS</b>		
067	ORDNANCE REPLENISHMENT .....	116,009	106,009
	<i>Prior year funding carryover .....</i>		<i>[-10,000]</i>
068	ORDNANCE ACQUISITION .....	28,281	18,281
	<i>Aviation ammunition—prior year funding carryover .....</i>		<i>[-10,000]</i>
	<b>OTHER PROCUREMENT PROGRAMS</b>		

<b>SEC. 4101. PROCUREMENT</b> <i>(In Thousands of Dollars)</i>			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Agreement</i>
069	COMMUNICATIONS EQUIPMENT AND ELECTRONICS .....	87,489	150,289
	Program Growth .....		[62,800]
070	INTELLIGENCE SYSTEMS .....	74,702	74,702
071	SMALL ARMS AND WEAPONS .....	9,196	9,196
072	DISTRIBUTED COMMON GROUND / SURFACE SYSTEMS .....	15,621	15,621
076	COMBATANT CRAFT SYSTEMS .....	6,899	66,899
	Program Growth .....		[60,000]
077	SPARES AND REPAIR PARTS .....	594	594
078	TACTICAL VEHICLES .....	33,915	33,915
080	MISSION TRAINING AND PREPARATION SYSTEMS .....	46,242	46,242
081	COMBAT MISSION REQUIREMENTS .....	50,000	20,000
	Reduction to growth .....		[-30,000]
082	MILCON COLLATERAL EQUIPMENT .....	18,723	18,723
085	AUTOMATION SYSTEMS .....	51,232	51,232
086	GLOBAL VIDEO SURVEILLANCE ACTIVITIES .....	7,782	7,782
087	OPERATIONAL ENHANCEMENTS INTELLIGENCE .....	22,960	22,960
088	SOLDIER PROTECTION AND SURVIVAL SYSTEMS .....	362	362
089	VISUAL AUGMENTATION LASERS AND SENSOR SYSTEMS .....	15,758	15,758
090	TACTICAL RADIO SYSTEMS .....	76,459	101,459
	Program Increase .....		[25,000]
093	MISCELLANEOUS EQUIPMENT .....	1,895	1,895
094	OPERATIONAL ENHANCEMENTS .....	246,893	246,893
095	MILITARY INFORMATION SUPPORT OPERATIONS .....	4,142	4,142
	<b>CLASSIFIED PROGRAMS</b>		
095A	CLASSIFIED PROGRAMS .....	4,012	4,012
	<b>CBDP</b>		
096	INSTALLATION FORCE PROTECTION .....	15,900	15,900
097	INDIVIDUAL PROTECTION .....	71,376	71,376
098	DECONTAMINATION .....	6,466	6,466
099	JOINT BIO DEFENSE PROGRAM (MEDICAL) .....	11,143	4,143
	Next Generation Diagnostic System ahead of need .....		[-7,000]
100	COLLECTIVE PROTECTION .....	9,414	9,414
101	CONTAMINATION AVOIDANCE .....	139,948	139,948
	<b>TOTAL PROCUREMENT, DEFENSE-WIDE .....</b>	<b>5,365,248</b>	<b>4,821,728</b>
	<b>JOINT URGENT OPERATIONAL NEEDS FUND</b>		
	<b>JOINT URGENT OPERATIONAL NEEDS FUND</b>		
001	JOINT URGENT OPERATIONAL NEEDS FUND .....	100,000	0
	Unjustified Requirement .....		[-100,000]
	<b>TOTAL JOINT URGENT OPERATIONAL NEEDS FUND.</b>	<b>100,000</b>	<b>0</b>
	<b>NATIONAL GUARD &amp; RESERVE EQUIPMENT</b>		
	<b>UNDISTRIBUTED</b>		
007	UNDISTRIBUTED .....		100,000
	Program Increase .....		[100,000]
	<b>TOTAL NATIONAL GUARD &amp; RESERVE EQUIP- MENT.</b>		<b>100,000</b>
	<b>TOTAL PROCUREMENT .....</b>	<b>111,453,792</b>	<b>103,579,366</b>

**SEC. 4102. PROCUREMENT FOR OVERSEAS  
CONTINGENCY OPERATIONS.**

<b>SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS</b> (In Thousands of Dollars)			
<i>Line</i>	<i>Item</i>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
<b>AIRCRAFT PROCUREMENT, ARMY</b>			
<b>FIXED WING</b>			
002	C-12 CARGO AIRPLANE .....	10,500	0
	No justified requirement .....		[-10,500]
004	MQ-1 UAV .....		550,798
	Transfer from Base .....		[550,798]
<b>ROTARY</b>			
008	AH-64 BLOCK II/WRA .....	35,500	0
	Program reduction .....		[-35,500]
012	UH-60 BLACKHAWK M MODEL (MYP) .....	72,000	72,000
017	KIOWA WARRIOR UPGRADE (OH-58 D)/WRA .....	145,500	100,800
	Limit ramp rate on replacement aircraft by reducing four air- craft. ....		[-44,700]
<b>MODIFICATION OF AIRCRAFT</b>			
019	MQ-1 PAYLOAD—UAS .....	10,800	146,983
	Transfer from Base .....		[136,183]
022	MULTI SENSOR ABN RECON (MIP) .....	54,500	54,500
033	RQ-7 UAV MODS .....	94,600	14,800
	Vader - Incompatible with Host Platform .....		[-79,800]
<b>SPARES AND REPAIR PARTS</b>			
034	SPARE PARTS (AIR) .....		0
	<b>TOTAL AIRCRAFT PROCUREMENT, ARMY</b> .....	<b>423,400</b>	<b>939,881</b>
<b>MISSILE PROCUREMENT, ARMY</b>			
<b>AIR-TO-SURFACE MISSILE SYSTEM</b>			
004	HELLFIRE SYS SUMMARY .....	107,556	107,556
<b>ANTI-TANK/ASSAULT MISSILE SYS</b>			
009	GUIDED MLRS ROCKET (GMLRS) .....	19,000	19,000
	<b>TOTAL MISSILE PROCUREMENT, ARMY</b> .....	<b>126,556</b>	<b>126,556</b>
<b>PROCUREMENT OF W&amp;TCV, ARMY</b>			
<b>WEAPONS &amp; OTHER COMBAT VEHICLES</b>			
019	MACHINE GUN, CAL .50 M2 ROLL .....		31,102
	Transfer from Base .....		[31,102]
020	LIGHTWEIGHT .50 CALIBER MACHINE GUN .....	5,427	5,427
029	COMMON REMOTELY OPERATED WEAPONS STATION (CRO) .....	14,890	14,890
031	HOWITZER LT WT 155MM (T) .....		13,066
	Transfer from Base .....		[13,066]
<b>MOD OF WEAPONS AND OTHER COMBAT VEH</b>			
033	M4 CARBINE MODS .....	16,800	16,800
034	M2 50 CAL MACHINE GUN MODS .....		0
	<b>TOTAL PROCUREMENT OF W&amp;TCV, ARMY</b> .....	<b>37,117</b>	<b>81,285</b>
<b>PROCUREMENT OF AMMUNITION, ARMY</b>			
<b>SMALL/MEDIUM CAL AMMUNITION</b>			
004	CTG, HANDGUN, ALL TYPES .....	1,200	1,200
009	CTG, 30MM, ALL TYPES .....	4,800	4,800
010	CTG, 40MM, ALL TYPES .....	38,000	38,000
<b>MORTAR AMMUNITION</b>			
013	81MM MORTAR, ALL TYPES .....	8,000	8,000
014	120MM MORTAR, ALL TYPES .....	49,140	49,140
<b>ARTILLERY AMMUNITION</b>			
019	ARTILLERY PROJECTILE, 155MM, ALL TYPES .....	10,000	10,000
<b>ARTILLERY FUZES</b>			
022	ARTILLERY FUZES, ALL TYPES .....	5,000	5,000
<b>ROCKETS</b>			
027	SHOULDER LAUNCHED MUNITIONS, ALL TYPES .....	5,000	5,000

<b>SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
028	ROCKET, HYDRA 70, ALL TYPES .....	53,841	53,841
	<b>OTHER AMMUNITION</b>		
029	DEMOLITION MUNITIONS, ALL TYPES .....	16,000	16,000
031	SIGNALS, ALL TYPES .....	7,000	7,000
032	SIMULATORS, ALL TYPES .....	8,000	8,000
	<b>MISCELLANEOUS</b>		
036	CAD/PAD ALL TYPES .....	2,000	2,000
037	ITEMS LESS THAN \$5 MILLION .....	400	400
	<b>TOTAL PROCUREMENT OF AMMUNITION, ARMY ...</b>	<b>208,381</b>	<b>208,381</b>
	<b>OTHER PROCUREMENT, ARMY</b>		
	<b>TACTICAL VEHICLES</b>		
005	FAMILY OF MEDIUM TACTICAL VEH (FMTV) .....	11,094	11,094
007	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV) .....	47,214	47,214
010	MINE PROTECTION VEHICLE FAMILY .....		0
015	TACTICAL WHEELED VEHICLE PROTECTION KITS .....		0
017	MINE-RESISTANT AMBUSH-PROTECTED (MRAP) MODS .....		0
	<b>NON-TACTICAL VEHICLES</b>		
023	NONTACTICAL VEHICLES, OTHER .....	3,600	3,600
	<b>COMM—JOINT COMMUNICATIONS</b>		
025	WIN-T—GROUND FORCES TACTICAL NETWORK .....	547	547
	<b>COMM—COMBAT COMMUNICATIONS</b>		
039	JOINT TACTICAL RADIO SYSTEM .....	450	0
	Handheld, Manpack, Small Form-fit radios for LEMV#2 early to need.		[-450]
042	AMC CRITICAL ITEMS - OPA2 .....	8,141	8,141
049	GUNSHOT DETECTION SYSTEM (GDS) .....	44,100	10,100
	Concurrent development and procurement .....		[-34,000]
051	MEDICAL COMM FOR CBT CASUALTY CARE (MC4) .....	6,443	6,443
	<b>INFORMATION SECURITY</b>		
056	INFORMATION SYSTEM SECURITY PROGRAM-ISSP .....	54,730	0
	Army requested transfer to line 56a, Family of Biometrics .....		[-54,730]
056A	FAMILY OF BIOMETRICS .....		54,730
	Transfer from line 56 .....		[54,730]
	<b>COMM—LONG HAUL COMMUNICATIONS</b>		
058	BASE SUPPORT COMMUNICATIONS .....	5,000	5,000
	<b>COMM—BASE COMMUNICATIONS</b>		
062	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM/ ELECT EQUIP—TACT INT REL ACT (TIARA)	169,500	169,500
070	DCGS-A (MIP) .....	83,000	83,000
072	TROJAN (MIP) .....	61,100	61,100
	<b>ELECT EQUIP—ELECTRONIC WARFARE (EW)</b>		
076	LIGHTWEIGHT COUNTER MORTAR RADAR .....	54,100	54,100
079	FAMILY OF PERSISTENT SURVEILLANCE CAPABILITIES .....	53,000	53,000
080	COUNTERINTELLIGENCE/SECURITY COUNTER- MEASURES.	48,600	24,200
	ISR Task Force identified excess .....		[-20,000]
	Platforms unavailable .....		[-4,400]
	<b>ELECT EQUIP—TACTICAL SURV. (TAC SURV)</b>		
084	SENSE THROUGH THE WALL (STTW) .....	10,000	10,000
090	COUNTER-ROCKET, ARTILLERY & MORTAR (C-RAM) .....		0
092	GREEN LASER INTERDICTION SYSTEM .....		0
095	PROFILER .....	2,000	2,000
096	MOD OF IN-SVC EQUIP (FIREFINDER RADARS) .....	30,400	30,400
098	JOINT BATTLE COMMAND—PLATFORM (JBC-P) .....	148,335	148,335
102	COUNTERFIRE RADARS .....	110,548	110,548
	<b>ELECT EQUIP—TACTICAL C2 SYSTEMS</b>		
105	FIRE SUPPORT C2 FAMILY .....	15,081	15,081
106	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM (BC	10,000	10,000
108	AIR & MSL DEFENSE PLANNING & CONTROL SYS .....	28,000	28,000
109	KNIGHT FAMILY .....	42,000	42,000
114	NETWORK MANAGEMENT INITIALIZATION AND SERVICE	32,800	32,800
115	MANEUVER CONTROL SYSTEM (MCS) .....	44,000	44,000
116	SINGLE ARMY LOGISTICS ENTERPRISE (SALE) .....	18,000	18,000

<b>SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
	<b>ELECT EQUIP—AUTOMATION</b>		
121	AUTOMATED DATA PROCESSING EQUIP .....	10,000	10,000
	<b>CLASSIFIED PROGRAMS</b>		
	<b>UNDISTRIBUTED</b>		
127A	CLASSIFIED PROGRAMS .....	795	795
	<b>CHEMICAL DEFENSIVE EQUIPMENT</b>		
128	PROTECTIVE SYSTEMS .....	11,472	11,472
129	FAMILY OF NON-LETHAL EQUIPMENT (FNLE) .....	30,000	10,000
	Acoustic Hailing Device contract delay .....		[-20,000]
130	BASE DEFENSE SYSTEMS (BDS) .....		0
131	CBRN SOLDIER PROTECTION .....	1,200	1,200
	<b>BRIDGING EQUIPMENT</b>		
133	TACTICAL BRIDGING .....	15,000	15,000
134	TACTICAL BRIDGE, FLOAT-RIBBON .....	26,900	26,900
	<b>ENGINEER (NON-CONSTRUCTION) EQUIPMENT</b>		
137	ROBOTIC COMBAT SUPPORT SYSTEM (RCSS) .....		0
138	EXPLOSIVE ORDNANCE DISPOSAL EQPMT (EOD EQPMT) ..	3,205	3,205
	<b>COMBAT SERVICE SUPPORT EQUIPMENT</b>		
149	FORCE PROVIDER .....	68,000	68,000
	<b>MEDICAL EQUIPMENT</b>		
158	COMBAT SUPPORT MEDICAL .....	15,011	15,011
	<b>MAINTENANCE EQUIPMENT</b>		
159	MOBILE MAINTENANCE EQUIPMENT SYSTEMS .....	25,129	25,129
	<b>MATERIAL HANDLING EQUIPMENT</b>		
180	ALL TERRAIN LIFTING ARMY SYSTEM .....	1,800	1,800
	<b>OTHER SUPPORT EQUIPMENT</b>		
189	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT .....	43,000	22,000
	Prior year unobligated funds available .....		[-21,000]
190	PHYSICAL SECURITY SYSTEMS (OPA3) .....	4,900	4,900
	<b>TOTAL OTHER PROCUREMENT, ARMY</b>	<b>1,398,195</b>	<b>1,298,345</b>
	<b>JOINT IMPR EXPLOSIVE DEV DEFEAT FUND</b>		
	<b>NETWORK ATTACK</b>		
001	ATTACK THE NETWORK .....	1,368,800	1,275,800
	BAA S&T Response—unjustified request .....		[-76,000]
	Information Fusion—unjustified program growth .....		[-17,000]
	<b>JIEDDO DEVICE DEFEAT</b>		
002	DEFEAT THE DEVICE .....	961,200	811,200
	Undistributed efficiencies reduction .....		[-150,000]
	<b>FORCE TRAINING</b>		
003	TRAIN THE FORCE .....	247,500	224,450
	Train the Force Response—unjustified program growth .....		[-18,050]
	Undistributed efficiencies reduction .....		[-5,000]
	<b>STAFF AND INFRASTRUCTURE</b>		
004	OPERATIONS .....		199,134
	Civilian Pay Freeze .....		[-1,500]
	Transfer from Base: Operations .....		[220,634]
	Undistributed efficiencies reduction .....		[-20,000]
	<b>TOTAL JOINT IMPR EXPLOSIVE DEV DEFEAT FUND.</b>	<b>2,577,500</b>	<b>2,510,584</b>
	<b>AIRCRAFT PROCUREMENT, NAVY</b>		
	<b>COMBAT AIRCRAFT</b>		
011	UH-1Y/AH-1Z .....	30,000	24,875
	Excessive unit cost growth .....		[-5,125]
019	E-2D ADV HAWKEYE .....	163,500	0
	Combat loss funded in fiscal year 2011 .....		[-163,500]
	<b>OTHER AIRCRAFT</b>		
028	OTHER SUPPORT AIRCRAFT .....	21,882	0
	Aircraft excess to requirement .....		[-21,882]
	<b>MODIFICATION OF AIRCRAFT</b>		
030	AEA SYSTEMS .....	53,100	45,600
	Intrepid Tiger .....		[-7,500]
031	AV-8 SERIES .....	53,485	53,485

<b>SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
032	F-18 SERIES .....	46,992	46,992
034	AH-1W SERIES .....	39,418	37,918
	ANVIS HUD install kit pricing .....		[-1,500]
035	H-53 SERIES .....	70,747	63,747
	Excess hardware support .....		[-2,000]
	Excess NRE for Blue Force Tracker modifications .....		[-5,000]
037	H-1 SERIES .....	6,420	0
	Top-owl modification funding .....		[-6,420]
038	EP-3 SERIES .....	20,800	20,800
043	C-130 SERIES .....	59,625	44,225
	LAIRCM install unit cost .....		[-5,200]
	Targeting Sight Systems exceed requirement .....		[-10,200]
045	CARGO/TRANSPORT A/C SERIES .....	25,880	18,280
	Excess C-20G installation NRE .....		[-4,000]
	UC-12W excess to need .....		[-3,600]
048	SPECIAL PROJECT AIRCRAFT .....	11,184	11,184
053	COMMON ECM EQUIPMENT .....	27,200	24,200
	Other support excess .....		[-3,000]
054	COMMON AVIONICS CHANGES .....	13,467	11,467
	OSIP 10-11 other support growth .....		[-2,000]
055	COMMON DEFENSIVE WEAPON SYSTEM .....	3,300	3,300
060	V-22 (TILT/ROTOR ACFT) OSPREY .....	30,000	25,500
	Deficiencies modifications other support growth .....		[-2,500]
	Reliability modifications other support growth .....		[-2,000]
	<b>AIRCRAFT SPARES AND REPAIR PARTS</b>		
061	SPARES AND REPAIR PARTS .....	39,060	34,462
	MQ-8 spares excess to requirement .....		[-3,631]
	Other Support Aircraft spares .....		[-967]
	<b>AIRCRAFT SUPPORT EQUIP &amp; FACILITIES</b>		
062	COMMON GROUND EQUIPMENT .....	10,800	10,800
064	WAR CONSUMABLES .....		0
065	OTHER PRODUCTION CHARGES .....	4,100	4,100
	<b>TOTAL AIRCRAFT PROCUREMENT, NAVY</b> .....	<b>730,960</b>	<b>480,935</b>
	<b>WEAPONS PROCUREMENT, NAVY</b>		
	<b>TACTICAL MISSILES</b>		
009	HELLFIRE .....	14,000	14,000
010	STAND OFF PRECISION GUIDED MUNITIONS (SOPGM) .....	20,000	20,000
	<b>GUNS AND GUN MOUNTS</b>		
027	SMALL ARMS AND WEAPONS .....	7,070	7,070
	<b>TOTAL WEAPONS PROCUREMENT, NAVY</b> .....	<b>41,070</b>	<b>41,070</b>
	<b>PROCUREMENT OF AMMO, NAVY &amp; MC</b>		
	<b>NAVY AMMUNITION</b>		
003	AIRBORNE ROCKETS, ALL TYPES .....	80,200	80,200
004	MACHINE GUN AMMUNITION .....	22,400	22,400
007	AIR EXPENDABLE COUNTERMEASURES .....	20,000	20,000
011	OTHER SHIP GUN AMMUNITION .....	182	182
012	SMALL ARMS & LANDING PARTY AMMO .....	4,545	4,545
013	PYROTECHNIC AND DEMOLITION .....	1,656	1,656
014	AMMUNITION LESS THAN \$5 MILLION .....	6,000	6,000
	<b>MARINE CORPS AMMUNITION</b>		
015	SMALL ARMS AMMUNITION .....	19,575	19,575
016	LINEAR CHARGES, ALL TYPES .....	6,691	6,691
017	40 MM, ALL TYPES .....	12,184	12,184
018	60MM, ALL TYPES .....	10,988	10,988
019	81MM, ALL TYPES .....	24,515	24,515
020	120MM, ALL TYPES .....	11,227	11,227
021	CTG 25MM, ALL TYPES .....	802	802
022	GRENADES, ALL TYPES .....	5,911	5,911
023	ROCKETS, ALL TYPES .....	18,871	18,871
024	ARTILLERY, ALL TYPES .....	57,003	57,003
025	DEMOLITION MUNITIONS, ALL TYPES .....	7,831	7,831
026	FUZE, ALL TYPES .....	5,177	5,177

<b>SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
027	NON LETHALS .....	712	712
029	ITEMS LESS THAN \$5 MILLION .....	630	630
	<b>TOTAL PROCUREMENT OF AMMO, NAVY &amp; MC .....</b>	<b>317,100</b>	<b>317,100</b>
	<b>OTHER PROCUREMENT, NAVY</b>		
	<b>SMALL BOATS</b>		
023	STANDARD BOATS .....	13,729	0
	Coastal force protection boats contract delay .....		[-13,729]
	<b>AVIATION ELECTRONIC EQUIPMENT</b>		
056	MATCALs .....	7,232	0
	Radar upgrade - Transfer to Title I .....		[-7,232]
	<b>OTHER SHORE ELECTRONIC EQUIPMENT</b>		
066	TACTICAL/MOBILE C4I SYSTEMS .....	4,000	0
	Unjustified request for tech refresh upgrades .....		[-4,000]
	<b>AIRCRAFT SUPPORT EQUIPMENT</b>		
092	EXPEDITIONARY AIRFIELDS .....	47,000	47,000
095	METEOROLOGICAL EQUIPMENT .....	10,800	10,800
097	AVIATION LIFE SUPPORT .....	14,000	14,000
101	OTHER AVIATION SUPPORT EQUIPMENT .....	18,226	18,226
	<b>ASW SUPPORT EQUIPMENT</b>		
112	SSN COMBAT CONTROL SYSTEMS .....	7,500	0
	Naval Intelligence Fusion Tool—Transfer to Title I .....		[-7,500]
	<b>OTHER ORDNANCE SUPPORT EQUIPMENT</b>		
116	EXPLOSIVE ORDNANCE DISPOSAL EQUIP .....	15,700	15,700
	<b>CIVIL ENGINEERING SUPPORT EQUIPMENT</b>		
121	PASSENGER CARRYING VEHICLES .....	2,628	2,628
123	CONSTRUCTION & MAINTENANCE EQUIP .....	13,290	13,290
124	FIRE FIGHTING EQUIPMENT .....	3,672	3,672
128	ITEMS UNDER \$5 MILLION .....	1,002	1,002
	<b>SUPPLY SUPPORT EQUIPMENT</b>		
130	MATERIALS HANDLING EQUIPMENT .....	3,644	3,644
	<b>TRAINING DEVICES</b>		
134	TRAINING SUPPORT EQUIPMENT .....	5,789	0
	Funding No Longer Required .....		[-5,789]
	<b>COMMAND SUPPORT EQUIPMENT</b>		
135	COMMAND SUPPORT EQUIPMENT .....	3,310	3,310
140	OPERATING FORCES SUPPORT EQUIPMENT .....	6,977	6,977
141	C4ISR EQUIPMENT .....	24,762	24,762
143	PHYSICAL SECURITY EQUIPMENT .....	78,241	70,641
	Intelligence Kits - Funding No Longer Required Due to Force Structure Reductions.		[-7,600]
	<b>SPARES AND REPAIR PARTS</b>		
149	SPARES AND REPAIR PARTS .....	473	473
	<b>TOTAL OTHER PROCUREMENT, NAVY .....</b>	<b>281,975</b>	<b>236,125</b>
	<b>PROCUREMENT, MARINE CORPS</b>		
	<b>TRACKED COMBAT VEHICLES</b>		
002	LAV PIP .....	23,962	23,962
	<b>ARTILLERY AND OTHER WEAPONS</b>		
004	155MM LIGHTWEIGHT TOWED HOWITZER .....	16,000	16,000
005	HIGH MOBILITY ARTILLERY ROCKET SYSTEM .....	10,488	10,488
006	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION .....	27,373	27,373
	<b>GUIDED MISSILES</b>		
010	JAVELIN .....	2,527	2,527
	<b>OTHER SUPPORT</b>		
013	MODIFICATION KITS .....	59,730	59,730
	<b>REPAIR AND TEST EQUIPMENT</b>		
015	REPAIR AND TEST EQUIPMENT .....	19,040	19,040
	<b>OTHER SUPPORT (TEL)</b>		
017	MODIFICATION KITS .....	2,331	2,331
	<b>COMMAND AND CONTROL SYSTEM (NON-TEL)</b>		
018	ITEMS UNDER \$5 MILLION (COMM & ELEC) .....	3,090	3,090
019	AIR OPERATIONS C2 SYSTEMS .....	5,236	5,236
	<b>RADAR + EQUIPMENT (NON-TEL)</b>		

<b>SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
020	RADAR SYSTEMS .....	26,506	26,506
	<b>INTELL/COMM EQUIPMENT (NON-TEL)</b>		
021	FIRE SUPPORT SYSTEM .....	35	35
022	INTELLIGENCE SUPPORT EQUIPMENT .....	47,132	47,132
	<b>OTHER COMME/ELEC EQUIPMENT (NON-TEL)</b>		
028	NIGHT VISION EQUIPMENT .....	9,850	9,850
	<b>OTHER SUPPORT (NON-TEL)</b>		
029	COMMON COMPUTER RESOURCES .....	18,629	18,629
030	COMMAND POST SYSTEMS .....	31,491	31,491
031	RADIO SYSTEMS .....	87,027	87,027
032	COMM SWITCHING & CONTROL SYSTEMS .....	54,177	124,177
	Data distribution system modules .....		[50,000]
	Digital technical control shelters .....		[20,000]
033	COMM & ELEC INFRASTRUCTURE SUPPORT .....	2,200	2,200
	<b>TACTICAL VEHICLES</b>		
037	MOTOR TRANSPORT MODIFICATIONS .....	95,800	95,800
038	MEDIUM TACTICAL VEHICLE REPLACEMENT .....	392,391	174,391
	Marine Corps requested transfer to line 32 for Data Distribu- tion System.		[-50,000]
	Marine Corps requested transfer to line 32 for Digital Tech- nical Control System.		[-20,000]
	Marine Corps requested transfer to line 39 for LVSR .....		[-148,000]
039	LOGISTICS VEHICLE SYSTEM REP .....	38,382	38,382
040	FAMILY OF TACTICAL TRAILERS .....	24,826	24,826
	<b>ENGINEER AND OTHER EQUIPMENT</b>		
043	ENVIRONMENTAL CONTROL EQUIP ASSORT .....	18,775	18,775
044	BULK LIQUID EQUIPMENT .....	7,361	7,361
046	POWER EQUIPMENT ASSORTED .....	51,895	106,895
	Advanced power sources .....		[20,000]
	Mobile power equipment .....		[35,000]
048	EOD SYSTEMS .....	57,237	57,237
	<b>MATERIALS HANDLING EQUIPMENT</b>		
049	PHYSICAL SECURITY EQUIPMENT .....	42,900	42,900
051	MATERIAL HANDLING EQUIP .....	42,553	42,553
	<b>GENERAL PROPERTY</b>		
053	FIELD MEDICAL EQUIPMENT .....	8,307	8,307
054	TRAINING DEVICES .....	5,200	5,200
055	CONTAINER FAMILY .....	12	12
056	FAMILY OF CONSTRUCTION EQUIPMENT .....	28,533	28,533
	<b>TOTAL PROCUREMENT, MARINE CORPS</b> .....	<b>1,260,996</b>	<b>1,167,996</b>
	<b>AIRCRAFT PROCUREMENT, AIR FORCE</b>		
	<b>HELICOPTERS</b>		
019	V22 OSPREY .....	70,000	0
	Combat Loss funded in FY11 .....		[-70,000]
	<b>MISSION SUPPORT AIRCRAFT</b>		
024	HH-60M .....	39,300	39,300
027	STUASLO .....	2,472	2,472
	<b>OTHER AIRCRAFT</b>		
034	MQ-9 .....		719,592
	Transfer from Base .....		[719,592]
	<b>AIRLIFT AIRCRAFT</b>		
043	C-5 .....	59,299	59,299
	<b>OTHER AIRCRAFT</b>		
059	MC-12W .....	17,300	17,300
063	C-130 .....	164,041	164,041
064	C-130 INTEL .....	4,600	4,600
065	C-130J MODS .....	27,983	27,983
067	COMPASS CALL MODS .....	12,000	12,000
075	HC/MC-130 MODIFICATIONS .....	34,000	34,000
076	OTHER MODIFICATIONS .....	15,000	15,000
077	MQ-1 MODS .....	2,800	2,800
	<b>AIRCRAFT SPARES + REPAIR PARTS</b>		
081	FIGHTER/UAV INITIAL SPARES/REPAIR PARTS .....	2,800	2,800

<b>SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
	<b>POST PRODUCTION SUPPORT</b>		
090	C-17A .....	10,970	10,970
	<b>WAR CONSUMABLES</b>		
099	WAR CONSUMABLES .....		87,220
	Transfer from Base .....		[87,220]
	<b>OTHER PRODUCTION CHARGES</b>		
100	OTHER PRODUCTION CHARGES .....	23,000	23,000
	<b>DARP</b>		
104	U-2 .....	42,300	13,400
	Sensors .....		[-28,900]
	<b>TOTAL AIRCRAFT PROCUREMENT, AIR FORCE</b> .....	<b>527,865</b>	<b>1,235,777</b>
	<b>PROCUREMENT OF AMMUNITION, AIR FORCE</b>		
	<b>ROCKETS</b>		
001	ROCKETS .....	329	329
	<b>CARTRIDGES</b>		
002	CARTRIDGES .....	8,014	8,014
	<b>BOMBS</b>		
004	GENERAL PURPOSE BOMBS .....	17,385	17,385
005	JOINT DIRECT ATTACK MUNITION .....	34,100	34,100
	<b>FLARE, IR MJU-7B</b>		
007	EXPLOSIVE ORDNANCE DISPOSAL (EOD) .....	1,200	1,200
	<b>FUZES</b>		
011	FLARES .....	11,217	11,217
012	FUZES .....	8,765	8,765
	<b>SMALL ARMS</b>		
013	SMALL ARMS .....	11,500	11,500
	<b>TOTAL PROCUREMENT OF AMMUNITION, AIR FORCE.</b>	<b>92,510</b>	<b>92,510</b>
	<b>MISSILE PROCUREMENT, AIR FORCE</b>		
	<b>TACTICAL</b>		
005	PREDATOR HELLFIRE MISSILE .....	16,120	16,120
006	SMALL DIAMETER BOMB .....	12,300	12,300
	<b>TOTAL MISSILE PROCUREMENT, AIR FORCE</b> .....	<b>28,420</b>	<b>28,420</b>
	<b>OTHER PROCUREMENT, AIR FORCE</b>		
	<b>PASSENGER CARRYING VEHICLES</b>		
001	PASSENGER CARRYING VEHICLES .....	2,658	0
	Unjustified request .....		[-2,658]
	<b>CARGO + UTILITY VEHICLES</b>		
004	ITEMS LESS THAN \$5,000,000 (CARGO) .....	32,824	0
	Unjustified request .....		[-32,824]
	<b>SPECIAL PURPOSE VEHICLES</b>		
006	ITEMS LESS THAN \$5,000,000 (SPECIA) .....	110	110
	<b>FIRE FIGHTING EQUIPMENT</b>		
007	FIRE FIGHTING/CRASH RESCUE VEHICLES .....	1,662	1,662
	<b>MATERIALS HANDLING EQUIPMENT</b>		
008	ITEMS LESS THAT \$5,000,000 .....	772	772
	<b>BASE MAINTENANCE SUPPORT</b>		
010	ITEMS LESS THAN \$5M BASE MAINT/CONST .....	13,983	13,983
	<b>COMM SECURITY EQUIPMENT(COMSEC)</b>		
013	AIR FORCE PHYSICAL SECURITY .....	500	500
	<b>ELECTRONICS PROGRAMS</b>		
022	WEATHER OBSERVATION FORECAST .....	1,800	1,800
025	TAC SIGNIT SPT .....	7,020	7,020
	<b>SPCL COMM-ELECTRONICS PROJECTS</b>		
030	AIR FORCE PHYSICAL SECURITY SYSTEM .....	25,920	25,920
	<b>ORGANIZATION AND BASE</b>		
049	TACTICAL C-E EQUIPMENT .....	9,445	9,445
	<b>PERSONAL SAFETY &amp; RESCUE EQUIP</b>		
055	NIGHT VISION GOGGLES .....	12,900	12,900
	<b>BASE SUPPORT EQUIPMENT</b>		
059	CONTINGENCY OPERATIONS .....	18,100	18,100

<b>SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Agreement</b>
061	MOBILITY EQUIPMENT .....	9,800	9,800
062	ITEMS LESS THAN \$5,000,000 (BASE S) .....	8,400	8,400
	<b>SPECIAL SUPPORT PROJECTS</b>		
065	DCGS-AF .....	3,000	3,000
068	DEFENSE SPACE RECONNAISSANCE PROG. ....	64,400	64,400
	<b>CLASSIFIED PROGRAMS</b>		
068A	CLASSIFIED PROGRAMS .....	2,991,347	2,910,698
	Classified Adjustment .....		[-80,649]
	<b>TOTAL OTHER PROCUREMENT, AIR FORCE .....</b>	<b>3,204,641</b>	<b>3,088,510</b>
	<b>PROCUREMENT, DEFENSE-WIDE</b>		
	<b>MAJOR EQUIPMENT, DISA</b>		
017	TELEPORT PROGRAM .....	3,307	3,307
	<b>MAJOR EQUIPMENT, NSA</b>		
043	INFORMATION SYSTEMS SECURITY PROGRAM (ISSP) .....	3,000	3,000
	<b>MAJOR EQUIPMENT, OSD</b>		
046	MAJOR EQUIPMENT, INTELLIGENCE .....	8,300	8,300
	<b>CLASSIFIED PROGRAMS</b>		
048A	CLASSIFIED PROGRAMS .....	101,548	96,548
	Program adjustment .....		[-5,000]
	<b>AVIATION PROGRAMS</b>		
050	MH-47 SERVICE LIFE EXTENSION PROGRAM .....	40,500	0
	Combat Loss funded in FY11 .....		[-40,500]
051	MH-60 MODERNIZATION PROGRAM .....	7,800	0
	Combat Loss funded in FY11 .....		[-7,800]
052	NON-STANDARD AVIATION .....	8,500	8,500
057	CV-22 MODIFICATION .....	15,000	0
	Combat Loss funded in FY11 .....		[-15,000]
063	C-130 MODIFICATIONS .....	4,800	4,800
	<b>AMMUNITION PROGRAMS</b>		
067	ORDNANCE REPLENISHMENT .....	71,659	71,659
068	ORDNANCE ACQUISITION .....	25,400	15,400
	Prior year funding carryover .....		[-10,000]
	<b>OTHER PROCUREMENT PROGRAMS</b>		
069	COMMUNICATIONS EQUIPMENT AND ELECTRONICS .....	2,325	2,325
070	INTELLIGENCE SYSTEMS .....	43,558	49,058
	Village Stability Operations [VSO] unfunded requirement .....		[5,500]
071	SMALL ARMS AND WEAPONS .....	6,488	8,488
	VSO unfunded requirement .....		[2,000]
072	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS .....	2,601	2,601
078	TACTICAL VEHICLES .....	15,818	19,818
	VSO unfunded requirement .....		[4,000]
085	AUTOMATION SYSTEMS .....	13,387	13,387
087	OPERATIONAL ENHANCEMENTS INTELLIGENCE .....	5,800	5,800
088	SOLDIER PROTECTION AND SURVIVAL SYSTEMS .....	34,900	37,500
	VSO unfunded requirement .....		[2,600]
089	VISUAL AUGMENTATION LASERS AND SENSOR SYSTEMS .....	3,531	3,531
090	TACTICAL RADIO SYSTEMS .....	2,894	2,894
093	MISCELLANEOUS EQUIPMENT .....	7,220	7,220
094	OPERATIONAL ENHANCEMENTS .....	41,632	41,632
	<b>TOTAL PROCUREMENT, DEFENSE-WIDE .....</b>	<b>469,968</b>	<b>405,768</b>
	<b>JOINT URGENT OPERATIONAL NEEDS FUND</b>		
	<b>JOINT URGENT OPERATIONAL NEEDS FUND</b>		
001	JOINT URGENT OPERATIONAL NEEDS FUND .....	100,000	0
	Unjustified Requirement .....		[-100,000]
	<b>TOTAL JOINT URGENT OPERATIONAL NEEDS FUND.</b>	<b>100,000</b>	<b>0</b>
	<b>MINE RESISTANT AMBUSH PROT VEH FUND</b>		
	<b>MINE RESISTANT AMBUSH PROT VEH FUND</b>		
001	MINE RESISTANT AMBUSH PROT VEH FUND .....	3,195,170	2,600,170
	Funds previously provided by Department of Army in FY11 ...		[-595,000]
	<b>TOTAL MINE RESISTANT AMBUSH PROT VEH FUND.</b>	<b>3,195,170</b>	<b>2,600,170</b>

<i>SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS</i>			
<i>(In Thousands of Dollars)</i>			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Agreement</i>
<b>NATIONAL GUARD &amp; RESERVE EQUIPMENT</b>			
<b>UNDISTRIBUTED</b>			
007	UNDISTRIBUTED .....		225,000
	Program Increase .....		[225,000]
	<b>TOTAL NATIONAL GUARD &amp; RESERVE EQUIPMENT.</b>		<b>225,000</b>
	<b>TOTAL PROCUREMENT .....</b>	<b>15,021,824</b>	<b>15,084,413</b>

## TITLE XLII—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

### SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)				
Line	Program Element	Item	FY 2012 Request	Conference Authorized
<b>RESEARCH, DEVELOPMENT, TEST &amp; EVAL, ARMY</b>				
<b>BASIC RESEARCH</b>				
001	0601101A	IN-HOUSE LABORATORY INDEPENDENT RESEARCH.	21,064	21,064
002	0601102A	DEFENSE RESEARCH SCIENCES .....	213,942	213,942
003	0601103A	UNIVERSITY RESEARCH INITIATIVES .....	80,977	80,977
004	0601104A	UNIVERSITY AND INDUSTRY RESEARCH CENTERS	120,937	120,937
		<b>SUBTOTAL BASIC RESEARCH .....</b>	<b>436,920</b>	<b>436,920</b>
<b>APPLIED RESEARCH</b>				
005	0602105A	MATERIALS TECHNOLOGY .....	30,258	30,258
006	0602120A	SENSORS AND ELECTRONIC SURVIVABILITY .....	43,521	43,521
007	0602122A	TRACTOR HIP .....	14,230	14,230
008	0602211A	AVIATION TECHNOLOGY .....	44,610	44,610
009	0602270A	ELECTRONIC WARFARE TECHNOLOGY .....	15,790	15,790
010	0602303A	MISSILE TECHNOLOGY .....	50,685	50,685
011	0602307A	ADVANCED WEAPONS TECHNOLOGY .....	20,034	20,034
012	0602308A	ADVANCED CONCEPTS AND SIMULATION .....	20,933	20,933
013	0602601A	COMBAT VEHICLE AND AUTOMOTIVE TECHNOLOGY.	64,306	64,306
014	0602618A	BALLISTICS TECHNOLOGY .....	59,214	59,214
015	0602622A	CHEMICAL, SMOKE AND EQUIPMENT DEFEATING TECHNOLOGY.	4,877	4,877
016	0602623A	JOINT SERVICE SMALL ARMS PROGRAM .....	8,244	8,244
017	0602624A	WEAPONS AND MUNITIONS TECHNOLOGY .....	39,813	39,813
018	0602705A	ELECTRONICS AND ELECTRONIC DEVICES .....	62,962	62,962
019	0602709A	NIGHT VISION TECHNOLOGY .....	57,203	55,203
		<i>Program growth adjustment .....</i>		[-2,000]
020	0602712A	COUNTERMINE SYSTEMS .....	20,280	20,280
021	0602716A	HUMAN FACTORS ENGINEERING TECHNOLOGY .....	21,801	21,801
022	0602720A	ENVIRONMENTAL QUALITY TECHNOLOGY .....	20,837	20,837
023	0602782A	COMMAND, CONTROL, COMMUNICATIONS TECHNOLOGY.	26,116	26,116
024	0602783A	COMPUTER AND SOFTWARE TECHNOLOGY .....	8,591	8,591
025	0602784A	MILITARY ENGINEERING TECHNOLOGY .....	80,317	80,317
026	0602785A	MANPOWER/PERSONNEL/TRAINING TECHNOLOGY	18,946	18,946
027	0602786A	WARFIGHTER TECHNOLOGY .....	29,835	29,835
028	0602787A	MEDICAL TECHNOLOGY .....	105,929	105,929
		<b>SUBTOTAL APPLIED RESEARCH .....</b>	<b>869,332</b>	<b>867,332</b>
<b>ADVANCED TECHNOLOGY DEVELOPMENT</b>				
029	0603001A	WARFIGHTER ADVANCED TECHNOLOGY .....	52,979	52,979
030	0603002A	MEDICAL ADVANCED TECHNOLOGY .....	68,171	68,171
031	0603003A	AVIATION ADVANCED TECHNOLOGY .....	62,193	62,193
032	0603004A	WEAPONS AND MUNITIONS ADVANCED TECHNOLOGY.	77,077	77,077
033	0603005A	COMBAT VEHICLE AND AUTOMOTIVE ADVANCED TECHNOLOGY.	106,145	106,145
034	0603006A	COMMAND, CONTROL, COMMUNICATIONS ADVANCED TECHNOLOGY.	5,312	5,312
035	0603007A	MANPOWER, PERSONNEL AND TRAINING ADVANCED TECHNOLOGY.	10,298	10,298

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
036	0603008A	ELECTRONIC WARFARE ADVANCED TECHNOLOGY	57,963	57,963
037	0603009A	TRACTOR HIKE .....	8,155	8,155
038	0603015A	NEXT GENERATION TRAINING & SIMULATION SYSTEMS.	17,936	17,936
039	0603020A	TRACTOR ROSE .....	12,597	12,597
040	0603105A	MILITARY HIV RESEARCH .....	6,796	6,796
041	0603125A	COMBATING TERRORISM, TECHNOLOGY DEVELOPMENT.	12,191	12,191
042	0603130A	TRACTOR NAIL .....	4,278	4,278
043	0603131A	TRACTOR EGGS .....	2,261	2,261
044	0603270A	ELECTRONIC WARFARE TECHNOLOGY	23,677	23,677
045	0603313A	MISSILE AND ROCKET ADVANCED TECHNOLOGY ...	90,602	90,602
046	0603322A	TRACTOR CAGE .....	10,315	10,315
047	0603461A	HIGH PERFORMANCE COMPUTING MODERNIZATION PROGRAM.	183,150	183,150
048	0603606A	LANDMINE WARFARE AND BARRIER ADVANCED TECHNOLOGY.	31,541	31,541
049	0603607A	JOINT SERVICE SMALL ARMS PROGRAM .....	7,686	7,686
050	0603710A	NIGHT VISION ADVANCED TECHNOLOGY .....	42,414	42,414
051	0603728A	ENVIRONMENTAL QUALITY TECHNOLOGY DEMONSTRATIONS.	15,959	15,959
052	0603734A	MILITARY ENGINEERING ADVANCED TECHNOLOGY.	36,516	36,516
053	0603772A	ADVANCED TACTICAL COMPUTER SCIENCE AND SENSOR TECHNOLOGY.	30,600	30,600
		<b>SUBTOTAL ADVANCED TECHNOLOGY DEVELOPMENT.</b>	<b>976,812</b>	<b>976,812</b>
		<b>ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES</b>		
055	0603305A	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION(NON SPACE).	21,126	9,126
		Excess growth and delays .....		[-12,000]
055A	0603XXXA	INDIRECT FIRE PROTECTION .....	14,883	14,883
056	0603308A	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION (SPACE).	9,612	9,612
058	0603619A	LANDMINE WARFARE AND BARRIER—ADV DEV .....	35,383	19,293
		Excess to Army requirement .....		[-16,090]
059	0603627A	SMOKE, OBSCURANT AND TARGET DEFEATING SYS-ADV DEV.	9,501	4,501
		Program growth adjustment .....		[-5,000]
060	0603639A	TANK AND MEDIUM CALIBER AMMUNITION .....	39,693	39,693
061	0603653A	ADVANCED TANK ARMAMENT SYSTEM (ATAS) .....	101,408	64,408
		Program growth adjustment .....		[-37,000]
062	0603747A	SOLDIER SUPPORT AND SURVIVABILITY .....	9,747	3,843
		Rapid Equipping Force- Lack of baseline requirement		[-5,904]
063	0603766A	TACTICAL ELECTRONIC SURVEILLANCE SYSTEM—ADV DEV.	5,766	5,766
065	0603779A	ENVIRONMENTAL QUALITY TECHNOLOGY .....	4,946	4,946
066	0603782A	WARFIGHTER INFORMATION NETWORK-TACTICAL	297,955	182,955
		Program reduction Increment III .....		[-115,000]
067	0603790A	NATO RESEARCH AND DEVELOPMENT .....	4,765	4,765
068	0603801A	AVIATION—ADV DEV .....	7,107	7,107
069	0603804A	LOGISTICS AND ENGINEER EQUIPMENT—ADV DEV	19,509	12,509
		Army requested transfer LAMPS to RDTE Army line 109.		[-7,000]
070	0603805A	COMBAT SERVICE SUPPORT CONTROL SYSTEM EVALUATION AND ANALYSIS.	5,258	5,258
071	0603807A	MEDICAL SYSTEMS—ADV DEV .....	34,997	34,997
072	0603827A	SOLDIER SYSTEMS—ADVANCED DEVELOPMENT ....	19,598	19,598
073	0603850A	INTEGRATED BROADCAST SERVICE .....	1,496	1,496
074	0604115A	TECHNOLOGY MATURATION INITIATIVES .....	10,181	10,181
075	0604131A	TRACTOR JUTE .....	15,609	15,609
076	0604284A	JOINT COOPERATIVE TARGET IDENTIFICATION—GROUND (JCTI-G)   TECHNOLOGY DEVELOPME.	41,652	15,052

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
		Army offered program reduction .....		[-26,600]
077	0305205A	ENDURANCE UAVS .....	42,892	42,892
		<b>SUBTOTAL ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES.</b>	<b>753,084</b>	<b>528,490</b>
		<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION</b>		
078	0604201A	AIRCRAFT AVIONICS .....	144,687	119,687
		JTRS AMF delays and JPALS excessive growth .....		[-25,000]
079	0604220A	ARMED, DEPLOYABLE HELOS .....	166,132	82,442
		Army offered program reduction .....		[-83,690]
080	0604270A	ELECTRONIC WARFARE DEVELOPMENT .....	101,265	34,265
		Army offered program reduction .....		[-67,000]
082	0604321A	ALL SOURCE ANALYSIS SYSTEM .....	17,412	7,412
		Machine—Foreign Language Translation System contract delay.		[-10,000]
083	0604328A	TRACTOR CAGE .....	26,577	26,577
084	0604601A	INFANTRY SUPPORT WEAPONS .....	73,728	83,474
		S61—High concurrency of incremental efforts .....		[-8,000]
		Transfer at Army request from WTCV line 17 .....		[16,046]
		Transfer at Army request from WTCV line 20 .....		[1,700]
085	0604604A	MEDIUM TACTICAL VEHICLES .....	3,961	3,961
087	0604611A	JAVELIN .....	17,340	9,940
		Excess to requirement .....		[-7,400]
088	0604622A	FAMILY OF HEAVY TACTICAL VEHICLES .....	5,478	5,478
089	0604633A	AIR TRAFFIC CONTROL .....	22,922	22,922
090	0604642A	LIGHT TACTICAL WHEELED VEHICLES .....		20,000
		Army requested transfer from RDTE line 109 .....		[20,000]
093	0604661A	FCS SYSTEMS OF SYSTEMS ENGR & PROGRAM MGMT.	383,872	298,872
		Unjustified requirement .....		[-85,000]
095	0604663A	FCS UNMANNED GROUND VEHICLES .....	143,840	36,000
		Program adjustment .....		[-107,840]
096	0604664A	FCS UNATTENDED GROUND SENSORS .....	499	0
		Program termination .....		[-499]
098	0604710A	NIGHT VISION SYSTEMS—SDD .....	59,265	59,265
099	0604713A	COMBAT FEEDING, CLOTHING, AND EQUIPMENT ...	2,075	2,075
100	0604715A	NON-SYSTEM TRAINING DEVICES—SDD .....	30,021	30,021
101	0604716A	TERRAIN INFORMATION—SDD .....	1,596	1,596
102	0604741A	AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE—SDD.	83,010	83,010
103	0604742A	CONSTRUCTIVE SIMULATION SYSTEMS DEVELOPMENT.	28,305	28,305
104	0604746A	AUTOMATIC TEST EQUIPMENT DEVELOPMENT .....	14,375	14,375
105	0604760A	DISTRIBUTIVE INTERACTIVE SIMULATIONS (DIS)—SDD.	15,803	15,803
107	0604780A	COMBINED ARMS TACTICAL TRAINER (CATT) CORE	22,226	22,226
108	0604802A	WEAPONS AND MUNITIONS—SDD .....	13,828	13,828
109	0604804A	LOGISTICS AND ENGINEER EQUIPMENT—SDD .....	251,104	173,311
		Army request transfer from RDTE line 69 .....		[7,000]
		Army requested transfer to RDTE Army line 90 .....		[-20,000]
		Joint Light Tactical Vehicle Schedule Slip .....		[-64,793]
110	0604805A	COMMAND, CONTROL, COMMUNICATIONS SYSTEMS—SDD.	137,811	81,811
		Excessive growth Joint Battle Command-Platform .....		[-56,000]
111	0604807A	MEDICAL MATERIEL/MEDICAL BIOLOGICAL DEFENSE EQUIPMENT—SDD.	27,160	27,160
112	0604808A	LANDMINE WARFARE/BARRIER—SDD .....	87,426	76,326
		Explosive Hazard Pre-Detonation (EHP) Roller contract delay.		[-11,100]
113	0604814A	ARTILLERY MUNITIONS .....	42,627	37,627
		Program growth adjustment .....		[-5,000]
115	0604818A	ARMY TACTICAL COMMAND & CONTROL HARDWARE & SOFTWARE.	123,935	93,935
		Excessive Growth .....		[-30,000]

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
116	0604820A	RADAR DEVELOPMENT .....	2,890	2,890
117	0604822A	GENERAL FUND ENTERPRISE BUSINESS SYSTEM (GFEBS).	794	794
118	0604823A	FIREFINDER .....	10,358	10,358
119	0604827A	SOLDIER SYSTEMS—WARRIOR DEM/VAL .....	48,309	61,409
		Transfer at Army request from OPA line 147 .....		[13,100]
120	0604854A	ARTILLERY SYSTEMS .....	120,146	120,146
121	0604869A	PATRIOT/MEADS COMBINED AGGREGATE PROGRAM (CAP).	406,605	390,000
		Program Decrease .....		[-16,605]
122	0604870A	NUCLEAR ARMS CONTROL MONITORING SENSOR NETWORK.	7,398	7,398
123	0605013A	INFORMATION TECHNOLOGY DEVELOPMENT .....	37,098	32,098
		Unjustified cost growth .....		[-5,000]
124	0605018A	ARMY INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (A-IMHRS).	68,693	68,693
125	0605450A	JOINT AIR-TO-GROUND MISSILE (JAGM) .....	127,095	127,095
126	0605455A	SLAMRAAM .....	19,931	1,531
		Excess to program termination requirements .....		[-18,400]
127	0605456A	PAC-3/MSE MISSILE .....	88,993	88,993
128	0605457A	ARMY INTEGRATED AIR AND MISSILE DEFENSE (AIAMD).	270,607	270,607
129	0605625A	MANNED GROUND VEHICLE .....	884,387	449,387
		Excessive Technology Ramp-up prior to completion of Analysis of Alternatives.		[-435,000]
130	0605626A	AERIAL COMMON SENSOR .....	31,465	31,465
131	0303032A	TROJAN—RH12 .....	3,920	3,920
132	0304270A	ELECTRONIC WARFARE DEVELOPMENT .....	13,819	13,819
		<b>SUBTOTAL SYSTEM DEVELOPMENT &amp; DEMONSTRATION.</b>	<b>4,190,788</b>	<b>3,192,307</b>
		<b>RDT&amp;E MANAGEMENT SUPPORT</b>		
133	0604256A	THREAT SIMULATOR DEVELOPMENT .....	16,992	16,992
134	0604258A	TARGET SYSTEMS DEVELOPMENT .....	11,247	11,247
135	0604759A	MAJOR T&E INVESTMENT .....	49,437	49,437
136	0605103A	RAND ARROYO CENTER .....	20,384	20,384
137	0605301A	ARMY KWAJALEIN ATOLL .....	145,606	145,606
138	0605326A	CONCEPTS EXPERIMENTATION PROGRAM .....	28,800	28,800
139	0605502A	SMALL BUSINESS INNOVATIVE RESEARCH .....		0
140	0605601A	ARMY TEST RANGES AND FACILITIES .....	262,456	312,456
		Program Increase .....		[50,000]
141	0605602A	ARMY TECHNICAL TEST INSTRUMENTATION AND TARGETS.	70,227	70,227
142	0605604A	SURVIVABILITY/LETHALITY ANALYSIS .....	43,483	43,483
143	0605605A	DOD HIGH ENERGY LASER TEST FACILITY .....	18	18
144	0605606A	AIRCRAFT CERTIFICATION .....	5,630	5,630
145	0605702A	METEOROLOGICAL SUPPORT TO RDT&E ACTIVITIES.	7,182	7,182
146	0605706A	MATERIEL SYSTEMS ANALYSIS .....	19,669	19,669
147	0605709A	EXPLOITATION OF FOREIGN ITEMS .....	5,445	5,445
148	0605712A	SUPPORT OF OPERATIONAL TESTING .....	68,786	68,786
149	0605716A	ARMY EVALUATION CENTER .....	63,302	63,302
150	0605718A	ARMY MODELING & SIM X-CMD COLLABORATION & INTEG.	3,420	3,420
151	0605801A	PROGRAMWIDE ACTIVITIES .....	83,054	83,054
152	0605803A	TECHNICAL INFORMATION ACTIVITIES .....	63,872	58,872
		Program Reduction .....		[-5,000]
153	0605805A	MUNITIONS STANDARDIZATION, EFFECTIVENESS AND SAFETY.	57,142	57,142
154	0605857A	ENVIRONMENTAL QUALITY TECHNOLOGY MGMT SUPPORT.	4,961	4,961
155	0605898A	MANAGEMENT HQ—R&D .....	17,558	17,558
		<b>SUBTOTAL RDT&amp;E MANAGEMENT SUPPORT .....</b>	<b>1,048,671</b>	<b>1,093,671</b>

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>				
158	0603778A	MLRS PRODUCT IMPROVEMENT PROGRAM .....	66,641	66,641
159	0603820A	WEAPONS CAPABILITY MODIFICATIONS UAV .....	24,142	7,500
		Excess funds only to the analysis of alternatives .....		[-16,642]
160	0102419A	AEROSTAT JOINT PROJECT OFFICE .....	344,655	327,855
		Excess program growth .....		[-16,800]
162	0203726A	ADV FIELD ARTILLERY TACTICAL DATA SYSTEM ....	29,546	29,546
163	0203735A	COMBAT VEHICLE IMPROVEMENT PROGRAMS .....	53,307	36,207
		AMPV .....		[-17,100]
164	0203740A	MANEUVER CONTROL SYSTEM .....	65,002	42,414
		Unjustified program growth .....		[-22,588]
165	0203744A	AIRCRAFT MODIFICATIONS/PRODUCT IMPROVE- MENT PROGRAMS.	163,205	149,705
		Excess funds to Black Hawk Recapitalization/Mod- ernization for analysis of alternatives.		[-13,500]
166	0203752A	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM.	823	823
167	0203758A	DIGITIZATION .....	8,029	8,029
169	0203801A	MISSILE/AIR DEFENSE PRODUCT IMPROVEMENT PROGRAM.	44,560	54,560
		Transfer at Army Request from MPA line 13 .....		[10,000]
171	0203808A	TRACTOR CARD .....	42,554	42,554
172	0208053A	JOINT TACTICAL GROUND SYSTEM .....	27,630	27,630
173	0208058A	JOINT HIGH SPEED VESSEL (JHSV) .....	3,044	3,044
175	0303028A	SECURITY AND INTELLIGENCE ACTIVITIES .....	2,854	2,854
176	0303140A	INFORMATION SYSTEMS SECURITY PROGRAM .....	61,220	61,220
177	0303141A	GLOBAL COMBAT SUPPORT SYSTEM .....	100,505	160,745
		Army requested transfer for AESIP from OPA line 116.		[13,000]
		Army requested transfer for GCSS-Army from OPA line 116.		[47,240]
178	0303142A	SATCOM GROUND ENVIRONMENT (SPACE) .....	12,104	12,104
179	0303150A	WWMCCS/GLOBAL COMMAND AND CONTROL SYS- TEM.	23,937	23,937
181	0305204A	TACTICAL UNMANNED AERIAL VEHICLES .....	40,650	26,550
		Contract award delays .....		[-14,100]
182	0305208A	DISTRIBUTED COMMON GROUND/SURFACE SYS- TEMS.	44,198	31,699
		Unjustified requirements growth .....		[-12,499]
183	0305219A	MQ-1 SKY WARRIOR A UAV .....	137,038	122,038
		Excessive growth .....		[-15,000]
184	0305232A	RQ-11 UAV .....	1,938	1,938
185	0305233A	RQ-7 UAV .....	31,940	31,940
187	0307665A	BIOMETRICS ENABLED INTELLIGENCE .....	15,018	15,018
188	0708045A	END ITEM INDUSTRIAL PREPAREDNESS ACTIVI- TIES.	59,297	59,297
188A	999999999	CLASSIFIED PROGRAMS .....	4,536	4,536
		<b>SUBTOTAL OPERATIONAL SYSTEMS DEVELOP- MENT.</b>	<b>1,408,373</b>	<b>1,350,384</b>
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, ARMY.</b>	<b>9,683,980</b>	<b>8,445,916</b>
<b>RESEARCH, DEVELOPMENT, TEST &amp; EVAL, NAVY</b>				
<b>BASIC RESEARCH</b>				
001	0601103N	UNIVERSITY RESEARCH INITIATIVES .....	113,157	113,157
002	0601152N	IN-HOUSE LABORATORY INDEPENDENT RE- SEARCH.	18,092	18,092
003	0601153N	DEFENSE RESEARCH SCIENCES .....	446,123	446,123
		<b>SUBTOTAL BASIC RESEARCH</b> .....	<b>577,372</b>	<b>577,372</b>
<b>APPLIED RESEARCH</b>				
004	0602114N	POWER PROJECTION APPLIED RESEARCH .....	104,804	104,804
005	0602123N	FORCE PROTECTION APPLIED RESEARCH .....	156,901	156,901

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
006	0602131M	MARINE CORPS LANDING FORCE TECHNOLOGY .....	44,845	44,845
008	0602235N	COMMON PICTURE APPLIED RESEARCH .....	65,448	65,448
009	0602236N	WARFIGHTER SUSTAINMENT APPLIED RESEARCH .....	101,205	101,205
010	0602271N	ELECTROMAGNETIC SYSTEMS APPLIED RESEARCH.	108,329	108,329
011	0602435N	OCEAN WARFIGHTING ENVIRONMENT APPLIED RESEARCH.	50,076	50,076
012	0602651M	JOINT NON-LETHAL WEAPONS APPLIED RESEARCH.	5,937	5,937
013	0602747N	UNDERSEA WARFARE APPLIED RESEARCH .....	108,666	108,666
014	0602782N	MINE AND EXPEDITIONARY WARFARE APPLIED RESEARCH.	37,583	37,583
		<b>SUBTOTAL APPLIED RESEARCH .....</b>	<b>783,794</b>	<b>783,794</b>
		<b>ADVANCED TECHNOLOGY DEVELOPMENT</b>		
015	0603114N	POWER PROJECTION ADVANCED TECHNOLOGY .....	114,270	114,270
016	0603123N	FORCE PROTECTION ADVANCED TECHNOLOGY .....	64,057	45,234
		Excess MRMUAS funding .....		[-18,823]
017	0603235N	COMMON PICTURE ADVANCED TECHNOLOGY .....	49,068	49,068
018	0603236N	WARFIGHTER SUSTAINMENT ADVANCED TECHNOLOGY.	71,232	71,232
019	0603271N	ELECTROMAGNETIC SYSTEMS ADVANCED TECHNOLOGY.	102,535	102,535
020	0603640M	USMC ADVANCED TECHNOLOGY DEMONSTRATION (ATD).	124,324	124,324
021	0603651M	JOINT NON-LETHAL WEAPONS TECHNOLOGY DEVELOPMENT.	11,286	11,286
022	0603729N	WARFIGHTER PROTECTION ADVANCED TECHNOLOGY.	18,119	18,119
023	0603747N	UNDERSEA WARFARE ADVANCED TECHNOLOGY ....	37,121	37,121
024	0603758N	NAVY WARFIGHTING EXPERIMENTS AND DEMONSTRATIONS.	50,157	50,157
025	0603782N	MINE AND EXPEDITIONARY WARFARE ADVANCED TECHNOLOGY.	6,048	6,048
		<b>SUBTOTAL ADVANCED TECHNOLOGY DEVELOPMENT.</b>	<b>648,217</b>	<b>629,394</b>
		<b>ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES</b>		
026	0603207N	AIR/OCEAN TACTICAL APPLICATIONS .....	94,972	84,972
		JMAPS unjustified request .....		[-10,000]
027	0603216N	AVIATION SURVIVABILITY .....	10,893	10,893
028	0603237N	DEPLOYABLE JOINT COMMAND AND CONTROL .....	3,702	3,702
029	0603251N	AIRCRAFT SYSTEMS .....	10,497	10,497
030	0603254N	ASW SYSTEMS DEVELOPMENT .....	7,915	7,915
031	0603261N	TACTICAL AIRBORNE RECONNAISSANCE .....	5,978	5,978
032	0603382N	ADVANCED COMBAT SYSTEMS TECHNOLOGY .....	1,418	1,418
033	0603502N	SURFACE AND SHALLOW WATER MINE COUNTERMEASURES.	142,657	127,757
		Program execution .....		[-8,900]
		UUV program delay .....		[-6,000]
034	0603506N	SURFACE SHIP TORPEDO DEFENSE .....	118,764	118,764
035	0603512N	CARRIER SYSTEMS DEVELOPMENT .....	54,072	54,072
037	0603525N	PILOT FISH .....	96,012	96,012
038	0603527N	RETRACT LARCH .....	73,421	73,421
039	0603536N	RETRACT JUNIPER .....	130,267	130,267
040	0603542N	RADIOLOGICAL CONTROL .....	1,338	1,338
041	0603553N	SURFACE ASW .....	29,797	29,797
042	0603561N	ADVANCED SUBMARINE SYSTEM DEVELOPMENT ...	856,326	856,326
043	0603562N	SUBMARINE TACTICAL WARFARE SYSTEMS .....	9,253	9,253
044	0603563N	SHIP CONCEPT ADVANCED DESIGN .....	14,308	14,308
045	0603564N	SHIP PRELIMINARY DESIGN & FEASIBILITY STUDIES.	22,213	22,213
046	0603570N	ADVANCED NUCLEAR POWER SYSTEMS .....	463,683	463,683

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
047	0603573N	ADVANCED SURFACE MACHINERY SYSTEMS .....	18,249	18,249
048	0603576N	CHALK EAGLE .....	584,159	584,159
049	0603581N	LITTORAL COMBAT SHIP (LCS) .....	286,784	282,784
		Defer development of Irregular Warfare mission pack- age.		[-4,000]
050	0603582N	COMBAT SYSTEM INTEGRATION .....	34,157	34,157
051	0603609N	CONVENTIONAL MUNITIONS .....	4,753	4,753
052	0603611M	MARINE CORPS ASSAULT VEHICLES .....	12,000	12,000
053	0603635M	MARINE CORPS GROUND COMBAT/SUPPORT SYS- TEM.	79,858	54,981
		Joint Light Tactical Vehicle Schedule Slip .....		[-24,877]
054	0603654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOP- MENT.	33,654	33,654
055	0603658N	COOPERATIVE ENGAGEMENT .....	54,783	54,783
056	0603713N	OCEAN ENGINEERING TECHNOLOGY DEVELOP- MENT.	9,996	9,996
057	0603721N	ENVIRONMENTAL PROTECTION .....	21,714	21,714
058	0603724N	NAVY ENERGY PROGRAM .....	70,538	70,538
059	0603725N	FACILITIES IMPROVEMENT .....	3,754	3,754
060	0603734N	CHALK CORAL .....	79,415	79,415
061	0603739N	NAVY LOGISTIC PRODUCTIVITY .....	4,137	4,137
062	0603746N	RETRACT MAPLE .....	276,383	276,383
063	0603748N	LINK PLUMERIA .....	52,721	52,721
064	0603751N	RETRACT ELM .....	160,964	150,964
		Classified adjustment .....		[-10,000]
066	0603764N	LINK EVERGREEN .....	144,985	144,985
067	0603787N	SPECIAL PROCESSES .....	43,704	43,704
068	0603790N	NATO RESEARCH AND DEVELOPMENT .....	9,140	9,140
069	0603795N	LAND ATTACK TECHNOLOGY .....	421	421
070	0603851M	NONLETHAL WEAPONS .....	40,992	40,992
071	0603860N	JOINT PRECISION APPROACH AND LANDING SYS- TEMS.	121,455	118,255
		Excess management services funding .....		[-3,200]
075	0604272N	TACTICAL AIR DIRECTIONAL INFRARED COUNTER- MEASURES (TADIRCM).	64,107	64,107
076	0604279N	ASE SELF-PROTECTION OPTIMIZATION .....	711	711
077	0604653N	JOINT COUNTER RADIO CONTROLLED IED ELEC- TRONIC WARFARE (JCREW).	62,044	62,044
078	0604659N	PRECISION STRIKE WEAPONS DEVELOPMENT PRO- GRAM.	22,665	3,450
		Excess support funding .....		[-1,000]
		FMU-164 fuze program termination .....		[-18,215]
079	0604707N	SPACE AND ELECTRONIC WARFARE (SEW) ARCHI- TECTURE/ENGINEERING SUPPORT.	33,621	33,621
080	0303354N	ASW SYSTEMS DEVELOPMENT—MIP .....	1,078	1,078
082	0304270N	ELECTRONIC WARFARE DEVELOPMENT—MIP .....	625	625
		<b>SUBTOTAL ADVANCED COMPONENT DEVELOP- MENT &amp; PROTOTYPES.</b>	<b>4,481,053</b>	<b>4,394,861</b>
		<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION</b>		
083	0604212N	OTHER HELO DEVELOPMENT .....	35,651	42,651
		Navy requested transfer from line 98 for VH-3/VH- 60 sustainment.		[7,000]
084	0604214N	AV-8B AIRCRAFT—ENG DEV .....	30,676	30,676
085	0604215N	STANDARDS DEVELOPMENT .....	51,191	49,491
		Collision avoidance safety program delay .....		[-1,700]
086	0604216N	MULTI-MISSION HELICOPTER UPGRADE DEVELOP- MENT.	17,673	17,673
087	0604218N	AIR/OCEAN EQUIPMENT ENGINEERING .....	5,922	5,922
088	0604221N	P-3 MODERNIZATION PROGRAM .....	3,417	3,417
089	0604230N	WARFARE SUPPORT SYSTEM .....	9,944	9,944
090	0604231N	TACTICAL COMMAND SYSTEM .....	81,257	77,257
		NTCSS--reduce program growth .....		[-4,000]
091	0604234N	ADVANCED HAWKEYE .....	110,994	110,994

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)				
Line	Program Element	Item	FY 2012 Request	Conference Authorized
092	0604245N	H-1 UPGRADES .....	72,569	67,569
		Development support funding growth .....		[-5,000]
093	0604261N	ACOUSTIC SEARCH SENSORS .....	56,509	48,898
		High Altitude ASW program delay .....		[-1,611]
		Management services funding growth .....		[-6,000]
094	0604262N	V-22A .....	84,477	84,477
095	0604264N	AIR CREW SYSTEMS DEVELOPMENT .....	3,249	3,249
096	0604269N	EA-18 .....	17,100	17,100
097	0604270N	ELECTRONIC WARFARE DEVELOPMENT .....	89,418	89,418
098	0604273N	VH-71A EXECUTIVE HELO DEVELOPMENT .....	180,070	60,770
		Early to need .....		[-76,300]
		Navy requested transfer to APN line 47 .....		[-24,000]
		Navy requested transfer to APN line 62 .....		[-12,000]
		Navy requested transfer to line 83 .....		[-7,000]
099	0604274N	NEXT GENERATION JAMMER (NGJ) .....	189,919	170,919
		Technology Development late contract award .....		[-19,000]
100	0604280N	JOINT TACTICAL RADIO SYSTEM—NAVY (JTRS-NAVY).	688,146	676,146
		HMS capability enhancements unjustified request .....		[-60,000]
		Management services funding growth .....		[-3,000]
		Transfer from O.P.A line 39 for GMR correction of deficiencies.		[51,000]
101	0604307N	SURFACE COMBATANT COMBAT SYSTEM ENGINEERING.	223,283	223,283
102	0604311N	LPD-17 CLASS SYSTEMS INTEGRATION .....	884	884
103	0604329N	SMALL DIAMETER BOMB (SDB) .....	47,635	29,635
		Defer Integration on Joint Strike Fighter .....		[-18,000]
104	0604366N	STANDARD MISSILE IMPROVEMENTS .....	46,705	46,705
105	0604373N	AIRBORNE MCM .....	41,142	41,142
106	0604378N	NAVAL INTEGRATED FIRE CONTROL—COUNTER AIR SYSTEMS ENGINEERING.	24,898	24,898
107	0604404N	FUTURE UNMANNED CARRIER-BASED STRIKE SYSTEM.	121,150	75,700
		Delay to Technology Development contract award .....		[-45,450]
108	0604501N	ADVANCED ABOVE WATER SENSORS .....	60,790	60,790
108A	0604XXXN	AIR AND MISSILE DEFENSE RADAR .....	166,568	166,568
109	0604503N	SSN-688 AND TRIDENT MODERNIZATION .....	100,591	95,671
		TB-33 program cancellation .....		[-4,920]
110	0604504N	AIR CONTROL .....	5,521	5,521
111	0604512N	SHIPBOARD AVIATION SYSTEMS .....	45,445	45,445
112	0604518N	COMBAT INFORMATION CENTER CONVERSION .....	3,400	3,400
113	0604558N	NEW DESIGN SSN .....	97,235	97,235
114	0604562N	SUBMARINE TACTICAL WARFARE SYSTEM .....	48,466	48,466
115	0604567N	SHIP CONTRACT DESIGN/ LIVE FIRE T&E .....	161,099	121,099
		Ship-to-Shore Connector--contract award delay .....		[-40,000]
116	0604574N	NAVY TACTICAL COMPUTER RESOURCES .....	3,848	3,848
117	0604601N	MINE DEVELOPMENT .....	3,933	3,933
118	0604610N	LIGHTWEIGHT TORPEDO DEVELOPMENT .....	32,592	32,592
119	0604654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT.	9,960	9,960
120	0604703N	PERSONNEL, TRAINING, SIMULATION, AND HUMAN FACTORS.	12,992	12,992
121	0604727N	JOINT STANDOFF WEAPON SYSTEMS .....	7,506	7,506
122	0604755N	SHIP SELF DEFENSE (DETECT & CONTROL) .....	71,222	71,222
123	0604756N	SHIP SELF DEFENSE (ENGAGE: HARD KILL) .....	6,631	6,631
124	0604757N	SHIP SELF DEFENSE (ENGAGE: SOFT KILL/EW) .....	184,095	184,095
125	0604761N	INTELLIGENCE ENGINEERING .....	2,217	2,217
126	0604771N	MEDICAL DEVELOPMENT .....	12,984	12,984
127	0604777N	NAVIGATION/ID SYSTEM .....	50,178	39,378
		Mode 5 program delay .....		[-10,800]
128	0604800M	JOINT STRIKE FIGHTER (JSF)—EMD .....	670,723	651,786
		Block IV development ahead of need .....		[-18,937]
129	0604800N	JOINT STRIKE FIGHTER (JSF) .....	677,486	658,549
		Block IV development ahead of need .....		[-18,937]

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
130	0605013M	INFORMATION TECHNOLOGY DEVELOPMENT .....	27,461	19,461
		Prgram underexecution .....		[-8,000]
131	0605013N	INFORMATION TECHNOLOGY DEVELOPMENT .....	58,764	29,764
		Reduction to fourth quarter contract awards .....		[-29,000]
132	0605018N	NAVY INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (N-IMHRS).	55,050	55,050
133	0605212N	CH-53K RDTE .....	629,461	624,461
		Management services funding growth .....		[-5,000]
135	0605450N	JOINT AIR-TO-GROUND MISSILE (JAGM) .....	118,395	108,395
		Program delay .....		[-10,000]
136	0605500N	MULTI-MISSION MARITIME AIRCRAFT (MMA) .....	622,713	608,713
		Increment 3—development ahead of need .....		[-14,000]
138	0204202N	DDG-1000 .....	261,604	257,604
		Government technical services growth .....		[-4,000]
139	0304231N	TACTICAL COMMAND SYSTEM—MIP .....	979	979
141	0304785N	TACTICAL CRYPTOLOGIC SYSTEMS .....	31,740	31,740
		<b>SUBTOTAL SYSTEM DEVELOPMENT &amp; DEMONSTRATION.</b>	<b>6,475,528</b>	<b>6,086,873</b>
		<b>RDT&amp;E MANAGEMENT SUPPORT</b>		
142	0604256N	THREAT SIMULATOR DEVELOPMENT .....	28,318	28,318
143	0604258N	TARGET SYSTEMS DEVELOPMENT .....	44,700	44,700
144	0604759N	MAJOR T&E INVESTMENT .....	37,957	37,957
145	0605126N	JOINT THEATER AIR AND MISSILE DEFENSE ORGANIZATION.	2,970	2,970
146	0605152N	STUDIES AND ANALYSIS SUPPORT—NAVY .....	23,454	17,454
		Reduction to growth .....		[-6,000]
147	0605154N	CENTER FOR NAVAL ANALYSES .....	47,127	47,127
148	0605502N	SMALL BUSINESS INNOVATIVE RESEARCH .....	10	10
149	0605804N	TECHNICAL INFORMATION SERVICES .....	571	571
150	0605853N	MANAGEMENT, TECHNICAL & INTERNATIONAL SUPPORT.	68,301	58,301
		OASUW--defer new start .....		[-10,000]
151	0605856N	STRATEGIC TECHNICAL SUPPORT .....	3,277	3,277
152	0605861N	RDT&E SCIENCE AND TECHNOLOGY MANAGEMENT.	73,917	73,917
153	0605863N	RDT&E SHIP AND AIRCRAFT SUPPORT .....	136,531	136,531
154	0605864N	TEST AND EVALUATION SUPPORT .....	335,367	335,367
155	0605865N	OPERATIONAL TEST AND EVALUATION CAPABILITY.	16,634	16,634
156	0605866N	NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT.	4,228	4,228
157	0605867N	SEW SURVEILLANCE / RECONNAISSANCE SUPPORT	7,642	7,642
158	0605873M	MARINE CORPS PROGRAM WIDE SUPPORT .....	25,655	25,655
159	0305885N	TACTICAL CRYPTOLOGIC ACTIVITIES .....	2,764	2,764
		<b>SUBTOTAL RDT&amp;E MANAGEMENT SUPPORT ....</b>	<b>859,423</b>	<b>843,423</b>
		<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>		
164	0604402N	UNMANNED COMBAT AIR VEHICLE (UCAV) ADVANCED COMPONENT AND PROTOTYPE DEVELOPMENT.	198,298	198,298
165	0604717M	MARINE CORPS COMBAT SERVICES SUPPORT .....	400	400
166	0604766M	MARINE CORPS DATA SYSTEMS .....	1,650	1,650
167	0101221N	STRATEGIC SUB & WEAPONS SYSTEM SUPPORT .....	88,873	88,873
168	0101224N	SSBN SECURITY TECHNOLOGY PROGRAM .....	33,553	33,553
169	0101226N	SUBMARINE ACOUSTIC WARFARE DEVELOPMENT	6,360	6,360
170	0101402N	NAVY STRATEGIC COMMUNICATIONS .....	23,208	23,208
171	0203761N	RAPID TECHNOLOGY TRANSITION (RTT) .....	30,021	30,021
172	0204136N	F/A-18 SQUADRONS .....	151,030	145,161
		Radar upgrade program delay .....		[-5,869]
173	0204152N	E-2 SQUADRONS .....	6,696	6,696
174	0204163N	FLEET TELECOMMUNICATIONS (TACTICAL) .....	1,739	1,739
175	0204228N	SURFACE SUPPORT .....	3,377	3,377
176	0204229N	TOMAHAWK AND TOMAHAWK MISSION PLANNING CENTER (TMPC).	8,819	8,819

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)				
Line	Program Element	Item	FY 2012 Request	Conference Authorized
177	0204311N	INTEGRATED SURVEILLANCE SYSTEM .....	21,259	21,259
178	0204413N	AMPHIBIOUS TACTICAL SUPPORT UNITS (DIS- PLACEMENT CRAFT).	5,214	5,214
179	0204571N	CONSOLIDATED TRAINING SYSTEMS DEVELOP- MENT.	42,244	42,244
180	0204574N	CRYPTOLOGIC DIRECT SUPPORT .....	1,447	1,447
181	0204575N	ELECTRONIC WARFARE (EW) READINESS SUPPORT	18,142	18,142
182	0205601N	HARM IMPROVEMENT .....	11,147	11,147
183	0205604N	TACTICAL DATA LINKS .....	69,224	69,224
184	0205620N	SURFACE ASW COMBAT SYSTEM INTEGRATION .....	22,010	22,010
185	0205632N	MK-48 ADCAP .....	39,288	39,288
186	0205633N	AVIATION IMPROVEMENTS .....	123,012	100,423
		Cancellation of Multi-Purpose Bomb Racks Program ...		[-22,589]
187	0205658N	NAVY SCIENCE ASSISTANCE PROGRAM .....	1,957	1,957
188	0205675N	OPERATIONAL NUCLEAR POWER SYSTEMS .....	82,705	82,705
189	0206313M	MARINE CORPS COMMUNICATIONS SYSTEMS .....	320,864	320,864
190	0206623M	MARINE CORPS GROUND COMBAT/SUPPORTING ARMS SYSTEMS.	209,396	184,396
		<b>Amphibious Combat Vehicle (non-add)</b>		
		Excess funds for Marine Personnel Carrier & AAV Upgrade.		[-25,000]
191	0206624M	MARINE CORPS COMBAT SERVICES SUPPORT .....	45,172	27,072
		Program execution .....		[-18,100]
192	0206625M	USMC INTELLIGENCE/ELECTRONIC WARFARE SYSTEMS (MIP).	14,101	14,101
193	0207161N	TACTICAL AIM MISSILES .....	8,765	8,765
194	0207163N	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM).	2,913	2,913
195	0208058N	JOINT HIGH SPEED VESSEL (JHSV) .....	4,108	4,108
200	0303109N	SATELLITE COMMUNICATIONS (SPACE) .....	263,712	263,712
201	0303138N	CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (CANES).	12,906	24,906
		Transfer from CANES (OPN 68) per USN request .....		[12,000]
202	0303140N	INFORMATION SYSTEMS SECURITY PROGRAM .....	25,229	25,229
203	0303150M	WWMCCS/GLOBAL COMMAND AND CONTROL SYS- TEM.	1,250	1,250
204	0303238N	CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (CANES)—MIP.	6,602	6,602
206	0305149N	COBRA JUDY .....	40,605	40,605
207	0305160N	NAVY METEOROLOGICAL AND OCEAN SENSORS- SPACE (METOC).	904	904
208	0305192N	MILITARY INTELLIGENCE PROGRAM (MIP) ACTIVI- TIES.	4,099	4,099
209	0305204N	TACTICAL UNMANNED AERIAL VEHICLES .....	9,353	9,353
210	0305206N	AIRBORNE RECONNAISSANCE SYSTEMS .....		0
212	0305208M	DISTRIBUTED COMMON GROUND/SURFACE SYS- TEMS.	23,785	23,785
213	0305208N	DISTRIBUTED COMMON GROUND/SURFACE SYS- TEMS.	25,487	25,487
214	0305220N	RQ-4 UAV .....	548,482	548,482
215	0305231N	MQ-8 UAV .....	108,248	108,248
216	0305232M	RQ-11 UAV .....	979	979
217	0305233N	RQ-7 UAV .....	872	872
219	0305234N	SMALL (LEVEL 0) TACTICAL UAS (STUASLO) .....	22,698	21,398
		Excess support funding .....		[-1,300]
220	0305237N	MEDIUM RANGE MARITIME UAS .....	15,000	15,000
221	0305239M	RQ-21A .....	26,301	24,201
		Program delays .....		[-2,100]
223	0308601N	MODELING AND SIMULATION SUPPORT .....	8,292	8,292
224	0702207N	DEPOT MAINTENANCE (NON-IF) .....	21,609	21,609
226	0708011N	INDUSTRIAL PREPAREDNESS .....	54,031	54,031
227	0708730N	MARITIME TECHNOLOGY (MARITECH) .....	5,000	5,000
227A	9999999999	CLASSIFIED PROGRAMS .....	1,308,608	1,306,945
		Classified Adjustment .....		[-1,663]

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
		<b>SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT.</b>	<b>4,131,044</b>	<b>4,066,423</b>
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, NAVY.</b>	<b>17,956,431</b>	<b>17,382,140</b>
		<b>RESEARCH, DEVELOPMENT, TEST &amp; EVAL, AF</b>		
		<b>BASIC RESEARCH</b>		
001	0601102F	DEFENSE RESEARCH SCIENCES .....	364,328	364,328
002	0601103F	UNIVERSITY RESEARCH INITIATIVES .....	140,273	140,273
003	0601108F	HIGH ENERGY LASER RESEARCH INITIATIVES .....	14,258	14,258
		<b>SUBTOTAL BASIC RESEARCH .....</b>	<b>518,859</b>	<b>518,859</b>
		<b>APPLIED RESEARCH</b>		
004	0602102F	MATERIALS .....	136,230	136,230
005	0602201F	AEROSPACE VEHICLE TECHNOLOGIES .....	147,628	147,628
006	0602202F	HUMAN EFFECTIVENESS APPLIED RESEARCH .....	86,663	86,663
007	0602203F	AEROSPACE PROPULSION .....	207,508	207,508
008	0602204F	AEROSPACE SENSORS .....	134,787	134,787
009	0602601F	SPACE TECHNOLOGY .....	115,285	115,285
010	0602602F	CONVENTIONAL MUNITIONS .....	60,692	60,692
011	0602605F	DIRECTED ENERGY TECHNOLOGY .....	111,156	111,156
012	0602788F	DOMINANT INFORMATION SCIENCES AND METHODS.	127,866	127,866
013	0602890F	HIGH ENERGY LASER RESEARCH .....	54,059	54,059
		<b>SUBTOTAL APPLIED RESEARCH .....</b>	<b>1,181,874</b>	<b>1,181,874</b>
		<b>ADVANCED TECHNOLOGY DEVELOPMENT</b>		
014	0603112F	ADVANCED MATERIALS FOR WEAPON SYSTEMS .....	39,738	48,238
		<i>Program Increase—Metals Affordability Initiative .....</i>		<i>[8,500]</i>
015	0603199F	SUSTAINMENT SCIENCE AND TECHNOLOGY (S&T) .....	5,780	5,780
016	0603203F	ADVANCED AEROSPACE SENSORS .....	53,075	53,075
017	0603211F	AEROSPACE TECHNOLOGY DEV/DEMO .....	67,474	67,474
018A	0603XXXF	FUELS .....	6,770	6,770
018B	0603XXXF	POWER TECHNOLOGY .....	5,747	5,747
018C	0603XXXF	PROPULSION .....	80,833	80,833
018D	0603XXXF	ROCKET PROPULSION .....	27,603	27,603
019	0603270F	ELECTRONIC COMBAT TECHNOLOGY .....	22,268	22,268
020	0603401F	ADVANCED SPACECRAFT TECHNOLOGY .....	74,636	74,636
021	0603444F	MAUI SPACE SURVEILLANCE SYSTEM (MSSS) .....	13,555	13,555
022	0603456F	HUMAN EFFECTIVENESS ADVANCED TECHNOLOGY DEVELOPMENT.	25,319	25,319
023	0603601F	CONVENTIONAL WEAPONS TECHNOLOGY .....	54,042	45,542
		<i>High Velocity Penetrating Weapon—ahead of need .....</i>		<i>[-8,500]</i>
024	0603605F	ADVANCED WEAPONS TECHNOLOGY .....	28,683	28,683
025	0603680F	MANUFACTURING TECHNOLOGY PROGRAM .....	40,103	40,103
026	0603788F	BATTLESPACE KNOWLEDGE DEVELOPMENT AND DEMONSTRATION.	38,656	38,656
027	0603924F	HIGH ENERGY LASER ADVANCED TECHNOLOGY PROGRAM.	1,122	1,122
		<b>SUBTOTAL ADVANCED TECHNOLOGY DEVELOPMENT.</b>	<b>585,404</b>	<b>585,404</b>
		<b>ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES</b>		
028	0603260F	INTELLIGENCE ADVANCED DEVELOPMENT .....	4,013	4,013
029	0603287F	PHYSICAL SECURITY EQUIPMENT .....	3,586	3,586
031	0603430F	ADVANCED EHF MILSATCOM (SPACE) .....	421,687	401,687
		<i>Excess to need—poor justification .....</i>		<i>[-20,000]</i>
032	0603432F	POLAR MILSATCOM (SPACE) .....	122,991	102,991
		<i>Development schedule delay .....</i>		<i>[-20,000]</i>
033	0603438F	SPACE CONTROL TECHNOLOGY .....	45,755	45,755
034	0603742F	COMBAT IDENTIFICATION TECHNOLOGY .....	38,496	38,496
035	0603790F	NATO RESEARCH AND DEVELOPMENT .....	4,424	4,424

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
036	0603791F	INTERNATIONAL SPACE COOPERATIVE R&D .....	642	642
037	0603830F	SPACE PROTECTION PROGRAM (SPP) .....	9,819	7,319
		Excess to need .....		[-2,500]
038	0603850F	INTEGRATED BROADCAST SERVICE .....	20,046	20,046
039	0603851F	INTERCONTINENTAL BALLISTIC MISSILE .....	67,202	69,702
		Program increase .....		[2,500]
040	0603854F	WIDEBAND GLOBAL SATCOM RDT&E (SPACE) .....	12,804	12,804
041	0603859F	POLLUTION PREVENTION .....	2,075	2,075
042	0603860F	JOINT PRECISION APPROACH AND LANDING SYSTEMS.	20,112	20,112
043	0604015F	NEXT GENERATION BOMBER .....	197,023	197,023
044	0604283F	BATTLE MGMT COM & CTRL SENSOR DEVELOPMENT.	60,250	31,250
		3DELRR Contract Delays .....		[-29,000]
045	0604317F	TECHNOLOGY TRANSFER .....	2,553	2,553
046	0604327F	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTDS) PROGRAM.	38,248	33,248
		Program reduction .....		[-5,000]
047	0604330F	JOINT DUAL ROLE AIR DOMINANCE MISSILE .....	29,759	29,759
048	0604337F	REQUIREMENTS ANALYSIS AND MATURATION .....	24,217	24,217
049	0604436F	NEXT-GENERATION MILSATCOM TECHNOLOGY DEVELOPMENT.		0
050	0604635F	GROUND ATTACK WEAPONS FUZE DEVELOPMENT	24,467	24,467
053	0604857F	OPERATIONALLY RESPONSIVE SPACE .....	86,543	86,543
054	0604858F	TECH TRANSITION PROGRAM .....	2,773	2,773
055	0305178F	NATIONAL POLAR-ORBITING OPERATIONAL ENVIRONMENTAL SATELLITE SYSTEM (NPOESS).	444,900	43,000
		DWSS program termination .....		[-444,900]
		Termination liability .....		[43,000]
		<b>SUBTOTAL ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES.</b>	<b>1,684,385</b>	<b>1,208,485</b>
		<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION</b>		
056	0603840F	GLOBAL BROADCAST SERVICE (GBS) .....	5,680	5,680
057	0604222F	NUCLEAR WEAPONS SUPPORT .....	18,538	18,538
058	0604233F	SPECIALIZED UNDERGRADUATE FLIGHT TRAINING.	21,780	21,780
059	0604270F	ELECTRONIC WARFARE DEVELOPMENT .....	26,880	16,880
		MALD-J Increment 2--Technology Development Contract Delay.		[-10,000]
061	0604281F	TACTICAL DATA NETWORKS ENTERPRISE .....	52,355	48,105
		CLIP--Contract Delays .....		[-1,250]
		STRATCOM DNC2 Contract Delays .....		[-3,000]
062	0604287F	PHYSICAL SECURITY EQUIPMENT .....	51	51
063	0604329F	SMALL DIAMETER BOMB (SDB) .....	132,891	132,891
064	0604421F	COUNTERSPACE SYSTEMS .....	31,913	31,913
065	0604425F	SPACE SITUATION AWARENESS SYSTEMS .....	273,689	241,089
		Space Based Space Surveillance excess to need .....		[-12,600]
		Space Fence--poor justification .....		[-20,000]
066	0604429F	AIRBORNE ELECTRONIC ATTACK .....	47,100	41,000
		AEA SoS--Contract Delays .....		[-2,600]
		Electronic Attack Pod--Delayed Start .....		[-3,500]
067	0604441F	SPACE BASED INFRARED SYSTEM (SBIRS) HIGH EMD.	621,629	621,629
069	0604602F	ARMAMENT/ORDNANCE DEVELOPMENT .....	10,055	7,755
		Universal Armament Interface Contract Delay .....		[-2,300]
070	0604604F	SUBMUNITIONS .....	2,427	2,427
071	0604617F	AGILE COMBAT SUPPORT .....	11,878	7,978
		BEAR--Ahead of Need .....		[-3,900]
073	0604706F	LIFE SUPPORT SYSTEMS .....	11,280	9,280
		Integrated Aircrew Ensemble--Contract Award Delays		[-2,000]
074	0604735F	COMBAT TRAINING RANGES .....	28,106	8,106
		Air Combat Training Systems (P5) Upgrades--Contract Delay.		[-8,000]

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<i>(In Thousands of Dollars)</i>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
		<i>Joint Threat Emitter Increment 2--Rephased Program</i>		<i>[-12,000]</i>
075	0604740F	INTEGRATED COMMAND & CONTROL APPLICATIONS (IC2A).	10	10
076	0604750F	INTELLIGENCE EQUIPMENT .....	995	995
077	0604800F	JOINT STRIKE FIGHTER (JSF) .....	1,387,926	1,387,926
078	0604851F	INTERCONTINENTAL BALLISTIC MISSILE .....	158,477	148,477
		<i>Support Equipment--contract savings .....</i>		<i>[-10,000]</i>
079	0604853F	EVOLVED EXPENDABLE LAUNCH VEHICLE PROGRAM (SPACE).	20,028	15,028
		<i>Program underexecution due to schedule delay .....</i>		<i>[-5,000]</i>
080	0605221F	NEXT GENERATION AERIAL REFUELING AIRCRAFT	877,084	877,084
081	0605229F	CSAR HH-60 RECAPITALIZATION .....	94,113	11,000
		<i>Budget Adjustment per Air Force Request to APAF-63</i>		<i>[-10,400]</i>
		<i>Budget Adjustment per Air Force Request to APAF-73</i>		<i>[-54,600]</i>
		<i>Program Reduction .....</i>		<i>[-18,113]</i>
083	0605278F	HC/MC-130 RECAP RDT&E .....	27,071	22,071
		<i>Contract Savings .....</i>		<i>[-5,000]</i>
085	0101125F	NUCLEAR WEAPONS MODERNIZATION .....	93,867	93,867
086	0207100F	LIGHT ATTACK ARMED RECONNAISSANCE (LAAR) SQUADRONS.	23,721	13,721
		<i>Program reduction .....</i>		<i>[-10,000]</i>
088	0207701F	FULL COMBAT MISSION TRAINING .....	39,826	29,826
		<i>Block 40/50 Mission Training Center--Excess to need</i>		<i>[-10,000]</i>
089	0401138F	JOINT CARGO AIRCRAFT (JCA) .....	27,089	27,089
090	0401318F	CV-22 .....	20,723	13,223
		<i>Contract Delay .....</i>		<i>[-7,500]</i>
091	0401845F	AIRBORNE SENIOR LEADER C3 (SLC3S) .....	12,535	0
		<i>Program Termination .....</i>		<i>[-12,535]</i>
		<b>SUBTOTAL SYSTEM DEVELOPMENT &amp; DEMONSTRATION.</b>	<b>4,079,717</b>	<b>3,855,419</b>
		<b>RDT&amp;E MANAGEMENT SUPPORT</b>		
092	0604256F	THREAT SIMULATOR DEVELOPMENT .....	22,420	22,420
093	0604759F	MAJOR T&E INVESTMENT .....	62,206	62,206
094	0605101F	RAND PROJECT AIR FORCE .....	27,579	27,579
096	0605712F	INITIAL OPERATIONAL TEST & EVALUATION .....	17,767	17,767
097	0605807F	TEST AND EVALUATION SUPPORT .....	654,475	704,475
		<i>Program Increase .....</i>		<i>[50,000]</i>
098	0605860F	ROCKET SYSTEMS LAUNCH PROGRAM (SPACE) .....	158,096	158,096
099	0605864F	SPACE TEST PROGRAM (STP) .....	47,926	47,926
100	0605976F	FACILITIES RESTORATION AND MODERNIZATION--TEST AND EVALUATION SUPPORT.	44,547	44,547
101	0605978F	FACILITIES SUSTAINMENT--TEST AND EVALUATION SUPPORT.	27,953	27,953
102	0606323F	MULTI-SERVICE SYSTEMS ENGINEERING INITIATIVE.	13,953	13,953
103	0702806F	ACQUISITION AND MANAGEMENT SUPPORT .....	31,966	31,966
104	0804731F	GENERAL SKILL TRAINING .....	1,510	1,510
106	1001004F	INTERNATIONAL ACTIVITIES .....	3,798	3,798
		<b>SUBTOTAL RDT&amp;E MANAGEMENT SUPPORT .....</b>	<b>1,114,196</b>	<b>1,164,196</b>
		<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>		
107	0603423F	GLOBAL POSITIONING SYSTEM III--OPERATIONAL CONTROL SEGMENT.	390,889	366,889
		<i>Slow execution .....</i>		<i>[-24,000]</i>
108	0604263F	COMMON VERTICAL LIFT SUPPORT PLATFORM .....	5,365	5,365
109	0605018F	AF INTEGRATED PERSONNEL AND PAY SYSTEM (AF-IPPS).	91,866	91,866
110	0605024F	ANTI-TAMPER TECHNOLOGY EXECUTIVE AGENCY	35,467	35,467
112	0101113F	B-52 SQUADRONS .....	133,261	93,996
		<i>1760 IWBU contract delays .....</i>		<i>[-10,000]</i>
		<i>EHF contract delays .....</i>		<i>[-13,000]</i>
		<i>IFF Mode S/5 Development contract delays .....</i>		<i>[-5,000]</i>
		<i>SR2 excess to requirement .....</i>		<i>[-11,265]</i>

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)				
Line	Program Element	Item	FY 2012 Request	Conference Authorized
113	0101122F	AIR-LAUNCHED CRUISE MISSILE (ALCM) .....	803	803
114	0101126F	B-1B SQUADRONS .....	33,011	33,011
115	0101127F	B-2 SQUADRONS .....	340,819	280,319
		Delay in EHF communications development due to FAB-T delay.		[-60,500]
116	0101313F	STRAT WAR PLANNING SYSTEM—USSTRATCOM .....	23,072	23,072
117	0101314F	NIGHT FIST—USSTRATCOM .....	5,421	2,000
		Program Termination .....		[-3,421]
119	0102325F	ATMOSPHERIC EARLY WARNING SYSTEM .....	4,485	0
		Unjustified request .....		[-4,485]
120	0102326F	REGION/SECTOR OPERATION CONTROL CENTER MODERNIZATION PROGRAM.	12,672	6,672
		BCS-F excess to requirement .....		[-6,000]
121	0102823F	STRATEGIC AEROSPACE INTELLIGENCE SYSTEM ACTIVITIES.	14	14
122	0203761F	WARFIGHTER RAPID ACQUISITION PROCESS (WRAP) RAPID TRANSITION FUND.	19,934	19,934
123	0205219F	MQ-9 UAV .....	146,824	126,824
		Contract Delays .....		[-20,000]
125	0207131F	A-10 SQUADRONS .....	11,051	11,051
126	0207133F	F-16 SQUADRONS .....	143,869	131,069
		SLEP Contract Delay .....		[-12,800]
127	0207134F	F-15E SQUADRONS .....	207,531	194,831
		ADCP--Excess to Requirement .....		[-12,700]
128	0207136F	MANNED DESTRUCTIVE SUPPRESSION .....	13,253	13,253
129	0207138F	F-22A SQUADRONS .....	718,432	571,432
		Program Growth .....		[-147,000]
130	0207142F	F-35 SQUADRONS .....	47,841	9,967
		Block IV Development--Ahead of need .....		[-37,874]
131	0207161F	TACTICAL AIM MISSILES .....	8,023	8,023
132	0207163F	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM).	77,830	77,830
133	0207170F	JOINT HELMET MOUNTED CUEING SYSTEM (JHMCS).	1,436	1,436
134	0207224F	COMBAT RESCUE AND RECOVERY .....	2,292	2,292
135	0207227F	COMBAT RESCUE—PARARESCUE .....	927	927
136	0207247F	AF TENCAP .....	20,727	20,727
137	0207249F	PRECISION ATTACK SYSTEMS PROCUREMENT .....	3,128	3,128
138	0207253F	COMPASS CALL .....	18,509	18,509
139	0207268F	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM.	182,967	172,967
		Excess to Requirement .....		[-10,000]
141	0207325F	JOINT AIR-TO-SURFACE STANDOFF MISSILE (JASSM).	5,796	5,796
142	0207410F	AIR & SPACE OPERATIONS CENTER (AOC) .....	121,880	121,880
143	0207412F	CONTROL AND REPORTING CENTER (CRC) .....	3,954	3,954
144	0207417F	AIRBORNE WARNING AND CONTROL SYSTEM (AWACS).	135,961	118,661
		Poor program execution .....		[-17,300]
145	0207418F	TACTICAL AIRBORNE CONTROL SYSTEMS .....	8,309	8,309
146	0207423F	ADVANCED COMMUNICATIONS SYSTEMS .....	90,083	44,883
		Common Processing Environment--Schedule Delays ...		[-40,000]
		JTRS Integration and Engineering Support--Schedule Delays.		[-5,200]
148	0207431F	COMBAT AIR INTELLIGENCE SYSTEM ACTIVITIES ..	5,428	5,428
149	0207438F	THEATER BATTLE MANAGEMENT (TBM) C4I .....	15,528	15,528
150	0207444F	TACTICAL AIR CONTROL PARTY-MOD .....	15,978	9,678
		JETS Contract Delays .....		[-2,000]
		VCS--Program Termination and Restructure .....		[-4,300]
152	0207448F	C2ISR TACTICAL DATA LINK .....	1,536	1,536
153	0207449F	COMMAND AND CONTROL (C2) CONSTELLATION .....	18,102	18,102
154	0207581F	JOINT SURVEILLANCE/TARGET ATTACK RADAR SYSTEM (JSTARS).	121,610	121,610
155	0207590F	SEEK EAGLE .....	18,599	18,599

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)				
Line	Program Element	Item	FY 2012 Request	Conference Authorized
156	0207601F	USAF MODELING AND SIMULATION .....	23,091	23,091
157	0207605F	WARGAMING AND SIMULATION CENTERS .....	5,779	5,779
158	0207697F	DISTRIBUTED TRAINING AND EXERCISES .....	5,264	3,264
		Unjustified growth .....		[-2,000]
159	0208006F	MISSION PLANNING SYSTEMS .....	69,918	63,418
		CAF Increment IV--Critical Change Delay .....		[-6,500]
160	0208021F	INFORMATION WARFARE SUPPORT .....	2,322	2,322
161	0208059F	CYBER COMMAND ACTIVITIES .....	702	702
168	0301400F	SPACE SUPERIORITY INTELLIGENCE .....	11,866	8,866
		Program underexecution due to schedule delays .....		[-3,000]
169	0302015F	E-4B NATIONAL AIRBORNE OPERATIONS CENTER (NAOC).	5,845	4,845
		Secure, Survivable Communications delayed program start.		[-1,000]
170	0303131F	MINIMUM ESSENTIAL EMERGENCY COMMUNICA- TION'S NETWORK (MEECN).	43,811	43,811
171	0303140F	INFORMATION SYSTEMS SECURITY PROGRAM .....	101,788	92,788
		Delay due to protest .....		[-9,000]
172	0303141F	GLOBAL COMBAT SUPPORT SYSTEM .....	449	449
173	0303150F	GLOBAL COMMAND AND CONTROL SYSTEM .....	3,854	3,854
175	0303601F	MILSATCOM TERMINALS .....	238,729	196,729
		Transfer to FAB-T alternative line 175a .....		[-42,000]
175A	0303XXXX	FAB-T ALTERNATIVE .....		42,000
		Transfer from FAB-T line 175 .....		[42,000]
177	0304260F	AIRBORNE SIGINT ENTERPRISE .....		-13,500
		Contract /Program Delays .....		[-13,500]
177A	0304XXXX	RC-135 .....	34,744	34,744
177B	0304XXXX	COMMON DEVELOPMENT .....	87,004	87,004
180	0305099F	GLOBAL AIR TRAFFIC MANAGEMENT (GATM) .....	4,604	4,604
181	0305103F	CYBER SECURITY INITIATIVE .....	2,026	2,026
182	0305105F	DOD CYBER CRIME CENTER .....	282	282
183	0305110F	SATELLITE CONTROL NETWORK (SPACE) .....	18,337	18,337
184	0305111F	WEATHER SERVICE .....	31,084	31,084
185	0305114F	AIR TRAFFIC CONTROL, APPROACH, AND LANDING SYSTEM (ATCAL).	63,367	21,367
		D--RAPCON Contract Delay .....		[-42,000]
186	0305116F	AERIAL TARGETS .....	50,620	45,620
		QF-16--Excess to Need .....		[-5,000]
189	0305128F	SECURITY AND INVESTIGATIVE ACTIVITIES .....	366	366
190	0305146F	DEFENSE JOINT COUNTERINTELLIGENCE ACTIVI- TIES.	39	39
191	0305159F	ENTERPRISE QUERY & CORRELATION .....		0
192	0305164F	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT) (SPACE).	133,601	133,601
193	0305165F	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE AND CONTROL SEGMENTS).	17,893	17,893
195	0305173F	SPACE AND MISSILE TEST AND EVALUATION CEN- TER.	196,254	188,754
		Excess to need .....		[-7,500]
196	0305174F	SPACE INNOVATION AND DEVELOPMENT CENTER .....	2,961	2,961
197	0305182F	SPACELIFT RANGE SYSTEM (SPACE) .....	9,940	9,940
198	0305193F	INTELLIGENCE SUPPORT TO INFORMATION OPER- ATIONS (IO).	1,271	1,271
200	0305205F	ENDURANCE UNMANNED AERIAL VEHICLES .....	52,425	45,925
		Funded via reprogramming action .....		[-6,500]
201	0305206F	AIRBORNE RECONNAISSANCE SYSTEMS .....	106,877	99,677
		Unjustified request .....		[-7,200]
202	0305207F	MANNED RECONNAISSANCE SYSTEMS .....	13,049	13,049
203	0305208F	DISTRIBUTED COMMON GROUND/SURFACE SYS- TEMS.	90,724	85,724
		Contract delays .....		[-5,000]
204	0305219F	MQ-1 PREDATOR A UAV .....	14,112	11,642
		Common Sensor Payload--Ahead of Need .....		[-2,470]
205	0305220F	RQ-4 UAV .....	423,462	423,462

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
206	0305221F	NETWORK-CENTRIC COLLABORATIVE TARGETING	7,348	7,348
207	0305265F	GPS III SPACE SEGMENT .....	463,081	458,081
		GPS III CIP—poor justification .....		[-5,000]
208	0305614F	JSPC MISSION SYSTEM .....	118,950	81,450
		JMS program restructure .....		[-37,500]
209	0305887F	INTELLIGENCE SUPPORT TO INFORMATION WAR- FARE.	14,736	14,736
210	0305913F	NUDET DETECTION SYSTEM (SPACE) .....	81,989	81,989
212	0305940F	SPACE SITUATION AWARENESS OPERATIONS .....	31,956	31,956
213	0307141F	INFORMATION OPERATIONS TECHNOLOGY INTE- GRATION & TOOL DEVELOPMENT.	23,931	23,931
214	0308699F	SHARED EARLY WARNING (SEW) .....	1,663	1,663
215	0401115F	C-130 AIRLIFT SQUADRON .....	24,509	6,509
		Contract Delays .....		[-18,000]
216	0401119F	C-5 AIRLIFT SQUADRONS (IF) .....	24,941	12,941
		RERP Program Rephased .....		[-12,000]
217	0401130F	C-17 AIRCRAFT (IF) .....	128,169	94,269
		Contract Delays .....		[-33,900]
218	0401132F	C-130J PROGRAM .....	39,537	39,537
219	0401134F	LARGE AIRCRAFT IR COUNTERMEASURES (LAIRCM).	7,438	7,438
220	0401139F	LIGHT MOBILITY AIRCRAFT (LIMA) .....	1,308	0
		Funded in Fiscal Year 2011 .....		[-1,308]
221	0401218F	KC-135S .....	6,161	6,161
222	0401219F	KC-10S .....	30,868	30,868
223	0401314F	OPERATIONAL SUPPORT AIRLIFT .....	82,591	42,591
		VC-25A—Funding Ahead of Need .....		[-40,000]
225	0408011F	SPECIAL TACTICS   COMBAT CONTROL .....	7,118	5,218
		Line of Sight—Contract Delay .....		[-1,900]
226	0702207F	DEPOT MAINTENANCE (NON-IF) .....	1,531	1,531
228	0708012F	LOGISTICS SUPPORT ACTIVITIES .....	944	944
229	0708610F	LOGISTICS INFORMATION TECHNOLOGY (LOGIT) ...	140,284	140,284
230	0708611F	SUPPORT SYSTEMS DEVELOPMENT .....	10,990	10,990
232	0804743F	OTHER FLIGHT TRAINING .....	322	322
233	0804757F	JOINT NATIONAL TRAINING CENTER .....	11	11
235	0808716F	OTHER PERSONNEL ACTIVITIES .....	113	113
236	0901202F	JOINT PERSONNEL RECOVERY AGENCY .....	2,483	2,483
237	0901218F	CIVILIAN COMPENSATION PROGRAM .....	1,508	1,508
238	0901220F	PERSONNEL ADMINISTRATION .....	8,041	1,041
		Contract Delays .....		[-7,000]
239	0901226F	AIR FORCE STUDIES AND ANALYSIS AGENCY .....	928	928
240	0901279F	FACILITIES OPERATION—ADMINISTRATIVE .....	12,118	12,118
241	0901538F	FINANCIAL MANAGEMENT INFORMATION SYS- TEMS DEVELOPMENT.	101,317	76,317
		DEAMS—Excess to Requirement .....		[-25,000]
242	0902998F	MANAGEMENT HQ—ADP SUPPORT (AF) .....	299	299
242A	999999999	CLASSIFIED PROGRAMS .....	12,063,140	11,829,329
		Classified Adjustment .....		[-233,811]
		<b>SUBTOTAL OPERATIONAL SYSTEMS DEVELOP- MENT.</b>	<b>18,573,266</b>	<b>17,600,332</b>
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, AF.</b>	<b>27,737,701</b>	<b>26,114,569</b>
		<b>RESEARCH, DEVELOPMENT, TEST &amp; EVAL, DW</b>		
		<b>BASIC RESEARCH</b>		
001	0601000BR	DTRA BASIC RESEARCH INITIATIVE .....	47,737	47,737
002	0601101E	DEFENSE RESEARCH SCIENCES .....	290,773	290,773
003	0601110D8Z	BASIC RESEARCH INITIATIVES .....	14,731	7,731
		Reduction to new starts .....		[-7,000]
005	0601117E	BASIC OPERATIONAL MEDICAL RESEARCH SCIENCE.	37,870	37,870
006	0601120D8Z	NATIONAL DEFENSE EDUCATION PROGRAM .....	101,591	86,591
		Program Decrease .....		[-15,000]

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
007	0601384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	52,617	52,617
		<b>SUBTOTAL BASIC RESEARCH</b>	<b>545,319</b>	<b>523,319</b>
<b>APPLIED RESEARCH</b>				
008	0602000D8Z	JOINT MUNITIONS TECHNOLOGY	21,592	20,592
		Excessive growth		[-1,000]
009	0602115E	BIOMEDICAL TECHNOLOGY	110,000	95,000
		Unsustained funding		[-15,000]
010	0602228D8Z	HISTORICALLY BLACK COLLEGES AND UNIVERSITIES (HBCU) SCIENCE.		15,245
		Realignment of Funds for Proper Oversight and Execution.		[15,245]
011	0602234D8Z	LINCOLN LABORATORY RESEARCH PROGRAM	37,916	37,916
012	0602250D8Z	SYSTEMS 2020 APPLIED RESEARCH	4,381	0
		Duplication of effort		[-4,381]
013	0602303E	INFORMATION & COMMUNICATIONS TECHNOLOGY	400,499	354,125
		Program Reduction		[-46,374]
014	0602304E	COGNITIVE COMPUTING SYSTEMS	49,365	49,365
015	0602305E	MACHINE INTELLIGENCE	61,351	52,276
		Unsustained growth		[-9,075]
016	0602383E	BIOLOGICAL WARFARE DEFENSE	30,421	30,421
017	0602384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	219,873	219,873
018	0602663D8Z	DATA TO DECISIONS APPLIED RESEARCH	9,235	4,235
		Program Decrease		[-5,000]
019	0602668D8Z	CYBER SECURITY RESEARCH	9,735	4,735
		Program Decrease		[-5,000]
020	0602670D8Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) APPLIED RESEARCH.	14,923	8,923
		Excessive growth		[-6,000]
021	0602702E	TACTICAL TECHNOLOGY	206,422	202,422
		Reduction to new starts		[-4,000]
022	0602715E	MATERIALS AND BIOLOGICAL TECHNOLOGY	237,837	222,837
		Excessive growth		[-15,000]
023	0602716E	ELECTRONICS TECHNOLOGY	215,178	215,178
024	0602718BR	WEAPONS OF MASS DESTRUCTION DEFEAT TECHNOLOGIES.	196,954	196,954
025	1160401BB	SPECIAL OPERATIONS TECHNOLOGY DEVELOPMENT.	26,591	26,591
		<b>SUBTOTAL APPLIED RESEARCH</b>	<b>1,852,273</b>	<b>1,756,688</b>
<b>ADVANCED TECHNOLOGY DEVELOPMENT (ATD)</b>				
027	0603000D8Z	JOINT MUNITIONS ADVANCED TECHNOLOGY	24,771	15,771
		Excessive growth		[-9,000]
028	0603121D8Z	SO/LIC ADVANCED DEVELOPMENT	45,028	45,028
029	0603122D8Z	COMBATING TERRORISM TECHNOLOGY SUPPORT	77,019	77,019
030	0603160BR	COUNTERPROLIFERATION INITIATIVES—PROLIFERATION PREVENTION AND DEFEAT.	283,073	283,073
031	0603175C	BALLISTIC MISSILE DEFENSE TECHNOLOGY	75,003	75,003
032	0603200D8Z	JOINT ADVANCED CONCEPTS	7,903	6,803
		Unsustained growth		[-1,100]
033	0603225D8Z	JOINT DOD-DOE MUNITIONS TECHNOLOGY DEVELOPMENT.	20,372	20,372
034	0603250D8Z	SYSTEMS 2020 ADVANCED TECHNOLOGY DEVELOPMENT.	4,381	0
		Lack of transition plan		[-4,381]
035	0603264S	AGILE TRANSPORTATION FOR THE 21ST CENTURY (AT21)—THEATER CAPABILITY.	998	998
036	0603274C	SPECIAL PROGRAM—MDA TECHNOLOGY	61,458	61,458
037	0603286E	ADVANCED AEROSPACE SYSTEMS	98,878	98,878
038	0603287E	SPACE PROGRAMS AND TECHNOLOGY	97,541	97,541
039	0603384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM—ADVANCED DEVELOPMENT.	229,235	229,235
040	0603618D8Z	JOINT ELECTRONIC ADVANCED TECHNOLOGY	7,287	7,287
041	0603648D8Z	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS.	187,707	176,707

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
		<i>Unjustified Growth</i> .....		[-11,000]
042	0603662D8Z	NETWORKED COMMUNICATIONS CAPABILITIES .....	23,890	23,890
043	0603663D8Z	DATA TO DECISIONS ADVANCED TECHNOLOGY DEVELOPMENT.	9,235	4,235
		<i>Program Decrease</i> .....		[-5,000]
044	0603665D8Z	BIOMETRICS SCIENCE AND TECHNOLOGY .....	10,762	10,762
045	0603668D8Z	CYBER SECURITY ADVANCED RESEARCH .....	10,709	5,709
		<i>Program Decrease</i> .....		[-5,000]
046	0603670D8Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) ADVANCED DEVELOPMENT.	18,179	13,179
		<i>Excessive growth</i> .....		[-5,000]
047	0603680D8Z	DEFENSE-WIDE MANUFACTURING SCIENCE AND TECHNOLOGY PROGRAM.	17,888	47,888
		<i>Program Increase- Industrial Base Innovation Fund program.</i>		[30,000]
048	0603699D8Z	EMERGING CAPABILITIES TECHNOLOGY DEVELOPMENT.	26,972	26,972
049	0603711D8Z	JOINT ROBOTICS PROGRAM/AUTONOMOUS SYSTEMS.	9,756	9,756
050	0603712S	GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS.	23,887	23,887
051	0603713S	DEPLOYMENT AND DISTRIBUTION ENTERPRISE TECHNOLOGY.	41,976	29,976
		<i>Excessive growth</i> .....		[-12,000]
052	0603716D8Z	STRATEGIC ENVIRONMENTAL RESEARCH PROGRAM.	66,409	66,409
053	0603720S	MICROELECTRONICS TECHNOLOGY DEVELOPMENT AND SUPPORT.	91,132	61,132
		<i>90nm Next Generation Foundry</i> .....		[-30,000]
054	0603727D8Z	JOINT WARFIGHTING PROGRAM .....	10,547	10,547
055	0603739E	ADVANCED ELECTRONICS TECHNOLOGIES .....	160,286	150,286
		<i>Reduction to new starts</i> .....		[-10,000]
058	0603760E	COMMAND, CONTROL AND COMMUNICATIONS SYSTEMS.	296,537	261,606
		<i>CCC-01 unsustained growth</i> .....		[-7,490]
		<i>CCC-02 unsustained growth</i> .....		[-3,850]
		<i>CCC-CLS unsustained growth</i> .....		[-10,591]
		<i>Reduction to new starts</i> .....		[-13,000]
059	0603765E	CLASSIFIED DARPA PROGRAMS .....	107,226	107,226
060	0603766E	NETWORK-CENTRIC WARFARE TECHNOLOGY .....	235,245	208,503
		<i>NET-01 unsustained growth</i> .....		[-11,742]
		<i>Reduction to new starts</i> .....		[-15,000]
061	0603767E	SENSOR TECHNOLOGY .....	271,802	271,802
061A	0604775D8Z	DEFENSE RAPID INNOVATION PROGRAM .....		200,000
		<i>Program Increase</i> .....		[200,000]
063	0603769SE	DISTRIBUTED LEARNING ADVANCED TECHNOLOGY DEVELOPMENT.	13,579	13,579
064	0603781D8Z	SOFTWARE ENGINEERING INSTITUTE .....	30,424	30,424
065	0603826D8Z	QUICK REACTION SPECIAL PROJECTS .....	89,925	60,765
		<i>P826/P828 excessive growth</i> .....		[-25,000]
		<i>P832</i> .....		[-4,160]
066	0603828D8Z	JOINT EXPERIMENTATION .....	58,130	39,130
		<i>Program adjustment</i> .....		[-19,000]
067	0603832D8Z	DOD MODELING AND SIMULATION MANAGEMENT OFFICE.	37,029	31,029
		<i>Program Decrease</i> .....		[-6,000]
068	0603901C	DIRECTED ENERGY RESEARCH .....	96,329	50,000
		<i>Program Decrease—ALTB</i> .....		[-46,329]
069	0603902C	NEXT GENERATION AEGIS MISSILE .....	123,456	123,456
070	0603941D8Z	TEST & EVALUATION SCIENCE & TECHNOLOGY .....	99,593	99,593
072	0604055D8Z	OPERATIONAL ENERGY CAPABILITY IMPROVEMENT.	20,444	20,444
073	0303310D8Z	CWMD SYSTEMS .....	7,788	4,288
		<i>Program reduction</i> .....		[-3,500]

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
074	1160402BB	SPECIAL OPERATIONS ADVANCED TECHNOLOGY DEVELOPMENT. Excess to need .....	35,242	30,242 [-5,000]
075	1160422BB	AVIATION ENGINEERING ANALYSIS .....	837	837
076	1160472BB	SOF INFORMATION AND BROADCAST SYSTEMS ADVANCED TECHNOLOGY. SUBTOTAL ADVANCED TECHNOLOGY DEVELOPMENT (ATD).	4,924	4,924
			<b>3,270,792</b>	<b>3,237,649</b>
<b>ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES</b>				
077	0603161D8Z	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT RDT&E ADC&P. Unexecutable growth .....	36,798	30,798 [-6,000]
078	0603527D8Z	RETRACT LARCH .....	21,040	21,040
079	0603600D8Z	WALKOFF .....	112,142	112,142
080	0603709D8Z	JOINT ROBOTICS PROGRAM .....	11,129	11,129
081	0603714D8Z	ADVANCED SENSOR APPLICATIONS PROGRAM .....	18,408	18,408
082	0603851D8Z	ENVIRONMENTAL SECURITY TECHNICAL CERTIFICATION PROGRAM.	63,606	63,606
082A	0603XXXD8Z	INSTALLATION ENERGY TEST BED .....		0
083	0603881C	BALLISTIC MISSILE DEFENSE TERMINAL DEFENSE SEGMENT.	290,452	290,452
084	0603882C	BALLISTIC MISSILE DEFENSE MIDCOURSE DEFENSE SEGMENT.	1,161,001	1,161,001
086	0603884BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM IBP schedule delay .....	261,143	213,155 [-12,000]
		INATS schedule delays .....		[-13,000]
		JPID program restructure .....		[-13,988]
		VAC FILO execution delays .....		[-9,000]
087	0603884C	BALLISTIC MISSILE DEFENSE SENSORS .....	222,374	222,374
088	0603888C	BALLISTIC MISSILE DEFENSE TEST & TARGETS .....	1,071,039	85,690
		Transfer to lines 88a, 88b, and 89 .....		[-985,349]
088A	0603XXXC	BMD TESTS .....		488,382
		Transfer from line 88 .....		[488,382]
088B	0603XXXC	BMD TARGETS .....		454,999
		Transfer from line 88 .....		[454,999]
089	0603890C	BMD ENABLING PROGRAMS .....	373,563	415,531
		Transfer from line 88 .....		[41,968]
090	0603891C	SPECIAL PROGRAMS—MDA .....	296,554	296,554
091	0603892C	AEGIS BMD .....	960,267	990,267
		SM-3 Block 1B production improvements .....		[30,000]
092	0603893C	SPACE TRACKING & SURVEILLANCE SYSTEM .....	96,353	96,353
093	0603895C	BALLISTIC MISSILE DEFENSE SYSTEM SPACE PROGRAMS.	7,951	7,951
094	0603896C	BALLISTIC MISSILE DEFENSE COMMAND AND CONTROL, BATTLE MANAGEMENT AND COMMUNICATI.	364,103	364,103
096	0603898C	BALLISTIC MISSILE DEFENSE JOINT WARFIGHTER SUPPORT.	41,225	41,225
097	0603904C	MISSILE DEFENSE INTEGRATION & OPERATIONS CENTER (MDIOC).	69,325	69,325
098	0603906C	REGARDING TRENCH .....	15,797	15,797
099	0603907C	SEA BASED X-BAND RADAR (SBX) .....	177,058	157,058
		Program Decrease—Excess funds .....		[-20,000]
101	0603913C	ISRAELI COOPERATIVE PROGRAMS .....	106,100	216,100
		Arrow System Improvement Program .....		[20,000]
		Arrow-3 interceptor development .....		[5,000]
		David's Sling development .....		[25,000]
		Program Increase .....		[60,000]
102	0603920D8Z	HUMANITARIAN DEMINING .....	14,996	14,996
103	0603923D8Z	COALITION WARFARE .....	12,743	12,743
104	0604016D8Z	DEPARTMENT OF DEFENSE CORROSION PROGRAM Program increase—funding shortfall .....	3,221	35,321 [32,100]

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
105	0604400D8Z	DEPARTMENT OF DEFENSE (DOD) UNMANNED AIR-CRAFT SYSTEM (UAS) COMMON DEVELOPMENT.	25,120	25,120
107	0604670D8Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) RESEARCH AND ENGINEERING.	10,309	7,509
		Program Decrease .....		[-2,800]
108	0604787D8Z	JOINT SYSTEMS INTEGRATION COMMAND (JSIC) ...	13,024	13,024
109	0604828D8Z	JOINT FIRES INTEGRATION AND INTEROPERABILITY TEAM.	9,290	9,290
110	0604880C	LAND-BASED SM-3 (LBSM3) .....	306,595	306,595
111	0604881C	AEGIS SM-3 BLOCK IIA CO-DEVELOPMENT .....	424,454	424,454
112	0604883C	PRECISION TRACKING SPACE SENSOR RDT&E .....	160,818	80,818
		Program Reduction .....		[-80,000]
113	0604884C	AIRBORNE INFRARED (ABIR) .....	46,877	46,877
115	0303191D8Z	JOINT ELECTROMAGNETIC TECHNOLOGY (JET) PROGRAM.	3,358	3,358
		<b>SUBTOTAL ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES.</b>	<b>6,808,233</b>	<b>6,823,545</b>
<b>SYSTEM DEVELOPMENT AND DEMONSTRATION (SDD)</b>				
117	0604161D8Z	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT RDT&E SDD.	7,220	7,220
118	0604165D8Z	PROMPT GLOBAL STRIKE CAPABILITY DEVELOPMENT.	204,824	179,824
		Program Reduction .....		[-25,000]
119	0604384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	400,608	316,608
		Bioscavenger program delays .....		[-24,000]
		Decontamination FOS delays .....		[-10,000]
		MCMI RFP release delay .....		[-50,000]
120	0604709D8Z	JOINT ROBOTICS PROGRAM .....	2,782	2,782
121	0604764K	ADVANCED IT SERVICES JOINT PROGRAM OFFICE (AITS-JPO).	49,198	38,824
		Cyber threat discovery .....		[15,000]
		Program growth .....		[-25,374]
122	0604771D8Z	JOINT TACTICAL INFORMATION DISTRIBUTION SYSTEM (JTIDS).	17,395	17,395
123	0605000BR	WEAPONS OF MASS DESTRUCTION DEFEAT CAPABILITIES.	5,888	5,888
124	0605013BL	INFORMATION TECHNOLOGY DEVELOPMENT .....	12,228	12,228
127	0605021SE	HOMELAND PERSONNEL SECURITY INITIATIVE .....	389	389
128	0605022D8Z	DEFENSE EXPORTABILITY PROGRAM .....	1,929	1,929
129	0605027D8Z	OUS(D) IT DEVELOPMENT INITIATIVES .....	4,993	4,993
130	0605070S	DOD ENTERPRISE SYSTEMS DEVELOPMENT AND DEMONSTRATION.	134,285	94,285
		Program Growth .....		[-40,000]
131	0605075D8Z	DCMO POLICY AND INTEGRATION .....	41,808	41,808
133	0605210D8Z	DEFENSE-WIDE ELECTRONIC PROCUREMENT CAPABILITIES.	14,950	14,950
135	0303141K	GLOBAL COMBAT SUPPORT SYSTEM .....	19,837	19,837
		<b>SUBTOTAL SYSTEM DEVELOPMENT AND DEMONSTRATION (SDD).</b>	<b>918,334</b>	<b>758,960</b>
<b>RDT&amp;E MANAGEMENT SUPPORT</b>				
137	0604774D8Z	DEFENSE READINESS REPORTING SYSTEM (DRRS)	6,658	6,658
138	0604875D8Z	JOINT SYSTEMS ARCHITECTURE DEVELOPMENT ...	4,731	4,731
139	0604940D8Z	CENTRAL TEST AND EVALUATION INVESTMENT DEVELOPMENT (CTEIP).	140,231	140,231
140	0604942D8Z	ASSESSMENTS AND EVALUATIONS .....	2,757	2,757
141	0604943D8Z	THERMAL VICAR .....	7,827	7,827
142	0605100D8Z	JOINT MISSION ENVIRONMENT TEST CAPABILITY (JMETC).	10,479	10,479
143	0605104D8Z	TECHNICAL STUDIES, SUPPORT AND ANALYSIS .....	34,213	34,213
144	0605110D8Z	USD(A&T)-CRITICAL TECHNOLOGY SUPPORT .....	1,486	1,486
145	0605117D8Z	FOREIGN MATERIAL ACQUISITION AND EXPLOITATION.	64,524	64,524

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<i>(In Thousands of Dollars)</i>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
146	0605126J	JOINT INTEGRATED AIR AND MISSILE DEFENSE ORGANIZATION (JIAMDO).	79,859	79,859
148	0605130D8Z	FOREIGN COMPARATIVE TESTING .....	19,080	19,080
149	0605142D8Z	SYSTEMS ENGINEERING .....	41,884	41,884
150	0605161D8Z	NUCLEAR MATTERS-PHYSICAL SECURITY .....	4,261	4,261
151	0605170D8Z	SUPPORT TO NETWORKS AND INFORMATION INTEGRATION.	9,437	9,437
152	0605200D8Z	GENERAL SUPPORT TO USD (INTELLIGENCE) .....	6,549	6,549
153	0605384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	92,806	92,806
160	0605790D8Z	SMALL BUSINESS INNOVATION RESEARCH (SBIR)/ SMALL BUSINESS TECHNOLOGY TRANSFER (S.	1,924	1,924
161	0605798D8Z	DEFENSE TECHNOLOGY ANALYSIS .....	16,135	16,135
163	0605801KA	DEFENSE TECHNICAL INFORMATION CENTER (DTIC).	56,269	56,269
164	0605803SE	R&D IN SUPPORT OF DOD ENLISTMENT, TESTING AND EVALUATION.	49,810	49,810
165	0605804D8Z	DEVELOPMENT TEST AND EVALUATION .....	15,805	19,305
		Program Increase .....		[3,500]
166	0605897E	DARPA AGENCY RELOCATION .....	1,000	1,000
167	0605898E	MANAGEMENT HQ—R&D .....	66,689	66,689
168	0606100D8Z	BUDGET AND PROGRAM ASSESSMENTS .....	4,528	4,528
169	0606301D8Z	AVIATION SAFETY TECHNOLOGIES .....	6,925	6,925
170	0203345D8Z	OPERATIONS SECURITY (OPSEC) .....	1,777	1,777
171	0204571J	JOINT STAFF ANALYTICAL SUPPORT .....	18	18
174	0303166D8Z	SUPPORT TO INFORMATION OPERATIONS (IO) CAPABILITIES.	12,209	12,209
175	0303169D8Z	INFORMATION TECHNOLOGY RAPID ACQUISITION	4,288	4,288
176	0305103E	CYBER SECURITY INITIATIVE .....	10,000	5,000
		Execution delays .....		[-5,000]
177	0305193D8Z	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO).	15,002	15,002
179	0305400D8Z	WARFIGHTING AND INTELLIGENCE-RELATED SUPPORT.	861	861
180	0804767D8Z	COCOM EXERCISE ENGAGEMENT AND TRAINING TRANSFORMATION (CE2T2).	59,958	38,090
		P754, Duplication with Service initiatives .....		[-21,868]
182	0901598C	MANAGEMENT HQ—MDA .....	28,908	28,908
183	0901598D8W	IT SOFTWARE DEV INITIATIVES .....	167	167
184A	9999999999	CLASSIFIED PROGRAMS .....	82,627	82,627
		<b>SUBTOTAL RDT&amp;E MANAGEMENT SUPPORT ....</b>	<b>961,682</b>	<b>938,314</b>
<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>				
185	0604130V	ENTERPRISE SECURITY SYSTEM (ESS) .....	8,706	6,206
		Excessive growth .....		[-2,500]
186	0605127T	REGIONAL INTERNATIONAL OUTREACH (RIO) AND PARTNERSHIP FOR PEACE INFORMATION MANA.	2,165	2,165
187	0605147T	OVERSEAS HUMANITARIAN ASSISTANCE SHARED INFORMATION SYSTEM (OHASIS).	288	288
188	0607384BP	CHEMICAL AND BIOLOGICAL DEFENSE (OPERATIONAL SYSTEMS DEVELOPMENT).	15,956	15,956
189	0607828D8Z	JOINT INTEGRATION AND INTEROPERABILITY .....	29,880	29,880
190	0208043J	CLASSIFIED PROGRAMS .....	2,402	2,402
191	0208045K	C4I INTEROPERABILITY .....	72,403	72,403
193	0301144K	JOINT/ALLIED COALITION INFORMATION SHARING.	7,093	7,093
200	0302016K	NATIONAL MILITARY COMMAND SYSTEM-WIDE SUPPORT.	481	481
201	0302019K	DEFENSE INFO INFRASTRUCTURE ENGINEERING AND INTEGRATION.	8,366	15,866
		Cybersecurity pilots .....		[7,500]
202	0303126K	LONG-HAUL COMMUNICATIONS—DCS .....	11,324	11,324
203	0303131K	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK (MEECN).	12,514	12,514
204	0303135G	PUBLIC KEY INFRASTRUCTURE (PKI) .....	6,548	6,548

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)				
Line	Program Element	Item	FY 2012 Request	Conference Authorized
205	0303136G	KEY MANAGEMENT INFRASTRUCTURE (KMI) .....	33,751	33,751
206	0303140D8Z	INFORMATION SYSTEMS SECURITY PROGRAM .....	11,753	11,753
207	0303140G	INFORMATION SYSTEMS SECURITY PROGRAM .....	348,593	348,593
208	0303140K	INFORMATION SYSTEMS SECURITY PROGRAM .....	5,500	5,500
211	0303150K	GLOBAL COMMAND AND CONTROL SYSTEM .....	54,739	54,739
212	0303153K	DEFENSE SPECTRUM ORGANIZATION .....	29,154	29,154
213	0303170K	NET-CENTRIC ENTERPRISE SERVICES (NCES) .....	1,830	1,830
214	0303260D8Z	JOINT MILITARY DECEPTION INITIATIVE .....	1,241	1,241
215	0303610K	TELEPORT PROGRAM .....	6,418	6,418
217	0304210BB	SPECIAL APPLICATIONS FOR CONTINGENCIES .....	5,045	5,045
220	0305103D8Z	CYBER SECURITY INITIATIVE .....	411	411
222	0305103K	CYBER SECURITY INITIATIVE .....	4,341	4,341
223	0305125D8Z	CRITICAL INFRASTRUCTURE PROTECTION (CIP) .....	13,008	13,008
227	0305186D8Z	POLICY R&D PROGRAMS .....	6,603	6,603
229	0305199D8Z	NET CENTRICITY .....	14,926	14,926
232	0305208BB	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS. Unjustified increase .....	4,303	1,303 [-3,000]
235	0305208K	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS.	3,154	3,154
237	0305219BB	MQ-1 PREDATOR A UAV .....	2,499	2,499
239	0305387D8Z	HOMELAND DEFENSE TECHNOLOGY TRANSFER PROGRAM.	2,660	2,660
240	0305600D8Z	INTERNATIONAL INTELLIGENCE TECHNOLOGY AND ARCHITECTURES.	1,444	1,444
248	0708011S	INDUSTRIAL PREPAREDNESS .....	23,103	23,103
249	0708012S	LOGISTICS SUPPORT ACTIVITIES .....	2,466	2,466
250	0902298J	MANAGEMENT HEADQUARTERS (JCS) .....	2,730	2,730
252	1105219BB	MQ-9 UAV .....	2,499	2,499
253	1105232BB	RQ-11 UAV .....	3,000	1,500 Lack of full funding .....
254	1105233BB	RQ-7 UAV .....	450	450
256	1160403BB	SPECIAL OPERATIONS AVIATION SYSTEMS ADVANCED DEVELOPMENT. MC-130 TF/TA radar contract award delay .....	89,382	74,382 [-15,000]
257	1160404BB	SPECIAL OPERATIONS TACTICAL SYSTEMS DEVELOPMENT.	799	799
258	1160405BB	SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOPMENT.	27,916	27,916
259	1160408BB	SOF OPERATIONAL ENHANCEMENTS .....	60,915	60,915
260	1160421BB	SPECIAL OPERATIONS CV-22 DEVELOPMENT .....	10,775	10,775
263	1160427BB	MISSION TRAINING AND PREPARATION SYSTEMS (MTPS).	4,617	4,617
265	1160429BB	AC/MC-130J .....	18,571	18,571
266	1160474BB	SOF COMMUNICATIONS EQUIPMENT AND ELECTRONICS SYSTEMS.	1,392	1,392
268	1160477BB	SOF WEAPONS SYSTEMS .....	2,610	2,610
269	1160478BB	SOF SOLDIER PROTECTION AND SURVIVAL SYSTEMS.	2,971	2,971
270	1160479BB	SOF VISUAL AUGMENTATION, LASERS AND SENSOR SYSTEMS.	3,000	3,000
271	1160480BB	SOF TACTICAL VEHICLES .....	3,522	3,522
272	1160481BB	SOF MUNITIONS .....	1,500	1,500
273	1160482BB	SOF ROTARY WING AVIATION .....	51,123	51,123
274	1160483BB	SOF UNDERWATER SYSTEMS .....	92,424	68,424 Excessive growth .....
275	1160484BB	SOF SURFACE CRAFT .....	14,475	14,475
276	1160488BB	SOF MILITARY INFORMATION SUPPORT OPERATIONS.	2,990	2,990
277	1160489BB	SOF GLOBAL VIDEO SURVEILLANCE ACTIVITIES .....	8,923	8,923
278	1160490BB	SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE.	9,473	9,473
278A	999999999	CLASSIFIED PROGRAMS .....	4,227,920	4,265,700 Classified Adjustment .....

<b>SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION</b>				
<i>(In Thousands of Dollars)</i>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
		<i>File sanitization tool (FiST) authorization adjustment</i>		[2,000]
		<b>SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT.</b>	<b>5,399,045</b>	<b>5,398,325</b>
		<b>UNDISTRIBUTED</b>		
279A	0901XXXD	UNDISTRIBUTED .....		0
		<b>SUBTOTAL UNDISTRIBUTED .....</b>		<b>0</b>
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, DW.</b>	<b>19,755,678</b>	<b>19,436,800</b>
		<b>OPERATIONAL TEST &amp; EVAL, DEFENSE</b>		
		<b>RDT&amp;E MANAGEMENT SUPPORT</b>		
001	0605118OTE	OPERATIONAL TEST AND EVALUATION .....	60,444	60,444
002	0605131OTE	LIVE FIRE TEST AND EVALUATION .....	12,126	12,126
003	0605814OTE	OPERATIONAL TEST ACTIVITIES AND ANALYSES ...	118,722	118,722
		<b>SUBTOTAL RDT&amp;E MANAGEMENT SUPPORT .....</b>	<b>191,292</b>	<b>191,292</b>
		<b>TOTAL OPERATIONAL TEST &amp; EVAL, DEFENSE.</b>	<b>191,292</b>	<b>191,292</b>
		<b>TOTAL RDT&amp;E .....</b>	<b>75,325,082</b>	<b>71,570,717</b>

**SEC. 4202. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS.**

<b>SEC. 4202. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS</b>				
<i>(In Thousands of Dollars)</i>				
<b>Line</b>	<b>Program Element</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
<b>RDT&amp;E MANAGEMENT SUPPORT</b>				
140	0605601A	ARMY TEST RANGES AND FACILITIES .....	8,513	8,513
		<b>SUBTOTAL RDT&amp;E MANAGEMENT SUPPORT ...</b>	<b>8,513</b>	<b>8,513</b>
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, ARMY.</b>	<b>8,513</b>	<b>8,513</b>
<b>ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES</b>				
054	0603654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT.	1,500	1,500
		<b>SUBTOTAL ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES.</b>	<b>1,500</b>	<b>1,500</b>
<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION</b>				
097	0604270N	ELECTRONIC WARFARE DEVELOPMENT .....	5,600	5,600
119	0604654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT.	3,500	3,500
126	0604771N	MEDICAL DEVELOPMENT .....	1,950	1,950
		<b>SUBTOTAL SYSTEM DEVELOPMENT &amp; DEMONSTRATION.</b>	<b>11,050</b>	<b>11,050</b>
<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>				
172	0204136N	F/A-18 SQUADRONS .....	2,000	2,000
189	0206313M	MARINE CORPS COMMUNICATIONS SYSTEMS .....	1,500	1,500
192	0206625M	USMC INTELLIGENCE/ELECTRONIC WARFARE SYSTEMS (MIP).	4,050	4,050
215	0305231N	MQ-8 UAV .....		0
227A	999999999	CLASSIFIED PROGRAMS .....	33,784	33,784
		<b>SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT.</b>	<b>41,334</b>	<b>41,334</b>
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, NAVY.</b>	<b>53,884</b>	<b>53,884</b>
<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>				
200	0305205F	ENDURANCE UNMANNED AERIAL VEHICLES .....	73,000	63,000
		<i>Excess to need .....</i>		<i>[-10,000]</i>
242A	999999999	CLASSIFIED PROGRAMS .....	69,000	69,000
		<b>SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT.</b>	<b>142,000</b>	<b>142,000</b>
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, AF.</b>	<b>142,000</b>	<b>132,000</b>
<b>RDT&amp;E MANAGEMENT SUPPORT</b>				
152	0605200D8Z	GENERAL SUPPORT TO USD (INTELLIGENCE) .....	9,200	9,200
		<b>SUBTOTAL RDT&amp;E MANAGEMENT SUPPORT ...</b>	<b>9,200</b>	<b>9,200</b>
<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>				
202	0303126K	LONG-HAUL COMMUNICATIONS—DCS .....	10,500	10,500
207	0303140G	INFORMATION SYSTEMS SECURITY PROGRAM .....	32,850	32,850
211	0303150K	GLOBAL COMMAND AND CONTROL SYSTEM .....	2,000	2,000
254	1105233BB	RQ-7 UAV .....	2,450	2,450
278A	999999999	CLASSIFIED PROGRAMS .....	135,361	125,361
		<i>Classified Adjustment .....</i>		<i>[-10,000]</i>

<i>SEC. 4202. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTIN- GENY OPERATIONS (In Thousands of Dollars)</i>				
<i>Line</i>	<i>Program Element</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
		<i>SUBTOTAL OPERATIONAL SYSTEMS DEVEL- OPMENT.</i>	<i>183,161</i>	<i>183,161</i>
		<i>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, DW.</i>	<i>192,361</i>	<i>182,361</i>
		<i>TOTAL RDT&amp;E .....</i>	<i>396,758</i>	<i>376,758</i>

## **TITLE XLIII—OPERATION AND MAINTENANCE**

### **SEC. 4301. OPERATION AND MAINTENANCE.**

<i>SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)</i>			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
<b>OPERATION &amp; MAINTENANCE, ARMY</b>			
<b>OPERATING FORCES</b>			
010	MANEUVER UNITS .....	1,399,804	1,031,695
	Transfer to Title XV: Combined Arms Training Strategy .....		[-217,376]
	Transfer to Title XV: MRAP Vehicle Sustainment Transfer to Title XV: Theater Demand Reduction .....		[-2,539] [-148,194]
020	MODULAR SUPPORT BRIGADES .....	104,629	90,595
	Transfer to Title XV: Combined Arms Training Strategy .....		[-11,752]
	Transfer to Title XV: Theater Demand Reduction .....		[-2,282]
030	ECHELONS ABOVE BRIGADE .....	815,920	741,068
	Transfer to Title XV: Combined Arms Training Strategy .....		[-74,852]
040	THEATER LEVEL ASSETS .....	825,587	764,818
	Transfer to Title XV: Chemical Defense Equip- ment Sustainment .....		[-8,579]
	Transfer to Title XV: Combined Arms Training Strategy .....		[-23,198]
	Transfer to Title XV: Theater Demand Reduction .....		[-18,692]
	Transfer to Title XV: UAS—Gray Eagle Satellite Service .....		[-10,300]
050	LAND FORCES OPERATIONS SUPPORT .....	1,245,231	1,072,413
	Transfer to Title XV: Combat Training Center Role Players .....		[-30,091]
	Transfer to Title XV: Fox Nuclear Biological and Chemical Reconnaissance Vehicle Contract Lo- gistics Support .....		[-12,062]
	Transfer to Title XV: Joint Maneuver Readiness Center Opposing Force Augmentation .....		[-4,545]
	Transfer to Title XV: Joint Readiness Training Center Opposing Force Augmentation .....		[-26,940]
	Transfer to Title XV: MRAP Vehicle Sustainment at Combat Training Centers .....		[-6,420]
	Transfer to Title XV: National Training Center Tier Two Level Maintenance Contract .....		[-24,000]
	Transfer to Title XV: National Training Center Warfighter Focus .....		[-26,650]
	Transfer to Title XV: Theater Demand Reduction .....		[-14,984]
	Transfer to Title XV: Tube-Launched, Optically- Tracked, Wire-Guided Missile (TOW) Improved Target Acquisition System (ITAS) Contract Lo- gistics Support .....		[-6,841]
	Transfer to Title XV: Sustainment Brigade and Functional Brigade Warfighter Exercise .....		[-20,285]
060	AVIATION ASSETS .....	1,199,340	1,131,228
	Transfer to Title XV: Combined Arms Training Strategy .....		[-6,607]
	Transfer to Title XV: Theater Demand Reduction .....		[-61,505]

<b>SEC. 4301. OPERATION AND MAINTENANCE</b>			
<b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
070	FORCE READINESS OPERATIONS SUPPORT .....	2,939,455	2,778,799
	FOB Baseline Not Taken into Account in Re-		
	quested Program Growth .....		[-20,000]
	Transfer to Title XV: Battle Simulation Centers ...		[-59,702]
	Transfer to Title XV: Body Armor Sustainment ....		[-71,660]
	Transfer to Title XV: Rapid Equipping Force		
	Readiness .....		[-9,294]
080	LAND FORCES SYSTEMS READINESS .....	451,228	404,896
	Deny Requested Growth for Civilian and Con-		
	tractor Positions .....		[-20,000]
	Transfer to Title XV: Capability Development and		
	Integration .....		[-5,161]
	Transfer to Title XV: Fixed Wing Life Cycle Con-		
	tract Support .....		[-21,171]
090	LAND FORCES DEPOT MAINTENANCE .....	1,179,675	1,031,839
	Budget Justification does not Match Summary of		
	Price and Program Changes for Utilities .....		[-37,500]
	Removal of fiscal year 2011 Costs Budgeted for		
	Detainee Operations (Full fiscal year 2012 Re-		
	quirement Funded in Title XV) .....		[-70,000]
	Transfer to title XV: Senior Leader Initiative:		
	Comprehensive Soldier Fitness Program .....		[-30,000]
	Transfer to title XV: Training Range Maintenance		
	.....		[-10,336]
100	BASE OPERATIONS SUPPORT .....	7,637,052	7,329,552
	Budget Justification Does Not Match Summary of		
	Price and Program Changes for Utilities .....		[-37,500]
	Removal of FY11 Costs Budgeted for Detainee Op-		
	erations (Full FY12 Requirement Funded in		
	OCO) .....		[-70,000]
	Transfer to Title XV: Overseas Security Guards ....		[-200,000]
110	FACILITIES SUSTAINMENT, RESTORATION, &		
	MODERNIZATION .....	2,495,667	2,495,667
120	MANAGEMENT AND OPERATIONAL HQ .....	397,952	397,952
130	COMBATANT COMMANDERS CORE OPERATIONS	171,179	171,179
170	COMBATANT COMMANDERS ANCILLARY MIS-		
	SIONS .....	459,585	439,115
	Military Information Support Operations .....		[-20,470]
175	UNDISTRIBUTED .....		-1,504,500
	Contractor Logistics Support .....		[-50,000]
	Transfer to Title XV: Readiness and Depot Main-		
	tenance .....		[-1,454,500]
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>21,322,304</b>	<b>18,376,316</b>
	<b>MOBILIZATION</b>		
180	STRATEGIC MOBILITY .....	390,394	390,394
190	ARMY PREPOSITIONING STOCKS .....	169,535	169,535
200	INDUSTRIAL PREPAREDNESS .....	6,675	6,675
	<b>SUBTOTAL MOBILIZATION</b> .....	<b>566,604</b>	<b>566,604</b>
	<b>TRAINING AND RECRUITING</b>		
210	OFFICER ACQUISITION .....	113,262	113,262
220	RECRUIT TRAINING .....	71,012	71,012
230	ONE STATION UNIT TRAINING .....	49,275	49,275
240	SENIOR RESERVE OFFICERS TRAINING CORPS	417,071	417,071
250	SPECIALIZED SKILL TRAINING .....	1,045,948	1,030,765
	Transfer to Title XV: Survivability and Maneuver-		
	ability Training .....		[-15,183]

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> <i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
260	FLIGHT TRAINING .....	1,083,808	1,083,808
270	PROFESSIONAL DEVELOPMENT EDUCATION .....	191,073	191,073
280	TRAINING SUPPORT .....	607,896	607,896
290	RECRUITING AND ADVERTISING .....	523,501	523,501
300	EXAMINING .....	139,159	139,159
310	OFF-DUTY AND VOLUNTARY EDUCATION .....	238,978	238,978
320	CIVILIAN EDUCATION AND TRAINING .....	221,156	221,156
330	JUNIOR ROTC .....	170,889	170,889
	<b>SUBTOTAL TRAINING AND RECRUITING ...</b>	<b>4,873,028</b>	<b>4,857,845</b>
<b>ADMIN &amp; SRVWIDE ACTIVITIES</b>			
340	SECURITY PROGRAMS .....	995,161	993,801
	Classified Adjustment .....		[-1,360]
350	SERVICEWIDE TRANSPORTATION .....	524,334	524,334
360	CENTRAL SUPPLY ACTIVITIES .....	705,668	705,668
370	LOGISTIC SUPPORT ACTIVITIES .....	484,075	487,075
	Army Requested Transfer for Army Enterprise Systems Integration Program from Other Pro- curement, Army line 116 .....		[3,000]
380	AMMUNITION MANAGEMENT .....	457,741	387,741
	Requested Growth Unjustified by Metrics Pro- vided in Performance Criteria .....		[-70,000]
390	ADMINISTRATION .....	775,313	775,313
400	SERVICEWIDE COMMUNICATIONS .....	1,534,706	1,510,957
	Army Requested Transfer for General Fund Enter- prise Business System (GFEBS) from Other Procurement, Army Line 116 .....		[3,368]
	Army Requested Transfer for Global Combat Sup- port System—Army (GCSS-Army) from Other Procurement, Army Line 116 .....		[2,883]
	Budget Justification Does Not Match Summary of Price and Program Changes for DISA .....		[-30,000]
410	MANPOWER MANAGEMENT .....	316,924	316,924
420	OTHER PERSONNEL SUPPORT .....	214,356	214,356
430	OTHER SERVICE SUPPORT .....	1,093,877	1,033,877
	Budget Justification Does Not Match Summary of Price and Program Changes for DFAS .....		[-50,000]
	Unjustified program growth-Joint DOD Support ..		[-5,000]
	Unjustified program growth-PA Strategic Commu- nications .....		[-5,000]
440	ARMY CLAIMS ACTIVITIES .....	216,621	216,621
450	REAL ESTATE MANAGEMENT .....	180,717	170,717
	Budget Justification Does Not Match Summary of Price and Program Changes for the Pentagon Reservation Maintenance Revolving Fund .....		[-10,000]
455	FINANCIAL IMPROVEMENT AND AUDIT READI- NESS .....		0
460	SUPPORT OF NATO OPERATIONS .....	449,901	449,901
470	MISC. SUPPORT OF OTHER NATIONS .....	23,886	20,886
	Transfer from SAG 411—Military Information Support Operations .....		[-3,000]
	<b>SUBTOTAL ADMIN &amp; SRVWIDE ACTIVI- TIES .....</b>	<b>7,973,280</b>	<b>7,808,171</b>
<b>UNDISTRIBUTED</b>			
480	UNDISTRIBUTED .....		-1,079,704

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> <i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
	BUDGET ACTIVITY 4 ADJUSTMENT FOR DE- FENSE EFFICIENCY CIVILIAN STAFFING REDUCTION .....		[-12,904]
	Decrease in OPTEMPO as cited by Army .....		[-291,500]
	IMPROVED MANAGEMENT OF TELECOM SERVICES .....		[-10,000]
	Printing & Reproduction (10% cut)—Efficiency .....		[-10,600]
	Section 8089 - Excess Cash Balances in DWCF .....		[-515,000]
	Studies, Analysis & Evaluations (10% cut)—Effi- ciency .....		[-1,400]
	Unobligated balances .....		[-238,300]
999	CLASSIFIED .....		0
	<b>SUBTOTAL UNDISTRIBUTED</b> .....		<b>-1,079,704</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, ARMY</b> .....	<b>34,735,216</b>	<b>30,529,232</b>
	<b>OPERATION &amp; MAINTENANCE, NAVY OPERATING FORCES</b>		
010	MISSION AND OTHER FLIGHT OPERATIONS .....	4,762,887	4,499,387
	Transfer to Title XV: Flying Hours .....		[-180,945]
	Transfer to Title XV: MV 22B Pricing Variance .....		[-82,555]
020	FLEET AIR TRAINING .....	1,771,644	1,771,644
030	AVIATION TECHNICAL DATA & ENGINEERING SERVICES .....	46,321	46,321
040	AIR OPERATIONS AND SAFETY SUPPORT .....	104,751	87,751
	Unjustified Growth for Program Related Logistics Support .....		[-17,000]
050	AIR SYSTEMS SUPPORT .....	431,576	431,576
060	AIRCRAFT DEPOT MAINTENANCE .....	1,030,303	1,030,303
070	AIRCRAFT DEPOT OPERATIONS SUPPORT .....	37,403	37,403
080	AVIATION LOGISTICS .....	238,007	238,007
090	MISSION AND OTHER SHIP OPERATIONS .....	3,820,186	3,795,186
	Reduced Number of Deployed Steaming Days .....		[-25,000]
100	SHIP OPERATIONS SUPPORT & TRAINING .....	734,866	734,866
110	SHIP DEPOT MAINTENANCE .....	4,972,609	5,122,609
	Ship Depot Maintenance (Active) .....		[150,000]
120	SHIP DEPOT OPERATIONS SUPPORT .....	1,304,271	1,297,271
	Removal of One-Time Fiscal Year 2011 Costs for Surface Ship Life Cycle Maintenance (SSLCM) Activity and Local Command Office for Navy Enterprise Resource Planning .....		[-7,000]
130	COMBAT COMMUNICATIONS .....	583,659	556,259
	Eliminate Requested Growth of Contractor Full- time Equivalents .....		[-27,400]
140	ELECTRONIC WARFARE .....	97,011	97,011
150	SPACE SYSTEMS AND SURVEILLANCE .....	162,303	137,303
	Budget Justification Does Not Match Summary of Price and Program Changes .....		[-25,000]
160	WARFARE TACTICS .....	423,187	423,187
170	OPERATIONAL METEOROLOGY AND OCEANOGR- RAPHY .....	320,141	320,141
180	COMBAT SUPPORT FORCES .....	1,076,478	883,677
	Transfer to Title XV: Naval Expeditionary Com- bat Command Increases .....		[-192,801]
190	EQUIPMENT MAINTENANCE .....	187,037	187,037
200	DEPOT OPERATIONS SUPPORT .....	4,352	4,352

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> (In Thousands of Dollars)			
<i>Line</i>	<i>Item</i>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
210	COMBATANT COMMANDERS CORE OPERATIONS	103,830	103,830
220	COMBATANT COMMANDERS DIRECT MISSION SUPPORT .....	180,800	166,400
	Military Information Support Operations .....		[-6,100]
	Transfer to Title XV: Joint Special Operations Task Force—Philippines .....		[-8,300]
230	CRUISE MISSILE .....	125,333	125,333
240	FLEET BALLISTIC MISSILE .....	1,209,410	1,209,410
250	IN-SERVICE WEAPONS SYSTEMS SUPPORT .....	99,063	90,063
	Transfer to Title XV: Naval Expeditionary Com- bat Command .....		[-9,000]
260	WEAPONS MAINTENANCE .....	450,454	450,454
270	OTHER WEAPON SYSTEMS SUPPORT .....	358,002	358,002
280	ENTERPRISE INFORMATION .....	971,189	971,189
290	SUSTAINMENT, RESTORATION AND MOD- ERNIZATION .....	1,946,779	1,946,779
300	BASE OPERATING SUPPORT .....	4,610,525	4,540,525
	Savings from In-sourcing Security Contractor Po- sitions Not Properly Accounted for in Budget Documentation .....		[-20,000]
	Transfer to Title XV: Regional/Emergency Oper- ations Center .....		[-50,000]
305	UNDISTRIBUTED .....		-645,000
	CONTRACTOR LOGISTICS SUPPORT .....		[-150,000]
	TRANSFER TO TITLE XV: READINESS AND DEPOT MAINTENANCE .....		[-495,000]
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>32,164,377</b>	<b>31,018,276</b>
<b>MOBILIZATION</b>			
310	SHIP PREPOSITIONING AND SURGE .....	493,326	493,326
320	AIRCRAFT ACTIVATIONS/INACTIVATIONS .....	6,228	6,228
330	SHIP ACTIVATIONS/INACTIVATIONS .....	205,898	205,898
340	EXPEDITIONARY HEALTH SERVICES SYSTEMS Transfer to Title XV: Medical/Equipment costs for USNS MERCY .....	68,634	63,630
			[-5,004]
350	INDUSTRIAL READINESS .....	2,684	2,684
360	COAST GUARD SUPPORT .....	25,192	25,192
	<b>SUBTOTAL MOBILIZATION</b> .....	<b>801,962</b>	<b>796,958</b>
<b>TRAINING AND RECRUITING</b>			
370	OFFICER ACQUISITION .....	147,540	147,540
380	RECRUIT TRAINING .....	10,655	10,655
390	RESERVE OFFICERS TRAINING CORPS .....	151,147	148,361
	Excessive Program Increase for General Services Administration Lease Cost .....		[-2,786]
400	SPECIALIZED SKILL TRAINING .....	594,799	544,278
	Transfer to Title XV: Naval Sea Systems Com- mand Visit, Board, Search and Seizure (VBSS)/Explosive Ordnance Device (EOD) Training .....		[-3,000]
	Unjustified Growth in Moored and Tech Training .....		[-47,521]
410	FLIGHT TRAINING .....	9,034	9,034
420	PROFESSIONAL DEVELOPMENT EDUCATION .....	173,452	173,452
430	TRAINING SUPPORT .....	168,025	168,025
440	RECRUITING AND ADVERTISING .....	254,860	255,843
	Naval Sea Cadet Corps .....		[983]
450	OFF-DUTY AND VOLUNTARY EDUCATION .....	140,279	140,279

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> (In Thousands of Dollars)			
<i>Line</i>	<i>Item</i>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
460	CIVILIAN EDUCATION AND TRAINING .....	107,561	107,561
470	JUNIOR ROTC .....	52,689	52,689
	<b>SUBTOTAL TRAINING AND RECRUITING ...</b>	<b>1,810,041</b>	<b>1,757,717</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>		
480	ADMINISTRATION .....	754,483	754,483
490	EXTERNAL RELATIONS .....	14,275	14,275
500	CIVILIAN MANPOWER AND PERSONNEL MAN- AGEMENT .....	112,616	112,616
510	MILITARY MANPOWER AND PERSONNEL MAN- AGEMENT .....	216,483	203,926
	<i>Transfer to Title XV: Family Readiness Programs</i>		[-3,557]
	<i>Transfer to Title XV: Navy Manpower and Per- sonnel System /NSIPS .....</i>		[-9,000]
520	OTHER PERSONNEL SUPPORT .....	282,295	282,295
530	SERVICEWIDE COMMUNICATIONS .....	534,873	534,873
545	FINANCIAL IMPROVEMENT AND AUDIT READI- NESS .....		0
550	SERVICEWIDE TRANSPORTATION .....	190,662	190,662
570	PLANNING, ENGINEERING AND DESIGN .....	303,636	293,636
	<i>Unjustified Growth for Installation Emergency Management .....</i>		[-10,000]
580	ACQUISITION AND PROGRAM MANAGEMENT ....	903,885	903,885
590	HULL, MECHANICAL AND ELECTRICAL SUP- PORT .....	54,880	54,880
600	COMBAT/WEAPONS SYSTEMS .....	20,687	20,687
610	SPACE AND ELECTRONIC WARFARE SYSTEMS ..	68,374	68,374
620	NAVAL INVESTIGATIVE SERVICE .....	572,928	572,928
680	INTERNATIONAL HEADQUARTERS AND AGEN- CIES .....	5,516	5,516
705	CLASSIFIED PROGRAMS .....	552,715	550,334
	<i>Classified adjustment .....</i>		[-2,381]
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES ..</b>	<b>4,588,308</b>	<b>4,563,370</b>
	<b>UNDISTRIBUTED</b>		
710	UNDISTRIBUTED .....		-67,000
	<i>Deny FY12 Budget Price Growth for Civilian Per- sonnel Compensation .....</i>		[-5,000]
	IMPROVED MANAGEMENT OF TELECOM SERVICES .....		[-10,000]
	<i>Unobligated balances .....</i>		[-52,000]
	<b>SUBTOTAL UNDISTRIBUTED .....</b>		<b>-67,000</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, NAVY .....</b>	<b>39,364,688</b>	<b>38,069,321</b>
	<b>OPERATION &amp; MAINTENANCE, MARINE CORPS</b>		
	<b>OPERATING FORCES</b>		
010	OPERATIONAL FORCES .....	715,196	695,196
	<i>Request Inconsistent with Information Technology Budget Justification for the Global Combat Support System .....</i>		[-20,000]
020	FIELD LOGISTICS .....	677,608	677,608
030	DEPOT MAINTENANCE .....	190,713	78,713
	<i>Transfer to Title XV: Depot Maintenance .....</i>		[-112,000]
040	MARITIME PREPOSITIONING .....	101,464	101,464

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> <i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
060	SUSTAINMENT, RESTORATION, & MODERNIZATION .....	823,390	823,390
070	BASE OPERATING SUPPORT .....	2,208,949	1,953,949
	Reduction for Collateral Equipment Requirements Not Properly Accounted for in Budget Documentation .....		[-20,000]
	TRANSFER TO TITLE XV: READINESS AND DEPOT MAINTENANCE .....		[-235,000]
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>4,717,320</b>	<b>4,330,320</b>
	<b>TRAINING AND RECRUITING</b>		
080	RECRUIT TRAINING .....	18,280	18,280
090	OFFICER ACQUISITION .....	820	820
100	SPECIALIZED SKILL TRAINING .....	85,816	85,816
120	PROFESSIONAL DEVELOPMENT EDUCATION .....	33,142	33,142
130	TRAINING SUPPORT .....	324,643	324,643
140	RECRUITING AND ADVERTISING .....	184,432	184,432
150	OFF-DUTY AND VOLUNTARY EDUCATION .....	43,708	43,708
160	JUNIOR ROTC .....	19,671	19,671
	<b>SUBTOTAL TRAINING AND RECRUITING ...</b>	<b>710,512</b>	<b>710,512</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>		
180	SERVICEWIDE TRANSPORTATION .....	36,021	36,021
190	ADMINISTRATION .....	405,431	405,431
200	ACQUISITION & PROGRAM MANAGEMENT .....	91,153	91,153
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES ..</b>	<b>532,605</b>	<b>532,605</b>
	<b>UNDISTRIBUTED</b>		
210	UNDISTRIBUTED .....		-38,000
	OMMC Request Inconsistent with Information Technology Budget Justification for the Operational Support Systems—Command and Control .....		[-20,000]
	Unobligated balances .....		[-18,000]
	<b>SUBTOTAL UNDISTRIBUTED .....</b>		<b>-38,000</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, MARINE CORPS .....</b>	<b>5,960,437</b>	<b>5,535,437</b>
	<b>OPERATION &amp; MAINTENANCE, AIR FORCE OPERATING FORCES</b>		
010	PRIMARY COMBAT FORCES .....	4,224,400	3,564,242
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[-590,158]
	Transfer to Title XV: Theater Security Package .....		[-70,000]
020	COMBAT ENHANCEMENT FORCES .....	3,417,731	2,706,439
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[-673,292]
	Removal of One-Time FY11 Costs for Administrative Support for Contractor to Civilian Conversions .....		[-4,000]
	Removal of One-Time FY11 Costs for Software Maintenance Requirements .....		[-24,000]
	Unjustified Increase in Travel .....		[-10,000]
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS) .....	1,482,814	1,380,264

<b>SEC. 4301. OPERATION AND MAINTENANCE</b>			
<b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[-102,550]
050	DEPOT MAINTENANCE .....	2,204,131	3,788,606
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[1,584,475]
060	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	1,652,318	1,652,318
070	BASE SUPPORT .....	2,507,179	2,482,179
	Budget Justification Does Not Match Summary of Price and Program Changes for Utilities .....		[-25,000]
080	GLOBAL C3I AND EARLY WARNING .....	1,492,459	1,282,024
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[-198,435]
	Removal of One-Time Fiscal Year 2011 Costs for Long Range Radar Service Life Extension Program .....		[-12,000]
090	OTHER COMBAT OPS SPT PROGRAMS .....	1,046,226	1,019,538
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[-12,688]
	Removal of One-Time Fiscal Year 2011 Costs for Administrative Support for Contractor to Civilian Conversions .....		[-14,000]
100	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES .....	696,188	691,188
	Classified Adjustment .....		[-5,000]
110	LAUNCH FACILITIES .....	321,484	313,484
	Overstated Requirement for Additional Fiscal Year 2012 Funding for Satellite and Launcher Control Ranges .....		[-8,000]
120	SPACE CONTROL SYSTEMS .....	633,738	619,552
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[-7,186]
	Removal of One-Time Fiscal Year 2011 Costs for Administrative Support for Contractor to Civilian Conversions .....		[-7,000]
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT .....	735,488	664,262
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[-166]
	Military Information Support Operations .....		[-33,700]
	Strategic Command Program Decreases Not Accounted for in Budget Documentation .....		[-20,000]
	Transfer to Title XV: CENTCOM HQ C4 .....		[-12,500]
	Transfer to Title XV: CENTCOM Public Affairs ...		[-4,860]
140	COMBATANT COMMANDERS CORE OPERATIONS .....	170,481	170,481
145	UNDISTRIBUTED .....		-670,000
	CONTRACTOR LOGISTICS SUPPORT .....		[-200,000]
	TRANSFER TO TITLE XV: READINESS AND DEPOT MAINTENANCE .....		[-470,000]
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>20,584,637</b>	<b>19,664,577</b>
	<b>MOBILIZATION</b>		
150	AIRLIFT OPERATIONS .....	2,988,221	2,543,389
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[-444,832]
160	MOBILIZATION PREPAREDNESS .....	150,724	150,724
170	DEPOT MAINTENANCE .....	373,568	818,400

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> (In Thousands of Dollars)			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[444,832]
180	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	388,103	388,103
190	BASE SUPPORT .....	674,230	674,230
	<b>SUBTOTAL MOBILIZATION .....</b>	<b>4,574,846</b>	<b>4,574,846</b>
	<b>TRAINING AND RECRUITING</b>		
200	OFFICER ACQUISITION .....	114,448	114,448
210	RECRUIT TRAINING .....	22,192	22,192
220	RESERVE OFFICERS TRAINING CORPS (ROTC) ...	90,545	90,545
230	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	430,090	430,090
240	BASE SUPPORT .....	789,654	749,654
	Budget Justification Does Not Match Summary of Price and Program Changes for Utilities .....		[-25,000]
	Unjustified Growth for Competitive Sourcing and Privatization .....		[-15,000]
250	SPECIALIZED SKILL TRAINING .....	481,357	471,357
	Budget Justification Does Not Match Summary of Price and Program Changes for Equipment Maintenance by Contract .....		[-10,000]
260	FLIGHT TRAINING .....	957,538	957,538
270	PROFESSIONAL DEVELOPMENT EDUCATION ....	198,897	198,897
280	TRAINING SUPPORT .....	108,248	108,248
290	DEPOT MAINTENANCE .....	6,386	6,386
300	RECRUITING AND ADVERTISING .....	136,102	136,102
310	EXAMINING .....	3,079	3,079
320	OFF-DUTY AND VOLUNTARY EDUCATION .....	167,660	167,660
330	CIVILIAN EDUCATION AND TRAINING .....	202,767	189,767
	Maintain Service Contracts at the fiscal year 2011 Level .....		[-13,000]
340	JUNIOR ROTC .....	75,259	75,259
	<b>SUBTOTAL TRAINING AND RECRUITING ...</b>	<b>3,784,222</b>	<b>3,721,222</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>		
350	LOGISTICS OPERATIONS .....	1,112,878	1,112,252
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[-626]
360	TECHNICAL SUPPORT ACTIVITIES .....	785,150	785,150
370	DEPOT MAINTENANCE .....	14,356	14,982
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....		[626]
380	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	416,588	416,588
390	BASE SUPPORT .....	1,219,043	1,219,043
400	ADMINISTRATION .....	662,180	662,180
410	SERVICEWIDE COMMUNICATIONS .....	650,689	650,689
420	OTHER SERVICEWIDE ACTIVITIES .....	1,078,769	1,060,769
	Budget Justification Does Not Match Summary of Price and Program Changes for DFAS .....		[-7,000]
	Program decrease .....		[-11,000]
425	FINANCIAL IMPROVEMENT AND AUDIT READI- NESS .....		0
430	CIVIL AIR PATROL .....	23,338	23,338
460	INTERNATIONAL SUPPORT .....	72,589	72,589
465	CLASSIFIED PROGRAMS .....	1,215,848	1,200,261

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> (In Thousands of Dollars)			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
	<i>Classified adjustment</i> .....		<i>[-15,587]</i>
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES ..</b>	<b>7,251,428</b>	<b>7,217,841</b>
	<b>UNDISTRIBUTED</b>		
470	UNDISTRIBUTED .....		-150,000
	EXCESS WORKING CAPITAL FUND CARRY- OVER .....		<i>[-90,000]</i>
	Unobligated balances .....		<i>[-60,000]</i>
	<b>SUBTOTAL UNDISTRIBUTED</b> .....		<b>-150,000</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR FORCE</b> .....	<b>36,195,133</b>	<b>35,028,486</b>
	<b>OPERATION &amp; MAINTENANCE, DEFENSE- WIDE</b>		
	<b>OPERATING FORCES</b>		
010	JOINT CHIEFS OF STAFF .....	563,787	558,287
	Reduce Civilian Personnel Fiscal Year 2012 Aver- age Salary Growth .....		<i>[-5,500]</i>
020	SPECIAL OPERATIONS COMMAND .....	3,986,766	3,893,859
	Transfer to Title XV: Military Information Sup- port Activities .....		<i>[-57,300]</i>
	Aviation Foreign Internal Defense .....		<i>[-17,607]</i>
	Reduce Civilian Personnel fiscal year 2012 Aver- age Salary Growth .....		<i>[-10,000]</i>
	Sustaining Base Communications—Excessive Growth .....		<i>[-8,000]</i>
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>4,550,553</b>	<b>4,452,146</b>
	<b>TRAINING AND RECRUITING</b>		
030	DEFENSE ACQUISITION UNIVERSITY .....	124,075	124,075
040	NATIONAL DEFENSE UNIVERSITY .....	93,348	93,348
	<b>SUBTOTAL TRAINING AND RECRUITING</b> ...	<b>217,423</b>	<b>217,423</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>		
050	CIVIL MILITARY PROGRAMS .....	159,692	159,692
080	DEFENSE CONTRACT AUDIT AGENCY .....	508,822	469,622
	Reduction in Non-Pay Personnel Support Over- head Costs .....		<i>[-39,200]</i>
090	DEFENSE CONTRACT MANAGEMENT AGENCY ...	1,147,366	1,147,366
100	DEFENSE FINANCE AND ACCOUNTING SERVICE	12,000	12,000
110	DEFENSE HUMAN RESOURCES ACTIVITY .....	676,419	645,989
	Overstatement of Fiscal Year 2012 Costs for Civil- ian Personnel .....		<i>[-30,000]</i>
	Unjustified Increase for the Request for Defense Advisory Committee on Women in the Services Program Reporting .....		<i>[-430]</i>
120	DEFENSE INFORMATION SYSTEMS AGENCY .....	1,360,392	1,360,392
140	DEFENSE LEGAL SERVICES AGENCY .....	37,367	37,367
150	DEFENSE LOGISTICS AGENCY .....	450,863	452,263
	Efficiencies in the Continuity of Operations Policy Procurement Technical Assistance Program .....		<i>[-3,000]</i> <i>[6,000]</i>
	Unjustified Request for the Defense Property Ac- countability System Program Office .....		<i>[-1,600]</i>
160	DEFENSE MEDIA ACTIVITY .....	256,133	256,133
170	DEFENSE POW/MIA OFFICE .....	22,372	22,372

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> (In Thousands of Dollars)			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
180	DEFENSE SECURITY COOPERATION AGENCY - GLOBAL TRAIN AND EQUIP .....	500,000	350,000
	Reduction to Global Train and Equip .....		[-150,000]
185	DEFENSE SECURITY COOPERATION AGENCY - OTHER .....	182,831	180,551
	Authorization Adjustment—Security Cooperation Assessment Office .....		[-2,280]
190	DEFENSE SECURITY SERVICE .....	505,366	505,366
200	DEFENSE TECHNOLOGY SECURITY ADMINIS- TRATION .....	33,848	33,848
210	DEFENSE THREAT REDUCTION AGENCY .....	432,133	432,133
220	DEPARTMENT OF DEFENSE EDUCATION ACTIV- ITY .....	2,768,677	2,695,677
	Transfer to Title XV: Child Care and Counseling .....		[-73,000]
230	MISSILE DEFENSE AGENCY .....	202,758	202,758
250	OFFICE OF ECONOMIC ADJUSTMENT .....	81,754	48,754
	Ahead of need - Guam FSRM .....		[-33,000]
260	OFFICE OF THE SECRETARY OF DEFENSE .....	2,201,964	2,164,564
	Additional Efficiencies Based on Disestablishment of the Assistant Secretary of Defense (Networks and Information Integration) .....		[-10,000]
	Unjustified Growth for Boards and Commissions .....		[-7,300]
	Unjustified Growth for Equipment Maintenance by Contract .....		[-10,000]
	Unjustified Growth for the Office of the Under Secretary of Defense, Policy and for other OSD Programs .....		[-10,100]
270	WASHINGTON HEADQUARTERS SERVICE .....	563,184	556,684
	Removal of Fiscal Year 2011 Costs Budgeted for the Defense Agencies Initiative .....		[-6,500]
275	CLASSIFIED PROGRAMS .....	14,068,492	13,628,508
	Classified adjustment .....		[-439,984]
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES ..</b>	<b>26,172,433</b>	<b>25,362,039</b>
	<b>UNDISTRIBUTED</b>		
280	UNDISTRIBUTED .....		-155,245
	DOD Impact Aid (Section 581) .....		[40,000]
	Reduction to Federally Funded Research and De- velopment Centers .....		[-150,245]
	Severe disabilities .....		[5,000]
	Unobligated balances .....		[-50,000]
	<b>SUBTOTAL UNDISTRIBUTED .....</b>		<b>-155,245</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, DEFENSE-WIDE .....</b>	<b>30,940,409</b>	<b>29,876,363</b>
	<b>OPERATION &amp; MAINTENANCE, ARMY RE- SERVE</b>		
	<b>OPERATING FORCES</b>		
010	MANEUVER UNITS .....	1,091	1,091
020	MODULAR SUPPORT BRIGADES .....	18,129	18,129
030	ECHELONS ABOVE BRIGADE .....	492,705	492,705
040	THEATER LEVEL ASSETS .....	137,304	137,304
050	LAND FORCES OPERATIONS SUPPORT .....	597,786	597,786
060	AVIATION ASSETS .....	67,366	67,366
070	FORCE READINESS OPERATIONS SUPPORT .....	474,966	448,523

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> <i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
	<i>Sustainment Costs For Weapons of Mass Destruction Equipment Purchases Not Needed in Fiscal Year 2012 .....</i>		<i>[-6,000]</i>
	<i>Unjustified Funding for Milcon Planning and Design .....</i>		<i>[-20,443]</i>
080	LAND FORCES SYSTEMS READINESS .....	69,841	69,841
090	LAND FORCES DEPOT MAINTENANCE .....	247,010	247,010
100	BASE OPERATIONS SUPPORT .....	590,078	583,078
	<i>Reduction for Payments to the General Services Administration for Standard Level User Charges Not Properly Accounted for in Budget Documentation .....</i>		<i>[-7,000]</i>
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION .....	255,618	255,618
125	UNDISTRIBUTED .....		0
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>2,951,894</b>	<b>2,918,451</b>
<b>ADMIN &amp; SRVWD ACTIVITIES</b>			
130	SERVICEWIDE TRANSPORTATION .....	14,447	14,447
140	ADMINISTRATION .....	76,393	76,393
150	SERVICEWIDE COMMUNICATIONS .....	3,844	3,844
160	MANPOWER MANAGEMENT .....	9,033	9,033
170	RECRUITING AND ADVERTISING .....	53,565	53,565
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES ..</b>	<b>157,282</b>	<b>157,282</b>
<b>UNDISTRIBUTED</b>			
175	UNDISTRIBUTED .....		-4,000
	<i>Unjustified Increase Budgeted for Fiscal Year 2012 Price Growth for Civilian Compensation ...</i>		<i>[-4,000]</i>
	<b>SUBTOTAL UNDISTRIBUTED .....</b>		<b>-4,000</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, ARMY RESERVE .....</b>	<b>3,109,176</b>	<b>3,071,733</b>
<b>OPERATION &amp; MAINTENANCE, NAVY RESERVE</b>			
<b>OPERATING FORCES</b>			
010	MISSION AND OTHER FLIGHT OPERATIONS .....	622,868	622,868
020	INTERMEDIATE MAINTENANCE .....	16,041	16,041
030	AIR OPERATIONS AND SAFETY SUPPORT .....	1,511	1,511
040	AIRCRAFT DEPOT MAINTENANCE .....	123,547	123,547
050	AIRCRAFT DEPOT OPERATIONS SUPPORT .....	379	379
060	MISSION AND OTHER SHIP OPERATIONS .....	49,701	49,701
070	SHIP OPERATIONS SUPPORT & TRAINING .....	593	593
080	SHIP DEPOT MAINTENANCE .....	53,916	53,916
090	COMBAT COMMUNICATIONS .....	15,445	15,445
100	COMBAT SUPPORT FORCES .....	153,942	153,942
110	WEAPONS MAINTENANCE .....	7,292	7,292
120	ENTERPRISE INFORMATION .....	75,131	57,131
	<i>Unjustified Growth for Next Generation Enterprise Network Seat Services .....</i>		<i>[-18,000]</i>
130	SUSTAINMENT, RESTORATION AND MODERNIZATION .....	72,083	72,083
140	BASE OPERATING SUPPORT .....	109,024	109,024
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>1,301,473</b>	<b>1,283,473</b>
<b>ADMIN &amp; SRVWD ACTIVITIES</b>			

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> <i>(In Thousands of Dollars)</i>			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
150	ADMINISTRATION .....	1,857	1,857
160	MILITARY MANPOWER AND PERSONNEL MAN- AGEMENT .....	14,438	14,438
170	SERVICEWIDE COMMUNICATIONS .....	2,394	2,394
180	ACQUISITION AND PROGRAM MANAGEMENT .....	2,972	2,972
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES ..</b>	<b>21,661</b>	<b>21,661</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, NAVY RESERVE .....</b>	<b>1,323,134</b>	<b>1,305,134</b>
	<b>OPERATION &amp; MAINTENANCE, MARINE CORPS RESERVE OPERATING FORCES</b>		
010	OPERATING FORCES .....	94,604	94,604
020	DEPOT MAINTENANCE .....	16,382	16,382
040	SUSTAINMENT, RESTORATION AND MOD- ERNIZATION .....	31,520	31,520
050	BASE OPERATING SUPPORT .....	105,809	105,809
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>248,315</b>	<b>248,315</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>		
070	SERVICEWIDE TRANSPORTATION .....	852	852
080	ADMINISTRATION .....	13,257	13,257
090	RECRUITING AND ADVERTISING .....	9,019	9,019
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES ..</b>	<b>23,128</b>	<b>23,128</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, MARINE CORPS RESERVE .....</b>	<b>271,443</b>	<b>271,443</b>
	<b>OPERATION &amp; MAINTENANCE, AIR FORCE RESERVE OPERATING FORCES</b>		
010	PRIMARY COMBAT FORCES .....	2,171,853	2,171,853
020	MISSION SUPPORT OPERATIONS .....	116,513	116,513
030	DEPOT MAINTENANCE .....	471,707	471,707
040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	77,161	77,161
050	BASE SUPPORT .....	308,974	308,974
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>3,146,208</b>	<b>3,146,208</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>		
060	ADMINISTRATION .....	84,423	84,423
070	RECRUITING AND ADVERTISING .....	17,076	17,076
080	MILITARY MANPOWER AND PERS MGMT (ARPC)	19,688	19,688
090	OTHER PERS SUPPORT (DISABILITY COMP) .....	6,170	6,170
100	AUDIOVISUAL .....	794	794
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES ..</b>	<b>128,151</b>	<b>128,151</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR FORCE RESERVE .....</b>	<b>3,274,359</b>	<b>3,274,359</b>
	<b>OPERATION &amp; MAINTENANCE, ARMY NA- TIONAL GUARD OPERATING FORCES</b>		
010	MANEUVER UNITS .....	634,181	634,181
020	MODULAR SUPPORT BRIGADES .....	189,899	189,899
030	ECHELONS ABOVE BRIGADE .....	751,899	751,899

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> (In Thousands of Dollars)			
<i>Line</i>	<i>Item</i>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
040	THEATER LEVEL ASSETS .....	112,971	112,971
050	LAND FORCES OPERATIONS SUPPORT .....	33,972	33,972
060	AVIATION ASSETS .....	854,048	838,048
	Unjustified Growth for Duty Military Occupation Specialities Qualified (DMOSQ) Training .....		[-16,000]
070	FORCE READINESS OPERATIONS SUPPORT .....	706,299	706,299
080	LAND FORCES SYSTEMS READINESS .....	50,453	50,453
090	LAND FORCES DEPOT MAINTENANCE .....	646,608	646,608
100	BASE OPERATIONS SUPPORT .....	1,028,126	988,626
	Unjustified Growth for Public Affairs .....		[-4,500]
	Unjustified Growth for Travel .....		[-25,000]
	Unjustified Growth for Utilities Based on Metrics Provided in Budget Documentation .....		[-10,000]
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION .....	618,513	618,513
120	MANAGEMENT AND OPERATIONAL HQ .....	792,575	787,575
	Army National Guard-Identified Excess .....		[-5,000]
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>6,419,544</b>	<b>6,359,044</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>		
140	SERVICEWIDE TRANSPORTATION .....	11,703	11,703
150	ADMINISTRATION .....	178,655	178,655
160	SERVICEWIDE COMMUNICATIONS .....	42,073	42,073
170	MANPOWER MANAGEMENT .....	6,789	6,789
180	RECRUITING AND ADVERTISING .....	382,668	382,668
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES ..</b>	<b>621,888</b>	<b>621,888</b>
	<b>UNDISTRIBUTED</b>		
185	UNDISTRIBUTED .....		-56,000
	Decrease in OPTEMPO as cited by Army .....		[-25,000]
	Deny Increase Budgeted for Fiscal Year 2012 Price Growth for Civilian Compensation .....		[-11,000]
	Reduction in non-dual status technician limita- tion .....		[-20,000]
	<b>SUBTOTAL UNDISTRIBUTED .....</b>		<b>-56,000</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, ARMY NATIONAL GUARD .....</b>	<b>7,041,432</b>	<b>6,924,932</b>
	<b>OPERATION &amp; MAINTENANCE, AIR NATIONAL GUARD</b>		
	<b>OPERATING FORCES</b>		
010	AIRCRAFT OPERATIONS .....	3,651,900	3,647,900
	Overstated Requirement for Additional fiscal year 2012 Funding for Air Sovereignty Alert Pro- gram .....		[-4,000]
020	MISSION SUPPORT OPERATIONS .....	751,519	751,519
030	DEPOT MAINTENANCE .....	753,525	753,525
040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	284,348	284,348
050	BASE SUPPORT .....	621,942	588,442
	O&M Air National Guard Request Inconsistent with Information Technology Budget Justifica- tion for Base Level Communication Infrastruc- ture .....		[-23,500]

<b>SEC. 4301. OPERATION AND MAINTENANCE</b> <i>(In Thousands of Dollars)</i>			
<i>Line</i>	<i>Item</i>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
	<i>O&amp;M Air National Guard Request Inconsistent with MIP Budget Justification for Air Intel- ligence Systems .....</i>		<i>[-10,000]</i>
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>6,063,234</b>	<b>6,025,734</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>		
060	ADMINISTRATION .....	39,387	39,387
070	RECRUITING AND ADVERTISING .....	33,659	33,659
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES ..</b>	<b>73,046</b>	<b>73,046</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR NATIONAL GUARD .....</b>	<b>6,136,280</b>	<b>6,098,780</b>
	<b>MISCELLANEOUS APPROPRIATIONS</b>		
010	US COURT OF APPEALS FOR THE ARMED FORCES, DEFENSE .....	13,861	13,861
020	OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID .....	107,662	107,662
030	COOPERATIVE THREAT REDUCTION .....	508,219	508,219
040	ACQ WORKFORCE DEV FD .....	305,501	105,501
	<i>Program Decrease .....</i>		<i>[-200,000]</i>
050	ENVIRONMENTAL RESTORATION, ARMY .....	346,031	346,031
060	ENVIRONMENTAL RESTORATION, NAVY .....	308,668	308,668
070	ENVIRONMENTAL RESTORATION, AIR FORCE ....	525,453	525,453
080	ENVIRONMENTAL RESTORATION, DEFENSE .....	10,716	10,716
090	ENVIRONMENTAL RESTORATION, FORMERLY USED SITES .....	276,495	276,495
100	OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND .....	5,000	0
	<i>Program Reduction .....</i>		<i>[-5,000]</i>
	<b>SUBTOTAL MISCELLANEOUS APPROPRIA- TIONS .....</b>	<b>2,407,606</b>	<b>2,202,606</b>
	<b>TOTAL MISCELLANEOUS APPROPRIA- TIONS .....</b>	<b>2,407,606</b>	<b>2,202,606</b>
010	DEFERRED EXPENSES FOR FOREIGN OPER- ATIONS .....		0
	<b>TOTAL DEFERRED EXPENSES FOR FOR- EIGN OPERATIONS .....</b>		<b>0</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE .....</b>	<b>170,759,313</b>	<b>162,187,826</b>

**SEC. 4302. OPERATION AND MAINTENANCE FOR  
OVERSEAS CONTINGENCY OPERATIONS.**

<b>SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS</b> <i>(In Thousands of Dollars)</i>			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
<b>OPERATION &amp; MAINTENANCE, ARMY</b>			
<b>OPERATING FORCES</b>			
040	<b>THEATER LEVEL ASSETS</b> .....	3,424,314	3,485,083
	<i>Transfer from Title III: Chemical Defense Equipment</i>		[8,579]
	<i>Transfer from Title III: Combined Arms Training</i>		
	<i>Strategy</i> .....		[23,198]
	<i>Transfer from Title III: Theater Demand Reduction ....</i>		[18,692]
	<i>Transfer from Title III: UAS—Gray Eagle Satellite</i>		
	<i>Service</i> .....		[10,300]
050	<b>LAND FORCES OPERATIONS SUPPORT</b> .....	1,534,886	1,707,704
	<i>Transfer from Title III: Combat Training Center Role</i>		
	<i>Players</i> .....		[30,091]
	<i>Transfer from Title III: Fox Nuclear Biological and</i>		
	<i>Chemical Reconnaissance Vehicle Contract Logistics</i>		
	<i>Support</i> .....		[12,062]
	<i>Transfer from Title III: Joint Maneuver Readiness</i>		
	<i>Center Opposing Force Augmentation</i> .....		[4,545]
	<i>Transfer from Title III: Joint Readiness Training Cen-</i>		
	<i>ter Opposing Force Augmentation</i> .....		[26,940]
	<i>Transfer from Title III: MRAP Vehicle Sustainment at</i>		
	<i>Combat Training Centers</i> .....		[6,420]
	<i>Transfer from Title III: National Training Center Tier</i>		
	<i>Two Level Maintenance Contract</i> .....		[24,000]
	<i>Transfer from Title III: National Training Center War</i>		
	<i>Fighter Focus</i> .....		[26,650]
	<i>Transfer from Title III: Sustainment Brigade and</i>		
	<i>Functional Brigade Warfighter Exercise</i> .....		[20,285]
	<i>Transfer from Title III: Theater Demand Reduction ....</i>		[14,984]
	<i>Transfer from Title III: Tube-Launched, Optically-</i>		
	<i>Tracked, Wire-Guided Missile (TOW) Improved Tar-</i>		
	<i>get Acquisition System (ITAS) Contract Logistics</i>		
	<i>Support</i> .....		[6,841]
060	<b>AVIATION ASSETS</b> .....	87,166	155,278
	<i>Transfer from Title III: Combined Arms Training</i>		
	<i>Strategy</i> .....		[6,607]
	<i>Transfer from Title III: Theater Demand Reduction ....</i>		[61,505]
070	<b>FORCE READINESS OPERATIONS SUPPORT</b> .....	2,675,821	2,816,477
	<i>Transfer from Title III: Battle Simulation Centers .....</i>		[59,702]
	<i>Transfer from Title III: Body Armor Sustainment .....</i>		[71,660]
	<i>Transfer from Title III: Rapid Equipping Force Readi-</i>		
	<i>ness</i> .....		[9,294]
080	<b>LAND FORCES SYSTEMS READINESS</b> .....	579,000	605,332
	<i>Transfer from Title III: Capability Development and</i>		
	<i>Integration</i> .....		[5,161]
	<i>Transfer from Title III: Fixed Wing Life Cycle Con-</i>		
	<i>tract Support</i> .....		[21,171]
090	<b>LAND FORCES DEPOT MAINTENANCE</b> .....	1,000,000	1,000,000
100	<b>BASE OPERATIONS SUPPORT</b> .....	951,371	1,191,707
	<i>Transfer from Title III: Overseas Security Guards .....</i>		[200,000]
	<i>Transfer from Title III: Senior Leader Initiative: Com-</i>		
	<i>prehensive Soldier Fitness Program</i> .....		[30,000]
	<i>Transfer from Title III: Training Range Maintenance</i>		[10,336]

<b>SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<b>(In Thousands of Dollars)</b>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION .....	250,000	250,000
140	ADDITIONAL ACTIVITIES .....	22,998,441	24,872,494
	Military Information Support Operations .....		[−40,625]
	Synchronization Pre-Deployment and Operational Tracker Fully Funded in O&M DW Base Request in fiscal year 2012 .....		[−12,000]
	Transfer from Base, SAG 111: MRAP Vehicle Sustainment .....		[2,539]
	Transfer from Base, SAG 111: Theater Demand Reduction .....		[148,194]
	Transfer from Base, SAG 112: Theater Demand Reduction .....		[2,282]
	Transfer from title III—Readiness (transfer from BA-1 undistributed) .....		[1,454,500]
	Transfer from title III SAG 111—Combined Arms Training Strategy .....		[217,376]
	Transfer from title III SAG 112—Combined Arms Training Strategy .....		[11,752]
	Transfer from title III SAG 113—Combined Arms Training Strategy .....		[74,852]
	Transfer from title III SAG 321—Survivability and Maneuverability Training .....		[15,183]
150	COMMANDERS EMERGENCY RESPONSE PROGRAM Unjustified Request for CERP Iraq .....	425,000	400,000
			[−25,000]
160	RESET .....	3,955,429	3,955,429
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>37,881,428</b>	<b>40,439,504</b>
	<b>ADMIN &amp; SRVWIDE ACTIVITIES</b>		
340	SECURITY PROGRAMS .....	2,476,766	2,436,766
	ARGUS A-160 deployment delays .....		[−40,000]
350	SERVICEWIDE TRANSPORTATION .....	3,507,186	3,507,186
360	CENTRAL SUPPLY ACTIVITIES .....	50,740	50,740
380	AMMUNITION MANAGEMENT .....	84,427	84,427
400	SERVICEWIDE COMMUNICATIONS .....	66,275	40,075
	Transfer to Title II—Automated Biometric Identification System .....		[−26,200]
420	OTHER PERSONNEL SUPPORT .....	143,391	143,391
430	OTHER SERVICE SUPPORT .....	92,067	92,067
	<b>SUBTOTAL ADMIN &amp; SRVWIDE ACTIVITIES</b> .....	<b>6,420,852</b>	<b>6,354,652</b>
	<b>UNDISTRIBUTED</b>		
480	UNDISTRIBUTED .....		−1,195,000
	Department of Defense—Excess to Requirement .....		[−1,195,000]
	<b>SUBTOTAL UNDISTRIBUTED</b> .....		<b>−1,195,000</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, ARMY</b>	<b>44,302,280</b>	<b>45,599,156</b>
	<b>OPERATION &amp; MAINTENANCE, NAVY OPERATING FORCES</b>		
010	MISSION AND OTHER FLIGHT OPERATIONS .....	1,058,114	1,301,614
	Transfer from title III—Flying Hours .....		[180,945]
	Transfer from title III—MV 22B Pricing Variance .....		[82,555]
	Unjustified Growth for Temporary Duty .....		[−20,000]
020	FLEET AIR TRAINING .....	7,700	7,700
030	AVIATION TECHNICAL DATA & ENGINEERING SERVICES .....	9,200	9,200

<b>SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
040	AIR OPERATIONS AND SAFETY SUPPORT .....	12,934	12,934
050	AIR SYSTEMS SUPPORT .....	39,566	39,566
060	AIRCRAFT DEPOT MAINTENANCE .....	174,052	174,052
070	AIRCRAFT DEPOT OPERATIONS SUPPORT .....	1,586	1,586
080	AVIATION LOGISTICS .....	50,852	50,852
090	MISSION AND OTHER SHIP OPERATIONS .....	1,132,948	1,107,948
	<i>Realignment of Funding to SAG 2C1H not Accounted for in Budget Documentation .....</i>		<i>[-25,000]</i>
100	SHIP OPERATIONS SUPPORT & TRAINING .....	26,822	26,822
110	SHIP DEPOT MAINTENANCE .....	998,172	998,172
130	COMBAT COMMUNICATIONS .....	26,533	26,533
160	WARFARE TACTICS .....	22,657	22,657
170	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY .....	28,141	28,141
180	COMBAT SUPPORT FORCES .....	1,932,640	2,125,441
	<i>Transfer from Title III: Naval Expeditionary Combat Command Increases .....</i>		<i>[192,801]</i>
190	EQUIPMENT MAINTENANCE .....	19,891	19,891
210	COMBATANT COMMANDERS CORE OPERATIONS .....	5,465	5,465
220	COMBATANT COMMANDERS DIRECT MISSION SUPPORT .....	2,093	10,393
	<i>Transfer from title III—JSOTF-Philippines .....</i>		<i>[8,300]</i>
250	IN-SERVICE WEAPONS SYSTEMS SUPPORT .....	125,460	134,460
	<i>Transfer from Title III: Naval Expeditionary Combat Command .....</i>		<i>[9,000]</i>
260	WEAPONS MAINTENANCE .....	201,083	166,083
	<i>Unjustified Growth for Weapons Sustainment .....</i>		<i>[-35,000]</i>
270	OTHER WEAPON SYSTEMS SUPPORT .....	1,457	1,457
280	ENTERPRISE INFORMATION .....	5,095	-5,095
	<i>Navy-Identified Excess for Network Management Systems .....</i>		<i>[-5,095]</i>
290	SUSTAINMENT, RESTORATION AND MODERNIZATION .....	26,793	26,793
300	BASE OPERATING SUPPORT .....	352,210	394,880
	<i>Civilian Pay Overstatement Due to No Requirement for FTE in this SAG .....</i>		<i>[-7,330]</i>
	<i>Transfer from Title III: Regional/Emergency Operations Center .....</i>		<i>[50,000]</i>
305	UNDISTRIBUTED .....		495,000
	<i>Transfer from Base: Readiness and Depot Maintenance (BA-1 Undistributed) .....</i>		<i>[495,000]</i>
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>6,261,464</b>	<b>7,187,640</b>
	<b>MOBILIZATION</b>		
310	SHIP PREPOSITIONING AND SURGE .....	29,010	29,010
340	EXPEDITIONARY HEALTH SERVICES SYSTEMS .....	34,300	64,304
	<i>Realignment of Funding from 1B1B not Accounted for in Budget Documentation .....</i>		<i>[25,000]</i>
	<i>Transfer from Title III: Medical/Equipment costs for USNS MERCY .....</i>		<i>[5,004]</i>
360	COAST GUARD SUPPORT .....	258,278	-258,278
	<i>Direct Appropriation to Department of Homeland Security .....</i>		<i>[-258,278]</i>
	<b>SUBTOTAL MOBILIZATION .....</b>	<b>321,588</b>	<b>93,314</b>
	<b>TRAINING AND RECRUITING</b>		
400	SPECIALIZED SKILL TRAINING .....	69,961	72,961

<b>SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
	<i>Transfer from Title III: Naval Sea Systems Command Visit, Board, Search and Seizure (VBSS)/Explosive Ordnance Device (EOD) Training .....</i>		<i>[3,000]</i>
430	TRAINING SUPPORT .....	5,400	5,400
	<b>SUBTOTAL TRAINING AND RECRUITING .....</b>	<b>75,361</b>	<b>78,361</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>		
480	ADMINISTRATION .....	2,348	2,348
510	MILITARY MANPOWER AND PERSONNEL MANAGEMENT .....	6,142	18,699
	<i>Transfer from Title III: Family Readiness Programs ...</i>		<i>[3,557]</i>
	<i>Transfer from Title III: Navy Manpower and Personnel System/NSIPS .....</i>		<i>[9,000]</i>
520	OTHER PERSONNEL SUPPORT .....	5,849	5,849
530	SERVICEWIDE COMMUNICATIONS .....	28,511	28,511
550	SERVICEWIDE TRANSPORTATION .....	263,593	238,593
	<i>Unjustified Growth for Transportation Estimates .....</i>		<i>[-25,000]</i>
580	ACQUISITION AND PROGRAM MANAGEMENT .....	17,414	17,414
610	SPACE AND ELECTRONIC WARFARE SYSTEMS .....	1,075	1,075
620	NAVAL INVESTIGATIVE SERVICE .....	6,564	6,564
650	FOREIGN COUNTERINTELLIGENCE .....	14,598	14,598
705	CLASSIFIED PROGRAMS .....	2,060	2,060
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>348,154</b>	<b>335,711</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, NAVY</b>	<b>7,006,567</b>	<b>7,695,026</b>
	<b>OPERATION &amp; MAINTENANCE, MARINE CORPS OPERATING FORCES</b>		
010	OPERATIONAL FORCES .....	2,069,485	2,086,485
	<i>Marine Corps Requested Transfer for Family of Shelters from Procurement, Marine Corps line 38 .....</i>		<i>[17,000]</i>
020	FIELD LOGISTICS .....	575,843	575,843
030	DEPOT MAINTENANCE .....	251,100	363,100
	<i>Transfer from Title III: Depot Maintenance .....</i>		<i>[112,000]</i>
070	BASE OPERATING SUPPORT .....	82,514	82,514
075	UNDISTRIBUTED .....		235,000
	<i>Transfer from Title III: Readiness and Depot Maintenance (BA-1 Undistributed) .....</i>		<i>[235,000]</i>
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>2,978,942</b>	<b>3,342,942</b>
	<b>TRAINING AND RECRUITING</b>		
130	TRAINING SUPPORT .....	209,784	209,784
	<b>SUBTOTAL TRAINING AND RECRUITING .....</b>	<b>209,784</b>	<b>209,784</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>		
180	SERVICEWIDE TRANSPORTATION .....	376,495	376,495
190	ADMINISTRATION .....	5,989	5,989
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>382,484</b>	<b>382,484</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, MARINE CORPS .....</b>	<b>3,571,210</b>	<b>3,935,210</b>
	<b>OPERATION &amp; MAINTENANCE, AIR FORCE OPERATING FORCES</b>		
010	PRIMARY COMBAT FORCES .....	2,115,901	2,185,901
	<i>Transfer from Title III—Theater Security Package .....</i>		<i>[70,000]</i>
020	COMBAT ENHANCEMENT FORCES .....	2,033,929	2,033,929

<b>SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<i>(In Thousands of Dollars)</i>			
<b>Line</b>	<b>Item</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS) .....	46,844	46,844
050	DEPOT MAINTENANCE .....	312,361	312,361
060	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	334,950	334,950
070	BASE SUPPORT .....	641,404	641,404
080	GLOBAL C3I AND EARLY WARNING .....	69,330	69,330
090	OTHER COMBAT OPS SPT PROGRAMS .....	297,015	297,015
120	SPACE CONTROL SYSTEMS .....	16,833	16,833
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT .....	46,390	63,750
	Transfer from Title III: CENTCOM HQ C4 .....		[12,500]
	Transfer from Title III: CENTCOM Public Affairs .....		[4,860]
145	UNDISTRIBUTED .....		470,000
	Transfer from Title III: Readiness and Depot Maintenance (BA-1 Undistributed) .....		[470,000]
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>5,914,957</b>	<b>6,472,317</b>
<b>MOBILIZATION</b>			
150	AIRLIFT OPERATIONS .....	3,533,338	3,533,338
160	MOBILIZATION PREPAREDNESS .....	85,416	85,416
170	DEPOT MAINTENANCE .....	161,678	161,678
180	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	9,485	9,485
190	BASE SUPPORT .....	30,033	30,033
	<b>SUBTOTAL MOBILIZATION</b> .....	<b>3,819,950</b>	<b>3,819,950</b>
<b>TRAINING AND RECRUITING</b>			
230	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	908	908
240	BASE SUPPORT .....	2,280	2,280
250	SPECIALIZED SKILL TRAINING .....	29,592	29,592
260	FLIGHT TRAINING .....	154	154
270	PROFESSIONAL DEVELOPMENT EDUCATION .....	691	691
280	TRAINING SUPPORT .....	753	753
	<b>SUBTOTAL TRAINING AND RECRUITING</b> .....	<b>34,378</b>	<b>34,378</b>
<b>ADMIN &amp; SRVWD ACTIVITIES</b>			
350	LOGISTICS OPERATIONS .....	155,121	155,121
390	BASE SUPPORT .....	20,677	20,677
400	ADMINISTRATION .....	3,320	3,320
410	SERVICEMAN COMMUNICATIONS .....	111,561	111,561
420	OTHER SERVICEMAN ACTIVITIES .....	605,223	605,223
465	CLASSIFIED PROGRAMS .....	54,000	54,000
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES</b> .....	<b>949,902</b>	<b>949,902</b>
<b>UNDISTRIBUTED</b>			
470	UNDISTRIBUTED .....		-25,000
	Unjustified Growth in Civilian Personnel Costs .....		[-25,000]
	<b>SUBTOTAL UNDISTRIBUTED</b> .....		<b>-25,000</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR FORCE</b> .....	<b>10,719,187</b>	<b>11,251,547</b>
<b>OPERATION &amp; MAINTENANCE, DEFENSE-WIDE OPERATING FORCES</b>			
010	JOINT CHIEFS OF STAFF .....	2,000	2,000

<b>SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS</b> (In Thousands of Dollars)			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
020	SPECIAL OPERATIONS COMMAND .....	3,269,939	3,295,239
	Military Information Support Activities—Transfer from Base .....		[50,300]
	Unjustified Program Growth in Operating Support for Operation New Dawn .....		[-25,000]
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>3,271,939</b>	<b>3,297,239</b>
<b>ADMIN &amp; SRVWD ACTIVITIES</b>			
080	DEFENSE CONTRACT AUDIT AGENCY .....	23,478	23,478
090	DEFENSE CONTRACT MANAGEMENT AGENCY .....	87,925	87,925
120	DEFENSE INFORMATION SYSTEMS AGENCY .....	164,520	164,520
140	DEFENSE LEGAL SERVICES AGENCY .....	102,322	67,322
	Unjustified Program Growth .....		[-35,000]
160	DEFENSE MEDIA ACTIVITY .....	15,457	15,457
185	DEFENSE SECURITY COOPERATION AGENCY— OTHER .....	2,200,000	2,140,000
	Coalition Support Funds: Excess to Need for Contract Renewal .....		[-60,000]
220	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY Transfer from Title III: Child Care and Counseling ....	194,100	267,100 [73,000]
260	OFFICE OF THE SECRETARY OF DEFENSE .....	143,870	143,870
275	CLASSIFIED PROGRAMS .....	3,065,800	3,041,800
	Classified Adjustment .....		[-24,000]
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES</b> .....	<b>5,997,472</b>	<b>5,951,472</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, DE- FENSE-WIDE</b> .....	<b>9,269,411</b>	<b>9,248,711</b>
<b>OPERATION &amp; MAINTENANCE, ARMY RESERVE OPERATING FORCES</b>			
030	ECHELONS ABOVE BRIGADE .....	84,200	84,200
050	LAND FORCES OPERATIONS SUPPORT .....	28,100	28,100
070	FORCE READINESS OPERATIONS SUPPORT .....	20,700	20,700
100	BASE OPERATIONS SUPPORT .....	84,500	84,500
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>217,500</b>	<b>217,500</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, ARMY RESERVE</b> .....	<b>217,500</b>	<b>217,500</b>
<b>OPERATION &amp; MAINTENANCE, NAVY RESERVE OPERATING FORCES</b>			
010	MISSION AND OTHER FLIGHT OPERATIONS .....	38,402	38,402
020	INTERMEDIATE MAINTENANCE .....	400	400
040	AIRCRAFT DEPOT MAINTENANCE .....	11,330	11,330
060	MISSION AND OTHER SHIP OPERATIONS .....	10,137	10,137
100	COMBAT SUPPORT FORCES .....	13,827	13,827
140	BASE OPERATING SUPPORT .....	52	52
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>74,148</b>	<b>74,148</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, NAVY RESERVE</b> .....	<b>74,148</b>	<b>74,148</b>
<b>OPERATION &amp; MAINTENANCE, MARINE CORPS RESERVE OPERATING FORCES</b>			
010	OPERATING FORCES .....	31,284	31,284
050	BASE OPERATING SUPPORT .....	4,800	4,800

<b>SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS</b> (In Thousands of Dollars)			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>36,084</b>	<b>36,084</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, MA- RINE CORPS RESERVE</b> .....	<b>36,084</b>	<b>36,084</b>
	<b>OPERATION &amp; MAINTENANCE, AIR FORCE RE- SERVE OPERATING FORCES</b>		
010	PRIMARY COMBAT FORCES .....	4,800	4,800
030	DEPOT MAINTENANCE .....	131,000	131,000
050	BASE SUPPORT .....	6,250	6,250
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>142,050</b>	<b>142,050</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR FORCE RESERVE</b> .....	<b>142,050</b>	<b>142,050</b>
	<b>OPERATION &amp; MAINTENANCE, ARMY NATIONAL GUARD OPERATING FORCES</b>		
010	MANEUVER UNITS .....	89,930	89,930
060	AVIATION ASSETS .....	130,848	130,848
070	FORCE READINESS OPERATIONS SUPPORT .....	110,011	100,011
	<i>Duplicate Request for Military Pay Support Contract (Requested in both SAG 121 and SAG 131)</i> .....		[−10,000]
100	BASE OPERATIONS SUPPORT .....	34,788	34,788
120	MANAGEMENT AND OPERATIONAL HQ .....	21,967	21,967
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>387,544</b>	<b>377,544</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, ARMY NATIONAL GUARD</b> .....	<b>387,544</b>	<b>377,544</b>
	<b>OPERATION &amp; MAINTENANCE, AIR NATIONAL GUARD OPERATING FORCES</b>		
020	MISSION SUPPORT OPERATIONS .....	34,050	34,050
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>34,050</b>	<b>34,050</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR NATIONAL GUARD</b> .....	<b>34,050</b>	<b>34,050</b>
	<b>AFGHANISTAN SECURITY FORCES FUND MINISTRY OF DEFENSE</b>		
010	INFRASTRUCTURE .....	1,304,350	1,304,350
020	EQUIPMENT AND TRANSPORTATION .....	1,667,905	1,432,490
	<i>Revised Combined Security Transition Command—Af- ghanistan (CSTC-A) requirement</i> .....		[−235,415]
030	TRAINING AND OPERATIONS .....	751,073	751,073
040	SUSTAINMENT .....	3,331,774	3,033,984
	<i>Revised Combined Security Transition Command—Af- ghanistan (CSTC-A) requirement</i> .....		[−297,790]
	<b>SUBTOTAL MINISTRY OF DEFENSE</b> .....	<b>7,055,102</b>	<b>6,521,897</b>
	<b>MINISTRY OF INTERIOR</b>		
060	INFRASTRUCTURE .....	1,128,584	1,128,584
070	EQUIPMENT AND TRANSPORTATION .....	1,530,420	601,915
	<i>Revised Combined Security Transition Command—Af- ghanistan (CSTC-A) requirement</i> .....		[−928,505]

<b>SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS</b>			
<i>(In Thousands of Dollars)</i>			
<i>Line</i>	<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
080	TRAINING AND OPERATIONS .....	1,102,430	1,102,430
090	SUSTAINMENT .....	1,938,715	1,800,425
	Revised Combined Security Transition Command—Afghanistan (CSTC-A) requirement .....		[-138,290]
	<b>SUBTOTAL MINISTRY OF INTERIOR .....</b>	<b>5,700,149</b>	<b>4,633,354</b>
<b>ASSOCIATED ACTIVITIES</b>			
110	SUSTAINMENT .....	21,187	21,187
120	TRAINING AND OPERATIONS .....	7,344	7,344
130	INFRASTRUCTURE .....	15,000	15,000
150	EQUIPMENT AND TRANSPORTATION .....	1,218	1,218
	<b>SUBTOTAL ASSOCIATED ACTIVITIES .....</b>	<b>44,749</b>	<b>44,749</b>
	<b>TOTAL AFGHANISTAN SECURITY FORCES FUND .....</b>	<b>12,800,000</b>	<b>11,200,000</b>
<b>AFGHANISTAN INFRASTRUCTURE FUND</b>			
<b>POWER</b>			
010	POWER .....	300,000	300,000
020	TRANSPORTATION .....	100,000	100,000
030	WATER .....	50,000	50,000
040	OTHER RELATED ACTIVITIES .....	25,000	-50,000
	Authorization Adjustment .....		[-75,000]
	<b>SUBTOTAL POWER .....</b>	<b>475,000</b>	<b>400,000</b>
	<b>TOTAL AFGHANISTAN INFRASTRUCTURE FUND .....</b>	<b>475,000</b>	<b>400,000</b>
<b>UNDISTRIBUTED GENERAL PROVISIONS</b>			
<b>UNDISTRIBUTED GENERAL PROVISIONS</b>			
010	UNDISTRIBUTED GENERAL PROVISIONS .....		-4,000,000
	Reduction to reflect policy change on troop strength in Afghanistan .....		[-4,000,000]
	<b>SUBTOTAL UNDISTRIBUTED GENERAL PROVISIONS .....</b>		<b>-4,000,000</b>
	<b>TOTAL UNDISTRIBUTED GENERAL PROVISIONS .....</b>		<b>-4,000,000</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE .....</b>	<b>89,035,031</b>	<b>86,211,026</b>

**TITLE XLIV—MILITARY PERSONNEL**

**SEC. 4401. MILITARY PERSONNEL.**

<i>SEC. 4401. MILITARY PERSONNEL (In Thousands of Dollars)</i>		
<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
<i>MILITARY PERSONNEL .....</i>	<i>142,828,848</i>	<i>141,992,228</i>
<i>Unobligated Balances (Section 421) .....</i>		<i>[-325,620]</i>
<i>Hostile fire pay proration .....</i>		<i>[-42,000]</i>
<i>Reduction of Army Referral Bonus .....</i>		<i>[-21,000]</i>
<i>Undistributed transfer to Title XV .....</i>		<i>[-448,000]</i>

**SEC. 4402. MILITARY PERSONNEL FOR OVERSEAS  
CONTINGENCY OPERATIONS.**

<i>SEC. 4402. MILITARY PERSONNEL FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)</i>		
<i>Item</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
MILITARY PERSONNEL .....	11,228,566	11,676,566
Undistributed transfer from Title IV .....		[448,000]

## TITLE XLV—OTHER AUTHORIZATIONS

### SEC. 4501. OTHER AUTHORIZATIONS.

<i>SEC. 4501. OTHER AUTHORIZATIONS (In Thousands of Dollars)</i>		
<i>Program Title</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
<b>WORKING CAPITAL FUND, ARMY</b>		
PREPOSITIONED WAR RESERVE STOCKS .....	101,194	101,194
<b>TOTAL WORKING CAPITAL FUND, ARMY .....</b>	<b>101,194</b>	<b>101,194</b>
<b>WORKING CAPITAL FUND, AIR FORCE</b>		
<b>CONTAINER DECONSOLIDATION</b>		
WAR RESERVE MATERIAL .....	65,372	65,372
<b>TOTAL WORKING CAPITAL FUND, AIR FORCE .....</b>	<b>65,372</b>	<b>65,372</b>
<b>WORKING CAPITAL FUND, DEFENSE-WIDE</b>		
<b>ADJ TO MATCH CONTINUING RESOLUTION</b>		
DEFENSE LOGISTICS AGENCY (DLA) .....	31,614	31,614
<b>TOTAL WORKING CAPITAL FUND, DEFENSE- WIDE .....</b>	<b>31,614</b>	<b>31,614</b>
<b>WORKING CAPITAL FUND, DECA</b>		
WORKING CAPITAL FUND, DECA .....	1,376,830	1,376,830
<b>TOTAL WORKING CAPITAL FUND, DECA .....</b>	<b>1,376,830</b>	<b>1,376,830</b>
<b>NATIONAL DEFENSE SEALIFT FUND</b>		
<b>T-AKE</b>		
MPF MLP .....	425,865	400,000
<i>Revised Mobile Landing Platform acquisition strategy</i>		[-25,865]
POST DELIVERY AND OUTFITTING .....	24,161	24,161
NATIONAL DEF SEALIFT VESSEL .....	1,138	1,138
LG MED SPD RO/RO MAINTENANCE .....	92,567	92,567
DOD MOBILIZATION ALTERATIONS .....	184,109	184,109
TAH MAINTENANCE .....	40,831	40,831
<b>STRATEGIC SEALIFT SUPPORT</b>		
RESEARCH AND DEVELOPMENT .....	48,443	48,443
READY RESERVE FORCE .....	309,270	309,270
<b>TOTAL NATIONAL DEFENSE SEALIFT FUND .....</b>	<b>1,126,384</b>	<b>1,100,519</b>
<b>DEFENSE HEALTH PROGRAM</b>		
IN-HOUSE CARE .....	8,148,856	8,148,856
PRIVATE SECTOR CARE .....	16,377,272	16,047,272
<i>TRICARE Historical Execution .....</i>		[-330,000]
CONSOLIDATED HEALTH SUPPORT .....	2,193,821	2,193,821
INFORMATION MANAGEMENT .....	1,422,697	1,422,697
MANAGEMENT ACTIVITIES .....	312,102	307,102
<i>Contract Savings from Web Site Consolidation .....</i>		[-2,000]
<i>Strategic Communications .....</i>		[-3,000]
EDUCATION AND TRAINING .....	705,347	693,647
<i>Unjustified Growth for Travel .....</i>		[-11,700]
BASE OPERATIONS/COMMUNICATIONS .....	1,742,451	1,738,840
<i>Adjustment for Civilian Pay Error .....</i>		[-3,611]
<i>Prohibit TRICARE Prime Fee Increase for 1 year</i>		
<b>WOUNDED WARRIOR MILITARY ADAPTIVE SPORTS PROGRAM</b>		

<b>SEC. 4501. OTHER AUTHORIZATIONS</b> (In Thousands of Dollars)		
<i>Program Title</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
IN-HOUSE LABORATORY INDEPENDENT RESEARCH .....	2,935	2,935
<b>BASIC OPERATIONAL MEDICAL RESEARCH SCIENCE</b>		
APPLIED BIOMEDICAL TECHNOLOGY .....	33,805	33,805
MEDICAL TECHNOLOGY .....	3,694	3,694
MEDICAL ADVANCED TECHNOLOGY .....	767	767
MEDICAL TECHNOLOGY DEVELOPMENT .....	181,042	181,042
MEDICAL PRODUCTS SUPPORT AND ADVANCED CON- CEPT DEVELOPMENT .....	167,481	167,481
INFORMATION TECHNOLOGY DEVELOPMENT .....	176,345	176,345
MEDICAL PRODUCTS AND SUPPORT SYSTEMS DEVEL- OPMENT .....	34,559	34,559
<b>SMALL BUSINESS INNOVATIVE RESEARCH</b>		
MEDICAL PROGRAM-WIDE ACTIVITIES .....	48,313	48,313
MEDICAL PRODUCTS AND CAPABILITIES ENHANCE- MENT ACTIVITIES .....	14,765	14,765
DEFENSE HEALTH PROGRAM .....	632,518	632,518
<b>TOTAL DEFENSE HEALTH PROGRAM .....</b>	<b>32,198,770</b>	<b>31,848,459</b>
<b>CHEM AGENTS &amp; MUNITIONS DESTRUCTION</b>		
CHEM DEMILITARIZATION—O&M .....	1,147,691	1,147,691
CHEM DEMILITARIZATION—RDT&E .....	406,731	406,731
<b>TOTAL CHEM AGENTS &amp; MUNITIONS DESTRUC- TION .....</b>	<b>1,554,422</b>	<b>1,554,422</b>
<b>DRUG INTERDICTION AND COUNTER DRUG ACTIVI- TIES</b>		
DRUG INTERDICTION AND COUNTER-DRUG ACTIVI- TIES, DEFENSE .....	1,156,282	1,153,330
PC 2360 EUCOM Tactical Analysis Team Support— Previously Denied New Start .....		[-952]
PC 9205 EUCOM Counternarcotics Operations Sup- port—Authorization Adjustment for Unjustified Growth .....		[-2,000]
<b>TOTAL DRUG INTERDICTION AND COUNTER DRUG ACTIVITIES .....</b>	<b>1,156,282</b>	<b>1,153,330</b>
<b>OFFICE OF THE INSPECTOR GENERAL</b>		
OPERATION & MAINTENANCE .....	286,919	327,419
Program increase—Growth plan .....		[40,500]
RDT&E .....	1,600	4,500
Program increase—Growth plan .....		[2,900]
PROCUREMENT .....	1,000	1,000
<b>TOTAL OFFICE OF THE INSPECTOR GENERAL .....</b>	<b>289,519</b>	<b>332,919</b>
<b>TOTAL OTHER AUTHORIZATIONS .....</b>	<b>37,900,387</b>	<b>37,564,659</b>

**SEC. 4502. OTHER AUTHORIZATIONS FOR  
OVERSEAS CONTINGENCY OPERATIONS.**

<b>SEC. 4502. OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS</b> (In Thousands of Dollars)		
<i>Program Title</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
<b>WORKING CAPITAL FUND, ARMY</b>		
PREPOSITIONED WAR RESERVE STOCKS .....	54,000	54,000
<b>TOTAL WORKING CAPITAL FUND, ARMY .....</b>	<b>54,000</b>	<b>54,000</b>
<b>WORKING CAPITAL FUND, AIR FORCE</b>		
TRANSPORTATION FALLEN HEROES .....	10,000	10,000
CONTAINER DECONSOLIDATION .....	2,000	2,000
<b>TOTAL WORKING CAPITAL FUND, AIR FORCE .....</b>	<b>12,000</b>	<b>12,000</b>
<b>WORKING CAPITAL FUND, DEFENSE-WIDE</b>		
<b>ADJ TO MATCH CONTINUING RESOLUTION</b>		
DEFENSE LOGISTICS AGENCY (DLA) .....	369,013	369,013
<b>TOTAL WORKING CAPITAL FUND, DEFENSE-WIDE .....</b>	<b>369,013</b>	<b>369,013</b>
<b>DEFENSE HEALTH PROGRAM</b>		
IN-HOUSE CARE .....	641,996	641,996
PRIVATE SECTOR CARE .....	464,869	464,869
CONSOLIDATED HEALTH SUPPORT .....	95,994	95,994
INFORMATION MANAGEMENT .....	5,548	5,548
MANAGEMENT ACTIVITIES .....	751	751
EDUCATION AND TRAINING .....	16,859	16,859
BASE OPERATIONS/COMMUNICATIONS .....	2,271	2,271
<b>TOTAL DEFENSE HEALTH PROGRAM .....</b>	<b>1,228,288</b>	<b>1,228,288</b>
<b>DRUG INTERDICTION AND COUNTER DRUG ACTIVITIES</b>		
<b>DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,</b>		
<b>DEFENSE .....</b>	<b>486,458</b>	<b>456,458</b>
CTF-Kabul HQ Facility—Funding No Longer Required ....		[-5,000]
Mi-17s—Change in Acquisition Strategy .....		[-8,000]
Program adjustment .....		[-7,000]
Reduce Program Growth (Pakistan) .....		[-10,000]
<b>TOTAL DRUG INTERDICTION AND COUNTER DRUG ACTIVITIES .....</b>	<b>486,458</b>	<b>456,458</b>
<b>OFFICE OF THE INSPECTOR GENERAL</b>		
OPERATION & MAINTENANCE .....	11,055	11,055
<b>TOTAL OFFICE OF THE INSPECTOR GENERAL .....</b>	<b>11,055</b>	<b>11,055</b>
<b>TOTAL OTHER AUTHORIZATIONS .....</b>	<b>2,160,814</b>	<b>2,130,814</b>

## **TITLE XLVI—MILITARY CONSTRUCTION**

### **SEC. 4601. MILITARY CONSTRUCTION.**

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <i>(In Thousands of Dollars)</i>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
<i>Afghanistan</i>				
Army	Bagram Air Base	Barracks, Ph 5 .....	29,000	29,000
Army	Bagram Air Base	Construct Drainage System, Ph 3 .....	31,000	31,000
Army	Bagram Air Base	Entry Control Point .....	20,000	20,000
<i>Alabama</i>				
Army	Fort Rucker	Combat Readiness Center .....	11,600	11,600
<i>Alaska</i>				
Army	Fort Wainwright	Aviation Complex, Ph 3A .....	114,000	57,000
Army	Joint Base Elmendorf-Richardson	Brigade Complex, Ph 2 .....	74,000	74,000
Army	Joint Base Elmendorf-Richardson	Organizational Parking .....	3,600	3,600
Army	Joint Base Elmendorf-Richardson	Physical Fitness Facility .....	26,000	26,000
<i>California</i>				
Army	Fort Irwin	Infantry Squad Battle Course .....	7,500	7,500
Army	Fort Irwin	Qualification Training Range .....	15,500	15,500
Army	Presidio Monterey	General Instruction Building .....	3,000	3,000
<i>Colorado</i>				
Army	Fort Carson	Aircraft Loading Area .....	34,000	34,000
Army	Fort Carson	Aircraft Maintenance Hangar .....	63,000	63,000
Army	Fort Carson	Barracks .....	46,000	46,000
Army	Fort Carson	Barracks .....	67,000	67,000
Army	Fort Carson	Brigade Headquarters .....	14,400	14,400
Army	Fort Carson	Control Tower .....	14,200	14,200
<i>Georgia</i>				
Army	Fort Benning	Land Acquisition .....	25,000	25,000
Army	Fort Benning	Land Acquisition .....	5,100	5,100
Army	Fort Benning	Rail Loading Facility .....	13,600	13,600
Army	Fort Benning	Trainee Barracks Complex, Ph 3 .....	23,000	23,000
Army	Fort Gordon	Hand Grenade Familiarization Range .....	1,450	1,450
Army	Fort Stewart	Dog Kennel .....	2,600	2,600
<i>Germany</i>				
Army	Germersheim	Central Distribution Facility .....	21,000	0
Army	Germersheim	Infrastructure .....	16,500	0
Army	Grafenwoehr	Barracks .....	17,500	17,500
Army	Grafenwoehr	Chapel .....	15,500	15,500
Army	Grafenwoehr	Convoy Live Fire Range .....	5,000	5,000
Army	Landstuhl	Satellite Communications Center .....	24,000	24,000
Army	Landstuhl	Satellite Communications Center .....	39,000	39,000
Army	Oberdachstetten	Automated Record Fire Range .....	12,200	12,200
Army	Stuttgart	Access Control Point .....	12,200	12,200
Army	Vilseck	Barracks .....	20,000	20,000
<i>Hawaii</i>				
Army	Fort Shafter	Child Development Center .....	17,500	17,500
Army	Schofield Barracks	Centralized Wash Facility .....	32,000	32,000
Army	Schofield Barracks	Combat Aviation Brigade Complex, Ph 1 .....	73,000	73,000
<i>Honduras</i>				
Army	Honduras Various	Barracks .....	25,000	0
<i>Kansas</i>				
Army	Forbes Air Field	Deployment Support Facility .....	5,300	5,300
Army	Fort Riley	Chapel .....	10,400	10,400
Army	Fort Riley	Physical Fitness Facility .....	13,000	13,000
Army	Fort Riley	Unmanned Aerial Vehicle Maintenance Hangar.	60,000	60,000

<b>SEC. 4601. MILITARY CONSTRUCTION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
	<i>Kentucky</i>			
Army	Fort Campbell	Barracks .....	23,000	23,000
Army	Fort Campbell	Barracks Complex .....	65,000	65,000
Army	Fort Campbell	Physical Fitness Facility .....	18,500	18,500
Army	Fort Campbell	Scout / RECCE Gunnery Range .....	18,000	18,000
Army	Fort Campbell	Unmanned Aerial Vehicle Maintenance Hangar.	67,000	67,000
Army	Fort Campbell	Vehicle Maintenance Facility .....	16,000	16,000
Army	Fort Campbell	Vehicle Maintenance Facility .....	40,000	40,000
Army	Fort Knox	Automated Infantry Platoon Battle Course.	7,000	7,000
Army	Fort Knox	Battalion Complex .....	48,000	48,000
	<i>Korea</i>			
Army	Camp Carroll	Barracks .....	41,000	41,000
Army	Camp Henry	Barracks Complex .....	48,000	48,000
	<i>Louisiana</i>			
Army	Fort Polk	Brigade Complex .....	23,000	23,000
Army	Fort Polk	Fire Station .....	9,200	9,200
Army	Fort Polk	Land Acquisition .....	27,000	27,000
Army	Fort Polk	Military Working Dog Facility .....	2,600	2,600
Army	Fort Polk	Multipurpose Machine Gun Range .....	8,300	8,300
	<i>Maryland</i>			
Army	Aberdeen Proving Ground	Auto Technology Evaluation Fac, Ph 3 ....	15,500	15,500
Army	Aberdeen Proving Ground	Command and Control Facility .....	63,000	63,000
Army	Fort Meade	Applied Instruction Facility .....	43,000	43,000
Army	Fort Meade	Brigade Complex .....	36,000	36,000
	<i>Missouri</i>			
Army	Fort Leonard Wood	Vehicle Maintenance Facility .....	49,000	49,000
	<i>New York</i>			
Army	Fort Drum	Ammunition Supply Point .....	5,700	5,700
Army	Fort Drum	Chapel .....	7,600	7,600
	<i>North Carolina</i>			
Army	Fort Bragg	Access Roads, Ph 2 .....	18,000	18,000
Army	Fort Bragg	Battle Command Training Center .....	23,000	23,000
Army	Fort Bragg	Brigade Complex Facilities .....	49,000	49,000
Army	Fort Bragg	NCO Academy .....	42,000	42,000
Army	Fort Bragg	Unmanned Aerial Vehicle Maintenance Hangar.	54,000	54,000
	<i>Oklahoma</i>			
Army	Fort Sill	Battle Command Training Center .....	23,000	23,000
Army	Fort Sill	Chapel .....	13,200	13,200
Army	Fort Sill	Physical Fitness Facility .....	25,000	25,000
Army	Fort Sill	Rail Deployment Facility .....	3,400	3,400
Army	Fort Sill	Reception Station, Ph 1 .....	36,000	36,000
Army	Fort Sill	THAAD Instruction Facility .....	33,000	33,000
Army	Fort Sill	Vehicle Maintenance Facility .....	51,000	51,000
Army	Mcalester	Ammunition Loading Pads .....	1,700	1,700
Army	Mcalester	Railroad Tracks .....	6,300	6,300
	<i>South Carolina</i>			
Army	Fort Jackson	Modified Record Fire Range .....	4,900	4,900
Army	Fort Jackson	Trainee Barracks Complex, Ph 2 .....	59,000	59,000
	<i>Texas</i>			
Army	Fort Bliss	Applied Instruction Building .....	8,300	8,300
Army	Fort Bliss	Barracks Complex .....	13,000	13,000
Army	Fort Bliss	Electronics Maintenance Facility .....	14,600	14,600
Army	Fort Bliss	Infrastructure .....	14,600	11,600
Army	Fort Bliss	JLENS Tactical Training Facility .....	39,000	39,000
Army	Fort Bliss	Vehicle Maintenance Facility .....	19,000	19,000
Army	Fort Bliss	Vehicle Maintenance Facility .....	14,600	14,600
Army	Fort Bliss	Vehicle Maintenance Facility .....	24,000	0
Army	Fort Bliss	Water Well, Potable .....	2,400	2,400

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
Army	Fort Hood	Operational Readiness Training Complex	51,000	51,000
Army	Fort Hood	Unmanned Aerial Vehicle Maintenance Hangar.	47,000	47,000
Army	Fort Hood	Vehicle Maintenance Facility .....	18,500	18,500
Army	Fort Hood	Vehicle Maintenance Facility .....	15,500	15,500
Army	Joint Base San Antonio	Vehicle Maintenance Facility .....	10,400	10,400
Army	Red River Army Depot	Maneuver Systems Sustainment Ctr, Ph 3	44,000	44,000
	Utah			
Army	Dugway Proving Ground	Life Sciences Test Facility Addition .....	32,000	32,000
	Virginia			
Army	Fort Belvoir	Information Dominance Center, Ph 1 .....	52,000	52,000
Army	Fort Belvoir	Road and Infrastructure Improvements .....	31,000	0
Army	Joint Base Langley Eustis	Aviation Training Facility .....	26,000	26,000
	Washington			
Army	Joint Base Lewis Mcchord	Air Support Operations Facilities .....	7,300	7,300
Army	Joint Base Lewis Mcchord	Aviation Complex, Ph 1B .....	48,000	48,000
Army	Joint Base Lewis Mcchord	Aviation Unit Complex, Ph 1A .....	34,000	34,000
Army	Joint Base Lewis Mcchord	Battalion Complex .....	59,000	59,000
Army	Joint Base Lewis Mcchord	Brigade Complex, Ph 2 .....	56,000	56,000
Army	Joint Base Lewis Mcchord	Infrastructure, Ph 1 .....	64,000	64,000
Army	Joint Base Lewis Mcchord	Operational Readiness Training Cplx, Ph 1.	28,000	28,000
	Worldwide Unspecified			
Army	Unspecified Worldwide Locations	Community Facilities .....	0	0
Army	Unspecified Worldwide Locations	Host Nation Support .....	25,500	25,500
Army	Unspecified Worldwide Locations	Minor Construction .....	20,000	20,000
Army	Unspecified Worldwide Locations	Planning & Design .....	229,741	184,741
Army	Unspecified Worldwide Locations	R&D Facilities .....	0	0
Army	Unspecified Worldwide Locations	Supply Facilities .....	0	0
Army	Unspecified Worldwide Locations	Training Facilities .....	0	0
Army	Unspecified Worldwide Locations	Troop Housing Facilities .....	0	0
Army	Unspecified Worldwide Locations	Troop Housing Facilities .....	0	0
Army	Unspecified Worldwide Locations	Utilities and Ground Improvements .....	0	0

<b>SEC. 4601. MILITARY CONSTRUCTION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
<b>Total Military Construction, Army</b>			<b>3,235,991</b>	<b>3,013,491</b>
	<i>Arizona</i>			
Navy	Yuma	Aircraft Maintenance Hangar .....	39,515	39,515
Navy	Yuma	Double Aircraft Maintenance Hangar .....	81,897	81,897
Navy	Yuma	JSF Auxiliary Landing Field .....	41,373	41,373
	<i>Bahrain Island</i>			
Navy	SW Asia	Bachelor Enlisted Quarters .....	55,010	55,010
Navy	SW Asia	Waterfront Development Phase 4 .....	45,194	0
	<i>California</i>			
Navy	Barstow	Dip Tank Cleaning Facility .....	8,590	8,590
Navy	Bridgeport	Multi-Purpose Building—Addition .....	19,238	16,138
Navy	Camp Pendleton	Armory, 1st Marine Division .....	12,606	12,606
Navy	Camp Pendleton	Individual Equipment Issue Warehouse ..	16,411	16,411
Navy	Camp Pendleton	Infantry Squad Defense Range .....	29,187	29,187
Navy	Camp Pendleton	Intersection Bridge and Improvements .....	12,476	12,476
Navy	Camp Pendleton	MV-22 Aviation Fuel Storage .....	6,163	6,163
Navy	Camp Pendleton	MV-22 Aviation Pavement .....	18,530	18,530
Navy	Camp Pendleton	MV-22 Double Hangar Replacement .....	48,345	48,345
Navy	Camp Pendleton	New Potable Water Conveyance .....	113,091	113,091
Navy	Camp Pendleton	North Area Waste Water Conveyance .....	78,271	78,271
Navy	Coronado	Multi Purpose Facility North Island .....	46,763	46,763
Navy	Coronado	Rotary Aircraft Depot Maint Fac (North Is.)	61,672	61,672
Navy	Point Mugu	E-2D Aircrew Training Facility .....	15,377	15,377
Navy	Twentynine Palms	Child Development Center .....	23,743	23,743
Navy	Twentynine Palms	Land Expansion .....	8,665	8,665
Navy	Twentynine Palms	Multi-Use Operational Fitness Area .....	18,819	18,819
Navy	Twentynine Palms	Tracked Vehicle Maintenance Cover .....	15,882	15,882
	<i>Diego Garcia</i>			
Navy	Diego Garcia	Potable Water Plant Modernization .....	35,444	35,444
	<i>Djibouti</i>			
Navy	Camp Lemonier	Aircraft Logistics Apron .....	35,170	35,170
Navy	Camp Lemonier	Bachelor Quarters .....	43,529	43,529
Navy	Camp Lemonier	Taxiway Enhancement .....	10,800	10,800
	<i>Florida</i>			
Navy	Jacksonville	Bams UAS Operator Training Facility ....	4,482	4,482
Navy	Jacksonville	P-8A Hangar Upgrades .....	6,085	6,085
Navy	Jacksonville	P-8A Training Facility .....	25,985	25,985
Navy	Mayport	Massey Avenue Corridor Improvements ...	14,998	14,998
Navy	Whiting Field	Applied Instruction Facilities, EOD Course.	20,620	20,620
	<i>Georgia</i>			
Navy	Kings Bay	Crab Island Security Enclave .....	52,913	52,913
Navy	Kings Bay	WRA Land/Water Interface .....	33,150	33,150
	<i>Guam</i>			
Navy	Joint Region Marianas	Finegayan Water Utilities .....	77,267	0
Navy	Joint Region Marianas	North Ramp Utilities—Anderson AFB (Inc).	78,654	0
	<i>Hawaii</i>			
Navy	Barking Sands	North Loop Electrical Replacement .....	9,679	9,679
Navy	Joint Base Pearl Harbor-Hickam	Navy Information Operations Command Fes Fac.	7,492	7,492
Navy	Kaneohe Bay	MCAS Operations Complex .....	57,704	57,704
	<i>Illinois</i>			
Navy	Great Lakes	Decentralize Steam System .....	91,042	91,042
	<i>Maryland</i>			
Navy	Indian Head	Decentralize Steam System .....	67,779	67,779
Navy	Patuxent River	Aircraft Prototype Facility Phase 2 .....	45,844	45,844
	<i>North Carolina</i>			
Navy	Camp Lejeune	2nd Combat Engineer Maintenance/Ops Complex.	75,214	75,214

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>						
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>			<b>Budget Request</b>	<b>Conference Agreement</b>
Navy	Camp Lejeune	Bachelor Enlisted Quarters—Wallace Creek.			27,439	27,439
Navy	Camp Lejeune	Base Entry Point and Road .....			81,008	81,008
Navy	Camp Lejeune	Squad Battle Course .....			16,821	16,821
Navy	Cherry Point Marine Corps Air Station	H-1 Helicopter Gearbox Repair & Test Facility.			17,760	17,760
Navy	New River	Aircraft Maintenance Hangar and Apron			69,511	69,511
Navy	New River	Ordnance Loading Area Addition .....			9,419	9,419
	South Carolina					
Navy	Beaufort	Vertical Landing Pads .....			21,096	21,096
	Virginia					
Navy	Norfolk	Bachelor Quarters, Homeport Ashore .....			81,304	81,304
Navy	Norfolk	Decentralize Steam System .....			26,924	26,924
Navy	Portsmouth	Controlled Industrial Facility .....			74,864	74,864
Navy	Quantico	Academic Instruction Facility .....			75,304	75,304
Navy	Quantico	Bachelor Enlisted Quarters .....			31,374	31,374
Navy	Quantico	Embassy Security Group Facilities .....			27,079	27,079
Navy	Quantico	Enlisted Dining Facility .....			5,034	5,034
Navy	Quantico	Realign Purvis Rd/Russell Rd Intersection.			6,442	6,442
Navy	Quantico	The Basic School Student Quarters—Phase 6.			28,488	28,488
Navy	Quantico	Waste Water Treatment Plant—Upshur ...			9,969	9,969
	Washington					
Navy	Bremerton	Integrated Dry Dock Water Treatment Fac Ph1.			13,341	13,341
Navy	Kitsap	EHW Security Force Facility (Bangor) ....			25,948	25,948
Navy	Kitsap	Explosives Handling Wharf #2 (Inc. 1) ....			78,002	78,002
Navy	Kitsap	Waterfront Restricted Area Vehicle Barriers.			17,894	17,894
	Worldwide Unspecified					
Navy	Unspecified Worldwide Locations	Maintenance & Production Facilities .....			0	0
Navy	Unspecified Worldwide Locations	Planning and Design .....			84,362	69,362
Navy	Unspecified Worldwide Locations	R&D Facilities .....			0	0
Navy	Unspecified Worldwide Locations	Troop Housing Facilities .....			0	0
Navy	Unspecified Worldwide Locations	Unspecified Minor Constr .....			21,495	21,495
<b>Total Military Construction, Navy</b>					<b>2,461,547</b>	<b>2,242,332</b>
	Alaska					
AF	Eielson AFB	Dormitory (168 Rm) .....			45,000	45,000
AF	Joint Base Elmendorf-Richardson	Brigade Combat Team (Light) Complex, (480 RM).			97,000	97,000
	Arizona					
AF	Davis-Monthan AFB	EC-130H Simulator/Training Operations.			20,500	20,500
AF	Davis-Monthan AFB	HC-130J Joint Use Fuel Cell .....			12,500	12,500
AF	Luke AFB	F-35 Adal Aircraft Maintenance Unit .....			6,000	6,000
AF	Luke AFB	F-35 Squad Ops/AMU 2 .....			18,000	18,000
	California					
AF	Travis AFB	Dormitory (144 Rm) .....			22,000	22,000

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
AF	Vandenberg AFB	Education Center .....	14,200	14,200
	Colorado			
AF	U.S. Air Force Academy	Construct Large Vehicle Inspection Facility.	13,400	13,400
	Delaware			
AF	Dover AFB	C-5M Formal Training Unit Facility .....	2,800	2,800
	Florida			
AF	Patrick AFB	Air Force Technical Applications Ctr—Incr 2.	79,000	79,000
	Germany			
AF	Ramstein Ab	Dormitory (192 Rm) .....	34,697	34,697
	Greenland			
AF	Thule Ab	Dormitory (72 Pn) .....	28,000	28,000
	Guam			
AF	Joint Region Marianas	Air Freight Terminal Complex .....	35,000	35,000
AF	Joint Region Marianas	Guam Strike Clear Water Rinse Facility	7,500	7,500
AF	Joint Region Marianas	Guam Strike Conventional Munitions Maintenc.	11,700	11,700
AF	Joint Region Marianas	Guam Strike Fuel Systems Maintenance Hangar, Incr 1.	128,000	0
AF	Joint Region Marianas	PRTC Combat Communications Combat Support.	9,800	9,800
AF	Joint Region Marianas	PRTC Combat Communications Transmission Syst.	5,600	5,600
AF	Joint Region Marianas	PRTC Red Horse Cantonment Operations Facility.	14,000	14,000
	Italy			
AF	Signonella	UAS SATCOM Relay Pads and Facility ..	15,000	15,000
	Kansas			
AF	Fort Riley	Air Support Operations Center .....	7,600	7,600
	Korea			
AF	Osan AB	Dormitory (156 Rm) .....	23,000	23,000
	Louisiana			
AF	Barksdale AFB	Mission Support Group Complex .....	23,500	23,500
	Missouri			
AF	Whiteman AFB	WSA Security Control Facility .....	4,800	4,800
	Nebraska			
AF	Offutt AFB	STRATCOM Replacement Facility Incr 1	150,000	120,000
	Nevada			
AF	Nellis AFB	Communications Network Control Center	11,600	11,600
AF	Nellis AFB	F-35 Add/Alter Engine Shop .....	2,750	2,750
AF	Nellis AFB	F-35A AGE Facility .....	21,500	21,500
	New Mexico			
AF	Cannon AFB	Adal Wastewater Treatment Plant .....	7,598	7,598
AF	Cannon AFB	Dormitory (96 Rm) .....	15,000	15,000
AF	Holloman AFB	Child Development Center .....	11,200	11,200
AF	Holloman AFB	F-16 Academic Facility .....	5,800	5,800
AF	Holloman AFB	F-16 SEAD Training Facility .....	4,200	4,200
AF	Holloman AFB	Parallel Taxiway 07/25 .....	8,000	8,000
AF	Kirtland AFB	AFNWC Sustainment Center .....	25,000	25,000
	North Carolina			
AF	Pope AFB	C-130 Flight Simulator .....	6,000	6,000
	North Dakota			
AF	Minot AFB	B-52 3-Bay Conventional Munitions Maintenance.	11,800	11,800
AF	Minot AFB	B-52 Two-Bay Phase Maintenance Dock	34,000	34,000
AF	Minot AFB	Dormitory (168 Rm) .....	22,000	22,000
	Qatar			
AF	AL Udeid	Blatchford Preston Complex, Phase IV ....	37,000	0
	Texas			
AF	Joint Base San Antonio	Adv Indiv Training (AIT) Barracks (300 Rm).	46,000	46,000

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
AF	Joint Base San Antonio	BMT Recruit Dormitory 4, Phase IV .....	64,000	64,000
	Utah			
AF	Hill AFB	F-22 System Support Facility .....	16,500	16,500
AF	Hill AFB	F-35 Adal Hangar 45E/AMU .....	6,800	0
	Virginia			
AF	Joint Base Langley Eustis	AIT Barracks Complex, Ph 2 .....	50,000	50,000
	Washington			
AF	Fairchild AFB	SERE Force Support Ph 2 .....	14,000	14,000
AF	Fairchild AFB	Wing Headquarters .....	13,600	13,600
	Worldwide Unspecified			
AF	Unspecified Worldwide Locations	Community Facilities .....	0	0
AF	Unspecified Worldwide Locations	Community Facilities .....	0	0
AF	Unspecified Worldwide Locations	Maintenance & Production Facilities .....	0	0
AF	Unspecified Worldwide Locations	Operational Facilities .....	0	0
AF	Unspecified Worldwide Locations	Planning & Design .....	81,913	52,913
AF	Unspecified Worldwide Locations	Supporting Facilities .....	0	0
AF	Unspecified Worldwide Locations	Unspecified Minor Construction .....	20,000	20,000
<b>Total Military Construction, Air Force</b>			<b>1,364,858</b>	<b>1,134,058</b>
	Alabama			
Def-Wide	Maxwell AFB	Expand 800 Area Chiller Loop, Gunter Annex.	0	2,482
	Alabama			
Def-Wide	Redstone Arsenal	Von Braun Complex Phase IV .....	58,800	58,800
	Alaska			
Def-Wide	Anchorage	SOF Cold Weather Maritime Training Facility.	18,400	18,400
Def-Wide	Eielson AFB	Upgrade Rail Line .....	14,800	14,800
	Arizona			
Def-Wide	Davis-Monthan AFB	CNS Thermal Storage .....	0	4,650
	Arizona			
Def-Wide	Davis-Monthan AFB	Replace Hydrant Fuel System .....	23,000	23,000
	Belgium			
Def-Wide	Brussels	NATO Headquarters Facility .....	24,118	0
	California			
Def-Wide	Camp Pendleton	SOF Military Working Dog Facility .....	3,500	3,500
Def-Wide	Camp Pendleton	SOF Range 130 Support Projects .....	8,641	8,641
Def-Wide	Coronado	SOF Support Activity Operations Facility	42,000	42,000
Def-Wide	Defense Distribution Depot-Tracy	Replace Public Safety Center .....	15,500	15,500
Def-Wide	Point Loma Annex	Replace Fuel Storage Facilities Iner 4 .....	27,000	27,000
Def-Wide	Presidio of Monterey	1 Mw Solar Grid .....	0	5,000
Def-Wide	San Clemente	Replace Fuel Storage Tanks & Pipeline ...	21,800	21,800

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
Def-Wide	San Joaquin / Tracy Site	400 KW Solar PV System, Building 58 Roof.	0	2,860
	Colorado			
Def-Wide	Buckley AFB	Mountainview Operations Facility, Incr 1	140,932	70,432
Def-Wide	Fort Carson	Microgrid Expansion PEV Tie-in (SPI-DEERS).	0	4,277
	District of Columbia			
Def-Wide	Bolling AFB	Cooling Tower Expansion .....	2,070	2,070
Def-Wide	Bolling AFB	DIAC Parking Garage .....	13,586	13,586
Def-Wide	Bolling AFB	Electrical Upgrades .....	1,080	1,080
	Florida			
Def-Wide	Eglin AFB	Medical Clinic .....	11,600	11,600
Def-Wide	Eglin AFB	SOF Company Operations Facility (GSB)	21,000	21,000
Def-Wide	Eglin AFB	SOF Company Operations Facility (GSTB).	19,000	19,000
Def-Wide	Eglin Aux 9	SOF Enclosed Engine Noise Suppressors	3,200	3,200
Def-Wide	Eglin Aux 9	SOF Simulator Facility .....	6,300	6,300
Def-Wide	Macdill AFB	SOF Acquisition Center (Phase II) .....	15,200	15,200
Def-Wide	Tyndall AFB	Reclaimed Water Irrigation .....	0	3,255
Def-Wide	Whiting Field	Truck Load/Unload Facility .....	3,800	3,800
	Georgia			
Def-Wide	Fort Benning	Replace McBride Elementary School .....	37,205	37,205
Def-Wide	Fort Gordon	Whitelaw Wedge Building Addition .....	11,340	17,705
Def-Wide	Fort Stewart	Hospital Addition/Alteration Phase 2 .....	72,300	72,300
Def-Wide	MCLB Albany	LFG Generator .....	0	3,504
	Germany			
Def-Wide	Ansbach	Ansbach Middle/High School Addition ...	11,672	11,672
Def-Wide	Baumholder	Replace Wetzel-Smith Elementary Schools	59,419	59,419
Def-Wide	Grafenwoehr	Netzaberg MS School Addition .....	6,529	6,529
Def-Wide	Rhine Ordnance Barracks	Medical Center Replacement Incr 1 .....	70,592	70,592
Def-Wide	Spangdalem AB	Replace Bitburg Elementary School .....	41,876	41,876
Def-Wide	Spangdalem AB	Replace Bitburg Middle & High School ...	87,167	87,167
Def-Wide	Stuttgart-Patch Barracks	DISA Europe Facility Upgrades .....	2,434	2,434
	Guam			
Def-Wide	Naval Base Guam	4 MW Wind Farm .....	0	17,377
	Hawaii			
Def-Wide	Joint Base Pearl Harbor-Hickam	Alter Warehouse Space .....	9,200	9,200
Def-Wide	Joint Base Pearl Harbor-Hickam	Upgrade Refuler Truck Parking Area .....	5,200	5,200
	Illinois			
Def-Wide	Great Lakes	Health Clinic Demolition .....	16,900	16,900
	Italy			
Def-Wide	Naval Air Station Naples	345 KW Solar PV .....	0	2,867
	Italy			
Def-Wide	Vicenza	Replace Vicenza High School .....	41,864	41,864
	Japan			
Def-Wide	Yokota AB	Replace Temp Classrm/Joan K. Mendel ES.	12,236	12,236
Def-Wide	Yokota AB	Replace Yokota High School .....	49,606	49,606
	Kentucky			
Def-Wide	Fort Campbell	Hospital Addition/Alteration .....	56,600	56,600
Def-Wide	Fort Campbell	SOF MH47 Aviation Facility .....	43,000	43,000
Def-Wide	Fort Campbell	SOF Rotary Wing Hangar .....	38,900	38,900
Def-Wide	Fort Knox	GSHO Well Field for HRC .....	0	2,750
Def-Wide	Fort Knox	Replace Kingsolver-Pierce Elementary Schools.	38,845	38,845
	Louisiana			
Def-Wide	Barksdale AFB	Hydrant Fuel System .....	6,200	6,200
	Marshall Islands			
Def-Wide	Kwajalein Atol	468KW Solar PV System .....	0	6,300

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
	<i>Maryland</i>			
Def-Wide	Aberdeen Proving Ground	USAMRICD Replacement, Inc 4 .....	22,850	22,850
Def-Wide	Bethesda Naval Hospital	Child Development Center Addition/Alteration.	18,000	18,000
Def-Wide	Fort Detrick	USAMRIID Stage I, Inc 6 .....	137,600	137,600
Def-Wide	Fort Meade	High Performance Computing Capacity ...	29,640	29,640
Def-Wide	Joint Base Andrews	Ambulatory Care Center, Incr 1 .....	242,900	154,300
Def-Wide	Joint Base Andrews	Dental Clinic Replacement .....	22,800	22,800
	<i>Massachusetts</i>			
Def-Wide	Hanscom AFB	Repair Chiller Controls B1201 .....	0	3,609
Def-Wide	Hanscom AFB	Replace Hanscom Middle School .....	34,040	34,040
Def-Wide	Westover ARB	Replace Hydrant Fuel System .....	23,300	23,300
	<i>Mississippi</i>			
Def-Wide	Columbus AFB	Replace Refueler Parking Facility .....	2,600	2,600
Def-Wide	Gulfport	Medical Clinic Replacement .....	34,700	34,700
	<i>Missouri</i>			
Def-Wide	Arnold	Data Ctr West #1 Power & Cooling Upgrade.	9,253	9,253
	<i>New Mexico</i>			
Def-Wide	Cannon AFB	SOF ADAL Simulator Facility .....	9,600	9,600
Def-Wide	Cannon AFB	SOF Aircraft Maintenance Squadron Facility.	15,000	15,000
Def-Wide	Cannon AFB	SOF Apron and Taxiway .....	28,100	28,100
Def-Wide	Cannon AFB	SOF C-130 Squadron Operations Facility	10,941	10,941
Def-Wide	Cannon AFB	SOF C-130 Wash Rack Hangar .....	10,856	10,856
Def-Wide	Cannon AFB	SOF Hangar Aircraft Maintenance Unit	41,200	41,200
Def-Wide	Cannon AFB	SOF Squadron Operations Facility .....	17,300	17,300
	<i>New York</i>			
Def-Wide	Fort Drum	Dental Clinic Addition/Alteration .....	4,700	4,700
Def-Wide	Fort Drum	Medical Clinic .....	15,700	15,700
Def-Wide	Fort Drum	Retrocommission Various Buildings .....	0	3,500
	<i>North Carolina</i>			
Def-Wide	Camp Lejeune	SOF Armory Facility Expansion .....	6,670	6,670
Def-Wide	Fort Bragg	Historic District GSHP & Retro Cx .....	0	13,400
Def-Wide	Fort Bragg	Hospital Alteration .....	57,600	57,600
Def-Wide	Fort Bragg	Replace District Superintendent's Office ..	3,138	3,138
Def-Wide	Fort Bragg	SOF Administrative Annex .....	12,000	12,000
Def-Wide	Fort Bragg	SOF Battalion Operations Complex .....	23,478	23,478
Def-Wide	Fort Bragg	SOF Battalion Operations Facility .....	41,000	41,000
Def-Wide	Fort Bragg	SOF Brigade Headquarters .....	19,000	19,000
Def-Wide	Fort Bragg	SOF Communications Training Complex	10,758	10,758
Def-Wide	Fort Bragg	SOF Entry Control Point .....	2,300	2,300
Def-Wide	Fort Bragg	SOF Group Headquarters .....	26,000	26,000
Def-Wide	Fort Bragg	SOF Squadron HQ Addition .....	11,000	11,000
Def-Wide	Mcb Camp Lejeune	Steam Decentralization of Camp Geiger ..	0	6,925
Def-Wide	New River	Replace Delalio Elementary School .....	22,687	22,687
Def-Wide	Pope AFB	SOF Training Facility .....	5,400	5,400
	<i>Ohio</i>			
Def-Wide	Columbus	Security Enhancements .....	10,000	10,000
	<i>Oklahoma</i>			
Def-Wide	Altus	Install VCEP for 22 Buildings .....	0	5,700
Def-Wide	Altus AFB	Replace Fuel Transfer Pipeline .....	8,200	8,200
	<i>Pennsylvania</i>			
Def-Wide	Def Distribution Depot New Cumberland	Enclose Open-Sided Shed .....	3,000	0
Def-Wide	Def Distribution Depot New Cumberland	Replace General Purpose Warehouse .....	25,500	25,500

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
Def-Wide	Def Distribution Depot New Cumberland	Upgrade Access Control Points .....	17,500	17,500
Def-Wide	Philadelphia South Carolina	Upgrade HVAC System .....	8,000	8,000
Def-Wide	Joint Base Charleston Tennessee	Replace Fuel Storage & Distribution Facility.	24,868	24,868
Def-Wide	Arnold AFB Texas	Provide Temp. Control Cell Cooling C1 & C2.	0	3,300
Def-Wide	Fort Bliss	Hospital Replacement Incr 3 .....	136,700	86,700
Def-Wide	Joint Base San Antonio	Ambulatory Care Center Phase 3 .....	161,300	80,600
Def-Wide	Joint Base San Antonio	Hospital Nutrition Care Department Add/Alt.	33,000	33,000
Def-Wide	United Kingdom Menwith Hill Station	MHS PSC Construction Generator Plant	68,601	68,601
Def-Wide	Royal Air Force Alconbury	Replace Alconbury High School .....	35,030	35,030
Def-Wide	Utah Camp Williams	IC CNCI Data Center 1 Inc 3 .....	246,401	166,401
Def-Wide	Tooele Army Depot Virginia	Install Stirling Solar Array .....	0	8,200
Def-Wide	Charlottesville	Remote Delivery Facility .....	10,805	10,805
Def-Wide	Dahlgren	Dahlgren E/MS School Addition .....	1,988	1,988
Def-Wide	Dam Neck	SOF Building Renovation .....	3,814	3,814
Def-Wide	Dam Neck	SOF Logistic Support Facility .....	14,402	14,402
Def-Wide	Dam Neck	SOF Military Working Dog Facility .....	4,900	4,900
Def-Wide	Fort Belvoir	Technology Center Third Floor Fit-Out ....	54,625	54,625
Def-Wide	Joint Expeditionary Base Little Creek—Story	SOF Seal Team Operations Facility .....	37,000	37,000
Def-Wide	NRO/Aerospace Data Facility—East	2 MW Bloom Box Fuel Cell .....	0	2,000
Def-Wide	Pentagon	Heliport Control Tower/Fire Station .....	6,457	6,457
Def-Wide	Pentagon	Pentagon Memorial Pedestrian Plaza .....	2,285	2,285
Def-Wide	Quantico	Defense Access Road Improvements-Telegraph Rd.	4,000	4,000
Def-Wide	Quantico Washington	DSS Headquarters Addition .....	42,727	42,727
Def-Wide	Joint Base Lewis Mcchord	Replace Fuel Distribution Facilities .....	14,000	14,000
Def-Wide	Joint Base Lewis Mcchord	SOF Company Operations Facility .....	21,000	21,000
Def-Wide	Whidbey Island West Virginia	Replace Fuel Pipeline .....	25,000	25,000
Def-Wide	Camp Dawson Worldwide Unspecified	Replace Hydrant Fuel System .....	2,200	2,200
Def-Wide	Unspecified Worldwide Locations	Contingency Construction .....	10,000	10,000
Def-Wide	Unspecified Worldwide Locations	Defense Access Roads .....	0	0
Def-Wide	Unspecified Worldwide Locations	Energy Conservation Investment Program	135,000	0

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
Def-Wide	Unspecified Worldwide Locations	Exercise Related Construction .....	8,417	8,417
Def-Wide	Unspecified Worldwide Locations	Minor Construction .....	6,100	6,100
Def-Wide	Unspecified Worldwide Locations	Planning and Design (General Reduction)	0	-55,000
Def-Wide	Unspecified Worldwide Locations	Planning and Design .....	1,993	1,993
Def-Wide	Unspecified Worldwide Locations	Planning and Design .....	8,368	8,368
Def-Wide	Unspecified Worldwide Locations	Planning and Design .....	3,043	3,043
Def-Wide	Unspecified Worldwide Locations	Planning and Design .....	6,000	6,000
Def-Wide	Unspecified Worldwide Locations	Planning and Design .....	52,974	52,974
Def-Wide	Unspecified Worldwide Locations	Planning and Design .....	31,468	31,468
Def-Wide	Unspecified Worldwide Locations	Planning and Design .....	3,000	3,000
Def-Wide	Unspecified Worldwide Locations	Planning and Design .....	5,277	5,277
Def-Wide	Unspecified Worldwide Locations	Planning and Design .....	48,007	48,007
Def-Wide	Unspecified Worldwide Locations	SOF Land Acquisition .....	0	0
Def-Wide	Unspecified Worldwide Locations	Supporting Activities .....	0	0
Def-Wide	Unspecified Worldwide Locations	Unspecified Minor Construction .....	8,876	8,876
Def-Wide	Unspecified Worldwide Locations	Unspecified Minor Construction .....	3,000	3,000
Def-Wide	Unspecified Worldwide Locations	Unspecified Minor Milcon .....	6,365	0
Def-Wide	Unspecified Worldwide Locations	Various ECIP .....	0	20,444
Def-Wide	Various Worldwide Locations	Planning and Design .....	227,498	227,498
Def-Wide	Various Worldwide Locations	Planning and Design .....	66,974	66,974
Def-Wide	Various Worldwide Locations	Unspecified Minor Construction .....	6,571	6,571
Def-Wide	Wyoming Fe Warren	Decentralize Base Heat Plant .....	0	12,600
<b>Total Military Construction, Defense-Wide</b>			<b>3,848,757</b>	<b>3,396,839</b>

<b>SEC. 4601. MILITARY CONSTRUCTION</b>					
<b>(In Thousands of Dollars)</b>					
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>	
	<i>Colorado</i>				
Chem Demil	Pueblo Depot	Ammunition Demilitarization Facility, Ph XIII.	15,338	15,338	
	<i>Kentucky</i>				
Chem Demil	Blue Grass Army Depot	Ammunition Demilitarization Ph XII .....	59,974	59,974	
<b>Total Chemical Demilitarization Construction, Defense</b>			<b>75,312</b>	<b>75,312</b>	
	<i>Worldwide Unspecified</i>				
NATO	NATO Security Investment Program	NATO Security Investment Program .....	272,611	257,611	
<b>Total NATO Security Investment Program</b>			<b>272,611</b>	<b>257,611</b>	
	<i>Alabama</i>				
Army NG	Fort McClellan	Readiness Center Ph2 .....	16,500	16,500	
	<i>Arizona</i>				
Army NG	Papago Military Reservation	Readiness Center .....	17,800	17,800	
	<i>Arkansas</i>				
Army NG	Fort Chaffee	Convoy Live Fire/Entry Control Point Range.	3,500	3,500	
	<i>California</i>				
Army NG	Camp Roberts	Tactical Unmanned Aircraft System Facility.	6,160	6,160	
Army NG	Camp Roberts	Utilities Replacement Ph1 .....	32,000	32,000	
Army NG	Camp San Luis	Field Maintenance Shop .....	8,000	8,000	
	<i>Obispo</i>				
	<i>Colorado</i>				
Army NG	Alamosa	Readiness Center .....	6,400	6,400	
Army NG	Aurora	Tactical Unmanned Aircraft System Facility.	3,600	3,600	
Army NG	Fort Carson	Barracks Complex (ORTC) .....	43,000	43,000	
	<i>District of Columbia</i>				
Army NG	Anacostia	US Property & Fiscal Office Add/Alt .....	5,300	5,300	
	<i>Florida</i>				
Army NG	Camp Blanding	Convoy Live Fire/Entry Control Point Range.	2,400	2,400	
Army NG	Camp Blanding	Live Fire Shoot House .....	3,100	3,100	
	<i>Georgia</i>				
Army NG	Atlanta	Readiness Center .....	11,000	11,000	
Army NG	Hinesville	Maneuver Area Training & Equipment Site Ph1.	17,500	17,500	
Army NG	Macon	Readiness Center Ph1 .....	14,500	14,500	
	<i>Hawaii</i>				
Army NG	Kalaeloa	Readiness Center Ph1 .....	33,000	33,000	
	<i>Illinois</i>				
Army NG	Normal	Readiness Center .....	10,000	10,000	
	<i>Indiana</i>				
Army NG	Camp Atterbury	Deployment Processing Facility .....	8,900	8,900	
Army NG	Camp Atterbury	Operations Readiness Training Cmplx 2	27,000	27,000	
Army NG	Camp Atterbury	Operations Readiness Training Complex 1.	25,000	25,000	
Army NG	Camp Atterbury	Railhead Expansion & Container Facility	21,000	21,000	
Army NG	Indianapolis	JFHQ Add/Alt .....	25,700	25,700	
	<i>Maine</i>				
Army NG	Bangor	Readiness Center .....	15,600	15,600	
Army NG	Brunswick	Armed Forces Reserve Center .....	23,000	23,000	
	<i>Maryland</i>				
Army NG	Dundalk	Readiness Center Add/Alt .....	16,000	16,000	

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
Army NG	LA Plata	Readiness Center .....	9,000	9,000
Army NG	Westminster	Readiness Center Add/Alt .....	10,400	10,400
	Massachusetts			
Army NG	Natick	Readiness Center .....	9,000	9,000
	Minnesota			
Army NG	Camp Ripley	Multipurpose Machine Gun Range .....	8,400	8,400
	Mississippi			
Army NG	Camp Shelby	Deployment Processing Facility .....	12,600	12,600
Army NG	Camp Shelby	Operational Readiness Training Cmplx Ph1.	27,000	27,000
Army NG	Camp Shelby	Troop Housing (ORTC) Ph1 .....	25,000	25,000
	Nebraska			
Army NG	Grand Island	Readiness Center .....	22,000	22,000
Army NG	Mead	Readiness Center .....	9,100	9,100
	Nevada			
Army NG	Las Vegas	Field Maintenance Shop .....	23,000	23,000
	New Jersey			
Army NG	Lakehurst	Army Aviation Support Facility .....	49,000	49,000
	New Mexico			
Army NG	Santa Fe	Readiness Center Add/Alt .....	5,200	5,200
	North Carolina			
Army NG	Greensboro	Readiness Center Add/Alt .....	3,700	3,700
	Oklahoma			
Army NG	Camp Gruber	Live Fire Shoot House .....	3,000	3,000
Army NG	Camp Gruber	Upgrade-Combined Arms Collective Training Fac.	10,361	10,361
	Oregon			
Army NG	the Dalles	Readiness Center .....	13,800	13,800
	Puerto Rico			
Army NG	Fort Buchanan	Readiness Center .....	57,000	57,000
	South Carolina			
Army NG	Allendale	Readiness Center Add/Alt .....	4,300	4,300
	Utah			
Army NG	Camp Williams	Multi Purpose Machine Gun Range .....	6,500	6,500
	Virginia			
Army NG	Fort Pickett	Combined Arms Collective Training Facility.	11,000	11,000
	West Virginia			
Army NG	Buckhannon	Readiness Center Ph1 .....	10,000	10,000
	Wisconsin			
Army NG	Camp Williams	Tactical Unmanned Aircraft System Facility.	7,000	7,000
	Worldwide Unspecified			
Army NG	Unspecified	Maintenance & Production Facilities .....	0	0
	Worldwide Locations			
Army NG	Unspecified	Maintenance & Production Facilities .....	0	0
	Worldwide Locations			
Army NG	Unspecified	Operational Facilities .....	0	0
	Worldwide Locations			
Army NG	Unspecified	Planning and Design .....	20,671	20,671
	Worldwide Locations			
Army NG	Unspecified	Training Facilities .....	0	0
	Worldwide Locations			
Army NG	Unspecified	Unspecified Construction .....	0	0
	Worldwide Locations			
Army NG	Unspecified	Unspecified Minor Construction .....	11,700	11,700
	Worldwide Locations			

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <i>(In Thousands of Dollars)</i>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
Army NG	Wyoming Cheyenne	Readiness Center .....	8,900	8,900
<b>Total Military Construction, Army National Guard</b>			<b>773,592</b>	<b>773,592</b>
Army Res	California Fort Hunter Liggett	Automated Multipurpose Machine Gun (MPMG).	5,200	5,200
Army Res	Colorado Fort Collins	Army Reserve Center .....	13,600	13,600
Army Res	Illinois Homewood	Army Reserve Center .....	16,000	16,000
Army Res	Rockford	Army Reserve Center / Land .....	12,800	12,800
Army Res	Indiana Fort Benjamin Harrison	Army Reserve Center .....	57,000	57,000
Army Res	Kansas Kansas City	Army Reserve Center / Land .....	13,000	13,000
Army Res	Massachusetts Attleboro	Army Reserve Center / Land .....	22,000	22,000
Army Res	Minnesota Saint Joseph	Army Reserve Center .....	11,800	11,800
Army Res	Missouri Weldon Springs	Army Reserve Center .....	19,000	19,000
Army Res	New York Schenectady	Army Reserve Center .....	20,000	20,000
Army Res	North Carolina Greensboro	Army Reserve Center / Land .....	19,000	19,000
Army Res	South Carolina Orangeburg	Army Reserve Center / Land .....	12,000	12,000
Army Res	Wisconsin Fort McCoy	Automated Record Fire Range .....	4,600	4,600
Army Res	Fort McCoy	Container Loading Facility .....	5,300	5,300
Army Res	Fort McCoy	Modified Record Fire Known Distance Range.	5,400	5,400
Army Res	Fort McCoy	NCOA Phase III—Billeting .....	12,000	12,000
Army Res	Worldwide Unspec- ified	Planning and Design .....	28,924	28,924
Army Res	Worldwide Unspec- ified	Unspecified Minor Construction .....	2,925	2,925
<b>Total Military Construction, Army Reserve</b>			<b>280,549</b>	<b>280,549</b>
N/MC Res	Pennsylvania Pittsburgh	Armed Forces Reserve Center (Pittsburgh)	13,759	13,759
N/MC Res	Tennessee Memphis	Reserve Training Center .....	7,949	7,949
N/MC Res	Worldwide Unspec- ified	MCNR Unspecified Minor Construction ...	2,000	2,000
N/MC Res	Worldwide Unspec- ified	Planning and Design .....	2,591	2,591
<b>Total Military Construction, Naval Reserve</b>			<b>26,299</b>	<b>26,299</b>
Air NG	California Beale AFB	Wing Operations and Training Facility ...	6,100	6,100

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
Air NG	Moffett Field	Replace Pararescue Training Facility .....	26,000	26,000
	Hawaii			
Air NG	Joint Base Pearl Harbor-Hickam	TFI—F-22 Combat Aircraft Parking Apron.	12,721	12,721
Air NG	Joint Base Pearl Harbor-Hickam	TFI—F-22 Flight Simulator Facility .....	19,800	19,800
Air NG	Joint Base Pearl Harbor-Hickam	TFI—F-22 Weapons Load Crew Training Facilit.	7,000	7,000
	Indiana			
Air NG	Fort Wayne IAP	A-10 Facility Conversion—Munitions .....	4,000	4,000
	Maryland			
Air NG	Martin State Airport	TFI—C-27 Conversion - Squadron Operations.	4,900	4,900
	Massachusetts			
Air NG	Otis ANGB	TFI—CNAF Beddown - Upgrade Facility	7,800	7,800
	Ohio			
Air NG	Springfield Beckley-Map	Alter Predator Operations Center .....	6,700	6,700
	Worldwide Unspecified			
Air NG	Unspecified Worldwide Locations	Maintenance & Production Facilities .....	0	0
Air NG	Unspecified Worldwide Locations	Operational Facilities .....	0	0
Air NG	Various Worldwide Locations	Minor Construction .....	9,000	9,000
Air NG	Various Worldwide Locations	Planning and Design .....	12,225	12,225
<b>Total Military Construction, Air National Guard</b>			<b>116,246</b>	<b>116,246</b>
	California			
AF Res	March AFB	Airfield Control Tower/Base Ops .....	16,393	16,393
	South Carolina			
AF Res	Charleston AFB	TFI Red Horse Readiness & Trng Center	9,593	9,593
	Worldwide Unspecified			
AF Res	Unspecified Worldwide Locations	Planning & Design .....	2,200	2,200
AF Res	Unspecified Worldwide Locations	Training Facilities .....	0	0
AF Res	Unspecified Worldwide Locations	Unspecified Minor Construction .....	5,434	5,434
<b>Total Military Construction, Air Force Reserve</b>			<b>33,620</b>	<b>33,620</b>
	Belgium			
FH Con Army	Brussels	Land Purchase for Gfoq (10 Units) .....	10,000	0
	Germany			
FH Con Army	Grafenwoehr	Family Housing New Construction (26 Units).	13,000	13,000
FH Con Army	Illesheim	Family Housing Replacement Construc(80 Units).	41,000	41,000
FH Con Army	Vilseck	Family Housing New Construction (22 Units).	12,000	12,000
	Worldwide Unspecified			

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
FH Con Army	Unspecified Worldwide Locations	Construction Improvements (276 Units) ...	103,000	103,000
FH Con Army	Unspecified Worldwide Locations	Family Housing P&D .....	7,897	7,897
<b>Total Family Housing Construction, Army</b>			<b>186,897</b>	<b>176,897</b>
FH Ops Army	Worldwide Unspecified Worldwide Locations	Furnishings Account .....	14,256	14,256
FH Ops Army	Unspecified Worldwide Locations	Leasing .....	204,426	204,426
FH Ops Army	Unspecified Worldwide Locations	Maintenance of Real Property .....	105,668	105,668
FH Ops Army	Unspecified Worldwide Locations	Management Account .....	54,728	54,728
FH Ops Army	Unspecified Worldwide Locations	Miscellaneous Account .....	605	605
FH Ops Army	Unspecified Worldwide Locations	Privatization Support Costs .....	25,741	25,741
FH Ops Army	Unspecified Worldwide Locations	Services Account .....	15,797	15,797
FH Ops Army	Unspecified Worldwide Locations	Utilities Account .....	73,637	73,637
<b>Total Family Housing Operation And Maintenance, Army</b>			<b>494,858</b>	<b>494,858</b>
FH Con AF	Worldwide Unspecified Worldwide Locations	Classified Improvements .....	50	50
FH Con AF	Unspecified Worldwide Locations	Construction Improvements .....	80,546	80,546
FH Con AF	Unspecified Worldwide Locations	Planning and Design .....	4,208	4,208
<b>Total Family Housing Construction, Air Force</b>			<b>84,804</b>	<b>84,804</b>
FH Ops AF	Worldwide Unspecified Worldwide Locations	Furnishings Account .....	35,290	35,290
FH Ops AF	Unspecified Worldwide Locations	Housing Privatization .....	47,571	47,571
FH Ops AF	Unspecified Worldwide Locations	Leasing .....	80,775	80,775

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
FH Ops AF	Unspecified Worldwide Locations	Leasing Account .....	122	122
FH Ops AF	Unspecified Worldwide Locations	Maintenance (RPMA & RPMC) .....	98,132	98,132
FH Ops AF	Unspecified Worldwide Locations	Maintenance Account .....	2,001	2,001
FH Ops AF	Unspecified Worldwide Locations	Management Account .....	55,395	55,395
FH Ops AF	Unspecified Worldwide Locations	Management Account .....	1,996	1,996
FH Ops AF	Unspecified Worldwide Locations	Miscellaneous Account .....	2,165	2,165
FH Ops AF	Unspecified Worldwide Locations	Services Account .....	13,675	13,675
FH Ops AF	Unspecified Worldwide Locations	Utilities Account .....	67,639	67,639
<b>Total Family Housing Operation And Maintenance, Air Force</b>			<b>404,761</b>	<b>404,761</b>
	Worldwide Unspecified			
FH Con Navy	Unspecified Worldwide Locations	Design .....	3,199	3,199
FH Con Navy	Unspecified Worldwide Locations	Improvements .....	97,773	97,773
<b>Total Family Housing Construction, Navy And Marine Corps</b>			<b>100,972</b>	<b>100,972</b>
	Worldwide Unspecified			
FH Ops Navy	Unspecified Worldwide Locations	Furnishings Account .....	15,979	15,979
FH Ops Navy	Unspecified Worldwide Locations	Leasing .....	79,798	79,798
FH Ops Navy	Unspecified Worldwide Locations	Maintenance of Real Property .....	97,231	97,231
FH Ops Navy	Unspecified Worldwide Locations	Management Account .....	61,090	61,090
FH Ops Navy	Unspecified Worldwide Locations	Miscellaneous Account .....	476	476
FH Ops Navy	Unspecified Worldwide Locations	Privatization Support Costs .....	28,582	28,582
FH Ops Navy	Unspecified Worldwide Locations	Services Account .....	14,510	14,510
FH Ops Navy	Unspecified Worldwide Locations	Utilities Account .....	70,197	70,197

<b>SEC. 4601. MILITARY CONSTRUCTION</b>				
<b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
<b>Total Family Housing Operation And Maintenance, Navy And Marine Corps</b>			<b>367,863</b>	<b>367,863</b>
	Worldwide Unspecified			
FH Ops DW	Unspecified	Furnishings Account .....	70	70
	Worldwide Locations			
FH Ops DW	Unspecified	Furnishings Account .....	19	19
	Worldwide Locations			
FH Ops DW	Unspecified	Furnishings Account .....	2,699	2,699
	Worldwide Locations			
FH Ops DW	Unspecified	Leasing .....	10,100	10,100
	Worldwide Locations			
FH Ops DW	Unspecified	Leasing .....	36,552	36,552
	Worldwide Locations			
FH Ops DW	Unspecified	Maintenance of Real Property .....	70	70
	Worldwide Locations			
FH Ops DW	Unspecified	Maintenance of Real Property .....	546	546
	Worldwide Locations			
FH Ops DW	Unspecified	Management Account .....	347	347
	Worldwide Locations			
FH Ops DW	Unspecified	Services Account .....	30	30
	Worldwide Locations			
FH Ops DW	Unspecified	Utilities Account .....	280	280
	Worldwide Locations			
FH Ops DW	Unspecified	Utilities Account .....	10	10
	Worldwide Locations			
<b>Total Family Housing Operation And Maintenance, Defense-Wide</b>			<b>50,723</b>	<b>50,723</b>
	Worldwide Unspecified			
HOAP	Unspecified	Homeowners Assistance Program .....	1,284	1,284
	Worldwide Locations			
<b>Total Homeowners Assistance Fund</b>			<b>1,284</b>	<b>1,284</b>
	Worldwide Unspecified			
FHIF	Unspecified	Family Housing Improvement Fund .....	2,184	2,184
	Worldwide Locations			
<b>Total DOD Family Housing Improvement Fund</b>			<b>2,184</b>	<b>2,184</b>
	Worldwide Unspecified			
BRAC 05	Unspecified	COMM ADD 3: Galena Fol, AK .....	933	0
	Worldwide Locations			

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
BRAC 05	Unspecified Worldwide Locations	DON-100: Planing, Design and Management.	6,090	0
BRAC 05	Unspecified Worldwide Locations	DON-101: Various Locations .....	5,021	0
BRAC 05	Unspecified Worldwide Locations	DON-126: NSCS, Athens, GA .....	325	0
BRAC 05	Unspecified Worldwide Locations	DON-138: NAS Brunswick, ME .....	421	0
BRAC 05	Unspecified Worldwide Locations	DON-157: MCSA Kansas City, MO .....	1,442	0
BRAC 05	Unspecified Worldwide Locations	DON-158: NSA New Orleans, LA .....	2,056	0
BRAC 05	Unspecified Worldwide Locations	DON-172: NWS Seal Beach, Concord, CA	9,763	0
BRAC 05	Unspecified Worldwide Locations	DON-2: NS Pascagoula, MS .....	515	0
BRAC 05	Unspecified Worldwide Locations	DON-84: JRB Willow Grove & Cambria Reg Ap.	196	0
BRAC 05	Unspecified Worldwide Locations	IND-106: Kansas Army Ammunition Plant, KS.	45,769	0
BRAC 05	Unspecified Worldwide Locations	IND-110: Mississippi Army Ammo Plant, MS.	122	0
BRAC 05	Unspecified Worldwide Locations	IND-112: River Bank Army Ammo Plant, CA.	320	0
BRAC 05	Unspecified Worldwide Locations	IND-117: Deseret Chemical Depot, UT ....	34,011	0
BRAC 05	Unspecified Worldwide Locations	IND-119: Newport Chemical Depot, IN ...	467	0
BRAC 05	Unspecified Worldwide Locations	IND-120: Umatilla Chemical Depot, OR	9,092	0
BRAC 05	Unspecified Worldwide Locations	IND-122: Lone Star Army Ammo Plant, TX.	19,367	0
BRAC 05	Unspecified Worldwide Locations	INT-4: NGA Activities .....	1,791	0
BRAC 05	Unspecified Worldwide Locations	MED-2: Walter Reed NMMC, Bethesda, MD.	18,586	0
BRAC 05	Unspecified Worldwide Locations	MED-57: Brooks City Base, TX .....	205	0
BRAC 05	Unspecified Worldwide Locations	Program Management Various Locations	828	0
BRAC 05	Unspecified Worldwide Locations	Program Management Various Locations	32,298	0

<b>SEC. 4601. MILITARY CONSTRUCTION</b> <b>(In Thousands of Dollars)</b>				
<b>Account</b>	<b>State/Country and Installation</b>	<b>Project Title</b>	<b>Budget Request</b>	<b>Conference Agreement</b>
BRAC 05	Unspecified Worldwide Locations	USA-113: Fort Monroe, VA .....	23,601	0
BRAC 05	Unspecified Worldwide Locations	USA-121: Fort Gillem, GA .....	8,903	0
BRAC 05	Unspecified Worldwide Locations	USA-131: USAR Command and Control—SE.	250	0
BRAC 05	Unspecified Worldwide Locations	USA-166: USAR Command and Control—NW.	1,000	0
BRAC 05	Unspecified Worldwide Locations	USA-167: USAR Command and Control—NE.	250	0
BRAC 05	Unspecified Worldwide Locations	USA-168: USAR Command and Control—SW.	250	0
BRAC 05	Unspecified Worldwide Locations	USA-222: Fort Mcpherson, GA .....	9,921	0
BRAC 05	Unspecified Worldwide Locations	USA-223: Fort Monmouth, NJ .....	21,908	0
BRAC 05	Unspecified Worldwide Locations	USA-242: RC Transformation in NY .....	259	0
BRAC 05	Unspecified Worldwide Locations	USA-36: Red River Army Depot .....	1,207	0
BRAC 05	Unspecified Worldwide Locations	USA-63: U.S. Army Garrison (Selfridge)	1,609	0
<b>Total Base Realignment and Closure Account 2005</b>			<b>258,776</b>	<b>0</b>
BRAC IV	Worldwide Unspecified Base Realignment & Closure	Base Realignment & Closure .....	0	0
BRAC IV	Base Realignment & Closure, Air Force	Base Realignment & Closure .....	123,476	123,476
BRAC IV	Base Realignment & Closure, Army	Base Realignment & Closure .....	70,716	70,716
BRAC IV	Base Realignment & Closure, Navy	Base Realignment & Closure .....	129,351	129,351
<b>Total Base Realignment and Closure Account 1990</b>			<b>323,543</b>	<b>323,543</b>
PYS	Unspecified Worldwide Locations	Prior Year Savings-Air Force .....	0	-32,000
PYS	Unspecified Worldwide Locations	Prior Year Savings-Defense-Wide .....	0	-131,400
PYS	Unspecified Worldwide Locations	Prior Year Savings-Navy .....	0	-25,000
PYS	Unspecified Worldwide Locations	Prior Year Savings-Army .....	0	-100,000

<i>SEC. 4601. MILITARY CONSTRUCTION (In Thousands of Dollars)</i>				
<i>Account</i>	<i>State/Country and Installation</i>	<i>Project Title</i>	<i>Budget Request</i>	<i>Conference Agreement</i>
<i>Total Prior Year Savings</i>			<i>0</i>	<i>-288,400</i>
<i>Total Division B</i>			<i>14,766,047</i>	<i>13,069,438</i>
<i>Grand Total</i>			<i>14,766,047</i>	<i>13,069,438</i>

**TITLE XLVII—DEPARTMENT OF  
ENERGY NATIONAL  
SECURITY PROGRAMS**

**SEC. 4701. DEPARTMENT OF ENERGY NATIONAL  
SECURITY PROGRAMS.**

<i>SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS (In Thousands of Dollars)</i>		
<i>Program</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
<b>Discretionary Summary By Appropriation</b>		
<i>Energy And Water Development, And Related Agencies</i>		
<b>Appropriation Summary:</b>		
<i>Energy Programs</i>		
<i>ENERGY SECURITY AND ASSURANCE .....</i>	6,187	0
<i>Atomic Energy Defense Activities</i>		
<i>National nuclear security administration:</i>		
<i>WEAPONS ACTIVITIES .....</i>	7,629,716	7,274,329
<i>DEFENSE NUCLEAR NONPROLIFERATION .....</i>	2,549,492	2,333,303
<i>NAVAL REACTORS .....</i>	1,153,662	1,080,000
<i>OFFICE OF THE ADMINISTRATOR .....</i>	450,060	382,700
<b><i>Total, National nuclear security administration ...</i></b>	<b>11,782,930</b>	<b>11,070,332</b>
<i>Environmental and other defense activities:</i>		
<i>DEFENSE ENVIRONMENTAL CLEANUP .....</i>	5,406,781	5,023,000
<i>OTHER DEFENSE ACTIVITIES .....</i>	859,952	823,364
<i>DEFENSE NUCLEAR WASTE DISPOSAL .....</i>	0	0
<b><i>Total, Environmental &amp; other defense activities ...</i></b>	<b>6,266,733</b>	<b>5,846,364</b>
<b><i>Total, Atomic Energy Defense Activities .....</i></b>	<b>18,049,663</b>	<b>16,916,696</b>
<b><i>Total, Discretionary Funding .....</i></b>	<b>18,055,850</b>	<b>16,916,696</b>
<b>Electricity Delivery &amp; Energy Reliability</b>		
<i>Infrastructure security &amp; energy restoration .....</i>	6,187	0
<b>Weapons Activities</b>		
<i>Directed stockpile work</i>		
<i>Life extension programs</i>		
<i>B61 Life extension program .....</i>	223,562	223,562
<i>W76 Life extension program .....</i>	257,035	257,035
<b><i>Total, Life extension programs .....</i></b>	<b>480,597</b>	<b>480,597</b>
<i>Stockpile systems</i>		
<i>B61 Stockpile systems .....</i>	72,396	72,396
<i>W76 Stockpile systems .....</i>	63,383	63,383
<i>W78 Stockpile systems .....</i>	109,518	99,518
<i>W80 Stockpile systems .....</i>	44,444	44,444
<i>B83 Stockpile systems .....</i>	48,215	48,215
<i>W87 Stockpile systems .....</i>	83,943	83,943
<i>W88 Stockpile systems .....</i>	75,728	75,728
<b><i>Total, Stockpile systems .....</i></b>	<b>497,627</b>	<b>487,627</b>
<i>Weapons dismantlement and disposition</i>		
<i>Operations and maintenance .....</i>	56,770	56,770
<b><i>Total, Weapons dismantlement and disposition .....</i></b>	<b>56,770</b>	<b>56,770</b>

<b>SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS</b>		
<i>(In Thousands of Dollars)</i>		
<b>Program</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
<b>Stockpile services</b>		
Production support .....	354,502	330,000
Research and development support .....	30,264	30,264
R&D certification and safety .....	190,892	165,569
Management, technology, and production .....	198,700	188,700
Plutonium sustainment .....	154,231	140,000
<b>Total, Stockpile services</b> .....	<b>928,589</b>	<b>854,533</b>
<b>Total, Directed stockpile work</b> .....	<b>1,963,583</b>	<b>1,879,527</b>
<b>Campaigns:</b>		
<b>Science campaign</b>		
Advanced certification .....	94,929	40,000
Primary assessment technologies .....	86,055	86,055
Dynamic materials properties .....	111,836	96,984
Advanced radiography .....	27,058	26,000
Secondary assessment technologies .....	86,061	85,000
<b>Total, Science campaign</b> .....	<b>405,939</b>	<b>334,039</b>
<b>Engineering campaign</b>		
Enhanced surety .....	41,696	41,696
Weapon systems engineering assessment technology .....	15,663	15,663
Nuclear survivability .....	19,545	19,545
Enhanced surveillance .....	66,174	66,174
<b>Total, Engineering campaign</b> .....	<b>143,078</b>	<b>143,078</b>
<b>Inertial confinement fusion ignition and high yield campaign</b>		
Ignition .....	109,888	109,888
Diagnostics, cryogenics and experimental support .....	86,259	86,259
Pulsed power inertial confinement fusion .....	4,997	4,997
Joint program in high energy density laboratory plasmas .....	9,100	9,100
Facility operations and target production .....	266,030	266,030
<b>Total, Inertial confinement fusion and high yield campaign</b> .....	<b>476,274</b>	<b>476,274</b>
<b>Advanced simulation and computing campaign</b> .....	<b>628,945</b>	<b>620,000</b>
<b>Readiness Campaign</b>		
Nonnuclear readiness .....	65,000	65,000
Tritium readiness .....	77,491	63,591
<b>Total, Readiness campaign</b> .....	<b>142,491</b>	<b>128,591</b>
<b>Total, Campaigns</b> .....	<b>1,796,727</b>	<b>1,701,982</b>
<b>Readiness in technical base and facilities (RTBF)</b>		
<b>Operations of facilities</b>		
Kansas City Plant .....	156,217	156,217
Lawrence Livermore National Laboratory .....	83,990	83,990
Los Alamos National Laboratory .....	318,526	318,526
Nevada Test Site .....	97,559	97,559
Pantex .....	164,848	164,848
Sandia National Laboratory .....	120,708	120,708
Savannah River Site .....	97,767	97,767
Y-12 National security complex .....	246,001	246,001
Institutional site support .....	199,638	0
<b>Total, Operations of facilities</b> .....	<b>1,485,254</b>	<b>1,285,616</b>
Program readiness .....	74,180	74,180

<b>SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS</b>		
<i>(In Thousands of Dollars)</i>		
<b>Program</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
<i>Material recycle and recovery</i> .....	85,939	78,000
<i>Containers</i> .....	28,979	28,979
<i>Storage</i> .....	31,272	31,272
<b>Subtotal, Readiness in technical base and facilities</b> .....	<b>1,705,624</b>	<b>1,498,047</b>
<b>Construction:</b>		
12-D-301 TRU waste facilities, LANL .....	9,881	9,881
11-D-801 TA-55 Reinvestment project, LANL .....	19,402	10,000
10-D-501 Nuclear facilities risk reduction Y-12 National security complex, Oakridge, TN .....	35,387	35,387
09-D-404 Test capabilities revitalization II, Sandia National Laboratories, Albuquerque, NM .....	25,168	25,168
08-D-802 High explosive pressing facility Pantex Plant, Amerillo, TX .....	66,960	66,960
07-D-140 Project engineering and design (PED) various locations .....	3,518	3,518
06-D-141 Project engineering & design (PED) Y-12 National Security Complex, Oakridge, TN .....	160,194	160,194
04-D-125 Chemistry and metallurgy facility replacement project, Los Alamos National Laboratory, Los Alamos, NM .....	300,000	200,000
<b>Total, Construction</b> .....	<b>620,510</b>	<b>511,108</b>
<b>Total, Readiness in technical base and facilities</b> .....	<b>2,326,134</b>	<b>2,009,155</b>
<b>Secure transportation asset</b>		
<i>Operations and equipment</i> .....	149,274	145,274
<i>Program direction</i> .....	101,998	98,002
<b>Total, Secure transportation asset</b> .....	<b>251,272</b>	<b>243,276</b>
<b>Nuclear counterterrorism incident response</b> .....		
	222,147	222,147
<b>Facilities and infrastructure recapitalization program</b>		
<i>Operations and maintenance</i> .....	96,380	96,380
<b>Total, Facilities and infrastructure recapitalization program</b> .....	<b>96,380</b>	<b>96,380</b>
<b>Site stewardship</b>		
<i>Operations and maintenance</i> .....	104,002	78,680
<b>Total, Site stewardship</b> .....	<b>104,002</b>	<b>78,680</b>
<b>Safeguards and security</b>		
<b>Defense nuclear security</b>		
<i>Operations and maintenance</i> .....	711,105	686,252
<b>Construction:</b>		
08-D-701 Nuclear materials S&S upgrade project Los Alamos National Laboratory .....	11,752	11,752
<b>Total, Construction</b> .....	<b>11,752</b>	<b>11,752</b>
<b>Total, Defense nuclear security</b> .....	<b>722,857</b>	<b>698,004</b>
<i>Cyber security</i> .....	126,614	126,614
<b>Total, Safeguards and security</b> .....	<b>849,471</b>	<b>824,618</b>
<i>National security applications</i> .....	20,000	10,000
<b>Subtotal, Weapons activities</b> .....	<b>7,629,716</b>	<b>7,065,765</b>
<b>Legacy Contractor Pensions</b> .....	<b>0</b>	<b>168,232</b>
<b>Recission</b> .....		<b>40,332</b>
<b>Adjustments</b>		
<i>Use of prior year balances</i> .....	0	0

<b>SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS</b> (In Thousands of Dollars)		
<b>Program</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
<b>Total, Weapons Activities</b>	<b>7,629,716</b>	<b>7,274,329</b>
<b>Defense Nuclear Nonproliferation</b>		
<b>Nonproliferation and verification R&amp;D</b>		
Operations and maintenance	417,598	356,150
<b>Total, Operations and maintenance</b>	<b>417,598</b>	<b>356,150</b>
<b>Total, Nonproliferation &amp; verification R&amp;D</b>	<b>417,598</b>	<b>356,150</b>
<b>Nonproliferation and international security</b>	<b>161,833</b>	<b>155,305</b>
<b>International nuclear materials protection and cooperation</b>	<b>571,639</b>	<b>571,639</b>
<b>Fissile materials disposition</b>		
<b>U.S. surplus fissile materials disposition</b>		
<b>Operations and maintenance</b>		
U.S. plutonium disposition	274,790	205,632
U.S. uranium disposition	26,435	26,000
<b>Total, Operations and maintenance</b>	<b>301,225</b>	<b>231,632</b>
<b>Construction:</b>		
99-D-143 Mixed oxide fuel fabrication facility, Savannah River, SC	385,172	435,172
99-D-141-01 Pit disassembly and conversion facility, Savannah River, SC	176,000	0
99-D-141-02 Waste Solidification Building, Savannah River, SC	17,582	17,582
<b>Total, Construction</b>	<b>578,754</b>	<b>452,754</b>
<b>Total, U.S. surplus fissile materials disposition</b>	<b>879,979</b>	<b>684,386</b>
Russian surplus materials disposition	10,174	1,000
<b>Total, Fissile materials disposition</b>	<b>890,153</b>	<b>685,386</b>
Global threat reduction initiative	508,269	500,000
Legacy contractor pensions	0	55,823
Recission		<del>21,000</del> 9,000
<b>Total, Defense Nuclear Nonproliferation</b>	<b>2,549,492</b>	<b>2,303,303</b>
<b>Naval Reactors</b>		
<b>Naval reactors development</b>		
OHIO replacement reactor systems development	0	121,300
SSG Prototype refueling	0	99,500
Naval reactors operations and infrastructure	0	358,300
<b>Operation and maintenance</b>		
Operation and maintenance	1,069,262	421,000
<b>Total, Operation and maintenance</b>	<b>1,069,262</b>	<b>1,000,100</b>
<b>Construction:</b>		
10-D-903, Security upgrades, KAPL	100	100
10-D-904, NRF infrastructure upgrades, Idaho	12,000	12,000
08-D-190 Expanded Core Facility M-290 recovering discharge station, Naval Reactor Facility, ID	27,800	27,800
<b>Total, Construction</b>	<b>39,900</b>	<b>39,900</b>
<b>Total, Naval reactors development</b>	<b>1,109,162</b>	<b>460,900</b>
Program direction	44,500	40,000
<b>Total, Naval Reactors</b>	<b>1,153,662</b>	<b>1,080,000</b>
<b>Office Of The Administrator</b>		
Office of the administrator	450,060	410,000

<b>SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS</b>		
<i>(In Thousands of Dollars)</i>		
<b>Program</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
<b>Floor amendment</b>		
Congressionally directed projects .....	0	0
<b>Subtotal, Office of the Administrator</b> .....	<b>450,060</b>	<b>410,000</b>
<b>General Provision</b>		
Section 309-Contractor Pay Freeze .....	0	-27,300
<b>Security</b>		
<b>Adjustments:</b>		
Use of prior year balances .....	0	0
<b>Subtotal, Office of the Administrator</b> .....	<b>450,060</b>	<b>382,700</b>
Transfer of prior year balances (OMB scoring) .....	0	0
<b>Total, Office Of The Administrator</b> .....	<b>450,060</b>	<b>382,700</b>
<b>Defense Environmental Cleanup</b>		
<b>Closure sites:</b>		
Closure sites administration .....	5,375	5,375
<b>Total, Closure sites</b> .....	<b>5,375</b>	<b>5,375</b>
<b>Hanford site:</b>		
Central plateau remediation .....	0	546,890
River corridor and other cleanup operations .....	0	386,822
Nuclear facility D&D—remainder of Hanford .....	56,288	
Nuclear facility D&D river corridor closure project .....	330,534	
Richland community and regulatory support .....	0	19,540
Nuclear material stabilization and disposition PFP .....	48,458	
SNF stabilization and disposition .....	112,250	
Soil and water remediation—groundwater vadose zone .....	222,285	
Solid waste stabilization and disposition 200 area .....	143,897	
<b>Total, Hanford site</b> .....	<b>913,712</b>	<b>953,252</b>
<b>Idaho National Laboratory:</b>		
Idaho cleanup and waste disposition .....	0	382,769
SNF stabilization and disposition—2012 .....	20,114	
Solid waste stabilization and disposition .....	165,035	
Radioactive liquid tank waste stabilization and disposition .....	110,169	
Soil and water remediation—2012 .....	87,451	
Idaho community and regulatory support .....	0	4,100
<b>Total, Idaho National Laboratory</b> .....	<b>382,769</b>	<b>386,869</b>
<b>NNSA sites</b>		
NNSA sites and Nevada off-sites .....	0	282,393
Lawrence Livermore National Laboratory .....	873	
Nuclear facility D & D Separations Process Research Unit ..	1,500	
Nevada .....	63,380	
Los Alamos National Laboratory .....	357,939	
<b>Sandia National Laboratory</b>		
<b>Total, NNSA sites and Nevada off-sites</b> .....	<b>423,692</b>	<b>282,393</b>
<b>Oak Ridge Reservation:</b>		
Building 3019 .....	0	37,000
OR nuclear facility D&D .....	0	69,100
Nuclear facility D & D ORNL .....	44,000	
Nuclear facility D & D Y-12 .....	30,000	
Nuclear facility D & D, E. Tennessee technology park .....	100	

<b>SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS</b> (In Thousands of Dollars)		
<b>Program</b>	<b>FY 2012 Request</b>	<b>Conference Authorized</b>
OR cleanup and disposition .....	0	87,000
OR reservation community and regulatory support Soil and water remediation—offsites .....	3,000	
OR reservation community and regulatory support Soil and water remediation—offsites .....	0	6,409
Solid waste stabilization and disposition—2012 .....	99,000	
<b>Total, Oak Ridge Reservation .....</b>	<b>176,100</b>	<b>199,509</b>
<b>Office of River Protection:</b>		
<b>Waste treatment and immobilization plant</b>		
Waste treatment & immobilization plant 01-D-16 A-D .....	363,000	430,000
Waste treatment & immobilization plant 01-D-16 E .....	477,000	310,000
<b>Total, Waste treatment and immobilization plant .....</b>	<b>840,000</b>	<b>740,000</b>
<b>Tank farm activities</b>		
Rad liquid tank waste stabilization and disposition .....	521,391	445,000
<b>Total, Tank farm activities .....</b>	<b>521,391</b>	<b>445,000</b>
<b>Total, Office of River protection .....</b>	<b>1,361,391</b>	<b>1,185,000</b>
<b>Savannah River site:</b>		
Savannah River community and regulatory support .....	0	9,584
Nuclear material stabilization and disposition .....	235,000	
Radioactive liquid tank waste stabilization and disposition .....	710,487	667,081
SR site risk management operations .....	0	343,586
PE&D Glass Waste Storage Building #3 .....	0	3,500
05-D-405 Salt waste processing facility, Savannah River .....	170,071	170,071
Soil and water remediation .....	38,409	
SNF stabilization and disposition .....	40,137	
Solid waste stabilization and disposition .....	30,040	
<b>Total, Savannah River site .....</b>	<b>1,224,144</b>	<b>1,193,822</b>
<b>Waste Isolation Pilot Plant</b>		
<b>Waste Isolation Pilot Plant .....</b>	<b>0</b>	<b>215,134</b>
Waste isolation pilot plant .....	147,136	
Central characterization project .....	23,975	
Transportation .....	29,044	
Community and regulatory support .....	28,771	
<b>Total, Waste Isolation Pilot Plant .....</b>	<b>228,926</b>	<b>215,134</b>
Program direction .....	321,628	321,628
Program Support .....	0	20,380
Community, regulatory and program support .....	91,279	
<b>Safeguards and Security:</b>		
Oak Ridge Reservation .....	17,300	17,300
Paducah .....	9,435	9,435
Portsmouth .....	16,412	16,412
Richland/Hanford Site .....	69,234	69,234
Savannah River Site .....	130,000	133,193
Waste Isolation Pilot Project .....	4,845	4,845
West Valley .....	1,600	1,600
<b>Total, Safeguards and Security .....</b>	<b>248,826</b>	<b>252,019</b>
Technology development .....	32,320	11,000
<b>Subtotal, Defense environmental cleanup .....</b>	<b>5,410,162</b>	<b>5,026,381</b>
Use of prior year balances .....	-3,381	-3,381

<i>SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS</i>		
<i>(In Thousands of Dollars)</i>		
<i>Program</i>	<i>FY 2012 Request</i>	<i>Conference Authorized</i>
<b><i>Total, Defense Environmental Cleanup</i></b> .....	<b>5,406,781</b>	<b>5,023,000</b>
<b><i>Other Defense Activities</i></b>		
<b><i>Health, safety and security</i></b>		
<i>Health, safety and security</i> .....	349,445	335,436
<i>Program direction</i> .....	107,037	102,000
<b><i>Total, Health, safety and security</i></b> .....	<b>456,482</b>	<b>437,436</b>
<b><i>Office of Legacy Management</i></b>		
<i>Legacy management</i> .....	157,514	157,514
<i>Program direction</i> .....	12,586	12,086
<b><i>Total, Office of Legacy Management</i></b> .....	<b>170,100</b>	<b>169,600</b>
<b><i>Defense-related activities</i></b>		
<b><i>Infrastructure</i></b>		
<i>Idaho sitewide safeguards and security</i> .....	98,500	93,350
<b><i>Total, Defense-related activities</i></b> .....	<b>98,500</b>	<b>93,350</b>
<i>Defense related administrative support</i> .....	118,836	118,836
<i>Acquisitions workforce improvement</i> .....	11,892	0
<i>Office of hearings and appeals</i> .....	4,142	4,142
<b><i>Total, Other Defense Activities</i></b> .....	<b>859,952</b>	<b>823,364</b>

1           **DIVISION E—SBIR AND STTR**  
2                   **REAUTHORIZATION**  
3                   **TITLE L—SHORT TITLE;**  
4                   **DEFINITIONS**

5   **SEC. 5001. SHORT TITLE.**

6           This division may be cited as the “SBIR/STTR Re-  
7 authorization Act of 2011”.

8   **SEC. 5002. DEFINITIONS.**

9           In this division—

10                   (1) the terms “Administration” and “Adminis-  
11 trator” mean the Small Business Administration  
12 and the Administrator thereof, respectively;

13                   (2) the terms “extramural budget”, “Federal  
14 agency”, “Small Business Innovation Research Pro-  
15 gram”, “SBIR”, “Small Business Technology  
16 Transfer Program”, and “STTR” have the mean-  
17 ings given such terms in section 9 of the Small Busi-  
18 ness Act (15 U.S.C. 638); and

19                   (3) the term “small business concern” has the  
20 meaning given that term under section 3 of the  
21 Small Business Act (15 U.S.C. 632).

22                   **TITLE LI—SBIR AND STTR**  
23                   **REAUTHORIZATION**

          Subtitle A—Reauthorization of the SBIR and STTR Programs

- Sec. 5101. Extension of termination dates.
- Sec. 5102. SBIR and STTR allocation increase.
- Sec. 5103. SBIR and STTR award levels.

- Sec. 5104. Agency and program flexibility.
- Sec. 5105. Elimination of Phase II invitations.
- Sec. 5106. Pilot to allow phase flexibility.
- Sec. 5107. Participation by firms with substantial investment from multiple venture capital operating companies, hedge funds, or private equity firms in a portion of the SBIR program.
- Sec. 5108. SBIR and STTR special acquisition preference.
- Sec. 5109. Collaborating with Federal laboratories and research and development centers.
- Sec. 5110. Notice requirement.
- Sec. 5111. Additional SBIR and STTR awards.

#### Subtitle B—Outreach and Commercialization Initiatives

- Sec. 5121. Technical assistance for awardees.
- Sec. 5122. Commercialization Readiness Program at Department of Defense.
- Sec. 5123. Commercialization Readiness Pilot Program for civilian agencies.
- Sec. 5124. Interagency Policy Committee.
- Sec. 5125. Clarifying the definition of “Phase III”.
- Sec. 5126. Shortened period for final decisions on proposals and applications.
- Sec. 5127. Phase 0 Proof of Concept Partnership pilot program.

#### Subtitle C—Oversight and Evaluation

- Sec. 5131. Streamlining annual evaluation requirements.
- Sec. 5132. Data collection from agencies for SBIR.
- Sec. 5133. Data collection from agencies for STTR.
- Sec. 5134. Public database.
- Sec. 5135. Government database.
- Sec. 5136. Accuracy in funding base calculations.
- Sec. 5137. Continued evaluation by the National Academy of Sciences.
- Sec. 5138. Technology insertion reporting requirements.
- Sec. 5139. Intellectual property protections.
- Sec. 5140. Obtaining consent from SBIR and STTR applicants to release contact information to economic development organizations.
- Sec. 5141. Pilot to allow funding for administrative, oversight, and contract processing costs.
- Sec. 5142. GAO study with respect to venture capital operating company, hedge fund, and private equity firm involvement.
- Sec. 5143. Reducing vulnerability of SBIR and STTR programs to fraud, waste, and abuse.
- Sec. 5144. Simplified paperwork requirements.

#### Subtitle D—Policy Directives

- Sec. 5151. Conforming amendments to the SBIR and the STTR Policy Directives.

#### Subtitle E—Other Provisions

- Sec. 5161. Report on SBIR and STTR program goals.
- Sec. 5162. Competitive selection procedures for SBIR and STTR programs.
- Sec. 5163. Loan restrictions.
- Sec. 5164. Limitation on pilot programs.
- Sec. 5165. Commercialization success.
- Sec. 5166. Publication of certain information.
- Sec. 5167. Report on enhancement of manufacturing activities.

Sec. 5168. Coordination of the SBIR program and the Experimental Program to Stimulate Competitive Research.

1 **Subtitle A—Reauthorization of the**  
2 **SBIR and STTR Programs**

3 **SEC. 5101. EXTENSION OF TERMINATION DATES.**

4 (a) SBIR.—Section 9(m) of the Small Business Act  
5 (15 U.S.C. 638(m)) is amended by striking “2011” and  
6 inserting “2017”.

7 (b) STTR.—Section 9(n)(1)(A) of the Small Busi-  
8 ness Act (15 U.S.C. 638(n)(1)(A)) is amended by striking  
9 “2011” and inserting “2017”.

10 **SEC. 5102. SBIR AND STTR ALLOCATION INCREASE.**

11 (a) SBIR.—Section 9(f) of the Small Business Act  
12 (15 U.S.C. 638(f)) is amended—

13 (1) in paragraph (1)—

14 (A) in the matter preceding subparagraph  
15 (A), by striking “Each” and inserting “Except  
16 as provided in paragraph (2)(B), each”;

17 (B) in subparagraph (B), by striking  
18 “and” at the end; and

19 (C) by striking subparagraph (C) and in-  
20 serting the following:

21 “(C) not less than 2.5 percent of such  
22 budget in each of fiscal years 1997 through  
23 2011;

1           “(D) not less than 2.6 percent of such  
2 budget in fiscal year 2012;

3           “(E) not less than 2.7 percent of such  
4 budget in fiscal year 2013;

5           “(F) not less than 2.8 percent of such  
6 budget in fiscal year 2014;

7           “(G) not less than 2.9 percent of such  
8 budget in fiscal year 2015;

9           “(H) not less than 3.0 percent of such  
10 budget in fiscal year 2016; and

11           “(I) not less than 3.2 percent of such  
12 budget in fiscal year 2017 and each fiscal year  
13 thereafter,”; and

14           (2) by adding at the end the following:

15           “(4) RULE OF CONSTRUCTION.—Nothing in  
16 this subsection may be construed to prohibit a Fed-  
17 eral agency from expending with small business con-  
18 cerns an amount of the extramural budget for re-  
19 search or research and development of the agency  
20 that exceeds the amount required under paragraph  
21 (1).”.

22           (b) STTR.—Section 9(n)(1)(B) of the Small Busi-  
23 ness Act (15 U.S.C. 638(n)(1)(B)) is amended—

24           (1) in clause (i) by striking “and” at the end;

25           and

1 (2) by striking clause (ii) and inserting the fol-  
2 lowing:

3 “(ii) 0.3 percent for each of fiscal  
4 years 2004 through 2011;

5 “(iii) 0.35 percent for each of fiscal  
6 years 2012 and 2013;

7 “(iv) 0.40 percent for each of fiscal  
8 years 2014 and 2015; and

9 “(v) 0.45 percent for fiscal year 2016  
10 and each fiscal year thereafter.”.

11 **SEC. 5103. SBIR AND STTR AWARD LEVELS.**

12 (a) SBIR ADJUSTMENTS.—Section 9(j)(2)(D) of the  
13 Small Business Act (15 U.S.C. 638(j)(2)(D)) is amend-  
14 ed—

15 (1) by striking “\$100,000” and inserting  
16 “\$150,000”; and

17 (2) by striking “\$750,000” and inserting  
18 “\$1,000,000”.

19 (b) STTR ADJUSTMENTS.—Section 9(p)(2)(B)(ix) of  
20 the Small Business Act (15 U.S.C. 638(p)(2)(B)(ix)) is  
21 amended—

22 (1) by striking “\$100,000” and inserting  
23 “\$150,000”; and

24 (2) by striking “\$750,000” and inserting  
25 “\$1,000,000”.

1 (c) ANNUAL ADJUSTMENTS.—Section 9 of the Small  
2 Business Act (15 U.S.C. 638) is amended—

3 (1) in subsection (j)(2)(D), by striking “once  
4 every 5 years to reflect economic adjustments and  
5 programmatic considerations” and inserting “every  
6 year for inflation”; and

7 (2) in subsection (p)(2)(B)(ix), as amended by  
8 subsection (b) of this section, by inserting “(each of  
9 which the Administrator shall adjust for inflation  
10 annually)” after “\$1,000,000,”.

11 (d) LIMITATION ON SIZE OF AWARDS.—Section 9 of  
12 the Small Business Act (15 U.S.C. 638), as amended by  
13 this title, is further amended by adding at the end the  
14 following:

15 “(aa) LIMITATION ON SIZE OF AWARDS.—

16 “(1) LIMITATION.—No Federal agency may  
17 issue an award under the SBIR program or the  
18 STTR program if the size of the award exceeds the  
19 award guidelines established under this section by  
20 more than 50 percent.

21 “(2) MAINTENANCE OF INFORMATION.—Par-  
22 ticipating agencies shall maintain information on  
23 awards exceeding the guidelines established under  
24 this section, including—

25 “(A) the amount of each award;

1           “(B) a justification for exceeding the  
2 guidelines for each award;

3           “(C) the identity and location of each  
4 award recipient; and

5           “(D) whether an award recipient has re-  
6 ceived any venture capital, hedge fund, or pri-  
7 vate equity firm investment and, if so, whether  
8 the recipient is majority-owned by multiple ven-  
9 ture capital operating companies, hedge funds,  
10 or private equity firms.

11           “(3) REPORTS.—The Administrator shall in-  
12 clude the information described in paragraph (2) in  
13 the annual report of the Administrator to Congress.

14           “(4) WAIVER FOR SPECIFIC TOPIC.—Upon the  
15 receipt of an application from a Federal agency, the  
16 Administrator may grant a waiver from the require-  
17 ment under paragraph (1) with respect to a specific  
18 topic (but not for the agency as a whole) for a fiscal  
19 year if the Administrator determines, based on the  
20 information contained in the application from the  
21 agency, that—

22           “(A) the requirement under paragraph (1)  
23 will interfere with the ability of the agency to  
24 fulfill its research mission through the SBIR  
25 program or the STTR program; and

1           “(B) the agency will minimize, to the max-  
2           imum extent possible, the number of awards  
3           that do not satisfy the requirement under para-  
4           graph (1) to preserve the nature and intent of  
5           the SBIR program and the STTR program.

6           “(5) RULE OF CONSTRUCTION.—Nothing in  
7           this subsection shall be construed to prevent a Fed-  
8           eral agency from supplementing an award under the  
9           SBIR program or the STTR program using funds of  
10          the Federal agency that are not part of the SBIR  
11          program or the STTR program of the Federal agen-  
12          cy.”.

13 **SEC. 5104. AGENCY AND PROGRAM FLEXIBILITY.**

14          Section 9 of the Small Business Act (15 U.S.C. 638),  
15          as amended by this title, is further amended by adding  
16          at the end the following:

17          “(bb) SUBSEQUENT PHASE II AWARDS.—

18                 “(1) AGENCY FLEXIBILITY.—A small business  
19                 concern that received a Phase I award from a Fed-  
20                 eral agency under this section shall be eligible to re-  
21                 ceive a subsequent Phase II award from another  
22                 Federal agency, if the head of each relevant Federal  
23                 agency or the relevant component of the Federal  
24                 agency makes a written determination that the top-  
25                 ics of the relevant awards are the same and both

1 agencies report the awards to the Administrator for  
2 inclusion in the public database under subsection  
3 (k).

4 “(2) SBIR AND STTR PROGRAM FLEXIBILITY.—  
5 A small business concern that received a Phase I  
6 award under this section under the SBIR program  
7 or the STTR program may receive a subsequent  
8 Phase II award in either the SBIR program or the  
9 STTR program and the participating agency or  
10 agencies shall report the awards to the Adminis-  
11 trator for inclusion in the public database under  
12 subsection (k).

13 “(3) PREVENTING DUPLICATIVE AWARDS.—The  
14 head of a Federal agency shall verify that any activ-  
15 ity to be performed with respect to a project with a  
16 Phase I or Phase II SBIR or STTR award has not  
17 been funded under the SBIR program or STTR pro-  
18 gram of another Federal agency.”.

19 **SEC. 5105. ELIMINATION OF PHASE II INVITATIONS.**

20 Section 9(e) of the Small Business Act (15 U.S.C.  
21 638(e)) is amended—

22 (1) in paragraph (4)(B), by striking “to fur-  
23 ther” and inserting “which shall not include any in-  
24 vitation, pre-screening, or pre-selection process for  
25 eligibility for Phase II, that will further”; and

1           (2) in paragraph (6)(B), by striking “to further  
2       develop proposed ideas to” and inserting “which  
3       shall not include any invitation, pre-screening, or  
4       pre-selection process for eligibility for Phase II, that  
5       will further develop proposals that”.

6   **SEC. 5106. PILOT TO ALLOW PHASE FLEXIBILITY.**

7       Section 9 of the Small Business Act (15 U.S.C. 638),  
8       as amended by this title, is further amended by adding  
9       at the end the following:

10       “(cc) PHASE FLEXIBILITY.—During fiscal years  
11       2012 through 2017, the National Institutes of Health, the  
12       Department of Defense, and the Department of Education  
13       may each provide to a small business concern an award  
14       under Phase II of the SBIR program with respect to a  
15       project, without regard to whether the small business con-  
16       cern was provided an award under Phase I of an SBIR  
17       program with respect to such project, if the head of the  
18       applicable agency determines that the small business con-  
19       cern has completed the determinations described in sub-  
20       section (e)(4)(A) with respect to such project despite not  
21       having been provided a Phase I award.”.

1 **SEC. 5107. PARTICIPATION BY FIRMS WITH SUBSTANTIAL**  
2 **INVESTMENT FROM MULTIPLE VENTURE**  
3 **CAPITAL OPERATING COMPANIES, HEDGE**  
4 **FUNDS, OR PRIVATE EQUITY FIRMS IN A POR-**  
5 **TION OF THE SBIR PROGRAM.**

6 (a) IN GENERAL.—Section 9 of the Small Business  
7 Act (15 U.S.C. 638), as amended by this title, is further  
8 amended by adding at the end the following:

9 “(dd) PARTICIPATION OF SMALL BUSINESS CON-  
10 CERNS MAJORITY-OWNED BY VENTURE CAPITAL OPER-  
11 ATING COMPANIES, HEDGE FUNDS, OR PRIVATE EQUITY  
12 FIRMS IN THE SBIR PROGRAM.—

13 “(1) AUTHORITY.—Upon providing a written  
14 determination described in paragraph (2) to the Ad-  
15 ministrators, the Committee on Small Business and  
16 Entrepreneurship of the Senate, and the Committee  
17 on Small Business and the Committee on Science,  
18 Space, and Technology of the House of Representa-  
19 tives, not later than 30 days before the date on  
20 which any such award is made—

21 “(A) the Director of the National Insti-  
22 tutes of Health, the Secretary of Energy, and  
23 the Director of the National Science Founda-  
24 tion may award not more than 25 percent of  
25 the funds allocated for the SBIR program of  
26 the applicable Federal agency to small business

1 concerns that are owned in majority part by  
2 multiple venture capital operating companies,  
3 hedge funds, or private equity firms through  
4 competitive, merit-based procedures that are  
5 open to all eligible small business concerns; and

6 “(B) the head of a Federal agency other  
7 than a Federal agency described in subpara-  
8 graph (A) that participates in the SBIR pro-  
9 gram may award not more than 15 percent of  
10 the funds allocated for the SBIR program of  
11 the Federal agency to small business concerns  
12 that are owned in majority part by multiple  
13 venture capital operating companies, hedge  
14 funds, or private equity firms through competi-  
15 tive, merit-based procedures that are open to all  
16 eligible small business concerns.

17 “(2) DETERMINATION.—A written determina-  
18 tion described in this paragraph is a written deter-  
19 mination by the head of a Federal agency that ex-  
20 plains how the use of the authority under paragraph  
21 (1) will—

22 “(A) induce additional venture capital,  
23 hedge fund, or private equity firm funding of  
24 small business innovations;

1           “(B) substantially contribute to the mis-  
2           sion of the Federal agency;

3           “(C) demonstrate a need for public re-  
4           search; and

5           “(D) otherwise fulfill the capital needs of  
6           small business concerns for additional financing  
7           for SBIR projects.

8           “(3) REGISTRATION.—A small business concern  
9           that is majority-owned by multiple venture capital  
10          operating companies, hedge funds, or private equity  
11          firms and qualified for participation in the program  
12          authorized under paragraph (1) shall—

13          “(A) register with the Administrator on  
14          the date that the small business concern sub-  
15          mits an application for an award under the  
16          SBIR program; and

17          “(B) indicate in any SBIR proposal that  
18          the small business concern is registered under  
19          subparagraph (A) as majority-owned by mul-  
20          tiple venture capital operating companies, hedge  
21          funds, or private equity firms.

22          “(4) COMPLIANCE.—

23          “(A) IN GENERAL.—The head of a Federal  
24          agency that makes an award under this sub-  
25          section during a fiscal year shall collect and

1 submit to the Administrator data relating to  
2 the number and dollar amount of Phase I  
3 awards, Phase II awards, and any other cat-  
4 egory of awards by the Federal agency under  
5 the SBIR program during that fiscal year.

6 “(B) ANNUAL REPORTING.—The Adminis-  
7 trator shall include as part of each annual re-  
8 port by the Administration under subsection  
9 (b)(7) any data submitted under subparagraph  
10 (A) and a discussion of the compliance of each  
11 Federal agency that makes an award under this  
12 subsection during the fiscal year with the max-  
13 imum percentages under paragraph (1).

14 “(5) ENFORCEMENT.—If a Federal agency  
15 awards more than the percent of the funds allocated  
16 for the SBIR program of the Federal agency author-  
17 ized under paragraph (1) for a purpose described in  
18 paragraph (1), the head of the Federal agency shall  
19 transfer an amount equal to the amount awarded in  
20 excess of the amount authorized under paragraph  
21 (1) to the funds for general SBIR programs from  
22 the non-SBIR and non-STTR research and develop-  
23 ment funds of the Federal agency not later than 180  
24 days after the date on which the Federal agency  
25 made the award that caused the total awarded under

1 paragraph (1) to be more than the amount author-  
2 ized under paragraph (1) for a purpose described in  
3 paragraph (1).

4 “(6) FINAL DECISIONS ON APPLICATIONS  
5 UNDER THE SBIR PROGRAM.—

6 “(A) DEFINITION.—In this paragraph, the  
7 term ‘covered small business concern’ means a  
8 small business concern that—

9 “(i) was not majority-owned by mul-  
10 tiple venture capital operating companies,  
11 hedge funds, or private equity firms on the  
12 date on which the small business concern  
13 submitted an application in response to a  
14 solicitation under the SBIR programs; and

15 “(ii) on the date of the award under  
16 the SBIR program is majority-owned by  
17 multiple venture capital operating compa-  
18 nies, hedge funds, or private equity firms.

19 “(B) IN GENERAL.—If a Federal agency  
20 does not make an award under a solicitation  
21 under the SBIR program before the date that  
22 is 9 months after the date on which the period  
23 for submitting applications under the sollicita-  
24 tion ends—

1           “(i) a covered small business concern  
2           is eligible to receive the award, without re-  
3           gard to whether the covered small business  
4           concern meets the requirements for receiv-  
5           ing an award under the SBIR program for  
6           a small business concern that is majority-  
7           owned by multiple venture capital oper-  
8           ating companies, hedge funds, or private  
9           equity firms, if the covered small business  
10          concern meets all other requirements for  
11          such an award; and

12          “(ii) the head of the Federal agency  
13          shall transfer an amount equal to any  
14          amount awarded to a covered small busi-  
15          ness concern under the solicitation to the  
16          funds for general SBIR programs from the  
17          non-SBIR and non-STTR research and de-  
18          velopment funds of the Federal agency, not  
19          later than 90 days after the date on which  
20          the Federal agency makes the award.

21          “(7) EVALUATION CRITERIA.—A Federal agen-  
22          cy may not use investment of venture capital or in-  
23          vestment from hedge funds or private equity firms  
24          as a criterion for the award of contracts under the  
25          SBIR program or STTR program.”.

1 (b) DEFINITIONS.—Section 3 of the Small Business  
2 Act (15 U.S.C. 632) is amended by adding at the end the  
3 following:

4 “(aa) VENTURE CAPITAL OPERATING COMPANY.—In  
5 this Act, the term ‘venture capital operating company’  
6 means an entity described in clause (i), (v), or (vi) of sec-  
7 tion 121.103(b)(5) of title 13, Code of Federal Regula-  
8 tions (or any successor thereto).

9 “(bb) HEDGE FUND.—In this Act, the term ‘hedge  
10 fund’ has the meaning given that term in section 13(h)(2)  
11 of the Bank Holding Company Act of 1956 (12 U.S.C.  
12 1851(h)(2)).

13 “(cc) PRIVATE EQUITY FIRM.—In this Act, the term  
14 ‘private equity firm’ has the meaning given the term ‘pri-  
15 vate equity fund’ in section 13(h)(2) of the Bank Holding  
16 Company Act of 1956 (12 U.S.C. 1851(h)(2)).”.

17 (c) RULEMAKING TO ENSURE THAT FIRMS THAT  
18 ARE MAJORITY-OWNED BY MULTIPLE VENTURE CAPITAL  
19 OPERATING COMPANIES, HEDGE FUNDS, OR PRIVATE  
20 EQUITY FIRMS ARE ABLE TO PARTICIPATE IN A POR-  
21 TION OF THE SBIR PROGRAM.—

22 (1) STATEMENT OF CONGRESSIONAL INTENT.—  
23 It is the stated intent of Congress that the Adminis-  
24 trator should promulgate regulations to carry out

1 the authority under section 9(dd) of the Small Busi-  
2 ness Act, as added by this section, that—

3 (A) permit small business concerns that  
4 are majority-owned by multiple venture capital  
5 operating companies, hedge funds, or private  
6 equity firms to participate in the SBIR pro-  
7 gram in accordance with section 9(dd) of the  
8 Small Business Act;

9 (B) provide specific guidance for small  
10 business concerns that are majority-owned by  
11 multiple venture capital operating companies,  
12 hedge funds, or private equity firms with regard  
13 to eligibility, participation, and affiliation rules;  
14 and

15 (C) preserve and maintain the integrity of  
16 the SBIR program as a program for small busi-  
17 ness concerns in the United States by prohib-  
18 iting large businesses or large entities or for-  
19 eign-owned businesses or foreign-owned entities  
20 from participation in the program established  
21 under section 9 of the Small Business Act.

22 (2) RULEMAKING REQUIRED.—

23 (A) PROPOSED REGULATIONS.—Not later  
24 than 120 days after the date of enactment of  
25 this Act, the Administrator shall issue proposed

1 regulations to amend section 121.103 (relating  
2 to determinations of affiliation applicable to the  
3 SBIR program) and section 121.702 (relating  
4 to ownership and control standards and size  
5 standards applicable to the SBIR program) of  
6 title 13, Code of Federal Regulations, for firms  
7 that are majority-owned by multiple venture  
8 capital operating companies, hedge funds, or  
9 private equity firms and participating in the  
10 SBIR program solely under the authority under  
11 section 9(dd) of the Small Business Act, as  
12 added by this section.

13 (B) FINAL REGULATIONS.—Not later than  
14 1 year after the date of enactment of this Act,  
15 and after providing notice of and opportunity  
16 for comment on the proposed regulations issued  
17 under subparagraph (A), the Administrator  
18 shall issue final or interim final regulations  
19 under this subsection.

20 (3) CONTENTS.—

21 (A) IN GENERAL.—The regulations issued  
22 under this subsection shall permit the participa-  
23 tion of applicants majority-owned by multiple  
24 venture capital operating companies, hedge  
25 funds, or private equity firms in the SBIR pro-

1           gram in accordance with section 9(dd) of the  
2           Small Business Act, as added by this section,  
3           unless the Administrator determines—

4                   (i) in accordance with the size stand-  
5                   ards established under subparagraph (B),  
6                   that the applicant is—

7                           (I) a large business or large enti-  
8                           ty; or

9                           (II) majority-owned or controlled  
10                          by a large business or large entity; or

11                          (ii) in accordance with the criteria es-  
12                          tablished under subparagraph (C), that the  
13                          applicant—

14                           (I) is a foreign-owned business or  
15                           a foreign entity or is not a citizen of  
16                           the United States or alien lawfully ad-  
17                           mitted for permanent residence; or

18                           (II) is majority-owned or con-  
19                           trolled by a foreign-owned business,  
20                           foreign entity, or person who is not a  
21                           citizen of the United States or alien  
22                           lawfully admitted for permanent resi-  
23                           dence.

24                          (B) SIZE STANDARDS.—Under the author-  
25                          ity to establish size standards under paragraphs

1 (2) and (3) of section 3(a) of the Small Busi-  
2 ness Act (15 U.S.C. 632(a)), the Administrator  
3 shall, in accordance with paragraph (1) of this  
4 subsection, establish size standards for appli-  
5 cants seeking to participate in the SBIR pro-  
6 gram solely under the authority under section  
7 9(dd) of the Small Business Act, as added by  
8 this section.

9 (C) CRITERIA FOR DETERMINING FOREIGN  
10 OWNERSHIP.—The Administrator shall establish  
11 criteria for determining whether an applicant  
12 meets the requirements under subparagraph  
13 (A)(ii), and, in establishing the criteria, shall  
14 consider whether the criteria should include—

15 (i) whether the applicant is at least 51  
16 percent owned or controlled by citizens of  
17 the United States or domestic venture cap-  
18 ital operating companies, hedge funds, or  
19 private equity firms;

20 (ii) whether the applicant is domiciled  
21 in the United States; and

22 (iii) whether the applicant is a direct  
23 or indirect subsidiary of a foreign-owned  
24 firm, including whether the criteria should  
25 include that an applicant is a direct or in-

1 direct subsidiary of a foreign-owned entity  
2 if—

3 (I) any venture capital operating  
4 company, hedge fund, or private equity  
5 firm that owns more than 20 per-  
6 cent of the applicant is a direct or in-  
7 direct subsidiary of a foreign-owned  
8 entity; or

9 (II) in the aggregate, entities  
10 that are direct or indirect subsidiaries  
11 of foreign-owned entities own more  
12 than 49 percent of the applicant.

13 (D) CRITERIA FOR DETERMINING AFFILI-  
14 ATION.—The Administrator shall establish cri-  
15 teria, in accordance with paragraph (1), for de-  
16 termining whether an applicant is affiliated  
17 with a venture capital operating company,  
18 hedge fund, private equity firm, or any other  
19 business that the venture capital operating com-  
20 pany, hedge fund, or private equity firm has fi-  
21 nanced and, in establishing the criteria, shall  
22 specify that—

23 (i) if a venture capital operating com-  
24 pany, hedge fund, or private equity firm  
25 that is determined to be affiliated with an

1 applicant is a minority investor in the ap-  
2 plicant, the portfolio companies of the ven-  
3 ture capital operating company, hedge  
4 fund, or private equity firm shall not be  
5 determined to be affiliated with the appli-  
6 cant, unless—

7 (I) the venture capital operating  
8 company, hedge fund, or private eq-  
9 uity firm owns a majority of the port-  
10 folio company; or

11 (II) the venture capital operating  
12 company, hedge fund, or private eq-  
13 uity firm holds a majority of the seats  
14 on the board of directors of the port-  
15 folio company;

16 (ii) subject to clause (i), the Adminis-  
17 trator retains the authority to determine  
18 whether a venture capital operating com-  
19 pany, hedge fund, or private equity firm is  
20 affiliated with an applicant, including es-  
21 tablishing other criteria;

22 (iii) the Administrator may not deter-  
23 mine that a portfolio company of a venture  
24 capital operating company, hedge fund, or  
25 private equity firm is affiliated with an ap-

1           plicant based solely on 1 or more shared  
2           investors; and

3                   (iv) subject to clauses (i), (ii), and  
4           (iii), the Administrator retains the author-  
5           ity to determine whether a portfolio com-  
6           pany of a venture capital operating com-  
7           pany, hedge fund, or private equity firm is  
8           affiliated with an applicant based on fac-  
9           tors independent of whether there is a  
10          shared investor, such as whether there are  
11          contractual obligations between the port-  
12          folio company and the applicant.

13           (4) ENFORCEMENT.—If the Administrator does  
14          not issue final or interim final regulations under this  
15          subsection on or before the date that is 1 year after  
16          the date of enactment of this Act, the Administrator  
17          may not carry out or establish any pilot program  
18          until the date on which the Administrator issues the  
19          final or interim final regulations under this sub-  
20          section.

21           (5) DEFINITION.—In this subsection, the terms  
22          “venture capital operating company”, “hedge fund”,  
23          and “private equity firm” have the same meaning as  
24          in section 3 of the Small Business Act (15 U.S.C.  
25          632), as amended by this section.

1 (d) ASSISTANCE FOR DETERMINING AFFILIATES.—

2 (1) CLEAR EXPLANATION REQUIRED.—Not  
3 later than 30 days after the date of enactment of  
4 this Act, the Administrator shall post on the Web  
5 site of the Administration (with a direct link dis-  
6 played on the homepage of the Web site of the Ad-  
7 ministration or the SBIR and STTR Web sites of  
8 the Administration)—

9 (A) a clear explanation of the SBIR and  
10 STTR affiliation rules under part 121 of title  
11 13, Code of Federal Regulations; and

12 (B) contact information for officers or em-  
13 ployees of the Administration who—

14 (i) upon request, shall review an issue  
15 relating to the rules described in subpara-  
16 graph (A); and

17 (ii) shall respond to a request under  
18 clause (i) not later than 20 business days  
19 after the date on which the request is re-  
20 ceived.

21 (2) INCLUSION OF AFFILIATION RULES FOR  
22 CERTAIN SMALL BUSINESS CONCERNS.—On and  
23 after the date on which the final regulations under  
24 subsection (c) are issued, the Administrator shall  
25 post on the Web site of the Administration informa-



1           “(A) intends to enter into an agreement  
2 with a Federal laboratory or federally funded  
3 research and development center for portions of  
4 the activities to be performed under that award;  
5 or

6           “(B) has entered into a cooperative re-  
7 search and development agreement (as defined  
8 in section 12(d) of the Stevenson-Wydler Tech-  
9 nology Innovation Act of 1980 (15 U.S.C.  
10 3710a(d))) with a Federal laboratory.

11           “(2) PROHIBITION.—No Federal agency shall—

12           “(A) condition an SBIR or STTR award  
13 upon entering into agreement with any Federal  
14 laboratory or any federally funded laboratory or  
15 research and development center for any por-  
16 tion of the activities to be performed under that  
17 award;

18           “(B) approve an agreement between a  
19 small business concern receiving an SBIR or  
20 STTR award and a Federal laboratory or feder-  
21 ally funded laboratory or research and develop-  
22 ment center, if the small business concern per-  
23 forms a lesser portion of the activities to be  
24 performed under that award than required by  
25 this section and by the SBIR Policy Directive

1 and the STTR Policy Directive of the Adminis-  
2 trator; or

3 “(C) approve an agreement that violates  
4 any provision, including any data rights protec-  
5 tions provision, of this section or the SBIR and  
6 the STTR Policy Directives.

7 “(3) IMPLEMENTATION.—Not later than 180  
8 days after the date of enactment of this subsection,  
9 the Administrator shall modify the SBIR Policy Di-  
10 rective and the STTR Policy Directive issued under  
11 this section to ensure that small business concerns—

12 “(A) have the flexibility to use the re-  
13 sources of the Federal laboratories or federally  
14 funded research and development centers; and

15 “(B) are not mandated to enter into agree-  
16 ment with any Federal laboratory or any feder-  
17 ally funded laboratory or research and develop-  
18 ment center as a condition of an award.

19 “(4) ADVANCE PAYMENT.—If a small business  
20 concern receiving an award under this section enters  
21 into an agreement with a Federal laboratory or fed-  
22 erally funded research and development center for  
23 portions of the activities to be performed under that  
24 award, the Federal laboratory or federally funded re-  
25 search and development center may not require ad-

1 vance payment from the small business concern in  
2 an amount greater than the amount necessary to  
3 pay for 30 days of such activities.”.

4 **SEC. 5110. NOTICE REQUIREMENT.**

5 (a) SBIR PROGRAM.—Section 9(g) of the Small  
6 Business Act (15 U.S.C. 638(g)) is amended—

7 (1) in paragraph (10), by striking “and” at the  
8 end;

9 (2) in paragraph (11), by striking the period at  
10 the end and inserting “; and”; and

11 (3) by adding at the end the following:

12 “(12) provide timely notice to the Adminis-  
13 trator of any case or controversy before any Federal  
14 judicial or administrative tribunal concerning the  
15 SBIR program of the Federal agency.”.

16 (b) STTR PROGRAM.—Section 9(o) of the Small  
17 Business Act (15 U.S.C. 638(o)) is amended—

18 (1) by striking paragraph (15);

19 (2) in paragraph (16), by striking the period at  
20 the end and inserting “; and”;

21 (3) by redesignating paragraph (16) as para-  
22 graph (15); and

23 (4) by adding at the end the following:

24 “(16) provide timely notice to the Adminis-  
25 trator of any case or controversy before any Federal

1 judicial or administrative tribunal concerning the  
2 STTR program of the Federal agency.”.

3 **SEC. 5111. ADDITIONAL SBIR AND STTR AWARDS.**

4 Section 9 of the Small Business Act (15 U.S.C. 638),  
5 as amended by this title, is further amended by adding  
6 at the end the following:

7 “(ff) **ADDITIONAL SBIR AND STTR AWARDS.**—

8 “(1) **EXPRESS AUTHORITY FOR AWARDING A**  
9 **SEQUENTIAL PHASE II AWARD.**—A small business  
10 concern that receives a Phase II SBIR award or a  
11 Phase II STTR award for a project remains eligible  
12 to receive 1 additional Phase II SBIR award or  
13 Phase II STTR award for continued work on that  
14 project.

15 “(2) **PREVENTING DUPLICATIVE AWARDS.**—The  
16 head of a Federal agency shall verify that any activ-  
17 ity to be performed with respect to a project with a  
18 Phase I or Phase II SBIR or STTR award has not  
19 been funded under the SBIR program or STTR pro-  
20 gram of another Federal agency.”.

21 **Subtitle B—Outreach and**  
22 **Commercialization Initiatives**

23 **SEC. 5121. TECHNICAL ASSISTANCE FOR AWARDEES.**

24 Section 9(q) of the Small Business Act (15 U.S.C.  
25 638(q)) is amended—

1 (1) in paragraph (1)—

2 (A) by inserting “or STTR program” after  
3 “SBIR program”; and

4 (B) by striking “SBIR projects” and in-  
5 serting “SBIR or STTR projects”;

6 (2) in paragraph (2), by striking “3 years” and  
7 inserting “5 years”; and

8 (3) in paragraph (3)—

9 (A) by striking subparagraph (A) and in-  
10 serting the following:

11 “(A) PHASE I.—A Federal agency de-  
12 scribed in paragraph (1) may—

13 “(i) provide to the recipient of a  
14 Phase I SBIR or STTR award, through a  
15 vendor selected under paragraph (2), the  
16 services described in paragraph (1), in an  
17 amount equal to not more than \$5,000 per  
18 year; or

19 “(ii) authorize the recipient of a  
20 Phase I SBIR or STTR award to purchase  
21 the services described in paragraph (1), in  
22 an amount equal to not more than \$5,000  
23 per year, which shall be in addition to the  
24 amount of the recipient’s award.”;

1 (B) by striking subparagraph (B) and in-  
2 serting the following:

3 “(B) PHASE II.—A Federal agency de-  
4 scribed in paragraph (1) may—

5 “(i) provide to the recipient of a  
6 Phase II SBIR or STTR award, through a  
7 vendor selected under paragraph (2), the  
8 services described in paragraph (1), in an  
9 amount equal to not more than \$5,000 per  
10 year; or

11 “(ii) authorize the recipient of a  
12 Phase II SBIR or STTR award to pur-  
13 chase the services described in paragraph  
14 (1), in an amount equal to not more than  
15 \$5,000 per year, which shall be in addition  
16 to the amount of the recipient’s award.”;  
17 and

18 (C) by adding at the end the following:

19 “(C) FLEXIBILITY.—In carrying out sub-  
20 paragraphs (A) and (B), each Federal agency  
21 shall provide the allowable amounts to a recipi-  
22 ent that meets the eligibility requirements  
23 under the applicable subparagraph, if the re-  
24 cipient requests to seek technical assistance  
25 from an individual or entity other than the ven-

1           dor selected under paragraph (2) by the Fed-  
2           eral agency.

3           “(D) LIMITATION.—A Federal agency may  
4           not—

5                   “(i) use the amounts authorized under  
6                   subparagraph (A) or (B) unless the vendor  
7                   selected under paragraph (2) provides the  
8                   technical assistance to the recipient; or

9                   “(ii) enter a contract with a vendor  
10                  under paragraph (2) under which the  
11                  amount provided for technical assistance is  
12                  based on total number of Phase I or Phase  
13                  II awards.”.

14 **SEC. 5122. COMMERCIALIZATION READINESS PROGRAM AT**  
15 **DEPARTMENT OF DEFENSE.**

16           (a) IN GENERAL.—Section 9(y) of the Small Busi-  
17           ness Act (15 U.S.C. 638(y)) is amended—

18                   (1) in the subsection heading, by striking  
19                   “PILOT” and inserting “READINESS”;

20                   (2) by striking “Pilot” each place that term ap-  
21                   pears and inserting “Readiness”;

22                   (3) in paragraph (1)—

23                           (A) by inserting “or Small Business Tech-  
24                           nology Transfer Program” after “Small Busi-  
25                           ness Innovation Research Program”; and

1 (B) by adding at the end the following:

2 “The authority to create and administer a Com-  
3 mercialization Readiness Program under this  
4 subsection may not be construed to eliminate or  
5 replace any other SBIR program or STTR pro-  
6 gram that enhances the insertion or transition  
7 of SBIR or STTR technologies, including any  
8 such program in effect on the date of enact-  
9 ment of the National Defense Authorization Act  
10 for Fiscal Year 2006 (Public Law 109–163;  
11 119 Stat. 3136).”;

12 (4) in paragraph (2), by inserting “or Small  
13 Business Technology Transfer Program” after  
14 “Small Business Innovation Research Program”;

15 (5) by striking paragraph (5);

16 (6) by striking paragraph (6); and

17 (7) by inserting after paragraph (4) the fol-  
18 lowing:

19 “(5) INSERTION INCENTIVES.—For any con-  
20 tract with a value of not less than \$100,000,000, the  
21 Secretary of Defense is authorized to—

22 “(A) establish goals for the transition of  
23 Phase III technologies in subcontracting plans;  
24 and

1           “(B) require a prime contractor on such a  
2 contract to report the number and dollar  
3 amount of contracts entered into by that prime  
4 contractor for Phase III SBIR or STTR  
5 projects.

6           “(6) GOAL FOR SBIR AND STTR TECHNOLOGY  
7 INSERTION.—The Secretary of Defense shall—

8           “(A) set a goal to increase the number of  
9 Phase II SBIR contracts and the number of  
10 Phase II STTR contracts awarded by the Sec-  
11 retary that lead to technology transition into  
12 programs of record or fielded systems;

13           “(B) use incentives in effect on the date of  
14 enactment of the SBIR/STTR Reauthorization  
15 Act of 2011, or create new incentives, to en-  
16 courage agency program managers and prime  
17 contractors to meet the goal under subpara-  
18 graph (A); and

19           “(C) submit to the Administrator for inclu-  
20 sion in the annual report under subsection  
21 (b)(7)—

22           “(i) the number and percentage of  
23 Phase II SBIR and STTR contracts  
24 awarded by the Secretary that led to tech-

1 nology transition into programs of record  
2 or fielded systems;

3 “(ii) information on the status of each  
4 project that received funding through the  
5 Commercialization Readiness Program and  
6 efforts to transition those projects into  
7 programs of record or fielded systems; and

8 “(iii) a description of each incentive  
9 that has been used by the Secretary under  
10 subparagraph (B) and the effectiveness of  
11 that incentive with respect to meeting the  
12 goal under subparagraph (A).”.

13 (b) TECHNICAL AND CONFORMING AMENDMENT.—  
14 Section 9(i)(1) of the Small Business Act (15 U.S.C.  
15 638(i)(1)) is amended by inserting “(including awards  
16 under subsection (y))” after “the number of awards”.

17 **SEC. 5123. COMMERCIALIZATION READINESS PILOT PRO-**  
18 **GRAM FOR CIVILIAN AGENCIES.**

19 Section 9 of the Small Business Act (15 U.S.C. 638),  
20 as amended by this title, is further amended by adding  
21 at the end the following:

22 “(gg) PILOT PROGRAM.—

23 “(1) AUTHORIZATION.—The head of each cov-  
24 ered Federal agency may allocate not more than 10  
25 percent of the funds allocated to the SBIR program

1 and the STTR program of the covered Federal agen-  
2 cy—

3 “(A) for awards for technology develop-  
4 ment, testing, evaluation, and commercialization  
5 assistance for SBIR and STTR Phase II tech-  
6 nologies; or

7 “(B) to support the progress of research,  
8 research and development, and commercializa-  
9 tion conducted under the SBIR or STTR pro-  
10 grams to Phase III.

11 “(2) APPLICATION BY FEDERAL AGENCY.—

12 “(A) IN GENERAL.—A covered Federal  
13 agency may not establish a pilot program unless  
14 the covered Federal agency makes a written ap-  
15 plication to the Administrator, not later than  
16 90 days before the first day of the fiscal year  
17 in which the pilot program is to be established,  
18 that describes a compelling reason that addi-  
19 tional investment in SBIR or STTR tech-  
20 nologies is necessary, including unusually high  
21 regulatory, systems integration, or other costs  
22 relating to development or manufacturing of  
23 identifiable, highly promising small business  
24 technologies or a class of such technologies ex-

1           pected to substantially advance the mission of  
2           the agency.

3           “(B) DETERMINATION.—The Adminis-  
4           trator shall—

5                   “(i) make a determination regarding  
6                   an application submitted under subpara-  
7                   graph (A) not later than 30 days before  
8                   the first day of the fiscal year for which  
9                   the application is submitted;

10                   “(ii) publish the determination in the  
11                   Federal Register; and

12                   “(iii) make a copy of the determina-  
13                   tion and any related materials available to  
14                   the Committee on Small Business and En-  
15                   trepreneurship of the Senate and the Com-  
16                   mittee on Small Business and the Com-  
17                   mittee on Science, Space, and Technology  
18                   of the House of Representatives.

19           “(3) MAXIMUM AMOUNT OF AWARD.—The head  
20           of a covered Federal agency may not make an award  
21           under a pilot program in excess of 3 times the dollar  
22           amounts generally established for Phase II awards  
23           under subsection (j)(2)(D) or (p)(2)(B)(ix).

24           “(4) REGISTRATION.—Any applicant that re-  
25           ceives an award under a pilot program shall register

1 with the Administrator in a registry that is available  
2 to the public.

3 “(5) AWARD CRITERIA OR CONSIDERATION.—  
4 When making an award under this section, the head  
5 of a covered Federal agency shall give consideration  
6 to whether the technology to be supported by the  
7 award is likely to be manufactured in the United  
8 States.

9 “(6) REPORT.—The head of each covered Fed-  
10 eral agency shall include in the annual report of the  
11 covered Federal agency to the Administrator an  
12 analysis of the various activities considered for inclu-  
13 sion in the pilot program of the covered Federal  
14 agency and a statement of the reasons why each ac-  
15 tivity considered was included or not included, as the  
16 case may be.

17 “(7) TERMINATION.—The authority to establish  
18 a pilot program under this section expires at the end  
19 of fiscal year 2017.

20 “(8) DEFINITIONS.—In this subsection—

21 “(A) the term ‘covered Federal agency’—  
22 “(i) means a Federal agency partici-  
23 pating in the SBIR program or the STTR  
24 program; and

1 “(ii) does not include the Department  
2 of Defense; and

3 “(B) the term ‘pilot program’ means each  
4 program established under paragraph (1).”.

5 **SEC. 5124. INTERAGENCY POLICY COMMITTEE.**

6 (a) ESTABLISHMENT.—The Director of the Office of  
7 Science and Technology Policy shall establish an Inter-  
8 agency SBIR/STTR Policy Committee.

9 (b) MEMBERSHIP.—The Interagency SBIR/STTR  
10 Policy Committee shall include representatives from Fed-  
11 eral agencies with an SBIR or an STTR program and the  
12 Small Business Administration.

13 (c) DUTIES.—The Interagency SBIR/STTR Policy  
14 Committee shall review the following issues and make pol-  
15 icy recommendations on ways to improve program effec-  
16 tiveness and efficiency:

17 (1) The public and Government databases de-  
18 scribed in section 9(k) of the Small Business Act  
19 (15 U.S.C. 638(k)).

20 (2) Federal agency flexibility in establishing  
21 Phase I and II award sizes, including appropriate  
22 criteria for exercising such flexibility.

23 (3) Commercialization assistance best practices  
24 of Federal agencies with significant potential to be  
25 employed by other agencies and the appropriate

1 steps to achieve that leverage, as well as proposals  
2 for new initiatives to address funding gaps that busi-  
3 ness concerns face after Phase II but before com-  
4 mercialization.

5 (4) Developing and incorporating a standard  
6 evaluation framework to enable systematic assess-  
7 ment of SBIR and STTR, including through im-  
8 proved tracking of awards and outcomes and devel-  
9 opment of performance measures for the SBIR pro-  
10 gram and STTR program of each Federal agency.

11 (5) Outreach and technical assistance activities  
12 that increase the participation of small businesses  
13 underrepresented in the SBIR and STTR programs,  
14 including the identification and sharing of best prac-  
15 tices and the leveraging of resources in support of  
16 such activities across agencies.

17 (d) REPORTS.—The Interagency SBIR/STTR Policy  
18 Committee shall transmit to the Committee on Science,  
19 Space, and Technology and the Committee on Small Busi-  
20 ness of the House of Representatives and to the Com-  
21 mittee on Small Business and Entrepreneurship of the  
22 Senate—

23 (1) a report on its review and recommendations  
24 under subsection (c)(1) not later than 1 year after  
25 the date of enactment of this Act;

1 (2) a report on its review and recommendations  
2 under subsection (c)(2) not later than 18 months  
3 after the date of enactment of this Act;

4 (3) a report on its review and recommendations  
5 under subsection (c)(3) not later than 2 years after  
6 the date of enactment of this Act;

7 (4) a report on its review and recommendations  
8 under subsection (c)(4) not later than 2 years after  
9 the date of enactment of this Act; and

10 (5) a report on its review and recommendations  
11 under subsection (c)(5) not later than 2 years after  
12 the date of enactment of this Act.

13 **SEC. 5125. CLARIFYING THE DEFINITION OF “PHASE III”.**

14 (a) PHASE III AWARDS.—Section 9(e) of the Small  
15 Business Act (15 U.S.C. 638(e)), as amended by this title,  
16 is further amended—

17 (1) in paragraph (4)(C), in the matter pre-  
18 ceding clause (i), by inserting “for work that derives  
19 from, extends, or completes efforts made under prior  
20 funding agreements under the SBIR program” after  
21 “phase”;

22 (2) in paragraph (6)(C), in the matter pre-  
23 ceding clause (i), by inserting “for work that derives  
24 from, extends, or completes efforts made under prior

1 funding agreements under the STTR program” after  
2 “phase”;

3 (3) in paragraph (8), by striking “and” at the  
4 end;

5 (4) in paragraph (9), by striking the period at  
6 the end and inserting a semicolon; and

7 (5) by adding at the end the following:

8 “(10) the term ‘commercialization’ means—

9 “(A) the process of developing products,  
10 processes, technologies, or services; and

11 “(B) the production and delivery (whether  
12 by the originating party or by others) of prod-  
13 ucts, processes, technologies, or services for sale  
14 to or use by the Federal Government or com-  
15 mercial markets;”.

16 (b) TECHNICAL AND CONFORMING AMENDMENTS.—  
17 Section 9 of the Small Business Act (15 U.S.C. 638), as  
18 amended by this title, is further amended—

19 (1) in subsection (e)—

20 (A) in paragraph (4)(C)(ii), by striking  
21 “scientific review criteria” and inserting “merit-  
22 based selection procedures”;

23 (B) in paragraph (9), by striking “the sec-  
24 ond or the third phase” and inserting “Phase  
25 II or Phase III”; and

1 (C) by adding at the end the following:

2 “(11) the term ‘Phase I’ means—

3 “(A) with respect to the SBIR program,  
4 the first phase described in paragraph (4)(A);  
5 and

6 “(B) with respect to the STTR program,  
7 the first phase described in paragraph (6)(A);

8 “(12) the term ‘Phase II’ means—

9 “(A) with respect to the SBIR program,  
10 the second phase described in paragraph  
11 (4)(B); and

12 “(B) with respect to the STTR program,  
13 the second phase described in paragraph  
14 (6)(B); and

15 “(13) the term ‘Phase III’ means—

16 “(A) with respect to the SBIR program,  
17 the third phase described in paragraph (4)(C);  
18 and

19 “(B) with respect to the STTR program,  
20 the third phase described in paragraph  
21 (6)(C).”;

22 (2) in subsection (j)—

23 (A) in paragraph (1)(B), by striking  
24 “phase two” and inserting “Phase II”;

25 (B) in paragraph (2)—

1 (i) in subparagraph (B)—

2 (I) by striking “the third phase”  
3 each place it appears and inserting  
4 “Phase III”; and

5 (II) by striking “the second  
6 phase” and inserting “Phase II”;

7 (ii) in subparagraph (D)—

8 (I) by striking “the first phase”  
9 and inserting “Phase I”; and

10 (II) by striking “the second  
11 phase” and inserting “Phase II”;

12 (iii) in subparagraph (F), by striking  
13 “the third phase” and inserting “Phase  
14 III”;

15 (iv) in subparagraph (G)—

16 (I) by striking “the first phase”  
17 and inserting “Phase I”; and

18 (II) by striking “the second  
19 phase” and inserting “Phase II”; and

20 (v) in subparagraph (H)—

21 (I) by striking “the first phase”  
22 and inserting “Phase I”;

23 (II) by striking “second phase”  
24 each place it appears and inserting  
25 “Phase II”; and

- 1 (III) by striking “third phase”  
2 and inserting “Phase III”; and  
3 (C) in paragraph (3)—  
4 (i) in subparagraph (A)—  
5 (I) by striking “the first phase  
6 (as described in subsection  
7 (e)(4)(A))” and inserting “Phase I”;  
8 (II) by striking “the second  
9 phase (as described in subsection  
10 (e)(4)(B))” and inserting “Phase II”;  
11 and  
12 (III) by striking “the third phase  
13 (as described in subsection (e)(4)(C))”  
14 and inserting “Phase III”; and  
15 (ii) in subparagraph (B), by striking  
16 “second phase” and inserting “Phase II”;  
17 (3) in subsection (k)—  
18 (A) by striking “first phase” each place it  
19 appears and inserting “Phase I”; and  
20 (B) by striking “second phase” each place  
21 it appears and inserting “Phase II”;  
22 (4) in subsection (l)(2)—  
23 (A) by striking “the first phase” and in-  
24 serting “Phase I”; and

1 (B) by striking “the second phase” and in-  
2 serting “Phase II”;

3 (5) in subsection (o)(13)—

4 (A) in subparagraph (B), by striking “sec-  
5 ond phase” and inserting “Phase II”; and

6 (B) in subparagraph (C), by striking  
7 “third phase” and inserting “Phase III”;

8 (6) in subsection (p)—

9 (A) in paragraph (2)(B)—

10 (i) in clause (vi)—

11 (I) by striking “the second  
12 phase” and inserting “Phase II”; and

13 (II) by striking “the third phase”  
14 and inserting “Phase III”; and

15 (ii) in clause (ix)—

16 (I) by striking “the first phase”  
17 and inserting “Phase I”; and

18 (II) by striking “the second  
19 phase” and inserting “Phase II”; and

20 (B) in paragraph (3)—

21 (i) by striking “the first phase (as de-  
22 scribed in subsection (e)(6)(A))” and in-  
23 serting “Phase I”;

1 (ii) by striking “the second phase (as  
2 described in subsection (e)(6)(B))” and in-  
3 sserting “Phase II”; and

4 (iii) by striking “the third phase (as  
5 described in subsection (e)(6)(C))” and in-  
6 sserting “Phase III”;

7 (7) in subsection (r)—

8 (A) in the subsection heading, by striking  
9 “THIRD PHASE” and inserting “PHASE III”;

10 (B) in paragraph (1)—

11 (i) in the first sentence—

12 (I) by striking “for the second  
13 phase” and inserting “for Phase II”;

14 (II) by striking “third phase”  
15 and inserting “Phase III”; and

16 (III) by striking “second phase  
17 period” and inserting “Phase II pe-  
18 riod”; and

19 (ii) in the second sentence—

20 (I) by striking “second phase”  
21 and inserting “Phase II”; and

22 (II) by striking “third phase”  
23 and inserting “Phase III”; and

24 (C) in paragraph (2), by striking “third  
25 phase” and inserting “Phase III”; and

1 (8) in subsection (u)(2)(B), by striking “the  
2 first phase” and inserting “Phase I”.

3 **SEC. 5126. SHORTENED PERIOD FOR FINAL DECISIONS ON**  
4 **PROPOSALS AND APPLICATIONS.**

5 (a) IN GENERAL.—Section 9 of the Small Business  
6 Act (15 U.S.C. 638), as amended by this title, is further  
7 amended—

8 (1) in subsection (g)(4)—

9 (A) by inserting “(A)” after “(4)”;

10 (B) by adding “and” after the semicolon  
11 at the end; and

12 (C) by adding at the end the following:

13 “(B) make a final decision on each proposal  
14 submitted under the SBIR program—

15 “(i) not later than 1 year after the date on  
16 which the applicable solicitation closes, if with  
17 respect to the National Institutes of Health or  
18 the National Science Foundation, or 90 days  
19 after the date on which the applicable solicita-  
20 tion closes, if with respect to any other partici-  
21 pating agency; or

22 “(ii) if the Administrator authorizes an ex-  
23 tension with respect to a solicitation, not later  
24 than 90 days after the date that would other-

1 wise be applicable to the agency under clause  
2 (i);” and

3 (2) in subsection (o)(4)—

4 (A) by inserting “(A)” after “(4)”;

5 (B) by adding “and” after the semicolon  
6 at the end; and

7 (C) by adding at the end the following:

8 “(B) make a final decision on each proposal  
9 submitted under the STTR program—

10 “(i) not later than 1 year after the date on  
11 which the applicable solicitation closes, if with  
12 respect to the National Institutes of Health or  
13 the National Science Foundation, or 90 days  
14 after the date on which the applicable solicita-  
15 tion closes, if with respect to any other partici-  
16 pating agency; or

17 “(ii) if the Administrator authorizes an ex-  
18 tension for a solicitation, not later than 90 days  
19 after the date that would be applicable to the  
20 agency under clause (i);”.

21 (b) OTHER TIMING PROVISIONS.—Section 9 of the  
22 Small Business Act (15 U.S.C. 638), as amended by this  
23 title, is further amended by adding at the end the fol-  
24 lowing:

1       “(hh) TIMING OF RELEASE OF FUNDING.—Federal  
2 agencies participating in the SBIR program or STTR pro-  
3 gram shall, to the extent possible, attempt to shorten the  
4 amount of time between the provision of notice of an  
5 award under the SBIR program or STTR program and  
6 the subsequent release of funding with respect to the  
7 award.

8       “(ii) REPORTING ON TIMING.—Federal agencies par-  
9 ticipating in the SBIR program or STTR program shall  
10 provide to the Administrator, for the annual report on the  
11 SBIR and STTR program under subsection (b)(7), the av-  
12 erage amount of time the agency takes to make a final  
13 decision on proposals submitted under such programs, the  
14 average amount of time the agency takes to release fund-  
15 ing with respect to an award under such programs, and  
16 the goals established to reduce such amounts.”.

17 **SEC. 5127. PHASE 0 PROOF OF CONCEPT PARTNERSHIP**  
18 **PILOT PROGRAM.**

19       Section 9 of the Small Business Act (15 U.S.C. 638),  
20 as amended by this title, is further amended by adding  
21 at the end the following:

22       “(jj) PHASE 0 PROOF OF CONCEPT PARTNERSHIP  
23 PILOT PROGRAM.—

24               “(1) IN GENERAL.—The Director of the Na-  
25 tional Institutes of Health may use \$5,000,000 of

1 the funds allocated under subsection (n)(1) for a  
2 Proof of Concept Partnership pilot program to accel-  
3 erate the creation of small businesses and the com-  
4 mercialization of research innovations from quali-  
5 fying institutions. To implement this program, the  
6 Director shall award, through a competitive, merit-  
7 based process, grants to qualifying institutions.  
8 These grants shall only be used to administer Proof  
9 of Concept Partnership awards in conformity with  
10 this subsection.

11 “(2) DEFINITIONS.—In this subsection—

12 “(A) the term ‘Director’ means the Direc-  
13 tor of the National Institutes of Health;

14 “(B) the term ‘pilot program’ refers to the  
15 Proof of Concept Partnership pilot program;  
16 and

17 “(C) the terms ‘qualifying institution’ and  
18 ‘institution’ mean a university or other research  
19 institution that participates in the National In-  
20 stitutes of Health’s STTR program.

21 “(3) PROOF OF CONCEPT PARTNERSHIPS.—

22 “(A) IN GENERAL.—A Proof of Concept  
23 Partnership shall be set up by a qualifying in-  
24 stitution to award grants to individual research-  
25 ers. These grants should provide researchers

1 with the initial investment and the resources to  
2 support the proof of concept work and commer-  
3 cialization mentoring needed to translate prom-  
4 ising research projects and technologies into a  
5 viable company. This work may include tech-  
6 nical validations, market research, clarifying in-  
7 tellectual property rights position and strategy,  
8 and investigating commercial or business oppor-  
9 tunities.

10 “(B) AWARD GUIDELINES.—The adminis-  
11 trator of a Proof of Concept Partnership pro-  
12 gram shall award grants in accordance with the  
13 following guidelines:

14 “(i) The Proof of Concept Partnership  
15 shall use a market-focused project manage-  
16 ment oversight process, including—

17 “(I) a rigorous, diverse review  
18 board comprised of local experts in  
19 translational and proof of concept re-  
20 search, including industry, start-up,  
21 venture capital, technical, financial,  
22 and business experts and university  
23 technology transfer officials;

24 “(II) technology validation mile-  
25 stones focused on market feasibility;

1                   “(III) simple reporting effective  
2                   at redirecting projects; and

3                   “(IV) the willingness to reallocate  
4                   funding from failing projects to those  
5                   with more potential.

6                   “(ii) Not more than \$100,000 shall be  
7                   awarded towards an individual proposal.

8                   “(C) EDUCATIONAL RESOURCES AND  
9                   GUIDANCE.—The administrator of a Proof of  
10                  Concept Partnership program shall make edu-  
11                  cational resources and guidance available to re-  
12                  searchers attempting to commercialize their in-  
13                  novations.

14                  “(4) AWARDS.—

15                  “(A) SIZE OF AWARD.—The Director may  
16                  make awards to a qualifying institution for up  
17                  to \$1,000,000 per year for up to 3 years.

18                  “(B) AWARD CRITERIA.—In determining  
19                  which qualifying institutions receive pilot pro-  
20                  gram grants, the Director shall consider, in ad-  
21                  dition to any other criteria the Director deter-  
22                  mines necessary, the extent to which qualifying  
23                  institutions—

24                  “(i) have an established and proven  
25                  technology transfer or commercialization

1 office and have a plan for engaging that  
2 office in the program's implementation;

3 “(ii) have demonstrated a commit-  
4 ment to local and regional economic devel-  
5 opment;

6 “(iii) are located in diverse geog-  
7 raphies and are of diverse sizes;

8 “(iv) can assemble project manage-  
9 ment boards comprised of industry, start-  
10 up, venture capital, technical, financial,  
11 and business experts;

12 “(v) have an intellectual property  
13 rights strategy or office; and

14 “(vi) demonstrate a plan for sustain-  
15 ability beyond the duration of the funding  
16 award.

17 “(5) LIMITATIONS.—The funds for the pilot  
18 program shall not be used—

19 “(A) for basic research, but to evaluate the  
20 commercial potential of existing discoveries, in-  
21 cluding—

22 “(i) proof of concept research or pro-  
23 totype development; and

24 “(ii) activities that contribute to de-  
25 termining a project's commercialization

1 path, to include technical validations, mar-  
2 ket research, clarifying intellectual prop-  
3 erty rights, and investigating commercial  
4 and business opportunities; or

5 “(B) to fund the acquisition of research  
6 equipment or supplies unrelated to commer-  
7 cialization activities.

8 “(6) EVALUATIVE REPORT.—The Director shall  
9 submit to the Committee on Science, Space, and  
10 Technology and the Committee on Small Business of  
11 the House of Representatives and the Committee on  
12 Small Business and Entrepreneurship of the Senate  
13 an evaluative report regarding the activities of the  
14 pilot program. The report shall include—

15 “(A) a detailed description of the institu-  
16 tional and proposal selection process;

17 “(B) an accounting of the funds used in  
18 the pilot program;

19 “(C) a detailed description of the pilot pro-  
20 gram, including incentives and activities under-  
21 taken by review board experts;

22 “(D) a detailed compilation of results  
23 achieved by the pilot program, including the  
24 number of small business concerns included and  
25 the number of business packages developed, and

1 the number of projects that progressed into  
2 subsequent STTR phases; and

3 “(E) an analysis of the program’s effec-  
4 tiveness with supporting data.

5 “(7) SUNSET.—The pilot program under this  
6 subsection shall terminate at the end of fiscal year  
7 2017.”.

## 8 **Subtitle C—Oversight and** 9 **Evaluation**

### 10 **SEC. 5131. STREAMLINING ANNUAL EVALUATION REQUIRE-** 11 **MENTS.**

12 Section 9(b) of the Small Business Act (15 U.S.C.  
13 638(b)) is amended—

14 (1) in paragraph (7)—

15 (A) by striking “STTR programs, includ-  
16 ing the data” and inserting the following:  
17 “STTR programs, including—

18 “(A) the data”;

19 (B) by striking “(g)(10), (o)(9), and  
20 (o)(15), the number” and all that follows  
21 through “under each of the SBIR and STTR  
22 programs, and a description” and inserting the  
23 following: “(g)(8) and (o)(9);

24 “(B) the number of proposals received  
25 from, and the number and total amount of

1 awards to, HUBZone small business concerns  
2 and firms with venture capital, hedge fund, or  
3 private equity firm investment (including those  
4 majority-owned by multiple venture capital op-  
5 erating companies, hedge funds, or private eq-  
6 uity firms) under each of the SBIR and STTR  
7 programs;

8 “(C) a description of the extent to which  
9 each Federal agency is increasing outreach and  
10 awards to firms owned and controlled by women  
11 or by socially or economically disadvantaged in-  
12 dividuals under each of the SBIR and STTR  
13 programs;

14 “(D) general information about the imple-  
15 mentation of, and compliance with the alloca-  
16 tion of funds required under, subsection (dd)  
17 for firms owned in majority part by venture  
18 capital operating companies, hedge funds, or  
19 private equity firms and participating in the  
20 SBIR program;

21 “(E) a detailed description of appeals of  
22 Phase III awards and notices of noncompliance  
23 with the SBIR Policy Directive and the STTR  
24 Policy Directive filed by the Administrator with  
25 Federal agencies;

1           “(F) an accounting of funds, initiatives,  
2           and outcomes under the Commercialization  
3           Readiness Program; and

4           “(G) a description”; and

5           (C) by striking “and” at the end;

6           (2) in paragraph (8), by striking the period at  
7           the end and inserting “; and”; and

8           (3) by inserting after paragraph (8) the fol-  
9           lowing:

10           “(9) to coordinate the implementation of elec-  
11           tronic databases at each of the Federal agencies par-  
12           ticipating in the SBIR program or the STTR pro-  
13           gram, including the technical ability of the partici-  
14           pating agencies to electronically share data.”.

15 **SEC. 5132. DATA COLLECTION FROM AGENCIES FOR SBIR.**

16           Section 9(g) of the Small Business Act (15 U.S.C.  
17 638(g)), as amended by this title, is further amended—

18           (1) by striking paragraph (10);

19           (2) by redesignating paragraphs (8) and (9) as  
20           paragraphs (9) and (10), respectively; and

21           (3) by inserting after paragraph (7) the fol-  
22           lowing:

23           “(8) collect annually, and maintain in a com-  
24           mon format in accordance with the simplified report-  
25           ing requirements under subsection (v), such informa-

1       tion from awardees as is necessary to assess the  
2       SBIR program, including information necessary to  
3       maintain the database described in subsection (k),  
4       including—

5               “(A) whether an awardee—

6                       “(i) has venture capital, hedge fund,  
7                       or private equity firm investment or is ma-  
8                       jority-owned by multiple venture capital  
9                       operating companies, hedge funds, or pri-  
10                      vate equity firms and, if so—

11                               “(I) the amount of venture cap-  
12                               ital, hedge fund, or private equity firm  
13                               investment that the awardee has re-  
14                               ceived as of the date of the award;  
15                               and

16                               “(II) the amount of additional  
17                               capital that the awardee has invested  
18                               in the SBIR technology;

19                      “(ii) has an investor that—

20                               “(I) is an individual who is not a  
21                               citizen of the United States or a law-  
22                               ful permanent resident of the United  
23                               States and, if so, the name of any  
24                               such individual; or

1                   “(II) is a person that is not an  
2                   individual and is not organized under  
3                   the laws of a State or the United  
4                   States and, if so, the name of any  
5                   such person;

6                   “(iii) is owned by a woman or has a  
7                   woman as a principal investigator;

8                   “(iv) is owned by a socially or eco-  
9                   nomically disadvantaged individual or has  
10                  a socially or economically disadvantaged  
11                  individual as a principal investigator;

12                  “(v) is a faculty member or a student  
13                  of an institution of higher education, as  
14                  that term is defined in section 101 of the  
15                  Higher Education Act of 1965 (20 U.S.C.  
16                  1001); or

17                  “(vi) is located in a State described in  
18                  subsection (u)(3);

19                  “(B) a justification statement from the  
20                  agency, if an awardee receives an award in an  
21                  amount that is more than the award guidelines  
22                  under this section; and

23                  “(C) data with respect to the Federal and  
24                  State Technology Partnership Program (FAST  
25                  Program);”.

1 **SEC. 5133. DATA COLLECTION FROM AGENCIES FOR STTR.**

2 Section 9(o) of the Small Business Act (15 U.S.C.  
3 638(o)), as amended by this title, is further amended by  
4 striking paragraph (9) and inserting the following:

5 “(9) collect annually, and maintain in a com-  
6 mon format in accordance with the simplified report-  
7 ing requirements under subsection (v), such informa-  
8 tion from applicants and awardees as is necessary to  
9 assess the STTR program outputs and outcomes, in-  
10 cluding information necessary to maintain the data-  
11 base described in subsection (k), including—

12 “(A) whether an applicant or awardee—

13 “(i) has venture capital, hedge fund,  
14 or private equity firm investment or is ma-  
15 jority-owned by multiple venture capital  
16 operating companies, hedge funds, or pri-  
17 vate equity firms and, if so—

18 “(I) the amount of venture cap-  
19 ital, hedge fund, or private equity firm  
20 investment that the applicant or  
21 awardee has received as of the date of  
22 the application or award, as applica-  
23 ble; and

24 “(II) the amount of additional  
25 capital that the applicant or awardee  
26 has invested in the STTR technology;

1 “(ii) has an investor that—

2 “(I) is an individual who is not a  
3 citizen of the United States or a law-  
4 ful permanent resident of the United  
5 States and, if so, the name of any  
6 such individual; or

7 “(II) is a person that is not an  
8 individual and is not organized under  
9 the laws of a State or the United  
10 States and, if so, the name of any  
11 such person;

12 “(iii) is owned by a woman or has a  
13 woman as a principal investigator;

14 “(iv) is owned by a socially or eco-  
15 nomically disadvantaged individual or has  
16 a socially or economically disadvantaged  
17 individual as a principal investigator;

18 “(v) is a faculty member or a student  
19 of an institution of higher education, as  
20 that term is defined in section 101 of the  
21 Higher Education Act of 1965 (20 U.S.C.  
22 1001); or

23 “(vi) is located in a State in which the  
24 total value of contracts awarded to small  
25 business concerns under all STTR pro-

1           grams is less than the total value of con-  
2           tracts awarded to small business concerns  
3           in a majority of other States, as deter-  
4           mined by the Administrator in biennial fis-  
5           cal years, beginning with fiscal year 2008,  
6           based on the most recent statistics com-  
7           piled by the Administrator;

8           “(B) if an awardee receives an award in an  
9           amount that is more than the award guidelines  
10          under this section, a statement from the agency  
11          that justifies the award amount; and

12          “(C) data with respect to the Federal and  
13          State Technology Partnership Program (FAST  
14          Program);”.

15 **SEC. 5134. PUBLIC DATABASE.**

16          Section 9(k)(1) of the Small Business Act (15 U.S.C.  
17          638(k)(1)) is amended—

18           (1) in subparagraph (D), by striking “and” at  
19           the end;

20           (2) in subparagraph (E), by striking the period  
21           at the end and inserting “; and”; and

22           (3) by adding at the end the following:

23           “(F) for each small business concern that  
24           has received a Phase I or Phase II SBIR or

1 STTR award from a Federal agency, whether  
2 the small business concern—

3 “(i) has venture capital, hedge fund,  
4 or private equity firm investment and, if  
5 so, whether the small business concern is  
6 registered as majority-owned by multiple  
7 venture capital operating companies, hedge  
8 funds, or private equity firms as required  
9 under subsection (dd)(3);

10 “(ii) is owned by a woman or has a  
11 woman as a principal investigator;

12 “(iii) is owned by a socially or eco-  
13 nomically disadvantaged individual or has  
14 a socially or economically disadvantaged  
15 individual as a principal investigator;

16 “(iv) is owned by a faculty member or  
17 a student of an institution of higher edu-  
18 cation, as that term is defined in section  
19 101 of the Higher Education Act of 1965  
20 (20 U.S.C. 1001); or

21 “(v) received assistance under the  
22 Federal and State Technology Partnership  
23 Program (FAST Program).”.

1 **SEC. 5135. GOVERNMENT DATABASE.**

2 Section 9(k) of the Small Business Act (15 U.S.C.  
3 638(k)) is amended—

4 (1) in paragraph (2)—

5 (A) in the matter preceding subparagraph  
6 (A), by striking “Not later” and all that follows  
7 through “Act of 2000” and inserting “Not later  
8 than 90 days after the date of enactment of the  
9 SBIR/STTR Reauthorization Act of 2011”;

10 (B) by striking subparagraph (C);

11 (C) by redesignating subparagraphs (A)  
12 and (B) as subparagraphs (B) and (C), respec-  
13 tively;

14 (D) by inserting before subparagraph (B),  
15 as so redesignated, the following:

16 “(A) contains for each small business con-  
17 cern that applies for, submits a proposal for, or  
18 receives an award under Phase I or Phase II of  
19 the SBIR program or the STTR program—

20 “(i) the name, size, and location of,  
21 and the identifying number assigned by the  
22 Administration to, the small business con-  
23 cern;

24 “(ii) an abstract of the applicable  
25 project;

26 “(iii) the specific aims of the project;

1           “(iv) the number of employees of the  
2           small business concern;

3           “(v) the names and titles of the key  
4           individuals that will carry out the project,  
5           the position each key individual holds in  
6           the small business concern, and contact in-  
7           formation for each key individual;

8           “(vi) the percentage of effort each in-  
9           dividual described in clause (v) will con-  
10          tribute to the project;

11          “(vii) whether the small business con-  
12          cern is majority-owned by multiple venture  
13          capital operating companies, hedge funds,  
14          or private equity firms; and

15          “(viii) the Federal agency to which  
16          the application is made and contact infor-  
17          mation for the person or office within the  
18          Federal agency that is responsible for re-  
19          viewing applications and making awards  
20          under the SBIR program or the STTR  
21          program;”;

22          (E) by redesignating subparagraphs (D)  
23          and (E) as subparagraphs (E) and (F), respec-  
24          tively;

1 (F) by inserting after subparagraph (C),  
2 as so redesignated, the following:

3 “(D) includes, for each awardee—

4 “(i) the name, size, and location of,  
5 and any identifying number assigned by  
6 the Administrator to, the awardee;

7 “(ii) whether the awardee has venture  
8 capital, hedge fund, or private equity firm  
9 investment and, if so—

10 “(I) the amount of venture cap-  
11 ital, hedge fund, or private equity firm  
12 investment as of the date of the  
13 award;

14 “(II) the percentage of ownership  
15 of the awardee held by a venture cap-  
16 ital operating company, hedge fund,  
17 or private equity firm, including  
18 whether the awardee is majority-  
19 owned by multiple venture capital op-  
20 erating companies, hedge funds, or  
21 private equity firms; and

22 “(III) the amount of additional  
23 capital that the awardee has invested  
24 in the SBIR or STTR technology,

1 which information shall be collected  
2 on an annual basis;

3 “(iii) the names and locations of any  
4 affiliates of the awardee;

5 “(iv) the number of employees of the  
6 awardee;

7 “(v) the number of employees of the  
8 affiliates of the awardee; and

9 “(vi) the names of, and the percent-  
10 age of ownership of the awardee held by—

11 “(I) any individual who is not a  
12 citizen of the United States or a law-  
13 ful permanent resident of the United  
14 States; or

15 “(II) any person that is not an  
16 individual and is not organized under  
17 the laws of a State or the United  
18 States;”;

19 (G) in subparagraph (E), as so redesign-  
20 nated, by striking “and” at the end;

21 (H) in subparagraph (F), as so redesign-  
22 nated, by striking the period at the end and in-  
23 serting “; and”; and

24 (I) by adding at the end the following:

1           “(G) includes a timely and accurate list of  
2 any individual or small business concern that  
3 has participated in the SBIR program or STTR  
4 program that has been—

5           “(i) convicted of a fraud-related crime  
6 involving funding received under the SBIR  
7 program or STTR program; or

8           “(ii) found civilly liable for a fraud-re-  
9 lated violation involving funding received  
10 under the SBIR program or STTR pro-  
11 gram.”; and

12           (2) in paragraph (3), by adding at the end the  
13 following:

14           “(C) GOVERNMENT DATABASE.—Not later  
15 than 60 days after the date established by a  
16 Federal agency for submitting applications or  
17 proposals for a Phase I or Phase II award  
18 under the SBIR program or STTR program,  
19 the head of the Federal agency shall submit to  
20 the Administrator the data required under  
21 paragraph (2) with respect to each small busi-  
22 ness concern that applies or submits a proposal  
23 for the Phase I or Phase II award.”.

1 **SEC. 5136. ACCURACY IN FUNDING BASE CALCULATIONS.**

2 (a) IN GENERAL.—Not later than 1 year after the  
3 date of enactment of this Act, and every year thereafter  
4 until the date that is 5 years after the date of enactment  
5 of this Act, the Comptroller General of the United States  
6 shall—

7 (1) conduct a fiscal and management audit of  
8 the SBIR program and the STTR program for the  
9 applicable period to—

10 (A) determine whether Federal agencies  
11 comply with the expenditure amount require-  
12 ments under subsections (f)(1) and (n)(1) of  
13 section 9 of the Small Business Act (15 U.S.C.  
14 638), as amended by this title;

15 (B) assess the extent of compliance with  
16 the requirements of section 9(i)(2) of the Small  
17 Business Act (15 U.S.C. 638(i)(2)) by Federal  
18 agencies participating in the SBIR program or  
19 the STTR program and the Administration;

20 (C) assess whether it would be more con-  
21 sistent and effective to base the amount of the  
22 allocations under the SBIR program and the  
23 STTR program on a percentage of the research  
24 and development budget of a Federal agency,  
25 rather than the extramural budget of the Fed-  
26 eral agency; and

1 (D) determine the portion of the extra-  
2 mural research or research and development  
3 budget of a Federal agency that each Federal  
4 agency spends for administrative purposes re-  
5 lating to the SBIR program or STTR program,  
6 and for what specific purposes it is used, in-  
7 cluding the portion, if any, of such budget the  
8 Federal agency spends for salaries and ex-  
9 penses, travel to visit applicants, outreach  
10 events, marketing, and technical assistance; and

11 (2) submit a report to the Committee on Small  
12 Business and Entrepreneurship of the Senate and  
13 the Committee on Small Business and the Com-  
14 mittee on Science, Space, and Technology of the  
15 House of Representatives regarding the audit con-  
16 ducted under paragraph (1), including the assess-  
17 ments required under subparagraph (B) and the de-  
18 terminations made under subparagraph (D) of para-  
19 graph (1).

20 (b) DEFINITION OF APPLICABLE PERIOD.—In this  
21 section, the term “applicable period” means—

22 (1) for the first report submitted under this  
23 section, the period beginning on October 1, 2005,  
24 and ending on September 30 of the last full fiscal

1 year before the date of enactment of this Act for  
2 which information is available; and

3 (2) for the second and each subsequent report  
4 submitted under this section, the period—

5 (A) beginning on October 1 of the first fis-  
6 cal year after the end of the most recent full  
7 fiscal year relating to which a report under this  
8 section was submitted; and

9 (B) ending on September 30 of the last  
10 full fiscal year before the date of the report.

11 **SEC. 5137. CONTINUED EVALUATION BY THE NATIONAL**  
12 **ACADEMY OF SCIENCES.**

13 Section 108 of the Small Business Reauthorization  
14 Act of 2000 (15 U.S.C. 638 note) is amended by adding  
15 at the end the following:

16 “(e) EXTENSIONS AND ENHANCEMENTS OF AUTHOR-  
17 ITY.—

18 “(1) IN GENERAL.—Not later than 6 months  
19 after the date of enactment of the SBIR/STTR Re-  
20 authorization Act of 2011, the head of each agency  
21 described in subsection (a), in consultation with the  
22 Small Business Administration, shall cooperatively  
23 enter into an agreement with the National Academy  
24 of Sciences for the National Research Council to,  
25 not later than 4 years after the date of enactment

1 of the SBIR/STTR Reauthorization Act of 2011,  
2 and every 4 years thereafter—

3 “(A) continue the most recent study under  
4 this section relating to the issues described in  
5 subparagraphs (A), (B), (C), and (E) of sub-  
6 section (a)(1);

7 “(B) conduct a comprehensive study of  
8 how the STTR program has stimulated techno-  
9 logical innovation and technology transfer, in-  
10 cluding—

11 “(i) a review of the collaborations cre-  
12 ated between small businesses and research  
13 institutions, including an evaluation of the  
14 effectiveness of the program in stimulating  
15 new collaborations and any obstacles that  
16 may prevent or inhibit the creation of such  
17 collaborations;

18 “(ii) an evaluation of the effectiveness  
19 of the program at transferring technology  
20 and capabilities developed through Federal  
21 funding;

22 “(iii) to the extent practicable, an  
23 evaluation of the economic benefits  
24 achieved by the STTR program, including  
25 the economic rate of return;

1           “(iv) an analysis of how Federal agen-  
2           cies are using small businesses that have  
3           completed Phase II under the STTR pro-  
4           gram to fulfill their procurement needs;

5           “(v) an analysis of whether additional  
6           funds could be employed effectively by the  
7           STTR program; and

8           “(vi) an assessment of the systems  
9           and minimum performance standards re-  
10          lating to commercialization success estab-  
11          lished under section 9(qq) of the Small  
12          Business Act;

13          “(C) make recommendations with respect  
14          to the issues described in subparagraphs (A),  
15          (D), and (E) of subsection (a)(2) and subpara-  
16          graph (B) of this paragraph; and

17          “(D) estimate, to the extent practicable,  
18          the number of jobs created by the SBIR pro-  
19          gram or STTR program of the agency.

20          “(2) CONSULTATION.—An agreement under  
21          paragraph (1) shall require the National Research  
22          Council to ensure that there is participation by and  
23          consultation with the small business community, the  
24          Administration, and other interested parties as de-  
25          scribed in subsection (b).



1           “(2) the name of the small business concern or  
2 individual receiving the Phase III award; and

3           “(3) the dollar amount of the Phase III  
4 award.”.

5 **SEC. 5139. INTELLECTUAL PROPERTY PROTECTIONS.**

6           (a) **STUDY.**—The Comptroller General of the United  
7 States shall conduct a study of the SBIR program to as-  
8 sess whether—

9           (1) Federal agencies comply with the data  
10 rights protections for SBIR awardees and the tech-  
11 nologies of SBIR awardees under section 9 of the  
12 Small Business Act (15 U.S.C. 638);

13           (2) the laws and policy directives intended to  
14 clarify the scope of data rights, including in proto-  
15 types, mentor-protege relationships, and agreements  
16 with Federal laboratories, are sufficient to protect  
17 SBIR awardees; and

18           (3) there is an effective grievance tracking proc-  
19 ess for SBIR awardees who have grievances against  
20 a Federal agency regarding data rights and a proc-  
21 ess for resolving those grievances.

22           (b) **REPORT.**—Not later than 18 months after the  
23 date of enactment of this Act, the Comptroller General  
24 shall submit to the Committee on Small Business and En-  
25 trepreneurship of the Senate and the Committee on Small

1 Business and the Committee on Science, Space, and Tech-  
2 nology of the House of Representatives a report regarding  
3 the study conducted under subsection (a).

4 **SEC. 5140. OBTAINING CONSENT FROM SBIR AND STTR AP-**  
5 **PLICANTS TO RELEASE CONTACT INFORMA-**  
6 **TION TO ECONOMIC DEVELOPMENT ORGANI-**  
7 **ZATIONS.**

8 Section 9 of the Small Business Act (15 U.S.C. 638),  
9 as amended by this title, is further amended by adding  
10 at the end the following:

11 “(II) CONSENT TO RELEASE CONTACT INFORMATION  
12 TO ORGANIZATIONS.—

13 “(1) ENABLING CONCERN TO GIVE CONSENT.—

14 Each Federal agency required by this section to con-  
15 duct an SBIR program or an STTR program shall  
16 enable a small business concern that is an SBIR ap-  
17 plicant or an STTR applicant to indicate to the Fed-  
18 eral agency whether the Federal agency has the con-  
19 sent of the concern to—

20 “(A) identify the concern to appropriate  
21 local and State-level economic development or-  
22 ganizations as an SBIR applicant or an STTR  
23 applicant; and

24 “(B) release the contact information of the  
25 concern to such organizations.

1           “(2) RULES.—The Administrator shall estab-  
2           lish rules to implement this subsection. The rules  
3           shall include a requirement that a Federal agency  
4           include in the SBIR and STTR application a provi-  
5           sion through which the applicant can indicate con-  
6           sent for purposes of paragraph (1).”.

7   **SEC. 5141. PILOT TO ALLOW FUNDING FOR ADMINISTRA-**  
8                   **TIVE, OVERSIGHT, AND CONTRACT PROC-**  
9                   **ESSING COSTS.**

10          (a) IN GENERAL.—Section 9 of the Small Business  
11 Act (15 U.S.C. 638), as amended by this title, is further  
12 amended by adding at the end the following:

13          “(mm) ASSISTANCE FOR ADMINISTRATIVE, OVER-  
14 SIGHT, AND CONTRACT PROCESSING COSTS.—

15               “(1) IN GENERAL.—Subject to paragraph (3),  
16               for the 3 fiscal years beginning after the date of en-  
17               actment of this subsection, the Administrator shall  
18               allow each Federal agency required to conduct an  
19               SBIR program to use not more than 3 percent of  
20               the funds allocated to the SBIR program of the  
21               Federal agency for—

22                       “(A) the administration of the SBIR pro-  
23                       gram or the STTR program of the Federal  
24                       agency;

1           “(B) the provision of outreach and tech-  
2           nical assistance relating to the SBIR program  
3           or STTR program of the Federal agency, in-  
4           cluding technical assistance site visits, per-  
5           sonnel interviews, and national conferences;

6           “(C) the implementation of commercializa-  
7           tion and outreach initiatives that were not in ef-  
8           fect on the date of enactment of this subsection;

9           “(D) carrying out the program under sub-  
10          section (y);

11          “(E) activities relating to oversight and  
12          congressional reporting, including waste, fraud,  
13          and abuse prevention activities;

14          “(F) targeted reviews of recipients of  
15          awards under the SBIR program or STTR pro-  
16          gram of the Federal agency that the head of  
17          the Federal agency determines are at high risk  
18          for fraud, waste, or abuse to ensure compliance  
19          with requirements of the SBIR program or  
20          STTR program, respectively;

21          “(G) the implementation of oversight and  
22          quality control measures, including verification  
23          of reports and invoices and cost reviews;

24          “(H) carrying out subsection (dd);

1           “(I) contract processing costs relating to  
2           the SBIR program or STTR program of the  
3           Federal agency; and

4           “(J) funding for additional personnel and  
5           assistance with application reviews.

6           “(2) OUTREACH AND TECHNICAL ASSIST-  
7           ANCE.—

8           “(A) IN GENERAL.—Except as provided in  
9           subparagraph (B), a Federal agency partici-  
10          pating in the program under this subsection  
11          shall use a portion of the funds authorized for  
12          uses under paragraph (1) to carry out the pol-  
13          icy directive required under subsection (j)(2)(F)  
14          and to increase the participation of States with  
15          respect to which a low level of SBIR awards  
16          have historically been awarded.

17          “(B) WAIVER.—A Federal agency may re-  
18          quest the Administrator to waive the require-  
19          ment contained in subparagraph (A). Such re-  
20          quest shall include an explanation of why the  
21          waiver is necessary. The Administrator may  
22          grant the waiver based on a determination that  
23          the agency has demonstrated a sufficient need  
24          for the waiver, that the outreach objectives of  
25          the agency are being met, and that there is in-

1           creased participation by States with respect to  
2           which a low level of SBIR awards have histori-  
3           cally been awarded.

4           “(3) PERFORMANCE CRITERIA.—A Federal  
5           agency may not use funds as authorized under para-  
6           graph (1) until after the effective date of perform-  
7           ance criteria, which the Administrator shall estab-  
8           lish, to measure any benefits of using funds as au-  
9           thorized under paragraph (1) and to assess continu-  
10          ation of the authority under paragraph (1).

11          “(4) RULES.—Not later than 180 days after  
12          the date of enactment of this subsection, the Admin-  
13          istrator shall issue rules to carry out this subsection.

14          “(5) COORDINATION WITH IG.—Each Federal  
15          agency shall coordinate the activities funded under  
16          subparagraph (E), (F), or (G) of paragraph (1) with  
17          their respective Inspectors General, when appro-  
18          priate, and each Federal agency that allocates more  
19          than \$50,000,000 to the SBIR program of the Fed-  
20          eral agency for a fiscal year may share such funding  
21          with its Inspector General when the Inspector Gen-  
22          eral performs such activities.

23          “(6) REPORTING.—The Administrator shall col-  
24          lect data and provide to the Committee on Small  
25          Business and Entrepreneurship of the Senate and

1 the Committee on Small Business, the Committee on  
2 Science, Space, and Technology, and the Committee  
3 on Appropriations of the House of Representatives a  
4 report on the use of funds under this subsection, in-  
5 cluding funds used to achieve the objectives of para-  
6 graph (2)(A) and any use of the waiver authority  
7 under paragraph (2)(B).”.

8 (b) TECHNICAL AND CONFORMING AMENDMENTS.—

9 (1) IN GENERAL.—Section 9 of the Small Busi-  
10 ness Act (15 U.S.C. 638), as amended by this title,  
11 is further amended—

12 (A) in subsection (f)(2), by striking “shall  
13 not” and all that follows through “make avail-  
14 able for the purpose” and inserting “shall not  
15 make available for the purpose”; and

16 (B) in subsection (y)—

17 (i) by striking paragraph (4); and

18 (ii) by redesignating paragraphs (5)  
19 and (6) as paragraphs (4) and (5), respec-  
20 tively.

21 (2) TRANSITIONAL RULE.—Notwithstanding the  
22 amendments made by paragraph (1), subsections  
23 (f)(2) and (y)(4) of section 9 of the Small Business  
24 Act (15 U.S.C. 638), as in effect on the day before  
25 the date of enactment of this Act, shall continue to

1 apply to each Federal agency until the effective date  
2 of the performance criteria established by the Ad-  
3 ministrator under subsection (mm)(3) of section 9 of  
4 the Small Business Act, as added by subsection (a).

5 (3) PROSPECTIVE REPEAL.—Effective on the  
6 first day of the fourth full fiscal year following the  
7 date of enactment of this Act, section 9 of the Small  
8 Business Act (15 U.S.C. 638), as amended by para-  
9 graph (1) of this section, is amended—

10 (A) in subsection (f)(2), by striking “shall  
11 not make available for the purpose” and insert-  
12 ing the following: “shall not—

13 “(A) use any of its SBIR budget estab-  
14 lished pursuant to paragraph (1) for the pur-  
15 pose of funding administrative costs of the pro-  
16 gram, including costs associated with salaries  
17 and expenses; or

18 “(B) make available for the purpose”; and

19 (B) in subsection (y)—

20 (i) by redesignating paragraphs (4)  
21 and (5) as paragraphs (5) and (6), respec-  
22 tively; and

23 (ii) by inserting after paragraph (3)  
24 the following:

25 “(4) FUNDING.—

1           “(A) IN GENERAL.—The Secretary of De-  
2           fense and each Secretary of a military depart-  
3           ment may use not more than an amount equal  
4           to 1 percent of the funds available to the De-  
5           partment of Defense or the military department  
6           pursuant to the Small Business Innovation Re-  
7           search Program for payment of expenses in-  
8           curred to administer the Commercialization  
9           Readiness Program under this subsection.

10           “(B) LIMITATIONS.—The funds described  
11           in subparagraph (A)—

12                   “(i) shall not be subject to the limita-  
13                   tions on the use of funds in subsection  
14                   (f)(2); and

15                   “(ii) shall not be used to make Phase  
16                   III awards.”.

17 **SEC. 5142. GAO STUDY WITH RESPECT TO VENTURE CAP-**  
18 **ITAL OPERATING COMPANY, HEDGE FUND,**  
19 **AND PRIVATE EQUITY FIRM INVOLVEMENT.**

20           Not later than 3 years after the date of enactment  
21           of this Act, and every 3 years thereafter, the Comptroller  
22           General of the United States shall—

23                   (1) conduct a study of the impact of require-  
24                   ments relating to venture capital operating company,

1 hedge fund, and private equity firm involvement  
2 under section 9 of the Small Business Act; and

3 (2) submit to Congress a report regarding the  
4 study conducted under paragraph (1).

5 **SEC. 5143. REDUCING VULNERABILITY OF SBIR AND STTR**  
6 **PROGRAMS TO FRAUD, WASTE, AND ABUSE.**

7 (a) FRAUD, WASTE, AND ABUSE PREVENTION.—

8 (1) AMENDMENTS REQUIRED FOR FRAUD,  
9 WASTE, AND ABUSE PREVENTION.—Not later than  
10 90 days after the date of enactment of this Act, the  
11 Administrator shall amend the SBIR Policy Direc-  
12 tive and the STTR Policy Directive to include meas-  
13 ures to prevent fraud, waste, and abuse in the SBIR  
14 program and the STTR program.

15 (2) CONTENT OF AMENDMENTS.—The amend-  
16 ments required under paragraph (1) shall include—

17 (A) definitions or descriptions of fraud,  
18 waste, and abuse;

19 (B) guidelines for the monitoring and over-  
20 sight of applicants to and recipients of awards  
21 under the SBIR program or the STTR pro-  
22 gram;

23 (C) a requirement that each Federal agen-  
24 cy that participates in the SBIR program or  
25 STTR program include information concerning

1 the method established by the Inspector Gen-  
2 eral of the Federal agency to report fraud,  
3 waste, and abuse (including any telephone hot-  
4 line or Web-based platform)—

5 (i) on the Web site of the Federal  
6 agency; and

7 (ii) in any solicitation or notice of  
8 funding opportunity issued by the Federal  
9 agency for the SBIR program or the  
10 STTR program; and

11 (D) a requirement that each applicant for  
12 and small business concern that receives fund-  
13 ing under the SBIR program or the STTR pro-  
14 gram shall certify whether the applicant or  
15 small business concern is in compliance with the  
16 laws relating to the SBIR program and the  
17 STTR program and the conduct guidelines es-  
18 tablished under the SBIR Policy Directive and  
19 the STTR Policy Directive.

20 (3) CONSULTATION.—The Administrator shall  
21 develop, in consultation with the Council of Inspec-  
22 tors General on Integrity and Efficiency, the proce-  
23 dures and requirements for the certification set forth  
24 under paragraph (2)(D) after providing notice of

1 and an opportunity for public comment on such pro-  
2 cedures and requirements.

3 (4) CERTIFICATION.—The certification devel-  
4 oped under paragraph (3) may—

5 (A) cover the lifecycle of an award to re-  
6 quire certifications at the application, funding,  
7 reporting, and closeout phases of every SBIR  
8 and STTR award;

9 (B) require the small business concern to  
10 certify compliance with the “principal investi-  
11 gator primary employment” requirement, the  
12 “small business concern” definition require-  
13 ment, and the “performance of work” require-  
14 ments as set forth in the Directive applicable to  
15 the award;

16 (C) require the small business concern to  
17 disclose whether it has applied for, plans to  
18 apply for, or received an SBIR or STTR award  
19 for identical or essentially equivalent work (as  
20 defined under the SBIR Policy Directive and  
21 the STTR Policy Directive), and require the  
22 concern to certify that the award that it is ap-  
23 plying for or obtaining funding for is not iden-  
24 tical or essentially equivalent to work it has  
25 performed, or will perform, in connection with

1 any other SBIR or STTR award that the con-  
2 cern has applied for or received from any other  
3 agency except as fully disclosed to all funding  
4 agencies; and

5 (D) require that the small business con-  
6 cern certify that it will or did perform the work  
7 on the award at its facilities with its employees,  
8 unless otherwise indicated.

9 (5) INSPECTORS GENERAL.—The Inspector  
10 General of each Federal agency that participates in  
11 the SBIR program or STTR program shall cooper-  
12 ate to prevent fraud, waste, and abuse in the SBIR  
13 program and the STTR program by—

14 (A) establishing fraud detection indicators;

15 (B) reviewing regulations and operating  
16 procedures of the Federal agency;

17 (C) coordinating information sharing be-  
18 tween Federal agencies, to the extent otherwise  
19 permitted under Federal law; and

20 (D) improving the education and training  
21 of and outreach to—

22 (i) administrators of the SBIR pro-  
23 gram and the STTR program of the Fed-  
24 eral agency;

1 (ii) applicants to the SBIR program  
2 or the STTR program; and

3 (iii) recipients of awards under the  
4 SBIR program or the STTR program.

5 (b) STUDY AND REPORT.—Not later than 1 year  
6 after the date of enactment of this Act to establish a base-  
7 line of changes made to the program to fight fraud, waste,  
8 and abuse, and every 4 years thereafter to evaluate the  
9 effectiveness of the agency strategies, the Comptroller  
10 General of the United States shall—

11 (1) conduct a study that evaluates—

12 (A) the implementation by each Federal  
13 agency that participates in the SBIR program  
14 or the STTR program of the amendments to  
15 the SBIR Policy Directive and the STTR Policy  
16 Directive made pursuant to subsection (a);

17 (B) the effectiveness of the management  
18 information system of each Federal agency that  
19 participates in the SBIR program or STTR  
20 program in identifying duplicative SBIR and  
21 STTR projects;

22 (C) the effectiveness of the risk manage-  
23 ment strategies of each Federal agency that  
24 participates in the SBIR program or STTR  
25 program in identifying areas of the SBIR pro-

1           gram or the STTR program that are at high  
2           risk for fraud;

3           (D) technological tools that may be used to  
4           detect patterns of behavior that may indicate  
5           fraud by applicants to the SBIR program or  
6           the STTR program;

7           (E) the success of each Federal agency  
8           that participates in the SBIR program or  
9           STTR program in reducing fraud, waste, and  
10          abuse in the SBIR program or the STTR pro-  
11          gram of the Federal agency;

12          (F) the extent to which the Inspector Gen-  
13          eral of each Federal agency that participates in  
14          the SBIR and STTR program effectively con-  
15          ducts investigations, audits, inspections, and  
16          outreach relating to the SBIR and STTR pro-  
17          grams of the Federal agency; and

18          (G) the effectiveness of the Government  
19          and public databases described in section 9(k)  
20          of the Small Business Act (15 U.S.C. 638(k))  
21          in reducing vulnerabilities of the SBIR program  
22          and the STTR program to fraud, waste, and  
23          abuse, particularly with respect to Federal  
24          agencies funding duplicative proposals and busi-

1           ness concerns falsifying information in pro-  
2           posals; and

3           (2) submit to the Committee on Small Business  
4           and Entrepreneurship of the Senate, the Committee  
5           on Small Business and the Committee on Science,  
6           Space, and Technology of the House of Representa-  
7           tives, and the head of each Federal agency that par-  
8           ticipates in the SBIR program or STTR program a  
9           report on the results of the study conducted under  
10          paragraph (1).

11          (c) INSPECTOR GENERAL REPORTS.—Not later than  
12         October 1 of each year, the Inspector General of each Fed-  
13         eral agency that participates in the SBIR program or  
14         STTR program shall submit to the Committee on Small  
15         Business and Entrepreneurship of the Senate and the  
16         Committee on Small Business and the Committee on  
17         Science, Space, and Technology of the House of Rep-  
18         resentatives a report describing—

19                 (1) the number of cases referred to the Inspec-  
20                 tor General in the preceding year that related to  
21                 fraud, waste, or abuse with respect to the SBIR pro-  
22                 gram or STTR program;

23                 (2) the actions taken in each case described in  
24                 paragraph (1) if fraud, waste, or abuse was deter-  
25                 mined to have occurred;

1           (3) if no action was taken in a case described  
2           in paragraph (1) and fraud, waste, or abuse was de-  
3           termined to have occurred, the justification for ac-  
4           tion not being taken; and

5           (4) an accounting of the funds used to address  
6           fraud, waste, and abuse, including a description of  
7           personnel and resources funded and funds that were  
8           recovered or saved.

9   **SEC. 5144. SIMPLIFIED PAPERWORK REQUIREMENTS.**

10          Section 9(v) of the Small Business Act (15 U.S.C.  
11   638(v)) is amended—

12           (1) in the subsection heading, by striking “SIM-  
13          PLIFIED REPORTING REQUIREMENTS” and inserting  
14          “REDUCING PAPERWORK AND COMPLIANCE BUR-  
15          DEN”;

16           (2) by striking “The Administrator” and insert-  
17          ing the following:

18           “(1) STANDARDIZATION OF REPORTING RE-  
19          QUIREMENTS.—The Administrator”;

20           (3) by adding at the end the following:

21           “(2) SIMPLIFICATION OF APPLICATION AND  
22          AWARD PROCESS.—Not later than 1 year after the  
23          date of enactment of this paragraph, and after a pe-  
24          riod of public comment, the Administrator shall  
25          issue regulations or guidelines, taking into consider-

1        ation the unique needs of each Federal agency, to  
2        ensure that each Federal agency required to carry  
3        out an SBIR program or STTR program simplifies  
4        and standardizes the program proposal, selection,  
5        contracting, compliance, and audit procedures for  
6        the SBIR program or STTR program of the Federal  
7        agency (including procedures relating to overhead  
8        rates for applicants and documentation require-  
9        ments) to reduce the paperwork and regulatory com-  
10       pliance burden on small business concerns applying  
11       to and participating in the SBIR program or STTR  
12       program.”.

## 13        **Subtitle D—Policy Directives**

### 14        **SEC. 5151. CONFORMING AMENDMENTS TO THE SBIR AND** 15        **THE STTR POLICY DIRECTIVES.**

16        (a) IN GENERAL.—Not later than 180 days after the  
17        date of enactment of this Act, the Administrator shall pro-  
18        mulgate amendments to the SBIR Policy Directive and  
19        the STTR Policy Directive to conform such directives to  
20        this title and the amendments made by this title.

21        (b) PUBLISHING SBIR POLICY DIRECTIVE AND THE  
22        STTR POLICY DIRECTIVE IN THE FEDERAL REGISTER.—  
23        Not later than 180 days after the date of enactment of  
24        this Act, the Administrator shall publish the amended

1 SBIR Policy Directive and the amended STTR Policy Di-  
2 rective in the Federal Register.

### 3 **Subtitle E—Other Provisions**

#### 4 **SEC. 5161. REPORT ON SBIR AND STTR PROGRAM GOALS.**

5 Section 9 of the Small Business Act (15 U.S.C. 638),  
6 as amended by this title, is further amended by adding  
7 at the end the following:

8 “(nn) ANNUAL REPORT ON SBIR AND STTR PRO-  
9 GRAM GOALS.—

10 “(1) DEVELOPMENT OF METRICS.—The head of  
11 each Federal agency required to participate in the  
12 SBIR program or the STTR program shall develop  
13 metrics to evaluate the effectiveness and the benefit  
14 to the people of the United States of the SBIR pro-  
15 gram and the STTR program of the Federal agency  
16 that—

17 “(A) are science-based and statistically  
18 driven;

19 “(B) reflect the mission of the Federal  
20 agency; and

21 “(C) include factors relating to the eco-  
22 nomic impact of the programs.

23 “(2) EVALUATION.—The head of each Federal  
24 agency described in paragraph (1) shall conduct an

1 annual evaluation using the metrics developed under  
2 paragraph (1) of—

3 “(A) the SBIR program and the STTR  
4 program of the Federal agency; and

5 “(B) the benefits to the people of the  
6 United States of the SBIR program and the  
7 STTR program of the Federal agency.

8 “(3) REPORT.—

9 “(A) IN GENERAL.—The head of each  
10 Federal agency described in paragraph (1) shall  
11 submit to the appropriate committees of Con-  
12 gress and the Administrator an annual report  
13 describing in detail the results of an evaluation  
14 conducted under paragraph (2).

15 “(B) PUBLIC AVAILABILITY OF REPORT.—  
16 The head of each Federal agency described in  
17 paragraph (1) shall make each report submitted  
18 under subparagraph (A) available to the public  
19 online.

20 “(C) DEFINITION.—In this paragraph, the  
21 term ‘appropriate committees of Congress’  
22 means—

23 “(i) the Committee on Small Business  
24 and Entrepreneurship of the Senate; and

1                   “(ii) the Committee on Small Busi-  
2                   ness and the Committee on Science, Space,  
3                   and Technology of the House of Represent-  
4                   atives.”.

5 **SEC. 5162. COMPETITIVE SELECTION PROCEDURES FOR**  
6                   **SBIR AND STTR PROGRAMS.**

7           Section 9 of the Small Business Act (15 U.S.C. 638),  
8 as amended by this title, is further amended by adding  
9 at the end the following:

10           “(oo) **COMPETITIVE SELECTION PROCEDURES FOR**  
11 **SBIR AND STTR PROGRAMS.**—All funds awarded, appro-  
12 priated, or otherwise made available in accordance with  
13 subsection (f) or (n) must be awarded pursuant to com-  
14 petitive and merit-based selection procedures.”.

15 **SEC. 5163. LOAN RESTRICTIONS.**

16           Not later than 180 days after the date of enactment  
17 of this Act, the Administrator shall submit to the Com-  
18 mittee on Small Business and the Committee on Science,  
19 Space, and Technology of the House of Representatives  
20 and the Committee on Small Business and Entrepreneur-  
21 ship of the Senate a report analyzing what restrictions,  
22 conditions, or covenants contained in a note, bond, debenture,  
23 other evidence of indebtedness, or preferred stock  
24 should constitute affiliation under section 121.103(a) of

1 title 13, Code of Federal Regulations, for purposes of sec-  
2 tion 9 of the Small Business Act (15 U.S.C. 638).

3 **SEC. 5164. LIMITATION ON PILOT PROGRAMS.**

4 Section 9 of the Small Business Act (15 U.S.C. 638),  
5 as amended by this title, is further amended by adding  
6 at the end the following:

7 “(pp) LIMITATION ON PILOT PROGRAMS.—

8 “(1) EXISTING PILOT PROGRAMS.—The Admin-  
9 istrator may only carry out a covered pilot program  
10 that is in operation on the date of enactment of this  
11 subsection during the 3-year period beginning on  
12 such date of enactment.

13 “(2) NEW PILOT PROGRAMS.—The Adminis-  
14 trator may only carry out a covered pilot program  
15 established after the date of enactment of this sub-  
16 section—

17 “(A) during the 3-year period beginning on  
18 the date on which such program is established;  
19 and

20 “(B) if such program does not continue  
21 and is not based on, in any manner, a pre-  
22 viously established covered pilot program.

23 “(3) COVERED PILOT PROGRAM DEFINED.—In  
24 this subsection, the term ‘covered pilot program’

1 means any initiative, project, innovation, or other ac-  
2 tivity—

3 “(A) established by the Administrator;

4 “(B) relating to an SBIR or STTR pro-  
5 gram; and

6 “(C) not specifically authorized by law.”.

7 **SEC. 5165. COMMERCIALIZATION SUCCESS.**

8 Section 9 of the Small Business Act (15 U.S.C. 638),  
9 as amended by this title, is further amended by adding  
10 at the end the following:

11 “(qq) MINIMUM STANDARDS FOR PARTICIPATION.—

12 “(1) PROGRESS TO PHASE II SUCCESS.—

13 “(A) ESTABLISHMENT OF SYSTEM AND  
14 MINIMUM COMMERCIALIZATION RATE.—Not  
15 later than 1 year after the date of enactment of  
16 this subsection, the head of each Federal agen-  
17 cy participating in the SBIR or STTR program  
18 shall—

19 “(i) establish a system to measure,  
20 where appropriate, the success of small  
21 business concerns with respect to the re-  
22 ceipt of Phase II SBIR or STTR awards  
23 for projects that have received Phase I  
24 SBIR or STTR awards;

1           “(ii) establish a minimum perform-  
2           ance standard for small business concerns  
3           with respect to the receipt of Phase II  
4           SBIR or STTR awards for projects that  
5           have received Phase I SBIR or STTR  
6           awards; and

7           “(iii) begin evaluating, each fiscal  
8           year, whether each small business concern  
9           that received a Phase I SBIR or STTR  
10          award from the agency meets the minimum  
11          performance standard established under  
12          clause (ii).

13          “(B) CONSEQUENCE OF FAILURE TO MEET  
14          MINIMUM COMMERCIALIZATION RATE.—If the  
15          head of a Federal agency determines that a  
16          small business concern that received a Phase I  
17          SBIR or STTR award from the agency is not  
18          meeting the minimum performance standard es-  
19          tablished under subparagraph (A)(ii), such con-  
20          cern may not participate in Phase I (or Phase  
21          II if under the authority of subsection (cc)) of  
22          the SBIR or STTR program of that agency  
23          during the 1-year period beginning on the date  
24          on which such determination is made.

25          “(2) PROGRESS TO PHASE III SUCCESS.—

1           “(A) ESTABLISHMENT OF SYSTEM AND  
2           MINIMUM COMMERCIALIZATION RATE.—Not  
3           later than 2 years after the date of enactment  
4           of this subsection, the head of each Federal  
5           agency participating in the SBIR or STTR pro-  
6           gram shall—

7                   “(i) establish a system to measure,  
8                   where appropriate, the success of small  
9                   business concerns with respect to the re-  
10                  ceipt of Phase III SBIR or STTR awards  
11                  for projects that have received Phase I  
12                  SBIR or STTR awards;

13                  “(ii) establish a minimum perform-  
14                  ance standard for small business concerns  
15                  with respect to the receipt of Phase III  
16                  SBIR or STTR awards for projects that  
17                  have received Phase I SBIR or STTR  
18                  awards; and

19                  “(iii) begin evaluating, each fiscal  
20                  year, whether each small business concern  
21                  that received a Phase I SBIR or STTR  
22                  award from the agency meets the minimum  
23                  performance standard established under  
24                  clause (ii).

1           “(B) CONSEQUENCE OF FAILURE TO MEET  
2           MINIMUM COMMERCIALIZATION RATE.—If the  
3           head of a Federal agency determines that a  
4           small business concern that received a Phase I  
5           SBIR or STTR award from the agency is not  
6           meeting the minimum performance standard es-  
7           tablished under subparagraph (A)(ii), such con-  
8           cern may not participate in Phase I (or Phase  
9           II if under the authority of subsection (cc)) of  
10          the SBIR or STTR program of that agency  
11          during the 1-year period beginning on the date  
12          on which such determination is made.

13          “(3) ADMINISTRATION OVERSIGHT.—

14                 “(A) APPROVAL AND PUBLICATION OF  
15                 SYSTEMS AND MINIMUM PERFORMANCE STAND-  
16                 ARDS.—Each system and minimum perform-  
17                 ance standard established under paragraph (1)  
18                 or paragraph (2) shall be submitted by the head  
19                 of the applicable Federal agency to the Admin-  
20                 istrator and shall be subject to the approval of  
21                 the Administrator. In making a determination  
22                 with respect to approval, the Administrator  
23                 shall ensure that the minimum performance  
24                 standard exceeds a de minimis level. The Ad-  
25                 ministrator shall publish on the Internet Web

1 site of the Administration the systems and min-  
2 imum performance standards approved.

3 “(B) SUBMISSION OF EVALUATION RE-  
4 SULTS BY AGENCY.—The head of each covered  
5 Federal agency shall submit to the Adminis-  
6 trator the results of each evaluation conducted  
7 under paragraph (1) or paragraph (2).

8 “(4) REQUIREMENT OF NOTICE AND COM-  
9 MENT.—Each system and minimum performance  
10 standard established under paragraph (1) or para-  
11 graph (2) and each approval provided by the Admin-  
12 istrator under paragraph (3)(A), at least 60 days be-  
13 fore becoming effective, shall be preceded by the pro-  
14 vision of notice of and an opportunity for public  
15 comment on such system, standard, or approval.”.

16 **SEC. 5166. PUBLICATION OF CERTAIN INFORMATION.**

17 Section 9 of the Small Business Act (15 U.S.C. 638),  
18 as amended by this title, is further amended by adding  
19 at the end the following:

20 “(rr) PUBLICATION OF CERTAIN INFORMATION.—In  
21 order to increase the number of small businesses receiving  
22 awards under the SBIR or STTR programs of partici-  
23 pating agencies, and to simplify the application process  
24 for such awards, the Administrator shall establish and  
25 maintain a public Internet Web site on which the Adminis-

1 trator shall publish such information relating to notice of  
2 and application for awards under the SBIR program and  
3 STTR program of each participating Federal agency as  
4 the Administrator determines appropriate.”.

5 **SEC. 5167. REPORT ON ENHANCEMENT OF MANUFAC-**  
6 **TURING ACTIVITIES.**

7 Section 9 of the Small Business Act (15 U.S.C. 638),  
8 as amended by this title, is further amended by adding  
9 at the end the following:

10 “(ss) REPORT ON ENHANCEMENT OF MANUFAC-  
11 TURING ACTIVITIES.—Not later than October 1, 2013,  
12 and annually thereafter, the head of each Federal agency  
13 that makes more than \$50,000,000 in awards under the  
14 SBIR and STTR programs of the agency combined shall  
15 submit to the Administrator, for inclusion in the annual  
16 report required under subsection (b)(7), information that  
17 includes—

18 “(1) a description of efforts undertaken by the  
19 head of the Federal agency to enhance United  
20 States manufacturing activities;

21 “(2) a comprehensive description of the actions  
22 undertaken each year by the head of the Federal  
23 agency in carrying out the SBIR or STTR program  
24 of the agency in support of Executive Order 13329

1 (69 Fed. Reg. 9181; relating to encouraging innova-  
2 tion in manufacturing);

3 “(3) an assessment of the effectiveness of the  
4 actions described in paragraph (2) at enhancing the  
5 research and development of United States manufac-  
6 turing technologies and processes;

7 “(4) a description of efforts by vendors selected  
8 to provide discretionary technical assistance under  
9 subsection (q)(1) to help SBIR and STTR concerns  
10 manufacture in the United States; and

11 “(5) recommendations that the program man-  
12 agers of the SBIR or STTR program of the agency  
13 consider appropriate for additional actions to in-  
14 crease the effectiveness of enhancing manufacturing  
15 activities.”.

16 **SEC. 5168. COORDINATION OF THE SBIR PROGRAM AND**  
17 **THE EXPERIMENTAL PROGRAM TO STIMU-**  
18 **LATE COMPETITIVE RESEARCH.**

19 (a) COORDINATION REQUIRED.—The head of a Fed-  
20 eral agency that participates in the SBIR program and  
21 the Experimental Program to Stimulate Competitive Re-  
22 search or the Institutional Development Award Program  
23 shall coordinate, to the extent possible, the initiatives of  
24 the agency with respect to such programs.

1 (b) COORDINATION REPORT.—Not later than 1 year  
2 after the date of enactment of this Act, the head of each  
3 Federal agency that participates in the SBIR program  
4 and the Experimental Program to Stimulate Competitive  
5 Research or the Institutional Development Award Pro-  
6 gram shall submit to the Administrator, the Committee  
7 on Small Business and the Committee on Science, Space,  
8 and Technology of the House of Representatives, and the  
9 Committee on Small Business and Entrepreneurship of  
10 the Senate a report describing the actions taken during  
11 the preceding 1-year period to increase coordination be-  
12 tween such programs to maximize existing resources.

13 (c) PARTICIPATION REPORT.—Not later than 3 years  
14 after the date of enactment of this Act, the head of each  
15 Federal agency that participates in the SBIR program  
16 and the Experimental Program to Stimulate Competitive  
17 Research or the Institutional Development Award Pro-  
18 gram shall submit to the Administrator, the Committee  
19 on Small Business and the Committee on Science, Space,  
20 and Technology of the House of Representatives, and the  
21 Committee on Small Business and Entrepreneurship of  
22 the Senate a report analyzing whether actions taken to  
23 increase the coordination of such programs have been suc-  
24 cessful in attracting entrepreneurs into the SBIR program  
25 and increasing the participation of States with respect to

- 1 which a low level of SBIR awards have historically been
- 2 awarded.

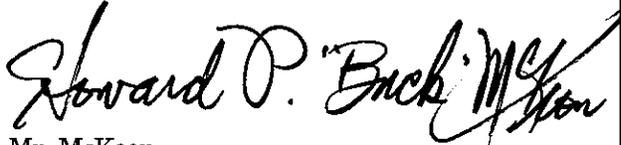
And the Senate agree to the same.

# H.R. 1540

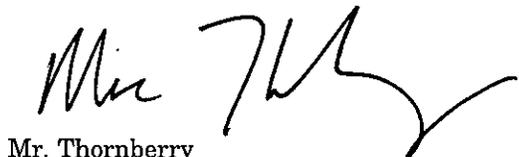
*Managers on the part of the  
HOUSE*

*Managers on the part of the  
SENATE*

From the Committee on Armed Services, for consideration of the House bill and the Senate amendment, and modifications committed to conference:

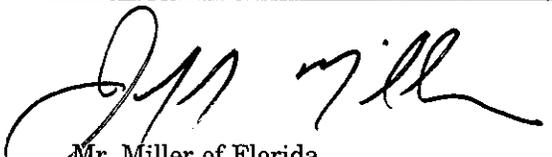
  
Mr. McKeon

  
Mr. Bartlett

  
Mr. Thornberry

  
Mr. Akin

~~\_\_\_\_\_~~

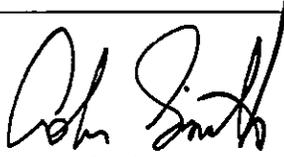
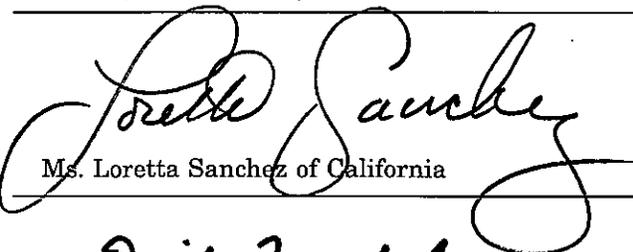
  
Mr. Miller of Florida

  
Mr. LoBiondo

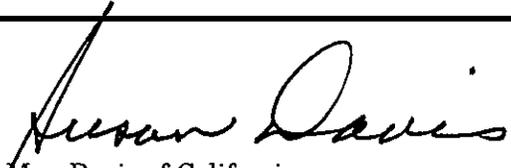
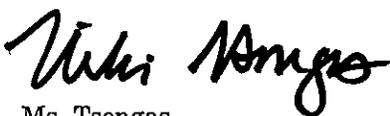
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
 Mr. Turner of Ohio	
 Mr. Kline	
 Mr. Rogers of Alabama	
 Mr. Shuster	
 Mr. Conaway	
 Mr. Wittman	
 Mr. Hunter	
 Mr. Rooney	

### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
 Mr. Schilling	
 Mr. Griffin of Arkansas	
 Mr. West	
 Mr. Smith of Washington	
 Mr. Reyes	
 Ms. Loretta Sanchez of California	
 Mr. McIntyre	
 Mr. Andrews	

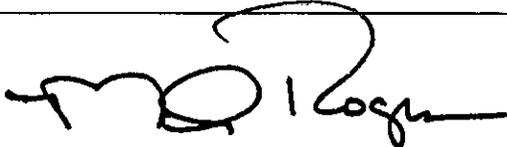
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
 Mrs. Davis of California	
 Mr. Langevin	
 Mr. Larsen of Washington	
 Mr. Cooper	
	
 Mr. Courtney	
 Mr. Loebsack	
 Ms. Tsongas	

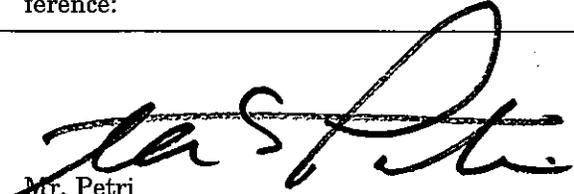
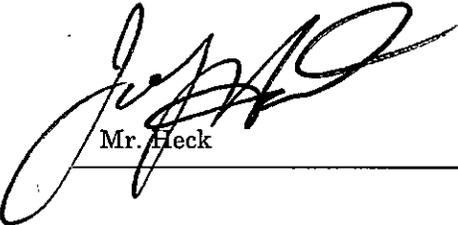
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
	

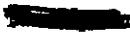
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Permanent Select Committee on Intelligence, for consideration of matters within the jurisdiction of that committee under clause 11 of rule X:	
 Mr. Rogers of Michigan	
	
 Mr. Ruppertsberger	

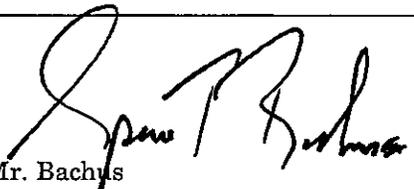
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Education and the Workforce, for consideration of secs. 548 and 572 of the House bill, and secs. 572 and 573 of the Senate amendment, and modifications committed to conference:	
 Mr. Petri	
 Mr. Heck	
	

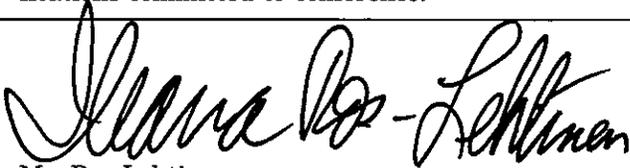
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Energy and Commerce, for consideration of secs. 911, 1099A, 2852 and 3114 of the House bill, and sec. 1089 of the Senate amendment, and modifications committed to conference:	
	
	
	

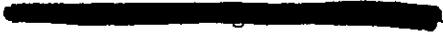
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Financial Services, for consideration of sec. 645 of the House bill, and sec. 1245 of the Senate amendment, and modifications committed to conference:	
 Mr. Bachus	
 Mrs. Capito	
 Mr. Ackerman	

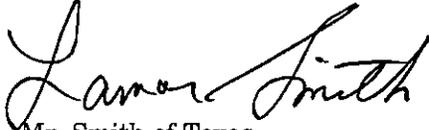
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
<p>From the Committee on Foreign Affairs, for consideration of secs. 1013, 1014, 1055, 1056, 1086, 1092, 1202, 1204, 1205, 1211, 1214, 1216, 1218, 1219, 1226, 1228-1230, 1237, 1301, 1303, 1532, 1533 and 3112 of the House bill, and secs. 159, 1012, 1031, 1033, 1046, 1201, 1203, 1204, 1206-1209, 1221-1225, 1228, 1230, 1245, title XIII and sec. 1609 of the Senate amendment, and modifications committed to conference:</p>	
 <p>Ms. Ros-Lehtinen</p>	
 <p>Mr. Chabot</p>	
	

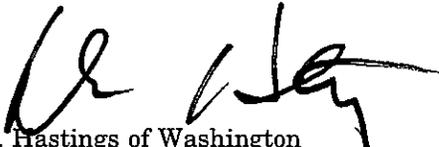
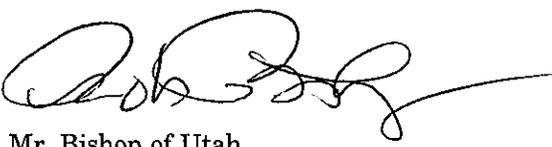
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Homeland Security, for consideration of sec. 1099H of the House bill, and sec. 1092 of the Senate amendment, and modifications committed to conference:	
	
	
 Mr. Thompson of Mississippi	

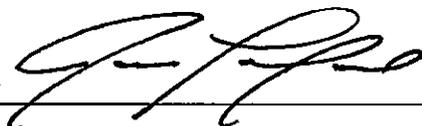
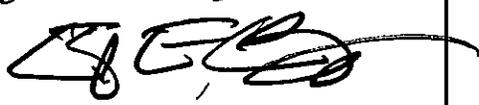
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on the Judiciary, for consideration of secs. 531 of subtitle D of title V, 573, 843 and 2804 of the House bill, and secs. 553 and 848 of the Senate amendment, and modifications committed to conference:	
 Mr. Smith of Texas	
	
	

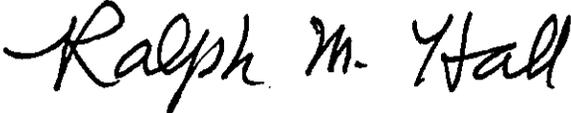
### H.R. 1540—Continued

<i>Managers on the part of the</i> <b>HOUSE</b>	<i>Managers on the part of the</i> <b>SENATE</b>
From the Committee on Natural Resources, for consideration of secs. 313, 601 and 1097 of the House bill, and modifications committed to conference:	
 Mr. Hastings of Washington	
 Mr. Bishop of Utah	
 Mr. Markey	

### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
<p>From the Committee on Oversight and Government Reform, for consideration of secs. 598, 662, 803, 813, 844, 847, 849, 937-939, 1081, 1091, 1101-1111, 1116 and 2813 of the House bill, and secs. 827, 845, 1044, 1102-1107 and 2812 of the Senate amendment, and modifications committed to conference:</p>	
 <p>Mr. Ross of Florida</p>	
<p>Mr. Lankford</p> 	
 <p>Mr. Cummings</p>	

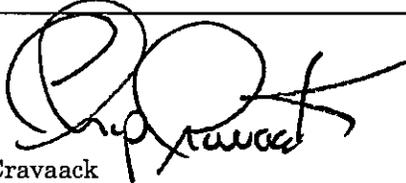
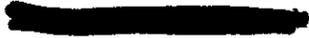
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Science, Space, and Technology, for consideration of secs. 911 and 1098 of the House bill, and secs. 885, 911, 912 and Division E of the Senate amendment, and modifications committed to conference:	
 Mr. Hall	
 Mr. Quayle	
 Ms. Eddie Bernice Johnson of Texas	

### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Small Business, for consideration of sec. 804 of the House bill, and secs. 885-887 and Division E of the Senate amendment, and modifications committed to conference:	
	
 Mrs. Ellmers	
	

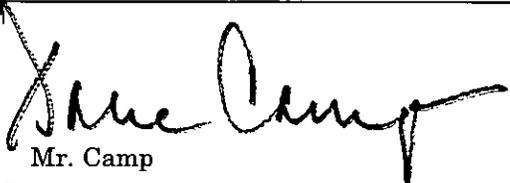
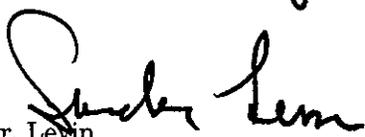
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Transportation and Infrastructure, for consideration of secs. 314, 366, 601, 1098 and 2814 of the House bill, and secs. 262, 313, 315, 1045, 1088 and 3301 of the Senate amendment, and modifications committed to conference:	
 Mr. Mica	
 Mr. Cravaack	
	

### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Veterans' Affairs, for consideration of secs. 551, 573, 705, 731 and 1099C of the House bill, and secs. 631 and 1093 of the Senate amendment, and modifications committed to conference:	
 Mr. Bilirakis	
 Ms. Buerkle	
	

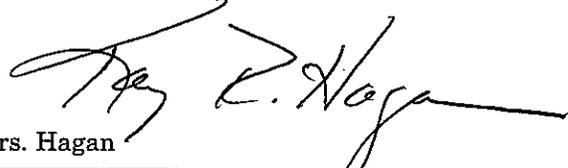
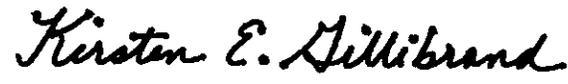
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Ways and Means, for consideration of secs. 704, 1099A and 1225 of the House bill, and sec. 848 of the Senate amendment, and modifications committed to conference:	
 Mr. Camp	
Mr. Herger 	
 Mr. Levin	

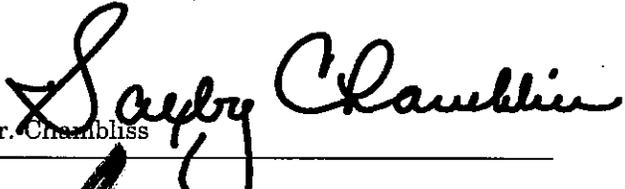
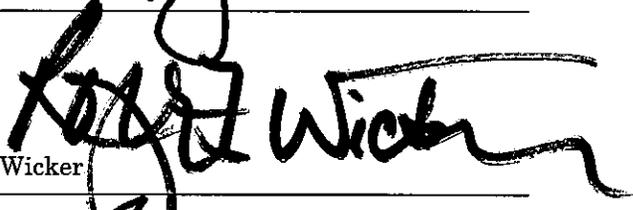
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
	<p>Mr. Levin <i>Carl Levin</i></p>
	<p>Mr. Lieberman <i>J. Lieberman</i></p>
	<p>Mr. Reed <i>J. Reed</i></p>
	<p>Mr. Akaka <i>Daniel K. Akaka</i></p>
	<p>Mr. Nelson of Nebraska <i>Mr. Nelson</i></p>
	<p>Mr. Webb <i>Webb</i></p>
	<p>Mrs. McCaskill <i>Cara McCaskill</i></p>
	<p>Mr. Udall of Colorado <i>Paul Udall except for sec. 1021 and 1022 in subtitle D</i></p>

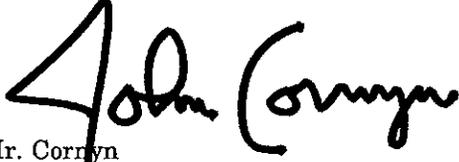
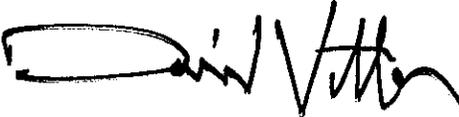
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
	 Mrs. Hagan
	 Mr. Begich
	 Mr. Manchin
	 Mrs. Shaheen
	 Mrs. Gillibrand
	 Mr. Blumenthal
	 Mr. McCain
	 Mr. Inhofe

# H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
	 Mr. Sessions
	 Mr. Chambliss
	 Mr. Wicker
	 Mr. Brown of Massachusetts
	 Mr. Portman
	 Ms. Ayotte
	 Ms. Collins
	 Mr. Graham

### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
	 Mr. Corryn
	 Mr. Vitter

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF  
CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1540), to authorize appropriations for fiscal year 2012 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, submit the following joint statement to the House and the Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying conference report:

The Senate amendment struck all of the House bill after the enacting clause and inserted a substitute text.

The House recedes from its disagreement to the amendment of the Senate with an amendment that is a substitute for the House bill and the Senate amendment. The differences between the House bill, the Senate amendment, and the substitute agreed to in conference are noted below, except for clerical corrections, conforming changes made necessary by agreements reached by the conferees, and minor drafting and clarifying changes.

COMPLIANCE WITH HOUSE OF REPRESENTATIVES AND SENATE RULES  
EXPLANATION OF FUNDING SUMMARY  
DIVISION A-DEPARTMENT OF DEFENSE AUTHORIZATIONS  
TITLE I-PROCUREMENT

Subtitle A-Authorization of Appropriations

Authorization of appropriations (sec. 101)

Subtitle B-Army Programs

Limitation on procurement of Stryker combat vehicles  
(sec. 111)

Limitation on retirement of C-23 aircraft (sec. 112)

Multiyear procurement authority for airframes for Army  
UH-60M/HH-60M helicopters and Navy MH-60R/MH-60S  
helicopters (sec. 113)

Subtitle C-Navy Programs

Multiyear procurement authority for mission avionics  
and common cockpits for Navy MH-60R/S helicopters  
(sec. 121)

Separate procurement line item for certain Littoral  
Combat Ship mission modules (sec. 122)

Life-cycle cost-benefit analysis on alternative  
maintenance and sustainability plans for the  
Littoral Combat Ship program (sec. 123)

Extension of Ford-class aircraft carrier construction  
authority (sec. 124)

Subtitle D-Air Force Programs

Strategic airlift aircraft force structure (sec. 131)

Limitations on the use of funds to retire B-1 bomber  
aircraft (sec. 132)

Limitation on retirement of U-2 aircraft (sec. 133)

Availability of fiscal year 2011 funds for research  
and development relating to the B-2 bomber  
aircraft (sec. 134)

Availability of fiscal year 2011 funds to support  
alternative options for extremely high frequency  
terminal Increment 1 program of record (sec. 135)

Procurement of advanced extremely high frequency  
satellites (sec. 136)

Subtitle E-Joint and Multiservice Matters

Limitation on availability of funds for acquisition of  
joint tactical radio system (sec. 141)

Limitation on availability of funds for aviation  
foreign internal defense program (sec. 142)

F-35 Joint Strike Fighter aircraft (sec. 143)

Additional oversight requirements for the undersea  
mobility acquisition program of the United States  
Special Operations Command (sec. 144)

Inclusion of information on approved Combat Mission Requirements in quarterly reports on use of Combat Mission Requirement Funds (sec. 145)  
Joint Surveillance Target Attack Radar System aircraft re-engining *program (sec. 146)*  
Authority for exchange with United Kingdom of specified F-35 Lightning II Joint Strike Fighter aircraft (sec. 147)  
Report on probationary period in development of short take-off, vertical landing variant of the Joint Strike Fighter (sec. 148)  
Report on plan to implement Weapon Systems Acquisition Reform Act of 2009 measures within the Joint Strike Fighter aircraft program (sec. 149)  
Legislative Provisions Not Adopted  
Multiyear funding for detail design and construction of LHA replacement ship designated LHA-7  
Multiyear funding for procurement of Arleigh Burke-class destroyers  
Limitation on availability of funds for F/A-18 service life extension program  
Contracts for commercial imaging satellite capabilities  
Limitation on availability of funds for commercial satellite procurement  
Separate procurement line item for non-lethal weapons funding  
Study on domestic capacity for manufacture of ship shafts and other forged components  
Transfer of Air Force C-12 Liberty Intelligence, Surveillance, and Reconnaissance Aircraft to the Army

TITLE II-RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Budget Item

Armored multipurpose vehicle program  
Subtitle A-Authorization of Appropriations  
Authorization of appropriations (sec. 201)  
Subtitle B-Program Requirements, Restrictions, and Limitations  
Limitation on availability of funds for the ground combat vehicle program (sec. 211)  
Limitation on the individual carbine program (sec. 212)  
Limitation on availability of funds for future unmanned carrier-based strike system (sec. 213)  
Limitation on availability of funds for amphibious assault vehicles of the Marine Corps (sec. 214)

Limitation on obligation of funds for the F-35  
Lightning II aircraft program (sec. 215)

Limitation on use of funds for Increment 2 of B-2  
bomber aircraft extremely high frequency  
satellite communications program (sec. 216)

Limitation on availability of funds for the Joint  
Space Operations Center management system (sec.  
217)

Limitation on availability of funds for wireless  
innovation fund (sec. 218)

Prohibition on delegation of budgeting authority for  
certain research and educational programs (sec.  
219)

Designation of main propulsion turbomachinery of the  
next-generation long-range strike bomber aircraft  
as major subprogram (sec. 220)

Designation of electromagnetic aircraft launch system  
development and procurement program as major  
subprogram (sec. 221)

Advanced rotorcraft flight research and development  
(sec. 222)

Preservation and storage of certain property related  
to F136 propulsion system (sec. 223)

Subtitle C-Missile Defense Programs

Acquisition accountability reports on the ballistic  
missile defense system (sec. 231)

Comptroller General review and assessment of missile  
defense acquisition programs (sec. 232)

Homeland defense hedging policy and strategy (sec.  
233)

Ground-based Midcourse Defense program (sec. 234)

Limitation on availability of funds for the Medium  
Extended Air Defense System (sec. 235)

Sense of Congress regarding ballistic missile defense  
training (sec. 236)

Subtitle D-Reports

Extension of requirements for biennial roadmap and  
annual review and certification on funding for  
development of hypersonics (sec. 241)

Report and cost assessment of options for Ohio-class  
replacement ballistic missile submarine (sec.  
242)

Report on the electromagnetic rail gun system (sec.  
243)

Annual Comptroller General report on the KC-46A  
aircraft acquisition program (sec. 244)

Independent review and assessment of cryptographic modernization program (sec. 245)

Report on increased budget items (sec. 246)

Subtitle E-Other Matters

Repeal of requirement for Technology Transition Initiative (sec. 251)

Contractor cost-sharing in pilot program to include technology protection features during research and development of certain defense systems (sec. 252)

Extension of authority for mechanisms to provide funds for defense laboratories for research and development of technologies for military missions (sec. 253)

National defense education program (sec. 254)

Laboratory facilities, Hanover, New Hampshire (sec. 255)

Sense of Congress on active matrix organic light emitting diode technology (sec. 256)

Legislative Provisions Not Adopted

Study on space-based interceptor technology

Application of RNA biological and functional science and technology

Prohibition on use of funds for newly designed flight suit

Prohibitions relating to use of funds for research, development, test, and evaluation on the F136 engine

TITLE III-OPERATION AND MAINTENANCE

Subtitle A-Authorization of Appropriations

Operation and maintenance funding (sec. 301)

Subtitle B-Energy and Environmental Provisions

Designation of senior official of Joint Chiefs of Staff for operational energy plans and programs and operational energy budget certification (sec. 311)

Improved Sikes Act coverage of State-owned facilities used for the national defense (sec. 312)

Discharge of wastes at sea generated by ships of the armed forces (sec. 313)

Modification to the responsibilities of the Assistant Secretary of Defense for Operational Energy, Plans, and Programs (sec. 314)

Energy-efficient technologies in contracts for logistics support of contingency operations (sec. 315)

Health assessment reports required when waste is disposed of in open-air burn pits (sec. 316)

Streamlined annual report on defense environmental programs (sec. 317)

Payment to Environmental Protection Agency of stipulated penalties in connection with Jackson Park Housing Complex, Washington (sec. 318)

Requirements relating to Agency for Toxic Substances and Disease Registry investigation of exposure to drinking water contamination at Camp Lejeune, North Carolina (sec. 319)

Subtitle C-Logistics and Sustainment

Definition of depot-level maintenance and repair (sec. 321)

Designation of military arsenal facilities as Centers of Industrial and Technical Excellence (sec. 322)

Permanent and expanded authority for Army industrial facilities to enter into certain cooperative arrangements with non-Army entities (sec. 323)

Implementation of corrective actions resulting from corrosion study of the F-22 and F-35 aircraft (sec. 324)

Modification of requirements relating to minimum capital investment for certain depots (sec. 325)

Reports on depot-related activities (sec. 326)

Subtitle D-Readiness

Modification of Department of Defense authority to accept voluntary contributions of funds (sec. 331)

Review of proposed structures affecting navigable airspace (sec. 332)

Subtitle E-Reports

Annual certification and modifications of annual report on prepositioned materiel and equipment (sec. 341)

Additional matters for inclusion in and modified deadline for the annual report on operational energy (sec. 342)

Study on Air Force test and training range infrastructure (sec. 343)

Study on training range infrastructure for special operations forces (sec. 344)

Guidance to establish non-tactical wheeled vehicle and equipment service life extension programs to achieve costs savings (sec. 345)

Study on United States force posture in the United States Pacific Command area of responsibility (sec. 346)

Study on overseas basing presence of United States forces (sec. 347)

Inclusion of assessment of joint military training and force allocations in Quadrennial Defense Review and National Military Strategy (sec. 348)

Modification of report on procurement of military working dogs (sec. 349)

Subtitle F-Limitations and Extension of Authority

Adoption of military working dog by family of deceased or seriously wounded member of the armed forces who was the dog's handler (sec. 351)

Prohibition on expansion of the Air Force food transformation initiative (sec. 352)

Designation and limitation on obligation and expenditure of funds for the migration of Army enterprise email services (sec. 353)

One-year extension of pilot program for availability of working-capital funds to Army for certain product improvements (sec. 354)

Subtitle G-Other Matters

Commercial sale of small arms ammunition and small arms ammunition components in excess of military requirements, and fired cartridge cases (sec. 361)

Comptroller General review on space-available travel on military aircraft (sec. 362)

Authority to provide information for maritime safety of forces and hydrographic support (sec. 363)

Deposit of reimbursed funds under reciprocal fire protection agreements (sec. 364)

Clarification of the airlift service definitions relative to the Civil Reserve Air Fleet (sec. 365)

Ratemaking procedures for Civil Reserve Air Fleet contracts (sec. 366)

Policy on active shooter training for certain law enforcement personnel (sec. 367)

Procurement of tents or other temporary structures (sec. 368)

Legislative Provisions Not Adopted

Consideration of energy security and reliability in development and implementation of energy performance goals

Limitation on revising the definition of depot-level maintenance  
Redesignation of core competencies as core depot maintenance capabilities for Centers of Industrial and Technical Excellence  
Modification of report on maintenance and repair of vessels in foreign shipyards  
Working-capital fund accounting  
Modification of report on SEAD/DEAD mission requirements of the Air Force  
Limitation on obligation and expenditure of funds for migration of management of Air Force Enterprise Logistics Systems Program Executive Office pending cost-benefit analysis  
Consideration of foreclosure circumstances in adjudication of security clearances  
Reduction in amounts otherwise authorized to be appropriated to the Department of Defense for printing and reproduction  
Reduction in amounts otherwise authorized to be appropriated to the Department of Defense for studies, analysis, and evaluations  
Sense of Congress on proposed Federal Aviation Administration changes to flight crew member duty and rest requirements  
Assistance for homeland defense mission training

#### TITLE IV-MILITARY PERSONNEL AUTHORIZATIONS

##### Subtitle A-Active Forces

End strengths for active forces (sec. 401)  
Revision in permanent active duty end strength minimum levels (sec. 402)

##### Subtitle B-Reserve Forces

End strengths for Selected Reserve (sec. 411)  
End strengths for reserves on active duty in support of the reserves (sec. 412)  
End strengths for military technicians (dual status) (sec. 413)  
Fiscal year 2012 limitation on number of non-dual status technicians (sec. 414)  
Maximum number of reserve personnel authorized to be on active duty for operational support (sec. 415)

##### Subtitle C-Authorization of Appropriations

Military personnel (sec. 421)

#### TITLE V-MILITARY PERSONNEL POLICY

##### Subtitle A-Officer Personnel Policy

Increase in authorized strengths for Marine Corps officers on active duty in grades of major, lieutenant colonel, and colonel (sec. 501)  
General officer and flag officer reform (sec. 502)  
National Defense University outplacement waiver (sec. 503)  
Voluntary retirement incentive matters (sec. 504)  
Subtitle B-Reserve Component Management  
Leadership of National Guard Bureau (sec. 511)  
Membership of the Chief of the National Guard Bureau on the Joint Chiefs of Staff (sec. 512)  
Modification of time in which preseparation counseling must be provided to reserve component members being demobilized (sec. 513)  
Clarification of applicability of authority for deferral of mandatory separation of military technicians (dual status) until age 60 (sec. 514)  
Authority to order Army Reserve, Navy Reserve, Marine Corps Reserve, and Air Force Reserve to active duty to provide assistance in response to a major disaster or emergency (sec. 515)  
Authority for order to active duty of units of the Selected Reserve for preplanned missions in support of the combatant commands (sec. 516)  
Modification of eligibility for consideration for promotion for reserve officers employed as military technicians (dual status) (sec. 517)  
Consideration of reserve component officers in appointments to certain command positions (sec. 518)  
Report on termination of military technician as a distinct personnel management category (sec. 519)  
Subtitle C-General Service Authorities  
Sense of Congress on the unique nature, demands, and hardships of military service (sec. 521)  
Policy addressing dwell time and measurement and data collection regarding unit operating tempo and personnel tempo (sec. 522)  
Protected communications by members of the armed forces and prohibition of retaliatory personnel actions (sec. 523)  
Notification requirement for determination made in response to review of proposal for award of Medal of Honor not previously submitted in timely fashion (sec. 524)  
Expansion of regular enlisted members covered by early discharge authority (sec. 525)

Extension of voluntary separation pay and benefits authority (sec. 526)

Prohibition on denial of reenlistment of members for unsuitability based on the same medical condition for which they were determined to be fit for duty (sec. 527)

Designation of persons authorized to direct disposition of remains of members of the armed forces (sec. 528)

Matters covered by pre-separation counseling for members of the Armed Forces and their spouses (sec. 529)

Conversion of high-deployment allowance from mandatory to authorized (sec. 530)

Extension of authority to conduct programs on career flexibility to enhance retention of members of the armed forces (sec. 531)

Policy on military recruitment and enlistment of graduates of secondary schools (sec. 532)

Department of Defense Suicide Prevention Program (sec. 533)

Subtitle D-Military Justice and Legal Matters

Reform of offenses relating to rape, sexual assault, and other sexual misconduct under the Uniform Code of Military Justice (sec. 541)

Authority to compel production of documentary evidence (sec. 542)

Clarification of application and extent of direct acceptance of gifts authority (sec. 543)

Freedom of conscience of military chaplains with respect to the performance of marriages (sec. 544)

Subtitle E-Member Education and Training Opportunities and Administration

Employment skills training for members of the armed forces on active duty who are transitioning to civilian life (sec. 551)

Enhancement of authorities on joint professional military education (sec. 552)

Temporary authority to waive maximum age limitation on admission to the military service academies (sec. 553)

Enhancement of administration of the United States Air Force Institute of Technology (sec. 554)

Enrollment of certain seriously wounded, ill, or injured former or retired enlisted members of the armed forces in associate degree programs of the

Community College of the Air Force in order to complete degree program (sec. 555)  
Reserve component mental health stipend (sec. 556)  
Fiscal year 2012 administration and report on the Troops-to-Teachers Program (sec. 557)  
Pilot program on receipt of civilian credentialing for skills required for military occupational specialties (sec. )  
Report on certain education assistance programs (sec. 559)

Subtitle F-Armed Forces Retirement Home  
Control and administration by Secretary of Defense (sec. 561)  
Senior Medical Advisor oversight of health care provided to residents of Armed Forces Retirement Home (sec. 562)  
Establishment of Armed Forces Retirement Home Advisory Council and Resident Advisory Committees (sec. 563)  
Administrators, ombudsmen, and staff of facilities (sec. 564)  
Revision of fee requirements (sec. 565)  
Revision of inspection requirements (sec. 566)  
Repeal of obsolete transitional provisions and technical conforming, and clerical amendments (sec. 567)

Subtitle G-Defense Dependents' Education and Military Family Readiness Matters  
Impact aid for children with disabilities (sec. 571)  
Continuation of authority to assist local educational agencies that benefit dependents of member of the armed forces and Department of Defense civilian employees (sec. 572)  
Three-year extension and enhancement of authorities on transition of military dependent students among local educational agencies (sec. 573)  
Revision to membership of Department of Defense Military Family Readiness Council (sec. 574)  
Reemployment rights following certain National Guard duty (sec. 575)  
Expansion of Operation Hero Miles (sec. 576)  
Report on Department of Defense autism pilot and demonstration projects (sec. 577)  
Comptroller General of the United States report on Department of Defense military spouse employment programs (sec. 578)

Subtitle H-Improved Sexual Assault Prevention and Response  
in the Armed Forces

Access of sexual assault victims to legal assistance  
and services of sexual assault response  
coordinators and sexual assault victim advocates  
(sec. 581)

Consideration of application for permanent change of  
station or unit transfer based on humanitarian  
conditions for victim of sexual assault or  
related offense (sec. 582)

Director of Sexual Assault Prevention and Response  
Office (sec. 583)

Sexual assault response coordinators and sexual  
assault victim advocates (sec. 584)

Training and education programs for sexual assault  
prevention and response program (sec. 585)

Department of Defense policy and procedures on  
retention and access to evidence and records  
relating to sexual assaults involving members for  
the armed forces (sec. 586)

Subtitle I-Other Matters

Department of Defense authority to carry out personnel  
recovery reintegration and post-isolation support  
activities (sec. 588)

Military adaptive sports program (sec. 589)

Enhancement and improvement of Yellow Ribbon  
Reintegration Program (sec. 590)

Army National Military Cemeteries (sec. 591)

Inspection of military cemeteries under jurisdiction  
of the military departments (sec. 592)

Authorization for award of the Distinguished Service  
Cross for Captain Frederick L. Spaulding for acts  
of valor during the Vietnam War (sec. 593)

Authorization and request for award of Medal of Honor  
to Emil Kapaun for acts of valor during the  
Korean War (sec. 594)

Review regarding award of Medal of Honor to Jewish  
American World War I veterans (sec. 595)

Report on process for expedited determination of  
disability of members of the armed forces with  
certain disabling conditions (sec. 596)

Comptroller General study of military necessity of  
Selective Service System and alternatives (sec.  
597)

Evaluation of issues affecting the disposition of  
remains of American sailors killed in the

explosion of the Ketch U.S.S. Intrepid in Tripoli Harbor on September 4, 1804 (sec. 598)

Legislative Provisions Not Adopted

Modification of definition of "joint duty assignment" to include all instructor assignments for joint training and education

Authorized leave available for members of the armed forces upon birth or adoption of a child

Navy recruiting and advertising

Limitation on simultaneous deployment to combat zones of dual-military couples who have minor dependents

Procedures for judicial review of military personnel decisions relating to correction of military records

Retroactive award of Army Combat Action Badge

Additional condition on repeal of Don't Ask, Don't Tell policy

Military regulations regarding marriage

Use of military installations as site for marriage ceremonies and participation of chaplains and other military and civilian personnel in their official capacity

Grade of commissioned officers in uniformed medical accession programs

Appointments to military service academies from nominations made by the governor of Puerto Rico

Consolidation of military department authority to issue arms, tentage, and equipment to educational institutions not maintaining units of Junior ROTC

Education and employment advocacy program for wounded members of the armed forces

Diversity recruitment efforts for the military service academies

Department of Defense support for programs on pro bono legal representation for members of the armed forces

Protection of child custody arrangements for parents who are members of the armed forces

Center for Military Family and Community Outreach

Mental health support for military personnel and families

Sense of Congress regarding financial counseling for military families

Cold War Service Medal

Privilege in cases arising under Uniform Code of Military Justice against disclosure of

communications between sexual assault victims and sexual assault response coordinators, victim advocates, and certain other persons  
Report on the achievement of diversity goals for the leadership of the armed forces  
Specification of period in which application for voter registration or absentee ballot from an overseas voter is valid  
Authority to provide support and services for certain organizations and activities outside Department of Defense  
Display of State, District of Columbia, and territorial flags by Armed Forces  
Wounded warrior careers program  
Sense of Congress regarding playing of bugle call commonly known as "Taps" at military funerals, memorial services, and wreath laying ceremonies  
Sense of Congress regarding support for Yellow Ribbon Day  
Postal benefits program  
Prohibition on the unauthorized use of names and images of members of the armed forces  
Limitation on military musical units  
Short title

#### TITLE VI-COMPENSATION AND OTHER PERSONNEL BENEFITS

##### Subtitle A-Pay and Allowances

Resumption of authority to provide temporary increase in rates of basic allowance for housing under certain circumstances (sec. 601)  
Lodging accommodations for members assigned to duty in connection with commissioning or fitting out of a ship (sec. 602)

##### Subtitle B-Bonuses and Special and Incentive Pays

One-year extension of certain bonus and special pay authorities for reserve forces (sec. 611)  
One-year extension of certain bonus and special pay authorities for health care professionals (sec. 612)  
One-year extension of special pay and bonus authorities for nuclear officers (sec. 613)  
One-year extension of authorities relating to title 37 consolidated special pay, incentive pay, and bonus authorities (sec. 614)  
One-year extension of authorities relating to payment of other title 37 bonuses and special pays (sec. 615)

Modification of qualifying period for payment of hostile fire and imminent danger special pay and hazardous duty special pay (sec. 616)

Subtitle C-Travel and Transportation Allowances Generally  
One-year extension of authority to reimburse travel expenses for inactive-duty training outside of normal commuting distance (sec. 621)

Subtitle D-Consolidation and Reform of Travel and Transportation Authorities  
Consolidation and reform of travel and transportation authorities of the uniformed services (sections 631 and 632)

Subtitle E-Commissary and Nonappropriated Fund Instrumentality Benefits and Operations  
Discretion of the Secretary of the Navy to select categories of merchandise to be sold by ship stores afloat (sec. 641)  
Access of military exchange stores system to credit available through Federal Financing Bank (sec. 642)  
Designation of Fisher House for the Families of the Fallen and Meditation Pavilion, Dover Air Force Base, Delaware, as a Fisher House (sec. 643)

Subtitle F-Disability, Retired Pay and Survivor Benefits  
Death gratuity and related benefits for reserves who die during an authorized stay at their residence during or between successive days of inactive duty training (sec. 651)

Subtitle G-Other Matters  
Report on basic allowance for housing for National Guard members transitioning between active duty and full-time National Guard duty (sec. 661)  
Report on incentives for recruitment and retention of health care professionals (sec. 662)

Legislative Provisions Not Adopted  
Fiscal year 2012 increase in military basic pay  
One-year extension of authorities relating to payment of referral bonuses  
Inclusion of members of the armed forces assigned to Egypt Multi-National Force and Observers Mission in United States Central Command rest and recuperation absence program  
Repeal of automatic enrollment in Family Servicemembers' Group Life Insurance for members of the armed forces married to other members  
Limitation on availability of certain funds pending report on provision of special compensation for

members of the uniformed services with injury or illness requiring assistance in everyday living

Repeal of sense of Congress on age and service requirements for retired pay for non-regular service

Repeal of requirement of reduction of Survivor Benefits Plan survivor annuities by Dependency and Indemnity Compensation

Expansion of use of uniform funding authority to include permanent change of station and temporary duty lodging programs operated through nonappropriated fund instrumentalities

Contracting authority for nonappropriated fund instrumentalities to provide and obtain goods and services

Enhanced commissary stores pilot program

Monthly amount and duration of Special Survivor Indemnity Allowance for widows and widowers of deceased members of the armed forces affected by required Survivor Benefit Plan annuity offset for Dependency and Indemnity Compensation

Reimbursement of American National Red Cross for humanitarian support and other services provided to members of the armed forces and their dependents

Treatment of members of the armed forces and civilian employees of the Department of Defense who were killed or wounded in the November 5, 2009, attack at Fort Hood, Texas

#### TITLE VII-HEALTH CARE PROVISIONS

##### Subtitle A-Improvements to Health Benefits

Annual enrollment fees for certain retirees and dependents (sec. 701)

Mental health assessments for members of the armed forces deployed in support of a contingency operation (sec. 702)

Behavioral health support for members of the reserve components of the armed forces (sec. 703)

Provision of food to certain members and dependents not receiving inpatient care in military medical treatment facilities (sec. 704)

Travel for anesthesia services for childbirth for command-sponsored dependents of members assigned to remote locations outside the continental United States (sec. 705)

Transitional health benefits for certain members with extension of active duty following active duty in support of a contingency operation (sec. 706)  
Provision of rehabilitative equipment under Wounded Warrior Act (sec. 707)  
Transition enrollment of Uniformed Services Family Health Plan Medicare-eligible retirees to TRICARE for Life (sec. 708)

Subtitle B-Health Care Administration

Codification and improvement of procedures for mental health evaluations for members of the armed forces (sec. 711)  
Extension of time limit for submittal of claims under the TRICARE program for care provided outside the United States (sec. 712)  
Expansion of State licensure exception for certain health care professionals (sec. 713)  
Clarification on confidentiality of medical quality assurance records (sec. 714)  
Maintenance of the adequacy of provider networks under the TRICARE program (sec. 715)  
Review of the administration of the military health system (sec. 716)  
Limitation on availability of funds for the future electronic health records program (sec. 717)

Subtitle C-Reports and Other Matters

Modification of authorities on surveys on continued viability of TRICARE Standard and TRICARE Extra (sec. 721)  
Treatment of wounded warriors (sec. 722)  
Report on research and treatment of post-traumatic stress disorder (sec. 723)  
Report on memorandum regarding traumatic brain injuries (sec. 724)  
Comptroller General report on women-specific health services and treatment for female members of the armed force (sec. 725)  
Comptroller General report on contracted health care staffing for military medical treatment facilities (sec. 726)

Legislative Provisions Not Adopted

TRICARE Standard for certain members of the Individual Ready Reserve  
Cooperative health care agreements  
Prostate cancer imaging research initiative  
Defense Centers of Excellence for Psychological Health and Traumatic Brain Injury

Collaborative military-civilian trauma training programs  
 Traumatic brain injury  
 Competitive programs for alcohol and substance abuse disorders  
 Pilot program on payment for treatment of members of the armed forces and veterans for traumatic brain injury and post-traumatic stress disorder  
 Report on establishment of registry on occupational and environmental chemical concerns  
 Sense of Congress on post-traumatic stress disorder  
 Study on breast cancer among members of the armed forces and veterans  
 Transfer of Defense Centers of Excellence for Psychological Health and Traumatic Brain Injury

**TITLE VIII-ACQUISITION POLICY, ACQUISITION MANAGEMENT, AND RELATED MATTERS**

**Subtitle A-Acquisition Policy and Management**

Requirements relating to core depot-level maintenance and repair capabilities for Milestone A and Milestone B and elimination of references to Key Decision Points A and B (sec. 801)  
 Revision to law relating to disclosures to litigation support contractors (sec. 802)  
 Extension of applicability of the senior executive benchmark compensation amount for purposes of allowable cost limitations under defense contracts (sec. 803)  
 Extension of availability of funds in the Defense Acquisition Workforce Development Fund (sec. 804)  
 Defense Contract Audit Agency annual report (sec. 805)  
 Inclusion of data on contractor performance in past performance databases for source selection decisions (sec. 806)  
 Implementation of recommendations of Defense Science Board Task Force on improvements to Service Contracting (sec. 807)  
 Temporary limitation on aggregate annual amount available for contract services (sec. 808)  
 Annual report on single-award task and delivery order contracts (sec. 809)

**Subtitle B-Amendments to General Contracting Authorities, Procedures, and Limitations**

Calculation of time period relating to report on critical changes in major automated information systems (sec. 811)

Change in deadline for submission of Selected Acquisition Reports from 60 to 45 days (sec. 812)

Extension of sunset date for certain protests of task and delivery order contracts (sec. 813)

Clarification of Department of Defense authority to purchase right-hand drive passenger sedan vehicles and adjustment of threshold for inflation (sec. 814)

Rights in technical data and validation of proprietary data restrictions (sec. 815)

Covered contracts for purposes of requirements on contractor business systems (sec. 816)

Compliance with defense procurement requirements for purposes of internal controls of non-defense agencies for procurements on behalf of the Department of Defense (sec. 817)

Detection and avoidance of counterfeit electronic parts (sec. 818)

Modification of certain requirements of the Weapon Systems Acquisition Reform Act of 2009 (sec. 819)

Inclusion of contractor support requirements in Department of Defense planning documents (sec. 820)

Amendment relating to buying tents, tarpaulins, or covers from American sources (sec. 821)

Repeal of sunset of authority to procure fire resistant rayon fiber from foreign sources for the production of uniforms (sec. 822)

Prohibition on collection of political information (sec. 823)

Subtitle C-Provisions Relating to Major Defense Acquisition Programs

Waiver of requirements relating to new milestone approval for certain major defense acquisition programs experiencing critical cost growth due to change in quantity purchased (sec. 831)

Assessment, management, and control of operating and support costs for major weapon systems (sec. 832)

Clarification of responsibility for cost analyses and targets for contract negotiation purposes (sec. 833)

Modification of requirements for guidance on management of manufacturing risk in major defense acquisition programs (sec. 834)

Management of developmental test and evaluation for major defense acquisition programs (sec. 835)

Assessment of risk associated with development of major weapon systems to be procured under cooperative projects with friendly foreign countries (sec. 836)

Competition in maintenance and sustainment of subsystems of major weapon systems (sec. 837)

Oversight of and reporting requirements with respect to Evolved Expendable Launch Vehicle program (sec. 838)

Implementation of acquisition strategy for Evolved Expendable Launch Vehicle (sec. 839)

Subtitle D-Provisions Relating to Contracts in Support of Contingency Operations in Iraq or Afghanistan

Prohibition on contracting with the enemy in the United States Central Command theater of operations (sec. 841)

Additional access to contractor and subcontractor records in the United States Central Command Theater of Operations (sec. 842)

Reach-back contracting authority for Operation Enduring Freedom and Operation New Dawn (sec. 843)

Competition and review of contracts for property or services in support of a contingency operation (sec. 844)

Inclusion of associated support services in rapid acquisition and deployment procedures for supplies (sec. 845)

Joint Urgent Operational Needs Fund to rapidly meet urgent operational needs (sec. 846)

Subtitle E-Defense Industrial Base Matters

Assessment of the defense industrial base pilot program (sec. 851)

Strategy for securing the defense supply chain and industrial base (sec. 852)

Assessment of feasibility and advisability of establishment of rare earth material inventory (sec. 853)

Department of Defense assessment of industrial base for night vision image intensification sensors (sec. 854)

Technical amendment relating to responsibilities of Deputy Assistant Secretary of Defense for Manufacturing and Industrial Base Policy (sec. 855)

Subtitle F-Other Matters

Clarification of jurisdiction of the United States district courts to hear bid protest disputes involving maritime contracts (sec. 861)

Encouragement of contractor Science, Technology, Engineering, and Math (STEM) programs (sec. 862)

Sense of Congress and report on authorities available to the Department of Defense for multiyear contracts for the purchase of alternative fuels (sec. 863)

Acquisition workforce improvements (sec. 864)

Modification of delegation of authority to make determinations on entry into cooperative research and development agreements with NATO and other friendly organizations and countries (sec. 865)

Three-year extension of test program for negotiation of comprehensive small business subcontracting plans (sec. 866)

Five-year extension of Department of Defense mentor-protégé program (sec. 867)

Legislative Provisions Not Adopted

Additional information on waivers under the Buy American Act by Department of Defense required to be included in annual report

Assessment of Department of Defense contracting actions and the impact on small business

Comptroller General assessment of government competition in the Department of Defense industrial base

Comptroller General of the United States reports on Department of Defense implementation of justification and approval requirements for certain sole-source contracts

Comptroller General of the United States reports on noncompetitive and one-offer contracts awarded by the Department of Defense

Definitions

Exemption of Department of Defense from alternative fuel procurement requirement

Extension and expansion of small business programs of the Department of Defense

Para-aramid fibers and yarns

Procurement of photovoltaic devices

Prohibition on use of funds for certain programs

Quality Assurance Surveillance Plan for security contractors operating in Afghanistan and in support of other contingency operations

Report on impact of foreign boycotts on the defense industrial base

Reports on use of indemnification agreements

Supplier risk management

Waiver of "Buy American" requirement for procurement of components otherwise producible overseas with specialty metal not produced in the United States

TITLE IX-DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

Subtitle A-Department of Defense Management

Revision of defense business systems requirements (sec. 901)

Qualifications for appointments to the position of Deputy Secretary of Defense (sec. 902)

Designation of Department of Defense senior official with principal responsibility for airship programs (sec. 903)

Memoranda of agreement on identification and dedication of enabling capabilities of general purpose forces to fulfill certain requirements of special operations forces (sec. 904)

Assessment of Department of Defense access to non-United States citizens with scientific and technical expertise vital to the national security interests (sec. 905)

Sense of Congress on use of modeling and simulation in Department of Defense activities (sec. 906)

Sense of Congress on ties between Joint Warfighting and Coalition Center and Allied Command Transformation of NATO (sec. 907)

Report on effects of planned reductions of personnel at the Joint Warfare Analysis Center on personnel skills (sec. 908)

Subtitle B-Space Activities

Harmful interference to Department of Defense Global Positioning System (sec. 911)

Authority to designate increments or blocks of satellites as major subprograms subject to acquisition reporting requirements (sec. 912)

Subtitle C-Intelligence-Related Matters

Report on implementation of recommendations by the Comptroller General on intelligence information sharing (sec. 921)

Insider threat detection (sec. 922)

Expansion of authority for exchanges of mapping, charting, and geodetic data to include nongovernmental organizations and academic institutions (sec. 923)

Ozone Widget Framework (sec. 924)  
Plan for incorporation of enterprise query and correlation capability into the Defense Intelligence Information Enterprise (sec. 925)  
Facilities for intelligence collection or special operations activities abroad (sec. 926)

Subtitle D-Total Force Management  
General policy for total force management (sec. 931)  
Revisions to Department of Defense civilian personnel management constraints (sec. 932)  
Additional amendments relating to total force management (sec. 933)  
Modifications of annual defense manpower requirements report (sec. 934)  
Revisions to strategic workforce plan (sec. 935)  
Amendments to requirements for inventory of contracts for services (sec. 936)  
Preliminary planning and duration of public-private competitions (sec. 937)  
Conversion of certain functions from contractor performance to performance by Department of Defense civilian employees (sec. 938)

Subtitle E-Quadrennial Roles and Missions and Related Matters  
Chairman of the Joint Chiefs of Staff assessment of contingency plans (sec. 941)  
Quadrennial defense review (sec. 942)

Subtitle F-Other Matters  
Activities to improve multilateral, bilateral, and regional cooperation regarding cybersecurity (sec. 951)  
Report on United States Special Operations Command structure (sec. 952)  
Strategy to acquire capabilities to detect previously unknown cyber attacks (sec. 953)  
Military activities in cyberspace (sec. 954)

Legislative Provisions Not Adopted  
Redesignation of the Department of the Navy as the Department of the Navy and Marine Corps  
Modification of temporary suspension of public-private competitions for conversion of Department of Defense functions to contractor performance  
Assessment of appropriate Department of Defense and contractor personnel for the Defense Medical Readiness Training Institute  
Transfer of provisions relating to quadrennial roles and missions review

Revisions to the quadrennial roles and missions review  
Amendment to presentation of future-years budget and  
Comptroller General report on budget  
justification material  
Deadline revision for report on foreign language  
proficiency  
Sense of Congress regarding the performance of  
commercially-available activities by Department  
of Defense civilian employees  
Clarification of status of participants of defense  
industrial base active cyber defense pilot  
project  
Expansion of oversight offices in Department of  
Defense  
Report on the manufacturing policy of the United  
States  
Commercial space launch cooperation  
Enhancement of authorities relating to the United  
States Northern Command and other combatant  
commands

#### TITLE X-GENERAL PROVISIONS

##### Subtitle A-Financial Matters

General transfer authority (sec. 1001)  
Budgetary effects of this Act (sec. 1002)  
Additional requirements relating to the development of  
Financial Improvement and Audit Readiness Plan  
(sec. 1003)  
Display of procurement of equipment for the reserve  
components of the armed forces under estimated  
expenditures for procurement in future-years  
defense programs (sec. 1003A)

##### Subtitle B-Counter-Drug Activities

Extension of authority for joint task forces to  
provide support to law enforcement agencies  
conducting counter-terrorism activities (sec.  
1004)  
Three-year extension and modification of authority of  
Department of Defense to provide additional  
support for counterdrug activities of other  
governmental agencies (sec. 1005)  
Two-year extension and expansion of authority to  
provide additional support to counter-drug  
activities of certain foreign governments (sec.  
1006)  
Extension of authority to support unified counter-drug  
and counterterrorism campaign in Colombia (sec.  
1007)

Reporting requirement on expenditures to support foreign counter-drug activities (sec. 1008)

Subtitle C-Naval Vessels and Shipyards

Budgeting for construction of naval vessels (sec. 1011)

Sense of Congress on naming of Naval vessel after United States Marine Corps Sergeant Rafael Peralta (sec. 1012)

Limitation on availability of funds for placing Maritime Prepositioning Ship squadrons on reduced operating status (sec. 1013)

Report on policies and practices of the Navy for naming the vessels of the Navy (sec. 1014)

Transfer of certain high-speed ferries to the Navy (sec. 1015)

Modification of conditions on status of retired aircraft carrier ex-John F. Kennedy (sec. 1016)

Assessment of stationing of additional DDG-51 class destroyers at Naval Station Mayport, Florida (sec. 1017)

Subtitle D-Counterterrorism

Affirmation of authority of the Armed Forces of the United States to detain covered persons pursuant to the Authorization for Use of Military Force (sec. 1021)

Military custody for foreign al-Qaeda terrorists (sec. 1022)

Procedures for periodic detention review of individuals detained at United States Naval Station, Guantanamo Bay, Cuba (sec. 1023)

Procedures for status determinations (sec. 1024)

Requirement for national security protocols governing detainee communications (sec. 1025)

Prohibition on use of funds to construct or modify facilities in the United States to house detainees transferred from United States Naval Station, Guantanamo Bay, Cuba (sec. 1026)

Prohibition on the use of funds for the transfer or release of individuals detained at United States Naval Station, Guantanamo Bay, Cuba (sec. 1027)

Requirements for certifications relating to the transfer of detainees at United States Naval Station, Guantanamo Bay, Cuba, to foreign countries and other foreign entities (sec. 1028)

Requirement for consultation regarding prosecution of terrorists (sec. 1029)

Clarification of right to plead guilty in trial of capital offense by military commission (sec. 1030)

Counterterrorism operational briefing requirement (sec. 1031)

National security planning guidance to deny safe havens to al-Qaeda and its violent extremist affiliates (sec. 1032)

Extension of authority to make rewards for combating terrorism (sec. 1033)

Amendments relating to the Military Commissions Act of 2009 (sec. 1034)

Subtitle E-Nuclear Forces

Biennial assessment and report on the delivery platforms for nuclear weapons and the nuclear command and control system (sec. 1041)

Plan on implementation of the New START Treaty (sec. 1042)

Annual report on the plan for the nuclear weapons stockpile, nuclear weapons complex, nuclear weapons delivery systems, and nuclear weapons command and control system (sec. 1043)

Sense of the Congress on nuclear force reductions (sec. 1044)

Nuclear force reductions (sec. 1045)

Nuclear employment strategy of the United States (sec. 1046)

Comptroller General report on nuclear weapon capabilities and force structure requirements (sec. 1047)

Report on feasibility of joint replacement fuze program (sec. 1048)

Subtitle F-Financial Management

Modification of authorities on certification and credential standards for financial management positions in the Department of Defense (sec. 1051)

Reliability of Department of Defense financial statements (sec. 1052)

Inclusion of plan on the financial management workforce in the strategic workforce plan of the Department of Defense (sec. 1053)

Tracking implementation of Department of Defense efficiencies (sec. 1054)

Subtitle G-Repeal and Modification of Reporting Requirements

Repeal of reporting requirements under title 10,  
United States Code (sec. 1061-1067)

Subtitle H-Studies and Reports

Transmission of reports in electronic format (sec.  
1068)

Modifications to annual aircraft procurement plan  
(sec. 1069)

Change of deadline for annual report to Congress on  
National Guard and reserve component equipment  
(sec. 1070)

Report on nuclear aspirations of non-state entities,  
nuclear weapons, and related programs in non-  
nuclear weapons states and countries not parties  
to the nuclear non-proliferation treaty, and  
certain foreign persons (sec. 1071)

Implementation plan for whole-of-government vision  
prescribed in the National Security Strategy  
(sec. 1072)

Reports on resolution restrictions on the commercial  
sale or dissemination of electro-optical imagery  
collected by satellites (sec. 1073)

Report on integration of unmanned aerial systems into  
the national airspace system (sec. 1074)

Report on feasibility of using unmanned aerial systems  
to perform airborne inspection of navigational  
aids in foreign airspace (sec. 1075)

Comptroller General review of medical research and  
development relating to improved combat casualty  
care (sec. 1076)

Reports to Congress on the modifications of the force  
structure for the strategic nuclear weapons  
delivery systems of the United States (sec. 1077)

Comptroller General of the United States reports on  
the major automated information system programs  
of the Department of Defense (sec. 1078)

Report on Defense Department analytic capabilities  
regarding foreign ballistic missile threats (sec.  
1079)

Report on approval and implementation of Air Sea  
Battle Concept (sec. 1080)

Report on costs of units of the reserve components and  
the active components of the armed forces (sec.  
1080A)

Subtitle I-Miscellaneous Authorities and Limitations

Authority for assignment of civilian employees of the  
Department of Defense as advisors to foreign  
ministries of defense (sec. 1081)

Exemption from Freedom of Information Act for data files of the military flight operations quality assurance systems of the military departments (sec. 1082)

Limitation on procurement and fielding of light attack armed reconnaissance aircraft (sec. 1083)

Prohibition on the use of funds for manufacturing beyond low rate initial production at certain prototype integration facilities (sec. 1084)

Use of State Partnership Program Funds for certain purposes (sec. 1085)

#### Subtitle J-Other Matters

Redesignation of psychological operations as military information support operations in title 10, United States Code, to conform to Department of Defense usage (sec. 1086)

Termination of requirement for appointment of civilian members of National Security Education Board by and with the advice and consent of the Senate (sec. 1087)

Sense of Congress on application of moratorium on earmarks to this Act (sec. 1088)

Technical Amendment (sec. 1089)

Cybersecurity collaboration between the Department of Defense and the Department of Homeland Security (sec. 1090)

Treatment under Freedom of Information Act of certain Department of Defense critical infrastructure security information (sec. 1091)

Expansion of scope of humanitarian demining assistance program to include stockpiled conventional munitions assistance (sec. 1092)

Number of Navy carrier air wings and carrier air wing headquarter (sec. 1093)

Display on annual budget requirements for organizational clothing and individual equipment (sec. 1094)

National Rocket Propulsion Strategy (sec. 1095)

Grants to certain regulated companies for specified energy property not subject to normalization rules (sec. 1096)

Unmanned aerial systems and national airspace (sec. 1097)

Modification of dates of Comptroller General of the United States review of executive agreement on Joint Medical Facility Demonstration Project,

North Chicago and Great Lakes, Illinois (sec. 1098)

Legislative Provisions Not Adopted

Mitigation of national security threats along the border of the United States and Mexico

Report on policies and practices of the Navy for naming the vessels of the Navy

Definition of individual detained at Guantanamo

Prohibition on family member visitation of individuals detained at Naval Station, Guantanamo Bay, Cuba

Management of Department of Defense installations

Prohibition on United States citizenship for detainees repatriated to the Federated States of Micronesia, the Republic of Palau, and the Republic of the Marshall Islands

Sense of Congress regarding the efforts by the Department of Defense to keep America safe from terrorist attacks since 9/11

Trial of foreign terrorists

Business case analysis for Department of Defense efficiencies

Biennial review of required reports

Report on homeland defense activities

Study on the recruitment, retention, and development of cyberspace experts

Report on certain unnecessary or unwanted Department of Defense programs

Report on a Department of Defense recycling program for rare earth materials

Report on National Guard and reserve components of the armed forces

Report on status of implementation of accepted recommendations in the Final Report of the 2010 Army Acquisition Review Panel

Comptroller General report on Department of Defense science and technology Programs

Comptroller General report on Science, Technology, Engineering, and Math initiatives

Report on effects of changing flag officer positions within the Air Force Materiel Command

Sense of Congress regarding deployment of the National Guard to the southwestern border of the United States

Rules of engagement for members of the armed forces deployed in designated hostile fire areas

Improving the transition of members of the armed forces with experience in the operation of

certain motor vehicles into careers operating commercial motor vehicles in the private sector  
Acquisition and procurement exchanges between the United States and India  
Mandatory implementation of the standing advisory panel on improving coordination among the Department of Defense, the Department of State, and the United States Agency for International Development on matters of national security  
Inclusion of religious symbols as part of military memorials  
Report to Congress on maintenance, repair, and overhaul capability of Navy unmanned aerial systems  
Sense of Congress regarding the killing of Osama bin Laden  
Submittal of information regarding individuals detained at United States Naval Station, Guantanamo Bay, Cuba  
Sense of Congress regarding the recovery of the remains of certain members of the armed forces killed in Thurston Island, Antarctica  
Requirement that written communications from Congress be made public by Department of Defense  
Sense of Congress regarding deployment of armed forces without considerable deliberation  
Sense of Congress regarding the establishment of a Korean War National Museum  
Interagency Collaboration  
Designation of "Taps" as National Song of Remembrance  
Sense of Congress regarding United States Northern Command preparedness  
Closing of National Drug Intelligence Center  
Sunken military craft  
Proclamation for national day of honor to celebrate members of the armed forces returning from Iraq, Afghanistan, and other combat areas  
Additional budget items  
Continuation as a permanent program and enhancement of activities of Task Force for Emergency Readiness pilot program of the Federal Emergency Management Agency

#### TITLE XI-CIVILIAN PERSONNEL MATTERS

##### Subtitle A-Personnel

Amendments to Department of Defense personnel authorities (sec. 1101)

Provisions relating to Department of Defense performance management system (sec. 1102)  
Repeal of sunset provision relating to direct hire authority at demonstration laboratories (sec. 1103)  
One-year extension of authority to waive annual limitation on premium pay and aggregate limitation on pay for federal civilian employees working overseas (sec. 1104)  
Waiver of certain pay limitations (sec. 1105)  
Services of post-combat case coordinators (sec. 1106)  
Authority to wave maximum age limit for certain appointments (sec. 1107)  
Sense of Congress relating to pay parity for federal employees serving at certain remote military installations (sec. 1108)  
Federal internship programs (sec. 1109)  
Extension and expansion of experimental personnel program for scientific and technical personnel (sec. 1110)  
Authority of the secretaries of the military departments to employ up to 10 persons without pay (sec. 1111)  
Two-year extension of discretionary authority to grant allowances, benefits, and gratuities to personnel on official duty in a combat zone (sec. 1112)

#### Subtitle B-Other Matters

Modification of beneficiary designation authorities for death gratuity payable upon death of a United States government employee in service with the armed forces (sec. 1121)  
Authority for waiver of recovery of certain payments previously made under civilian employees voluntary separation incentive program (sec. 1122)  
Extension of continued health benefits (sec. 1123)  
Disclosure of senior mentors (sec. 1124)  
Termination of Joint Safety Climate Assessment System (sec. 1125)

#### Legislative Provisions Not Adopted

Denial of certain pay adjustments for unacceptable performance  
Reports by Office of Special Counsel

### TITLE XII-MATTERS RELATING TO FOREIGN NATIONS

#### Subtitle A-Assistance and Training

Commanders' Emergency Response Program in Afghanistan (sec. 1201)

Three-year extension of temporary authority to use acquisition and cross-servicing agreements to lend military equipment for personnel protection and survivability (sec. 1202)

Extension and expansion of authority for support of special operations to combat terrorism (sec. 1203)

Modification and extension of authorities relating to program to build the capacity of foreign military forces (sec. 1204)

Two-year extension of authorization for non-conventional assisted recovery capabilities (sec. 1205)

Support of foreign forces participating in operations to disarm the Lord's Resistance Army (sec. 1206)

Global Security Contingency Fund (sec. 1207)

Subtitle B-Matters Relating to Iraq, Afghanistan, and Pakistan

Extension and modification of logistical support for coalition forces supporting operations in Iraq and Afghanistan (sec. 1211)

One-year extension of authority to transfer defense articles and provide defense services to the military and security forces of Iraq and Afghanistan (sec. 1212)

One-year extension of authority for reimbursement of certain coalition nations for support provided to United States military operations (sec. 1213)

Limitation on funds to establish permanent military installations or bases in Iraq and Afghanistan (sec. 1214)

Authority to support operations and activities of the Office of Security Cooperation in Iraq (sec. 1215)

One-year extension of authority to use funds for reintegration activities in Afghanistan (sec. 1216)

Authority to establish a program to develop and carry out infrastructure projects in Afghanistan (sec. 1217)

Two-year extension of certain reports on Afghanistan (sec. 1218)

Limitation on availability of amounts for reintegration activities in Afghanistan (sec. 1219)

Extension and modification of Pakistan Counterinsurgency Fund (sec. 1220)

Benchmarks to evaluate the progress being made toward the transition of security responsibilities for Afghanistan to the Government of Afghanistan (sec. 1221)

Subtitle C-Reports and Other Matters

Report on Coalition Support Fund reimbursements to the Government of Pakistan for operations conducted in support of Operation Enduring Freedom (sec. 1231)

Review and report on Iran's and China's conventional and anti-access capabilities (sec. 1232)

Report on energy security of NATO alliance (sec. 1233)  
Comptroller General of the United States report on the National Guard State Partnership Program (sec. 1234)

Man-portable air-defense systems originating from Libya (sec. 1235)

Report on military and security developments involving the Democratic People's Republic of Korea (sec. 1236)

Sense of Congress on non-strategic nuclear weapons and extended deterrence policy (sec. 1237)

Annual report on Military and Security Developments involving the People's Republic of China (sec. 1238)

Report on expansion of participation in Euro-NATO Joint Jet Pilot Training Program (sec. 1239)

Report on Russian nuclear forces (sec. 1240)

Report on progress of the African Union in operationalizing the African Standby Force (sec. 1241)

Defense Cooperation with Republic of Georgia (sec. 1242)

Prohibition on procurements from Communist Chinese military companies (sec. 1243)

Sharing of classified United States ballistic missile defense information with the Russian Federation (sec. 1244)

Imposition of sanctions with respect to the financial sector of Iran (sec. 1245)

Legislative Provisions Not Adopted

Conditional extension and modification of authority to build the capacity of counterterrorism forces of Yemen

Interagency working group on foreign police training  
Authority to build the capacity of certain counterterrorism forces of East African countries

Report on extension of United States-Iraq Status of Forces Agreement

Report on United States military strategy in Afghanistan in light of the Death of Osama Bin Laden

National security risk assessment of United States federal debt owned by the People's Republic of China

Congressional notification requirement before permanent relocation of any United States military unit stationed outside the United States

International agreements relating to missile defense Certification requirement regarding efforts by Government of Pakistan to implement a strategy to counter improvised explosive devices

Rule of construction relating to the situation in Libya

Report on long-term costs of Operation Iraqi Freedom, Operation Enduring Freedom, and Operation Odyssey Dawn

Prohibition on United States ground combat presence in Libya

Repeal of the United States Institute of Peace Act

#### TITLE XIII-COOPERATIVE THREAT REDUCTION

Specification of Cooperative Threat Reduction programs and funds (sec. 1301)

Funding allocations (sec. 1302)

Limitation on availability of funds for cooperative biological engagement program (sec. 1303)

Limitation on use of funds for establishment of centers of excellence in countries outside of the former Soviet Union (sec. 1304)

#### TITLE XIV-OTHER AUTHORIZATIONS

##### Subtitle A-Military Programs

Working capital funds (sec. 1401)

National Defense Sealift Fund (sec. 1402)

Chemical agents and munitions destruction, defense (sec. 1403)

Drug interdiction and counterdrug activities, defense-wide (sec. 1404)

Defense Inspector General (sec. 1405)

Defense Health Program (sec. 1406)

##### Subtitle B-National Defense Stockpile

Authorized uses of National Defense Stockpile funds (sec. 1411)

Revision to required receipt objectives for previously authorized disposals from the National Defense Stockpile (sec. 1412)

Subtitle C-Other Matters

Authorization of appropriations for Armed Forces Retirement Home (sec. 1421)

Authority for transfer of funds to Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund for Captain James A. Lovell Health Care Center, Illinois (sec. 1422)

Legislative Provisions Not Adopted

Changes to management organization to the Assembled Chemical Weapons Alternative program

Amendment of Armed Forces Retirement Home Act of 1991  
Annual validation of multiyear accreditation

Mission force enhancement transfer fund

TITLE XV-AUTHORIZATION OF ADDITIONAL APPROPRIATIONS FOR OVERSEAS CONTINGENCY OPERATIONS

Subtitle A-Authorization of Additional Appropriations

Purpose (sec. 1501)

Procurement (sec. 1502)

Research, development, test, and evaluation (sec. 1503)

Operation and maintenance (sec. 1504)

Military Personnel (sec. 1505)

Working capital funds (sec. 1506)

Defense Health Program (sec. 1507)

Drug Interdiction and Counter-Drug Activities, Defense-wide (sec. 1508)

Defense Inspector General (sec. 1509)

Subtitle B-Financial Matters

Treatment as additional authorizations (sec. 1521)

Special transfer authority (sec. 1522)

Subtitle C-Limitations and Other Matters

Joint Improvised Explosive Device Defeat Fund (sec. 1531)

Continuation of prohibition on use of United States funds for certain facilities projects in Iraq (sec. 1532)

Availability of funds in Afghanistan Security Forces Fund (sec. 1533)

One-year extension of project authority and related requirements of Task Force for Business and Stability Operations in Afghanistan (sec. 1534)

Limitation on availability of funds for Trans Regional Web Initiative (sec. 1535)

Report on lessons learned from Department of Defense

participation on interagency teams for  
counterterrorism operations in Afghanistan and  
Iraq (sec. 1536)

DIVISION B-MILITARY CONSTRUCTION AUTHORIZATIONS

Short title (sec. 2001)

Expiration of authorizations and amounts required to  
be specified by law (sec. 2002)

Legislative Provisions Not Adopted

Funding tables

Effective date

Limitation on implementation of projects designated at  
various location

TITLE XXI-ARMY

Authorized Army construction and land acquisition  
projects (sec. 2101)

Family housing (sec. 2102)

Improvements to military family housing units (sec.  
2103)

Authorization of appropriations, Army (sec. 2104)

Modification of authority to carry out certain fiscal  
year 2009 project (sec. 2105)

Modification of authority to carry out certain fiscal  
year 2010 project (sec. 2106)

Modification of authority to carry out certain fiscal  
year 2011 projects (sec. 2107)

Additional authority to carry out certain fiscal year  
2012 project (sec. 2108)

Extension of authorizations of certain fiscal year  
2008 projects (sec. 2109)

Extension of authorizations of certain fiscal year  
2009 projects (sec. 2110)

Tour normalization (sec. 2111)

Technical amendments to correct certain project  
specifications (sec. 2112)

Legislative Provision Not Adopted

Additional budget items relating to Army construction  
and land acquisition projects

TITLE XXII-NAVY

Authorized Navy construction and land acquisition  
projects (sec. 2201)

Family housing (sec. 2202)

Improvements to military family housing units (sec.  
2203)

Authorization of appropriations, Navy (sec. 2204)

Extension of authorizations of certain fiscal year  
2008 project (sec. 2205)

Extension of authorizations of certain fiscal year  
2009 projects (sec. 2206)  
Guam realignment (sec. 2207)  
Reduction of Navy military construction authorization  
(sec. 2208)  
Legislative Provision Not Adopted  
Additional budget items relating to Navy construction  
and land acquisition projects

TITLE XXIII-AIR FORCE

Legislative Provisions Adopted  
Authorized Air Force construction and land acquisition  
projects (sec. 2301)  
Family housing (sec. 2302)  
Improvements to military family housing units (sec.  
2303)  
Authorization of appropriations, Air Force (sec. 2304)  
Modification of authority to carry out certain fiscal  
year 2010 project (sec. 2305)  
Extension of authorization of certain fiscal year 2009  
project (sec. 2306)  
Reduction of Air Force military construction  
authorization (sec. 2307)

Legislative Provisions Not Adopted  
Limitation on implementation of consolidation of Air  
and Space Operations Center of the Air Force  
Additional budget items relating to Air Force  
construction and land acquisition projects

TITLE XXIV-DEFENSE AGENCIES

Subtitle A-Defense Agency Authorizations  
Authorized defense agencies construction and land  
acquisition projects (sec. 2401)  
Authorized energy conservation projects (sec. 2402)  
Authorization of appropriations, defense agencies  
(sec. 2403)

Subtitle B-Chemical Demilitarization Authorizations  
Authorization of appropriations, chemical  
demilitarization construction, defense-wide (sec.  
2411)

Subtitle C-Other Matters  
Reduction of defense agencies military construction  
authorization (sec. 2421)

Legislative Provision Not Adopted  
Additional budget items relating to defense agencies  
construction and land acquisition projects

TITLE XXV-NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT  
PROGRAM

Legislative Provisions Adopted

Authorized NATO construction and land acquisition projects (sec. 2501)  
Authorization of appropriations, NATO (sec. 2502)  
TITLE XXVI-GUARD AND RESERVE FORCES FACILITIES  
Subtitle A-Project Authorizations and Authorization of Appropriations  
Authorized Army National Guard construction and land acquisition projects (sec. 2601)  
Authorized Army Reserve construction and land acquisition projects (sec. 2602)  
Authorized Navy Reserve construction and land acquisition projects (sec. 2603)  
Authorized Air National Guard construction and land acquisition projects (sec. 2604)  
Authorized Air Force Reserve construction and land acquisition projects (sec. 2605)  
Authorization of appropriations, National Guard and Reserve (sec. 2606)  
Subtitle B-Other Matters  
Extension of authorization of certain fiscal year 2008 project (sec. 2611)  
Extension of authorization of certain fiscal year 2009 projects (sec. 2612)  
Modification of authority to carry out certain fiscal year 2008 and 2009 projects (sec. 2613)  
Legislative Provisions Not Adopted  
Additional budget items relating to Air Force Reserve construction and land acquisition projects  
Additional budget items relating to Air National Guard construction and land acquisition projects  
Additional budget items relating to Army National Guard construction and land acquisition projects  
TITLE XXVII-BASE REALIGNMENT AND CLOSURE ACTIVITIES  
Legislative Provisions Adopted  
Authorization of appropriations for base realignment and closure activities funded through Department of Defense Base Closure Account 1990 (sec. 2701)  
Authorized Base Realignment and Closure activities funded through Department of Defense Base Closure account 2005 (sec. 2702)  
Completion of specific base closure and realignment recommendations (sec. 2703)  
Special considerations related to transportation infrastructure in consideration and selection of military installations for closure or realignment (sec. 2704)  
Legislative Provisions Not Adopted

Authorization of appropriations for Base Realignment and Closure activities funded through Department of Defense Base Closure account 2005

Reduction of military construction authorization for base realignment and closure activities authorized through the Department of Defense Base Closure Account 1990

Increased emphasis on evaluation of costs and benefits in consideration and selection of military installations for closure or realignment

Limitation on BRAC 133 project implementation

TITLE XXVIII-MILITARY CONSTRUCTION GENERAL PROVISIONS

Subtitle A-Military Construction Program and Military Family Housing Changes

Prohibition on use of any cost-plus system of contracting for military construction and military family housing projects (sec. 2801)

Modification of authority to carry out unspecified minor military construction projects (sec. 2802)

Protections for suppliers of labor and materials under contracts for military construction projects and military family housing projects (sec. 2803)

Extension of temporary, limited authority to use operation and maintenance funds for construction projects outside the United States (sec. 2804)

General military construction transfer authority (sec. 2805)

Subtitle B-Real Property and Facilities Administration

Clarification of authority to use Pentagon Reservation Maintenance Revolving Fund for minor construction and alteration activities at Pentagon Reservation (sec. 2811)

Reporting requirements related to the granting of easements (sec. 2812)

Limitations on use or development of property in Clear Zone Areas and clarification of authority to limit encroachments (sec. 2813)

Department of Defense conservation and cultural activities (sec. 2814)

Exchange of property at military installations (sec. 2815)

Defense access road program enhancements to address transportation infrastructure in vicinity of military installations (sec. 2816)

Subtitle C-Energy Security

Consolidation of definitions used in energy security chapter (sec. 2821)

Consideration of energy security in developing energy projects on military installations using renewable energy sources (sec. 2822)

Establishment of interim objective for the Department of Defense 2025 renewable energy goal (sec. 2823)

Use of centralized purchasing agents for renewable energy certificates to reduce cost of facility energy projects using renewable energy sources and improve efficiencies (sec. 2824)

Identification of energy-efficient products for use in construction, repair, or renovation of Department of Defense facilities (sec. 2825)

Submission of annual Department of Defense energy management reports (sec. 2826)

Requirement for Department of Defense to capture and track data generated in metering Department facilities (sec. 2827)

Metering of Navy piers to accurately measure energy consumption (sec. 2828)

Training policy for Department of Defense energy managers (sec. 2829)

Report on energy-efficiency standards and prohibition on use of funds for Leadership in Energy and Environmental Design gold or platinum certification (sec. 2830)

Subtitle D-Provisions Related to Guam Realignment

Certification of medical care coverage for H-2B temporary workforce on military construction projects on Guam (sec. 2841)

Repeal of condition on use of specific utility conveyance authority regarding Guam integrated water and wastewater treatment system (sec. 2842)

Subtitle E-Land Conveyances

Land conveyance and exchange, Joint Base Elmendorf Richardson, Alaska (sec. 2851)

Release of reversionary interest, Camp Joseph T. Robinson, Arkansas (sec. 2852)

Clarification of land conveyance authority, Camp Caitlin and Ohana Nui areas, Hawaii (sec. 2853)

Land exchange, Fort Bliss Texas (sec. 2854)

Land Conveyance, former Defense Depot Ogden, Utah (sec. 2855)

Subtitle F-Other Matters

Redesignation of Industrial College of the Armed Forces as the Dwight D. Eisenhower School for National Security and Resource Strategy (sec. 2861)

Redesignation of Mike O'Callaghan Federal Hospital in Nevada as Mike O'Callaghan Federal Medical Center (sec. 2862)

Prohibition on naming Department of Defense real property after a Member of Congress (sec. 2863)

Notification of reductions in number of members of the armed forces assigned to permanent duty at a military installation (sec. 2864)

Investment plan for the modernization of public shipyards under jurisdiction of Department of the Navy (sec. 2865)

Report on the homeowners assistance program (sec. 2866)

Data servers and centers (sec. 2867)

#### Legislative Provisions Not Adopted

Condition on rental of family housing in foreign countries for general and flag officers

Continuous commissioning of Department of Defense facilities to resolve operating problems, improve comfort, optimize energy use, and identify retrofits

Use of operation and maintenance funding to support community adjustments related to realignment of military installations and relocation of military personnel on Guam

Certification of military readiness need for firing range on Guam as condition on establishment of range

Transfer of the Air Force Memorial to the Department of the Air Force

#### DIVISION C-DEPARTMENT OF ENERGY NATIONAL SECURITY AUTHORIZATIONS AND OTHER AUTHORIZATIONS

##### TITLE XXXI-DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

##### Subtitle A-National Security Programs Authorizations Overview

National Nuclear Security Administration (sec. 3101)

Defense environmental cleanup (sec. 3102)

Other defense activities (sec. 3103)

##### Subtitle B-Program Authorizations, Restrictions and Limitations

Limitation on availability of funds for Center of Excellence on Nuclear Security (sec. 3111)

Aircraft Procurement (sec. 3112)

Hanford waste tank cleanup program reforms (sec. 3113)

Recognition of National Atomic Testing Museum (sec. 3114)

##### Subtitle C-Reports

Repeal of certain reporting requirements (sec. 3121)  
Progress on nuclear nonproliferation (sec. 3122)  
Reports on role of nuclear security complex sites and  
potential efficiencies (sec. 3123)  
Net assessment of high-performance computing  
capabilities of foreign countries (sec. 3124)  
Review and analysis of nuclear waste reprocessing and  
nuclear reactor technology (sec. 3125)  
Subtitle D-Other Matters  
Sense of Congress on the use of savings from excess  
amounts for certain pension plan contributions  
(sec. 3131)

Legislative Provisions Not Adopted

Energy security and assurance  
Consolidated reporting requirements relating to  
nuclear stockpile stewardship, management, and  
infrastructure  
Additional budget item relating to Global Threat  
Reduction Initiative  
Review of security vulnerabilities of national  
laboratory computers  
Comptroller General assessment of budget requests with  
respect to the modernization and refurbishment of  
the nuclear security complex  
Report on feasibility of federalizing the security  
protective forces contract guard workforce at  
certain Department of Energy facilities  
Review by Secretary of Energy and Secretary of Defense  
of Comptroller General study on oversight of  
Department of Energy defense nuclear facilities  
Plan to complete the Global Initiatives for  
Proliferation Prevention program in the Russian  
Federation

TITLE XXXII-WAR RELATED NATIONAL NUCLEAR SECURITY ADMINISTRATION  
AUTHORIZATIONS

Authorization (sec. 3201)

Legislative Provisions Not Adopted

Additional funding for Defense Nuclear Facilities  
Safety Board  
Authority of the Defense Nuclear Facilities Safety  
Board to review the facility design and  
construction of Construction Project 10-D-904 of  
the National Nuclear Security Administration

TITLE XXXIV-NAVAL PETROLEUM RESERVES

Authorization of appropriation (sec. 3401)

TITLE XXXV-MARITIME ADMINISTRATION

Legislative Provisions Adopted

Authorization of appropriations for national security  
aspects of the merchant marine for fiscal year  
2012 (sec. 3501)  
Use of National Defense Reserve Fleet and Ready  
Reserve Force vessels (sec. 3502)  
Recruitment authority (sec. 3503)  
Ship scrapping reporting requirement (sec. 3504)  
Legislative Provisions Not Adopted  
Strategic port assessment and report  
Maritime Administration  
DIVISION D-FUNDING TABLES  
Authorization of amounts in funding tables (sec. 4001)  
DIVISION E-SBIR AND STTR REAUTHORIZATION  
Reauthorization of the SBIR and STTR programs (sec.  
5001-5168)

*Compliance with rules of the House of Representatives and Senate regarding earmarks and congressionally directed spending items*

Pursuant to clause 9 of rule XXI of the Rules of the House of Representatives and Rule XLIV(3) of the Standing Rules of the Senate, neither this conference report nor the accompanying joint statement of managers contains any congressional earmarks, congressionally directed spending items, limited tax benefits, or limited tariff benefits, as defined in such rules.

*Explanation of funding summary*

The administration's budget request for national defense discretionary programs within the jurisdiction of the Committees on Armed Services of the Senate and the House of Representatives for fiscal year 2012 was \$689.0 billion. Of this amount \$553.0 billion was requested for the base budget programs of the Department of Defense, \$117.8 billion for overseas contingency operations, and \$18.1 billion for national security programs in the Department of Energy and the Defense Nuclear Facilities Safety Board.

The agreement authorizes \$662.4 billion national defense discretionary programs and includes \$530.0 billion for the base budget of the Department of Defense, \$115.5 billion for overseas contingency operations, and \$16.9 billion for national security programs in the Department of Energy and the Defense Nuclear Facilities Safety Board.

The following two tables summarize the discretionary authorizations in the agreement and the equivalent budget authority levels for fiscal year 2012 defense programs.

**SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2012**  
(Dollars in Thousands)

	FY 2012 Request	Conference Change	Conference Authorized
<b>DISCRETIONARY AUTHORIZATIONS WITHIN THE JURISDICTION OF THE ARMED SERVICES COMMITTEE</b>			
<b>Division A: Department of Defense Authorizations</b>			
<b>Division A: Base Budget (Titles I, II, III, IV, XIV)</b>			
<b>Title I: PROCUREMENT</b>			
Aircraft Procurement, Army	7,061,381	-1,701,047	5,360,334
Missile Procurement, Army	1,478,718	-17,495	1,461,223
Weapons & Tracked Combat Vehicles, Army	1,933,512	119,106	2,052,618
Procurement of Ammunition, Army	1,992,625	-108,201	1,884,424
Other Procurement, Army	9,682,592	-1,770,878	7,911,714
Joint Improvised Explosive Device Defeat Fund	220,634	-220,634	-
Aircraft Procurement, Navy	18,587,033	-913,499	17,673,534
Weapons Procurement, Navy	3,408,478	-191,046	3,217,432
Shipbuilding & Conversion, Navy	14,928,921	-9,807	14,919,114
Procurement of Ammunition, Navy & Marine Corps	719,952	-93,104	626,848
Other Procurement, Navy	6,285,451	-292,276	5,993,175
Procurement, Marine Corps	1,391,602	-14,032	1,377,570
Aircraft Procurement, Air Force	14,082,527	-1,740,927	12,341,600
Procurement of Ammunition, Air Force	539,065	-39,880	499,185
Missile Procurement, Air Force	8,074,017	-144,540	5,929,477
Other Procurement, Air Force	17,602,036	-192,646	17,409,390
Procurement, Defense-Wide	5,365,248	-543,520	4,821,728
National Guard & Reserve Equipment	-	100,000	100,000
<b>Subtotal, PROCUREMENT</b>	<b>111,453,792</b>	<b>-7,874,426</b>	<b>103,579,366</b>
<b>Title II: RESEARCH, DEVELOPMENT, TEST &amp; EVALUATION</b>			
Research, Development, Test & Evaluation, Army	9,683,980	-1,238,064	8,445,916
Research, Development, Test & Evaluation, Navy	17,956,431	-574,291	17,382,140
Research, Development, Test & Evaluation, Air Force	27,737,701	-1,623,132	26,114,569
Research, Development, Test & Evaluation, Defense-Wide	19,755,678	-318,878	19,436,800
Operational Test & Evaluation, Defense	191,292	-	191,292
<b>Subtotal, RESEARCH, DEVELOPMENT, TEST &amp; EVALUATION</b>	<b>75,325,082</b>	<b>-3,754,365</b>	<b>71,570,717</b>
<b>Title III: OPERATION AND MAINTENANCE</b>			
Operation & Maintenance, Army	34,735,216	-4,205,984	30,529,232
Operation & Maintenance, Navy	39,364,688	-1,295,367	38,069,321
Operation & Maintenance, Marine Corps	5,960,437	-425,000	5,535,437
Operation & Maintenance, Air Force	36,195,133	-1,166,647	35,028,486
Operation & Maintenance, Defense-Wide	30,940,409	-1,064,046	29,876,363
Operation & Maintenance, Army Reserve	3,109,176	-37,443	3,071,733
Operation & Maintenance, Navy Reserve	1,323,134	-18,000	1,305,134
Operation & Maintenance, Marine Corps Reserve	271,443	-	271,443
Operation & Maintenance, Air Force Reserve	3,274,359	-	3,274,359
Operation & Maintenance, Army National Guard	7,041,432	-116,500	6,924,932
Operation & Maintenance, Air National Guard	6,136,280	-37,500	6,098,780
Deferred Expenses for Foreign Operations	-	-	-
US Court of Appeals for the Armed Forces, Defense	13,861	-	13,861
Overseas Humanitarian, Disaster and Civic Aid	107,662	-	107,662
Cooperative Threat Reduction	508,219	-	508,219
Defense Acquisition Development Workforce Fund	305,501	-200,000	105,501
Environmental Restoration, Army	346,031	-	346,031
Environmental Restoration, Navy	308,668	-	308,668
Environmental Restoration, Air Force	525,453	-	525,453

**SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2012**

(Dollars in Thousands)

	<b>FY 2012</b>	<b>Conference</b>	<b>Conference</b>
	<b>Request</b>	<b>Change</b>	<b>Authorized</b>
Environmental Restoration, Defense	10,716		10,716
Environmental Restoration, Formerly Used Sites	276,495		276,495
Overseas Contingency Operations Transfer Fund	5,000	-5,000	-
<b>Subtotal, OPERATION AND MAINTENANCE</b>	<b>170,759,313</b>	<b>-8,571,487</b>	<b>162,187,826</b>
<b>Title IV: MILITARY PERSONNEL</b>	<b>142,828,848</b>	<b>-836,620</b>	<b>141,992,228</b>
<b>Title XIV: OTHER AUTHORIZATIONS</b>			
Working Capital Fund, Army	101,194		101,194
Working Capital Fund, Air Force	65,372		65,372
Working Capital Fund, Defense-Wide	31,614		31,614
Working Capital Fund, DECA	1,376,830		1,376,830
National Defense Sealift Fund	1,126,384	-25,865	1,100,519
Defense Health Program	32,198,770	-350,311	31,848,459
Chemical Agents & Munitions Destruction	1,554,422		1,554,422
Drug Interdiction and Counter Drug Activities	1,156,282	-2,952	1,153,330
Office of the Inspector General	289,519	43,400	332,919
<b>Subtotal, OTHER AUTHORIZATIONS</b>	<b>37,900,387</b>	<b>-335,728</b>	<b>37,564,659</b>
<b>Subtotal, Division A, Base Budget</b>	<b>538,267,422</b>	<b>-21,372,626</b>	<b>516,894,796</b>
<b>Division A: Overseas Contingency Operations (OCO) Budget (Title XV)</b>			
<b>Title XV -- OVERSEAS CONTINGENCY OPERATIONS</b>			
<b>PROCUREMENT, OCO</b>			
Aircraft Procurement, Army	423,400	516,481	939,881
Missile Procurement, Army	126,556		126,556
Weapons & Tracked Combat Vehicles, Army	37,117	44,168	81,285
Procurement of Ammunition, Army	208,381		208,381
Other Procurement, Army	1,398,195	-99,850	1,298,345
Joint Improvised Explosive Device Defeat Fund	2,577,500	-66,916	2,510,584
Aircraft Procurement, Navy	730,960	-250,025	480,935
Weapons Procurement, Navy	41,070		41,070
Procurement of Ammunition, Navy & Marine Corps	317,100		317,100
Other Procurement, Navy	281,975	-45,850	236,125
Procurement, Marine Corps	1,260,996	-93,000	1,167,996
Aircraft Procurement, Air Force	527,865	707,912	1,235,777
Procurement of Ammunition, Air Force	92,510		92,510
Missile Procurement, Air Force	28,420		28,420
Other Procurement, Air Force	3,204,641	-116,131	3,088,510
Procurement, Defense-Wide	469,968	-64,200	405,768
Joint Urgent Operational Needs Fund	100,000	-100,000	-
Mine Resistant Ambush Protection Vehicle Fund	3,195,170	-595,000	2,600,170
National Guard & Reserve Equipment	225,000		225,000
<b>Subtotal, PROCUREMENT, OCO</b>	<b>15,021,824</b>	<b>62,589</b>	<b>15,084,413</b>
<b>RESEARCH, DEVELOPMENT, TEST &amp; EVALUATION, OCO</b>			
Research, Development, Test & Evaluation, Army	8,513		8,513
Research, Development, Test & Evaluation, Navy	53,884		53,884
Research, Development, Test & Evaluation, Air Force	142,000	-10,000	132,000
Research, Development, Test & Evaluation, Defense-Wide	192,361	-10,000	182,361
<b>Subtotal, RDT&amp;E, OCO</b>	<b>396,758</b>	<b>-20,000</b>	<b>376,758</b>
<b>OPERATION AND MAINTENANCE, OCO</b>			

**SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2012**  
(Dollars in Thousands)

	FY 2012 Request	Conference Change	Conference Authorized
Operation & Maintenance, Army	44,302,280	1,296,876	45,599,156
Operation & Maintenance, Navy	7,006,567	688,459	7,695,026
Operation & Maintenance, Marine Corps	3,571,210	364,000	3,935,210
Operation & Maintenance, Air Force	10,719,187	532,360	11,251,547
Operation & Maintenance, Defense-Wide	9,269,411	-20,700	9,248,711
Operation & Maintenance, Army Reserve	217,500		217,500
Operation & Maintenance, Navy Reserve	74,148		74,148
Operation & Maintenance, Marine Corps Reserve	36,084		36,084
Operation & Maintenance, Air Force Reserve	142,050		142,050
Operation & Maintenance, Army National Guard	387,544	-10,000	377,544
Operation & Maintenance, Air National Guard	34,050		34,050
Afghanistan Security Forces Fund	12,800,000	-1,600,000	11,200,000
Afghanistan Infrastructure Fund	475,000	-75,000	400,000
Pakistan Counterinsurgency Fund			
Undistributed General Provisions		-4,000,000	-4,000,000
<b>Subtotal, OPERATION AND MAINTENANCE, OCO</b>	<b>89,035,031</b>	<b>-2,824,005</b>	<b>86,211,026</b>
<b>MILITARY PERSONNEL, OCO</b>	<b>11,228,566</b>	<b>448,000</b>	<b>11,676,566</b>
<b>OTHER AUTHORIZATIONS, OCO</b>			
Working Capital Fund, Army	54,000		54,000
Working Capital Fund, Air Force	12,000		12,000
Working Capital Fund, Defense-Wide	369,013		369,013
Defense Health Program	1,228,288		1,228,288
Drug Interdiction and Counter Drug Activities	486,458	-30,000	456,458
Office of the Inspector General	11,055		11,055
<b>Subtotal, OTHER AUTHORIZATIONS, OCO</b>	<b>2,160,814</b>	<b>-30,000</b>	<b>2,130,814</b>
<b>Subtotal, Division A, OCO Budget</b>	<b>117,842,993</b>	<b>-2,363,416</b>	<b>115,479,577</b>
<b>Total, Division A</b>	<b>656,110,415</b>	<b>-23,736,042</b>	<b>632,374,373</b>
<b>Division B: Military Construction Authorizations</b>			
<b>Division B: Base Budget (Titles XXI - XXVI)</b>			
<b>Titles XXI - XXVI: MILITARY CONSTRUCTION</b>			
Military Construction, Army	3,235,991	-222,500	3,013,491
Military Construction, Navy	2,461,547	-219,215	2,242,332
Military Construction, Air Force	1,364,858	-230,800	1,134,058
Milcon,Def-Wide	3,848,757	-451,918	3,396,839
Chemical Demilitarization Construction, Defense	75,312		75,312
NATO Security Investment Program	272,611	-15,000	257,611
Military Construction, Army National Guard	773,592		773,592
Military Construction, Army Reserve	280,549		280,549
Military Construction, Naval Reserve	26,299		26,299
Military Construction, Air National Guard	116,246		116,246
Military Construction, Air Force Reserve	33,620		33,620
<b>Subtotal, MILITARY CONSTRUCTION</b>	<b>12,489,382</b>	<b>-1,139,433</b>	<b>11,349,949</b>
<b>Titles XXI - XXVI: FAMILY HOUSING</b>			
Family Housing Construction, Army	186,897	-10,000	176,897
Family Housing O&M, Army	494,858		494,858
Family Housing Construction, Navy and Marine Corps	100,972		100,972
Family Housing O&M, Navy and Marine Corps	367,863		367,863

**SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2012**  
(Dollars in Thousands)

	FY 2012 Request	Conference Change	Conference Authorized
Family Housing Construction, Air Force	404,761		404,761
Family Housing O&M, Air Force	84,804		84,804
Family Housing O&M, Defense-Wide	50,723		50,723
Homeowners Assistance Fund	1,284		1,284
Family Housing Improvement Fund	2,184		2,184
<b>Subtotal, FAMILY HOUSING</b>	<b>1,694,346</b>	<b>-10,000</b>	<b>1,684,346</b>
<b>Title XXXVII: BRAC</b>			
Base Realignment and Closure Account 1990	323,543		323,543
Base Realignment and Closure Account 2005	258,776	-258,776	
<b>Subtotal, BRAC</b>	<b>582,319</b>	<b>-258,776</b>	<b>323,543</b>
<b>Undistributed Adjustments</b>			
Prior Year Savings		-288,400	-288,400
<b>Subtotal, Undistributed Adjustments</b>		<b>-288,400</b>	<b>-288,400</b>
<b>Total, Division B</b>	<b>14,766,047</b>	<b>-1,696,609</b>	<b>13,069,438</b>
<b>SUBTOTAL, BASE BUDGET, DIVISIONS A &amp; B</b>	<b>553,033,469</b>	<b>-23,069,235</b>	<b>529,964,234</b>
<b>SUBTOTAL, OCO BUDGET, DIVISIONS A &amp; B</b>	<b>117,842,993</b>	<b>-2,363,416</b>	<b>115,479,577</b>
<b>TOTAL, DEPARTMENT OF DEFENSE (051)</b>	<b>670,876,462</b>	<b>-25,432,651</b>	<b>645,443,811</b>
<b>Division C: Department of Energy National Security Authorizations and Other Authorizations</b>			
<b>Division C (Titles XXXI and XXXII)</b>			
<b>Department of Energy Authorization (Title XXXI)</b>			
<b>Electricity Delivery and Energy Reliability</b>	6,187	-6,187	
<b>Title XXXI: NATIONAL NUCLEAR SECURITY ADMINISTRATION</b>			
Weapons Activities	7,629,716	-355,387	7,274,329
Defense Nuclear Nonproliferation	2,549,492	-216,189	2,333,303
Naval Reactors	1,153,662	-73,662	1,080,000
Office of the Administrator	450,060	-67,360	382,700
<b>Subtotal, NATIONAL NUCLEAR SECURITY ADMINISTRATION</b>	<b>11,782,930</b>	<b>-712,598</b>	<b>11,070,332</b>
<b>Title XXXI: ENVIRONMENTAL AND OTHER DEFENSE ACTIVITIES</b>			
Defense Environmental Cleanup	5,406,781	-383,781	5,023,000
Other Defense Activities	859,952	-36,588	823,364
<b>Subtotal, ENVIRONMENTAL AND OTHER DEFENSE ACTIVITIES</b>	<b>6,266,733</b>	<b>-420,369</b>	<b>5,846,364</b>
<b>TOTAL, DEPARTMENT OF ENERGY</b>	<b>18,055,850</b>	<b>-1,139,154</b>	<b>16,916,696</b>
<b>Title XXXII: DEFENSE NUCLEAR FACILITIES SAFETY BOARD</b>			
Defense Nuclear Facilities Safety Board	29,130		29,130
<b>TOTAL, DEFENSE NUCLEAR FACILITIES SAFETY BOARD</b>	<b>29,130</b>		<b>29,130</b>
<b>TOTAL, ATOMIC ENERGY DEFENSE PROGRAMS (053)</b>	<b>18,084,980</b>	<b>-1,139,154</b>	<b>16,945,826</b>
<b>GRAND TOTAL, NATIONAL DEFENSE (050)</b>	<b>688,961,442</b>	<b>-26,571,805</b>	<b>662,389,637</b>
<b>MEMORANDUM: NON-DEFENSE AUTHORIZATIONS</b>			
Title XIV -- Armed Forces Retirement Home (Function 600)	67,700		67,700

**SUMMARY OF NATIONAL DEFENSE AUTHORIZATIONS FOR FISCAL YEAR 2012**  
(Dollars in Thousands)

	FY 2012 Request	Conference Change	Conference Authorized
Title XXXIV-- Naval Petroleum Reserves (Function 270)	14,909		14,909
<b>MEMORANDUM: TRANSFER AUTHORITIES (NON-ADDS)</b>			
Title X -- General Transfer Authority (non-add)	[5,000,000]		[4,000,000]
Title XV -- Special Transfer Authority (non-add)	[4,000,000]		[4,000,000]

**NATIONAL DEFENSE BUDGET AUTHORITY IMPLICATION**  
(Dollars in Thousands)

	FY 2012 Request	Conference Change	Conference Authorized
<b>Summary, Discretionary Authorizations Within the Jurisdiction of the Armed Services Committee</b>			
SUBTOTAL, BASE BUDGET, DIVISIONS A & B	553,033,469	-23,069,235	529,964,234
SUBTOTAL, OCO BUDGET, DIVISIONS A & B	117,842,993	-2,363,416	115,479,577
TOTAL, DEPARTMENT OF DEFENSE (051)	670,876,462	-25,432,651	645,443,811
TOTAL, ATOMIC ENERGY DEFENSE PROGRAMS (053)	18,084,980	-1,139,154	16,945,826
<b>GRAND TOTAL, NATIONAL DEFENSE (050)</b>	<b>688,961,442</b>	<b>-26,571,805</b>	<b>662,389,637</b>
<b>Base National Defense Discretionary Programs that are Not In the Jurisdiction of the Armed Services Committee or Do Not Require Additional Authorization</b>			
Defense Production Act Purchases	19,964	150,000	169,964
Indefinite Account: National Science Center, Army	25		25
Indefinite Account: Overseas Military Facility Investment Recovery	1,000		1,000
Indefinite Account: Disposal Of DOD Real Property	9,000		9,000
Indefinite Account: Lease Of DOD Real Property	22,000		22,000
SCN - Reappropriation (unspecified transfers to SCN: in annual DoD appropriations)	20,000		20,000
SCN - Use of expired funds for reimbursements to the Claims and Judgement Fund	8,000		8,000
<b>Subtotal, Budget Sub-Function 051</b>	<b>79,989</b>	<b>150,000</b>	<b>229,989</b>
Formerly Utilized Sites Remedial Action Program	109,000		109,000
Assumed Rescission (DOE Weapons Activities)	-40,000		-40,000
Assumed Rescission (Nuclear Non-Proliferation)	-30,000		-30,000
<b>Subtotal, Budget Sub-Function 053</b>	<b>39,000</b>		<b>39,000</b>
Other Discretionary Programs	6,960,000		6,960,000
<b>Subtotal, Budget Sub-Function 054</b>	<b>6,960,000</b>		<b>6,960,000</b>
<b>Total Defense Discretionary Adjustments (050)</b>	<b>7,078,989</b>	<b>150,000</b>	<b>7,228,989</b>
<b>Budget Authority Implication, National Defense Discretionary</b>			
Department of Defense--Military (051)	670,956,451	-25,282,651	645,673,800
Atomic Energy Defense Activities (053)	18,123,980	-1,139,154	16,984,826
Defense-Related Activities (054)	6,960,000		6,960,000
<b>Total BA Implication, National Defense Discretionary</b>	<b>696,040,431</b>	<b>-26,421,805</b>	<b>669,618,626</b>
<b>National Defense Mandatory Programs, Current Law (CBO Estimates)</b>			
Concurrent receipt accrual payments to the Military Retirement Fund	5,408,000		5,408,000
Revolving, trust and other DOD Mandatory	1,326,000		1,326,000
Offsetting receipts	-1,801,000		-1,801,000
<b>Subtotal, Budget Sub-Function 051</b>	<b>4,933,000</b>		<b>4,933,000</b>
Energy employees occupational illness compensation programs and other	1,344,000		1,344,000
<b>Subtotal, Budget Sub-Function 053</b>	<b>1,344,000</b>		<b>1,344,000</b>
Radiation exposure compensation trust fund	45,000		45,000
Payment to CIA retirement fund and other	514,000		514,000
<b>Subtotal, Budget Sub-Function 054</b>	<b>559,000</b>		<b>559,000</b>
<b>Total National Defense Mandatory (050)</b>	<b>6,836,000</b>		<b>6,836,000</b>
<b>Budget Authority Implication, National Defense Discretionary and Mandatory</b>			
Department of Defense--Military (051)	675,889,451	-25,282,651	650,606,800
Atomic Energy Defense Activities (053)	19,467,980	-1,139,154	18,328,826
Defense-Related Activities (054)	7,519,000		7,519,000
<b>Total BA Implication, National Defense Discretionary and Mandatory</b>	<b>702,876,431</b>	<b>-26,421,805</b>	<b>676,454,626</b>

# **DIVISION A-DEPARTMENT OF DEFENSE AUTHORIZATIONS**

## **TITLE I-PROCUREMENT**

### **Subtitle A-Authorization of Appropriations**

#### *Authorization of appropriations (sec. 101)*

The House bill contained a provision (sec. 101) that would authorize the recommended fiscal year 2012 funding levels for procurement for the Army, Navy, Marine Corps, Air Force, and Defense-wide activities as specified in funding tables in section 4101.

The Senate amendment contained an identical provision (sec. 101).

The conferees agree to include a provision that would authorize the recommended fiscal year 2012 funding levels for procurement for the Army, Navy, Marine Corps, Air Force, and Defense-wide activities.

### **Subtitle B-Army Programs**

#### *Limitation on procurement of Stryker combat vehicles (sec. 111)*

The House bill contained a provision (sec. 112) that would limit the procurement of Stryker combat vehicles to not more than 100 until the Secretary of the Army submits written certification that the program has stable requirements and cost estimates.

The Senate amendment contained no similar provision.

The Senate recesses.

#### *Limitation on retirement of C-23 aircraft (sec. 112)*

The House bill contained a provision (sec. 111) that would: (1) require the Secretary of the Army to maintain at least 42 C-23 Sherpa aircraft in inventory; and (2) prevent the Secretary from retiring any C-23 aircraft until the Director of the National Guard Bureau had conducted a study to determine the number of fixed-wing and rotary-wing aircraft required to

support a number of missions at low, medium, moderate, high, and very-high levels of operational risk, including Homeland defense and disaster response.

The Senate amendment contained a provision (sec. 137) that would require that, if the Secretary of Army were to retire any C-23 Sherpa aircraft, the Secretary would have to offer those aircraft to the governors of the states within whose jurisdiction the C-23s had been operating at no cost to the Federal Government. It would also allow, notwithstanding the transfer of title to an aircraft to a State, the National Guard of the State to fly the aircraft using National Guard crews in a State status.

The House recedes with an amendment that would: (1) delete the authority for the National Guard crews in State status to operate the aircraft; and (2) add a requirement that the Secretary of the Air Force conduct a study to determine the number of fixed-wing and rotary-wing aircraft required to support a number of missions at low, medium, moderate, high, and very-high levels of operational risk, including Homeland defense and disaster response.

*Multiyear procurement authority for airframes for Army UH-60M/HH-60M helicopters and Navy MH-60R/MH-60S helicopters (sec. 113)*

The House bill contained a provision (sec. 113) that would authorize the Secretary of the Army to enter a multiyear procurement contract in accordance with section 2306b of title 10, United States Code, for up to 5 years for UH-60M/HH-60M and MH-60R/MH-60S helicopter airframes.

The Senate amendment contained an identical provision (sec. 154).

The conference agreement includes this provision.

## **Subtitle C-Navy Programs**

*Multiyear procurement authority for mission avionics and common cockpits for Navy MH-60R/S helicopters (sec. 121)*

The House bill contained a provision (sec. 123) that would authorize the Secretary of the Navy to enter into a multiyear contract to purchase mission avionics and common cockpits for Navy MH-60R/S helicopters, subject to the Secretary providing a

certification that all of the criteria in section 2306b of title 10, United States Code, have been met.

The Senate amendment contained an identical provision (sec. 121).

The conference agreement includes the provision.

*Separate procurement line item for certain Littoral Combat Ship mission modules (sec. 122)*

The House bill contained a provision (sec. 124) that would require the Secretary of Defense ensure that the Navy budget includes a separate procurement line item for the three primary mission defense modules for the Littoral Combat Ship program: (1) surface warfare modules; (2) mine countermeasures modules; and (3) anti-submarine warfare modules.

The Senate amendment contained no similar provision.

The Senate recesses.

*Life-cycle cost-benefit analysis on alternative maintenance and sustainability plans for the Littoral Combat Ship program (sec. 123)*

The House bill contained a provision (sec. 125) that would require that the Secretary of the Navy to conduct a life cycle cost-benefit analysis, in accordance with the Office of Management and Budget Circular A-94, comparing alternative maintenance and sustainability plans for the Littoral Combat Ship program. The Secretary would be required to submit a report on that analysis to the congressional defense committees with the fiscal year 2013 budget request.

The Senate amendment contained no similar provision.

The Senate recesses.

*Extension of Ford-class aircraft carrier construction authority (sec. 124)*

The House bill contained a provision (sec. 127) that would: (1) authorize the Secretary of the Navy to enter into a multiyear contract for the *Ford*-class aircraft carriers designated CVN-79 and CVN-80 and for the construction of major components, modules, or other structures related to such carriers; and (2) amend section 121(a) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364) to allow the Secretary to fund these aircraft

carriers over a 5 year period. Section 121(a) now provides the authority for the Secretary to fund the ships over a 4 year period (“...in the fiscal year of the contract and the three succeeding fiscal years.”).

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize the Secretary of the Navy to fund these aircraft carriers over a 5 year period.

## **Subtitle D-Air Force Programs**

### *Strategic airlift aircraft force structure (sec. 131)*

The Senate amendment contained a provision (sec. 136) that would amend section 8062(g)(1) of title 10, United States Code, to reduce the number of strategic airlift aircraft the Air Force must maintain from 316 aircraft to 301 aircraft.

The House bill contained no similar provision.

The House recedes.

### *Limitations on the use of funds to retire B-1 bomber aircraft (sec. 132)*

The House bill contained a provision (sec. 131) that would prohibit the Secretary of the Air Force from retiring six B-1 bomber aircraft until January 1, 2018, and would identify minimum inventory levels for combat coded, primary, back-up and attrition reserve aircraft.

The Senate bill contained a provision (sec. 134) that would prevent the Secretary of the Air Force from retiring any B-1 bomber aircraft until the Secretary submitted a modernization plan to the congressional defense committees.

The House recedes with an amendment that would require the Secretary to submit a B-1 modernization plan and would authorize the retirement of six B-1 bomber aircraft as follows: three training aircraft in fiscal year 2012, one combat-coded aircraft in fiscal year 2014, one combat-coded aircraft in fiscal year 2015, and one combat-coded aircraft in fiscal year 2016.

The conferees expect the Secretary of the Air Force to maintain non-retired B-1 aircraft in a condition that addresses Congressional intent of having a remaining fleet of 60 B-1 aircraft prepared to meet warfighting plans of the combatant commanders.

*Limitation on retirement of U-2 aircraft (sec. 133)*

The Senate amendment contained a provision (sec. 135) that would prohibit the retirement of the U-2 aircraft until the Under Secretary of Defense for Acquisition, Technology, and Logistics (USD(AT&L)) certifies that the operating and sustainment (O&S) costs for the Global Hawk are less than the O&S costs for the U-2 on a comparable flight-hour cost basis.

The House bill contained no similar provision.

The House recedes with an amendment that would add an additional limitation, requiring that the Chairman of the Joint Requirements Oversight Council certify that the capability to be fielded at the same time or before the U-2 aircraft retirement would result in equal or greater capability available to the combatant commanders.

The USD(AT&L) certification in June, 2011, pursuant to the Global Hawk Nunn-McCurdy cost breach (section 2433a of title 10, United States Code), noted that the U-2 is less expensive to operate on a flight hour basis, but pointed out that, because the Global Hawk has greater endurance than the U-2, fewer sorties are required to fulfill requirements, such that the Global Hawk is less expensive in terms of a full mission profile. The conferees acknowledge this advantage, but believe that flight hour cost is a relevant metric that should favor the more modern, unmanned platform.

The conferees are concerned about Department of Defense (DOD) transition plans in U.S. Pacific Command (PACOM). The U-2 has been operated basically as a dedicated asset to support U.S. Forces Korea and Combined Forces Command, but the Global Hawks that are slated to replace them will be operated as a PACOM-wide asset, substantially reducing collection on the Korean Peninsula.

Global Hawk's imaging sensors also have substantially less range than the Senior Year Electro-optical Reconnaissance System (SYERS) and the Advanced Synthetic Aperture Radar System II carried by the U-2. In the high-threat Korean Peninsula, this range disadvantage equates to reduced coverage and/or increased risk from operating at reduced standoff ranges. The conferees are informed that the Air Force is considering development of a SYERS-like electro-optical imaging system that would fit in the Global Hawk. While this initiative is welcome, it may be years before it is available, and does not address the gap in radar performance.

DOD hoped that a Foreign Military Sale to South Korea of a

number of Global Hawks would mitigate the gap in coverage created by DOD's Global Hawk transition plan in PACOM. This sale appears to have stalled, however. The conferees intend to assess whether the risk of a gap in intelligence collection in Korea is significant and to examine alternatives.

*Availability of fiscal year 2011 funds for research and development relating to the B-2 bomber aircraft (sec. 134)*

The Senate amendment contained a provision (sec. 132) that would authorize the Secretary of the Air Force to use up to \$20.0 million in prior year balances available in the B-2 bomber program in Aircraft Procurement and not needed for low observable signature and supportability modifications and trainer system upgrades, to continue the modifications necessary to allow the B-2 to carry a mix of conventional rotary launcher assembly and smart bomb rack assembly conventional weapons from a single aircraft. This effort was started in fiscal year 2011, is funded in the future-years defense program, but is not funded in the fiscal year 2012 budget request. This provision would authorize the Secretary of the Air Force to use funds already in the B-2 program budget to continue the mixed load modifications.

The House bill contained no similar provision.

The House recedes with an amendment that would change "shall be available" to "may be available".

*Availability of fiscal year 2011 funds to support alternative options for extremely high frequency terminal Increment 1 program of record (sec. 135)*

The Senate amendment contained a provision (sec. 133) that would authorize the Secretary of the Air Force to use up to \$15.0 million in prior year balances available in the B-2 bomber program in Aircraft Procurement, Air Force (APAF), and not needed for low observable signature and supportability modifications and trainer system upgrades, to continue to explore alternatives to the Increment 1 Extremely High Frequency (EHF) terminal program of record. The provision would authorize the Secretary to use these funds as part of the EHF terminal program which is funded in APAF line 76. The EHF terminal will be used in the B-2 and other aircraft.

The House bill contained no similar provision.

The House recedes with an amendment that would change "\$15,000,000 shall be available" to "\$15,000,000 may be available".

*Procurement of advanced extremely high frequency satellites (sec. 136)*

The House bill contained a provision (sec. 132) that would authorize the Secretary of the Air Force to enter into a fixed price contract to procure two Advanced Extremely High Frequency (AEHF) satellites, authorize incremental funding of the two AEHF satellites over a period not to exceed 5 years, and establish a limitation on the total funds to be obligated and expended for the procurement. This section would also require the Secretary of the Air Force to submit a report to the congressional defense committees on contract details, cost savings, and plans for reinvesting the cost savings into capability improvements for future blocks of AEHF satellites.

The Senate amendment contained a similar provision (sec. 131).

The Senate recedes with an amendment that would authorize a 6 year period and a sense of Congress that the Secretary should not enter into a fixed-price contract under subsection (a) for the procurement of two advanced extremely high frequency satellites unless the Secretary determines that entering into such a contract will save the Air Force not less than 20 percent over the cost of procuring two such satellites separately.

The conferees do not support the request for advanced appropriations authority and note that such authority has not been provided to the Department in the past and would limit the oversight ability of future Congresses.

## **Subtitle E-Joint and Multiservice Matters**

*Limitation on availability of funds for acquisition of joint tactical radio system (sec. 141)*

The House bill contained a provision (sec. 143) that would limit the obligation of funds of the Joint Tactical Radio System to not more than 70 percent of the requested amount until the Secretary of the Army submits written certification that full rate production includes full and open competition.

The Senate amendment contained no similar provision.

The Senate recedes.

*Limitation on availability of funds for aviation foreign internal defense program (sec. 142)*

The House bill contained a provision (sec. 144) that would prohibit more than 50 percent of the funds available in fiscal year 2012 for the procurement of fixed-wing non-standard aviation aircraft in support of the aviation foreign internal defense program from being obligated or expended until 30 days after the Commander of U.S. Special Operations Command submits a required report on the aviation foreign internal defense program.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would clarify the elements of the required report.

*F-35 Joint Strike Fighter aircraft (sec. 143)*

The Senate amendment contained a provision (sec. 152) that would require the Secretary of Defense to ensure that, in entering into a contract for the fifth low-rate initial production (LRIP) contract lot for the F-35 Lightning II Joint Strike Fighter (JSF) aircraft: (1) the contract is a fixed price contract; and (2) the contract requires the contractor to assume full responsibility for costs under the contract above the target cost specified in the contract.

The House bill contained no similar provision.

The House recedes with an amendment that would modify the provision to make the requirement apply to the sixth and all subsequent low-rate initial production contracts.

*Additional oversight requirements for the undersea mobility acquisition program of the United States Special Operations Command (sec. 144)*

The Senate amendment contained a provision (sec. 155) that would require the Under Secretary of Defense for Acquisition, Technology, and Logistics to designate the undersea mobility acquisition program of the United States Special Operations Command as a major defense acquisition program.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Under Secretary of Defense for Acquisition, Technology, and Logistics to make an assessment and determination, prior to any

milestone B acquisition decision, on whether to treat the Dry Combat Submersible-Light, Dry Combat Submersible-Medium, Next-Generation Submarine Shelter, and any other future dry combat submersible programs of the United States Special Operations Command, as major defense acquisition programs. The Under Secretary of Defense for Acquisition, Technology, and Logistics will include in his assessment a requirements validation by the Joint Requirements Oversight Council, an independent cost estimate prepared by the Director of Cost Assessment and Program Evaluation, a test and evaluation master plan reviewed by the Director of Operational Test and Evaluation, and a technology readiness assessment reviewed by the Assistant Secretary of Defense for Research and Engineering. At least 30 days prior to any milestone B acquisition decision on the programs listed above, the Under Secretary of Defense for Acquisition, Technology, and Logistics shall provide to the congressional defense committees his determination of the appropriate acquisition category for these programs, including the validated requirements, independent cost estimate, test and evaluation master plan, and technology readiness assessment.

*Inclusion of information on approved Combat Mission Requirements in quarterly reports on use of Combat Mission Requirement Funds (sec. 145)*

The Senate amendment contained a provision (sec. 151) that would clarify the quarterly reporting requirements related to the use of Combat Mission Requirement Funds.

The House bill contained no similar provision.

The House recesses.

*Joint Surveillance Target Attack Radar System aircraft re-engining program (sec. 146)*

The Senate amendment contained a provision (sec. 157) that would require: (1) the Air Force Audit Agency to submit to the congressional defense committees the results of a financial audit of the funds previously authorized and appropriated for the Joint Surveillance/Target Attack Radar System (JSTARS) aircraft re-engining program; and (2) the Secretary of the Air Force to ensure that any funds described authorized and appropriated for the JSTARS re-engining program are obligated and expended for the purpose for which originally authorized and appropriated, including, but not limited to, the installation of

two engine ship sets on two operational JSTARS aircraft and the purchase of two spare engines.

The House bill contained no similar provision.

The House recesses with an amendment that would change the requirement to install one engine ship set to be installed on one operational JSTARS aircraft.

*Authority for exchange with United Kingdom of specified F-35 Lightning II Joint Strike Fighter aircraft (sec. 147)*

The Senate amendment contained a provision (sec. 159) that would authorize the Secretary of Defense to exchange an F-35B short take-off and vertical landing aircraft to the United Kingdom in exchange for an F-35C carrier variant aircraft. This exchange became desirable when the United Kingdom announced that they were not intending to continue any participation in the F-35B program, but had decided instead to pursue the F-35C variant. The provision would place certain terms and conditions on the exchange to ensure that the each government gets fair value in the transaction.

The House bill contained no similar provision.

The House recesses.

*Report on probationary period in development of short take-off, vertical landing variant of the Joint Strike Fighter (sec. 148)*

The Senate amendment contained a provision (sec. 158) that would require the Secretary of Defense to submit a report to the congressional defense committees about the criteria that the Secretary determines must be satisfied before the F-35B Joint Strike Fighter can be removed from the 2 year probationary status imposed by the Secretary on or about January 6, 2011, and several other matters.

The House bill contained no similar provision.

The House recesses.

*Report on plan to implement Weapon Systems Acquisition Reform Act of 2009 measures within the Joint Strike Fighter aircraft program (sec. 149)*

The Senate amendment contained a provision (sec. 153) that would require the Under Secretary of Defense for Acquisition, Technology, and Logistics to submit a report on the plans of the Department of Defense to implement the requirements of the

Weapon Systems Acquisition Reform Act of 2009 (Public Law 111-23), and the amendments made by that Act, within the Joint Strike Fighter aircraft program. The provision would require that the Under Secretary submit a report with the budget request for fiscal year 2013.

The House bill contained no similar provision.

The House recesses.

### **Legislative Provisions Not Adopted**

#### *Multiyear funding for detail design and construction of LHA replacement ship designated LHA-7*

The House bill contained a provision (sec. 121) that would amend section 111(a) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) to allow the Navy to fund detail design and construction for LHA-7 in fiscal year 2013, in addition to fiscal years 2011 and 2012, as was originally authorized by section 111(a).

The Senate amendment contained no similar provision.

The House recesses.

#### *Multiyear funding for procurement of Arleigh Burke-class destroyers*

The House bill contained a provision (sec. 122) that would authorize the Secretary of the Navy to enter into a multiyear contract for the DDG-51 *Arleigh Burke*-class destroyers and government-furnished equipment associated with such destroyers.

The Senate amendment contained no similar provision.

The House recesses.

#### *Limitation on availability of funds for F/A-18 service life extension program*

The House bill contained a provision (sec. 126) that would prevent the Secretary of the Navy from spending any funds on a program to extend the service life beyond 8,600 hours pending submission of that required report. The Navy submitted the required report after the House of Representatives passed the National Defense Authorization Act for Fiscal Year 2012 (H.R. 1540).

The Senate amendment contained no similar provision.

The House recesses.

*Contracts for commercial imaging satellite capabilities*

The House bill contained a provision (sec. 142) that would repeal section 127 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383).

The Senate amendment contained no similar provision.

The House recesses.

The conferees agree that commercial imaging satellites are a key part of the overhead imagery architecture, and the related legislation should not be overly prescriptive. The executive agencies should reach consensus on capability requirements and allow commercial imagery service providers to offer the best value solutions that meet the needs of the government. The conferees look forward to the executive agencies further identification of the role(s) and requirements of commercial imagery, specifically in the context of a broader intelligence, surveillance, and reconnaissance strategy. The conferees plan to actively monitor this important area and consider the need for additional legislation and existing statute.

*Limitation on availability of funds for commercial satellite procurement*

The House bill contained a provision (sec. 145) that would prohibit the Defense Information Systems Agency and the Air Force from obligating more than 20 percent of the funds available for fiscal year 2012 for commercial satellite procurement until the Secretary of Defense provides an independent assessment of the acquisition strategy.

The Senate amendment contained no similar provision.

The House recesses.

*Separate procurement line item for non-lethal weapons funding*

The House bill contained a provision (sec. 147) that would require future budget requests to include a separate procurement line item for each military department for non-lethal weapons.

The Senate amendment contained no similar provision.

The House recesses.

*Study on domestic capacity for manufacture of ship shafts and other forged components*

The House bill contained a provision (sec. 148) that would require the Secretary of Defense to measure the domestic capacity to manufacture ship shafts and other forged components used by Navy combatants.

The Senate amendment contained no similar provision.

The House recesses.

The conferees understand that the Department is already conducting a review that will produce such a measurement of industry capacity.

*Transfer of Air Force C-12 Liberty Intelligence, Surveillance, and Reconnaissance Aircraft to the Army*

The Senate amendment contained a provision (sec. 156) that would require the Secretary of Defense to develop and implement a plan for the orderly transfer of the Air Force MC-12 Liberty intelligence, surveillance, and reconnaissance (ISR) aircraft to the Army.

The House bill contained no similar provision.

The Senate recesses.

The Senate based this position on the view that: (1) the Department of Defense (DOD) does not need two fleets of C-12-based ISR aircraft equipped with full-motion video and tactical signals intelligence sensors supporting ground forces (the MC-12 Liberty in the Air Force and the Enhanced Medium Altitude Reconnaissance and Surveillance System (EMARSS) in the Army); (2) the Army is more likely than the Air Force to maintain a commitment to this type of platform and mission; (3) the Army has an existing and available pool of C-12 pilots and infrastructure; and (4) the Air Force has a shortage of pilots for its rapidly growing unmanned aerial vehicle fleet.

The DOD leadership, including the Deputy Secretary of Defense, the Vice Chairman of the Joint Chiefs of Staff, the Under Secretary of Defense for Intelligence (USD(I)), and the Secretaries of the Air Force and Army, informed the conferees that they all believe that the Air Force should continue to operate and manage the MC-12 Liberty fleet and assured the conferees that the Air Force is committed to the mission.

The conferees accept DOD's judgment, but note that other actions within the Department send mixed signals about the conclusions these officials have reached.

The conferees understand that the Air Force has already proposed to transfer the Liberty aircraft to the Air National Guard, despite assurances to the conferees from the USD(I) that

this would not be allowed to happen. The conferees have concerns about the ability of the Air National Guard to sustain the levels of forward deployment and operational tempo required to meet the needs of Army, Marine Corps, and special forces ground units. The conferees are not opposed to having the Air National Guard contribute to this mission by operating at least a portion of these assets as the demand for high levels of forward deployment recedes. However, that level of participation should be consistent with meeting the demands of the combatant commanders, when considering the strains in operating tempo that would be placed on the Air National Guard force. The conferees urge the Department, in making any decision on transfers of this mission and aircraft to the Guard, to consider requirements for aircraft of this type to assist in border control and counternarcotics operations.

The conferees expect that the decision to keep the Liberty aircraft in the Air Force as a theater-level asset would be reflected in a commitment by the combatant commanders to follow established allocation procedures through the Joint Forces Air Component Commander process in supporting deployed joint forces, obviating the need for a second fleet of EMARSS aircraft in the Army.

## **TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION**

### **Budget Item**

#### *Armored multipurpose vehicle program*

The budget request included \$53.3 million in PE 23735A for combat vehicle improvement. Of this amount, \$31.4 million was requested for the Armored Multipurpose Vehicle (AMPV) program.

The House bill would authorize \$78.3 million in PE 23735A, an increase of \$25.0 million.

The Senate amendment would authorize \$53.3 million in PE 23735A for combat vehicle improvement.

The House recedes. The conferees strongly support the AMPV program moving forward as quickly as possible. The conferees note that in 2007 the Army identified the M-113 Armored Personnel Carrier for replacement due to its inadequate survivability and force protection. As currently planned, the AMPV's low-rate initial production will not occur until 2016.

The conferees believe that this timeline is too long and that numerous options exist to accelerate the replacement of M-113s such as modified versions of existing Army tracked or wheeled vehicle systems. The conferees are concerned, however, that production of many of the Army's current tracked and wheeled combat vehicles will end before 2016. Therefore, the conferees urge the Army to carefully consider competitive selection from modified existing armored vehicle systems to control costs and avoid delay in development, testing, production, and fielding of an M-113 replacement vehicle. As part of this competitive selection, the conferees encourage the Army to consider the use of existing acquisition authorities to begin this M-113 replacement effort as an engineering change proposal or upgrade program, if that approach reduces cost, and shortens the development and testing timelines.

## **Subtitle A—Authorization of Appropriations**

### *Authorization of appropriations (sec. 201)*

The House bill contained a provision (sec. 201) that would authorize appropriations for fiscal year 2012 for the use of the Department of Defense for research, development, test, and evaluation.

The Senate bill contained an identical provision (sec. 201).

The conference agreement includes this provision.

## **Subtitle B—Program Requirements, Restrictions, and Limitations**

### *Limitation on availability of funds for the ground combat vehicle program (sec. 211)*

The House bill contained a provision (sec. 211) that would limit obligation or expenditure of funds to not more than 70 percent for the Ground Combat Vehicle (GCV) program until the Army provides a report containing an updated analysis of alternatives.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would limit the obligation or expenditure of funds to not more than 80 percent for the program until submission of a report containing the

Army's plans to carry out a dynamic analysis of alternatives and a description of the resources needed to conduct a separate assessment of selected non-developmental vehicles in accordance with the acquisition decision memorandum dated August 17, 2011.

The conferees continue to support the Army's goal of pursuing a modernized combat vehicle. However, before the Army starts another major development program that could cost \$30.0 to \$40.0 billion, the conferees want assurances that the GCV will be significantly more capable than a potentially less expensive upgraded version of currently fielded platforms. The conferees agree with the Under Secretary of Defense for Acquisition, Technology and Logistics directive for the Army to conduct a dynamic analysis of alternatives and separate assessment of selected non-developmental vehicles. The conferees are concerned about the differences between the Army's and the Director of Cost Assessment and Program Evaluation's unit cost estimates and expect these differences to be resolved during the technology development phase of the program.

*Limitation on the individual carbine program (sec. 212)*

The House bill contained a provision (sec. 212) that would require the Army to conduct an analysis of alternatives (AOA) for the Individual Carbine program and prohibit the approval of a full rate production decision until the AOA has been reported. The provision would also give the Secretary of Defense waiver authority.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require a business case analysis instead of an AOA and modify the Secretary of Defense's waiver authority.

*Limitation on availability of funds for future unmanned carrier-based strike system (sec. 213)*

The House bill contained a provision (sec. 223) that would prevent the Secretary of Defense from obligating more than 15 percent of the fiscal year 2012 program funds for the unmanned carrier launched airborne surveillance and strike (UCLASS) program until the Department made certain certifications and established acquisition baselines for the program. The provision would also require the Comptroller General to assess the acquisition strategy defined by the Department as part of

that effort, and to report to the congressional defense committees on that assessment.

The Senate amendment contained a provision (sec. 213) that that would prevent the Secretary of Defense from obligating more than 50 percent of the UCLASS program funds until Under Secretary of Defense for Acquisition, Technology, and Logistics certifies to the congressional defense committees that the acquisition strategy he approved at Milestone A requires implementation of open architecture standards for the program.

The conferees agree to a provision that would prevent the Navy from obligating more than 75 percent of the funds available to the program until 60 days after the date on which: (1) the Chairman of the Joint Requirements Oversight Council makes certain certifications about requirements; (2) the Assistant Secretary of the Navy for Research, Development, and Acquisition submits a report describing certain acquisition program attributes; and (3) the Under Secretary of Defense for Acquisition, Technology, and Logistics certifies certain aspects of the program plan.

*Limitation on availability of funds for amphibious assault vehicles of the Marine Corps (sec. 214)*

The House bill contained a provision (sec. 214) that would prohibit the obligation of funds made available after the enactment of the National Defense Authorization Act for Fiscal Year 2012 for Marine Corps amphibious assault vehicles until the Secretary of the Navy provided Congress a report on requirements and an analysis of alternatives (AoA) for amphibious assault vehicles.

The Senate amendment contained a similar provision (sec. 214) that would prohibit Milestone B approval of the Marine Personnel Carrier (MPC) until the AoA is submitted to Congress; allow the Marine Corps to obligate funds for amphibious assault vehicle research and development, and testing, necessary to support the AoA and the development of requirements for the Amphibious Combat Vehicle (ACV); and require the Director, Cost Assessment and Program Evaluation, to conduct life cycle cost assessments of the portfolio of Marine Corps ground vehicles prior to Milestone B approval.

The Senate recedes with an amendment that would (1) allow the Marine Corps to obligate funds for amphibious assault vehicle activities to support survivability or other operational issues, to support the AoA, or to support the development of

requirements for the ACV; (2) allow the Marine Corps to obligate funds for amphibious vehicles for other purposes after submitting a report to Congress on combatant commanders' requirements for amphibious assault vehicles; (3) prohibit Milestone B approval for the MPC until the requirements report is submitted to Congress; and (4) require a habitability assessment report based on ongoing Marine Corps evaluations.

*Limitation on obligation of funds for the F-35 Lightning II aircraft program (sec. 215)*

The House bill contained a provision (sec. 215) that would prohibit obligation or expenditure of any funds for performance improvements to the F-35 propulsion system unless the Secretary of Defense ensures competitive development and production of the F-35 propulsion system.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would prevent the obligation of more than 80 percent of the research and development funding for the F-35 program until the Secretary of Defense certifies to the congressional defense committees that the acquisition strategy for the F-35 program includes a plan for achieving competition throughout operation and sustainment, in accordance with section 202(d) of the Weapon Systems Acquisition Reform Act of 2009 (Public Law 111-23).

*Limitation on use of funds for Increment 2 of B-2 bomber aircraft extremely high frequency satellite communications program (sec. 216)*

The Senate amendment contained a provision (sec. 212) that would prohibit the Secretary from obligating or expending funds for Increment 2 of the B-2 Bomber aircraft Extremely High Frequency (EHF) Satellite Communications program, until the Secretary of the Air Force makes a series of certifications and a report with respect to the acquisition plan for Increment 2, which consists of the integration of an EHF terminal and low observable antenna for secure strategic communications. The required certifications would be that the U.S. Government owns the data rights for the antennas, and that the antenna technology selected is the most cost effective and lowest risk option for the B-2. The report would include a detailed plan setting forth the projected cost and schedule for the research, development, and testing of the antenna.

The House bill contained no similar provision.

The House recesses with an amendment that would prohibit spending 60 percent of funds available until the Secretary of the Air Force makes the above certification.

*Limitation on availability of funds for the Joint Space Operations Center management system (sec. 217)*

The House bill contained a provision (sec. 217) that would limit the obligation or expenditure of funds authorized to be appropriated or otherwise made available for fiscal year 2012 for Release 1 of the Joint Space Operations Center Management System (JMS) until the Under Secretary of Defense for Acquisition, Technology, and Logistics and the Secretary of the Air Force jointly provide to the congressional defense committees the acquisition strategy for JMS, to include a description of the acquisition policies and procedures applicable to JMS and any additional acquisition authorities that may be necessary.

This section would also express a sense of Congress that improvements to U.S. space situational awareness and space command and control capabilities are necessary, and the traditional defense acquisition process is not optimal for developing the services oriented architecture and net-centric environment planned for JMS.

The Senate amendment contained no similar provision.

The Senate recesses.

*Limitation on availability of funds for wireless innovation fund (sec. 218)*

The House bill contained a provision (sec. 218) that would limit the Defense Advanced Research Projects Agency to obligating or expending not more than 10 percent of funds authorized to be appropriated for the wireless innovation fund until 30 days after the date on which the Under Secretary of Defense for Acquisition, Technology, and Logistics submits a report on how such funds will be managed and executed.

The Senate amendment contained no similar provision.

The Senate recesses.

*Prohibition on delegation of budgeting authority for certain research and educational programs (sec. 219)*

The House bill contained a provision (sec. 222) that would prohibit the Secretary of Defense from delegating authority for the Historically Black Colleges and Universities (HBCU) program to any individual outside of the Office of the Secretary of Defense.

The Senate amendment contained no similar provision.

The Senate recesses.

The conferees direct that any amounts appropriated for the HBCU/Minority Institutions program, in a program element other than PE 0602228087, shall be transferred to this program element for execution consistent with the requirements of this section.

*Designation of main propulsion turbomachinery of the next-generation long-range strike bomber aircraft as major subprogram (sec. 220)*

The House bill contained a provision (sec. 220) that would require the Secretary of Defense to designate the main propulsion system of the next-generation long-range strike bomber aircraft as a major subprogram and would require the Secretary of the Air Force to develop a competitive acquisition strategy for the propulsion system.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that changes "system" to "turbomachinery" and the designation date to "30 days after Milestone A".

*Designation of electromagnetic aircraft launch system development and procurement program as major subprogram (sec. 221)*

The House bill contained a provision (sec. 221) that would require that the Secretary of Defense designate the electromagnetic aircraft launch system (EMALS) development and procurement program as a major subprogram of the CVN-78 Ford-class aircraft carrier major defense acquisition program, in accordance with section 2430a of title 10, United States Code.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would provide that the requirement to maintain this major subprogram designation for EMALS would expire upon successful completion of operation testing.

*Advanced rotorcraft flight research and development (sec. 222)*

The House bill contained a provision (sec. 219) that would authorize the Secretary of the Army to conduct a program for flight research and demonstration of advanced helicopter technology.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would direct the Army, if they chose to award a contract, to use full and open competition as defined in section 2302(3)(D) of title 10, United States Code.

*Preservation and storage of certain property related to F136 propulsion system (sec. 223)*

The House bill contained a provision (sec. 252) that would require the Secretary of Defense to develop and implement a plan to store and preserve property owned by the Federal Government that was acquired under the F136 propulsion system development contract that would, with the aim of ensuring that the option of allowing the contractor to fund continued development of the F136 from within contractor funds would not be precluded by actions that the Defense Department might take in implementing the announced contract termination.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require that the Secretary of Defense to develop a plan that would provide for the long-term sustainment and repair of such property pending a determination of whether such property: (1) can be used within the F-35 Lightning II aircraft program, in other government development programs, or in other contractor-funded development activities; (2) should be stored for use in future government development programs; or (3) should be disposed. The provision would also require the Secretary to identify how he intends to obtain maximum benefit to the U.S. Government from the investment already made in developing the F136.

## **Subtitle C-Missile Defense Programs**

*Acquisition accountability reports on the ballistic missile defense system (sec. 231)*

The House bill contained a provision (sec. 231) that would amend chapter 9 of title 10, United States Code, to require

acquisition baselines and annual acquisition accountability reports on the ballistic missile defense system.

The Senate amendment contained no similar provision.

The Senate recesses with a clarifying amendment.

*Comptroller General review and assessment of missile defense acquisition programs (sec. 232)*

The Senate amendment contained a provision (sec. 231) that would amend section 225 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) to require the Comptroller General to review and assess the annual baseline acquisition reports of the Missile Defense Agency for fiscal years 2012 through 2015, and provide annual reports to Congress on those assessments.

The House bill contained no similar provision.

The House recesses with an amendment that would make this a separate provision of law, since section 225 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 is repealed elsewhere in this Act.

*Homeland defense hedging policy and strategy (sec. 233)*

The House bill contained a provision (sec. 233) that would establish policy for a hedging strategy for homeland missile defense of the United States, and would require the Department of Defense to develop and submit such a hedging strategy to the congressional defense committees.

The Senate amendment contained a similar provision (sec. 234).

The Senate recesses with an amendment that would require the Department of Defense to submit a report on the homeland missile defense hedging strategy.

*Ground-based Midcourse Defense program (sec. 234)*

The House bill contained a provision (sec. 234) that would express the sense of Congress regarding the need to take steps to correct the cause of two flight test failures of the Ground-based Midcourse Defense system, and would require the Department of Defense to establish and submit to Congress a plan to address the flight test failures.

The Senate amendment contained a similar provision (sec. 232).

The House recesses with an amendment that would require the Department of Defense to report to Congress on the details and status of the plan to correct the cause of the flight test failures.

*Limitation on availability of funds for the Medium Extended Air Defense System (Sec. 235)*

The House bill contained a provision (sec. 232) that would limit the availability of any funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2012 for the Medium Extended Air Defense System (MEADS) until the Secretary of Defense either (1) negotiates a multilateral termination of the contract covering the program, or (2) restructures the program to ensure that specific deliverables under the contract are transitioned to United States programs of record by not later than September 30, 2013. The provision would also require the Secretary to submit notification of the details of the plan to meet either of the options permitted.

The Senate amendment contained no similar provision. However, the Senate amendment did include a provision (sec. 807) that would require the Department of Defense to conduct risk assessments of future international weapon development programs, to avoid problems such as the current MEADS situation. Furthermore, the Senate amendment would authorize no fiscal year 2012 funds for the MEADS program.

The Senate recesses with an amendment that would limit the availability of more than 25 percent of fiscal year 2012 funds for MEADS until the Secretary of Defense submits a plan to use such funds as final obligations under the MEADS program for either (1) implementing a restructured MEADS program of reduced scope, or (2) contract termination liability costs with respect to the contracts covering the program. The provision would also require the Secretary to submit the plan for using fiscal year 2012 funds for the purposes permitted, with details of such plan. The provision would also require the Secretary to submit a report, not later than 180 days after the date of enactment of this Act, describing the efforts the Secretary has made with Germany and Italy, including involvement by the Secretary of State, to agree on ways to minimize the costs to each nation of implementing a restructured program or of unilateral or multilateral contract termination.

The conferees are extremely disappointed that in 2004 the

Department of Defense negotiated and signed a Memorandum of Understanding on the Medium Extended Air Defense System with Germany and Italy that effectively created an unacceptable situation for the United States in the event of poor program execution, significant schedule delays, or significantly increased cost estimates, such as have taken place. It is the conferees' understanding that none of the partner nations - the United States, Germany, or Italy - intend to procure and field the MEADS system. Yet, Congress has been told that the United States still must face an obligation of more than \$800.0 million for contract completion or for contract termination liability in the context of our fiscal crisis.

The conferees believe the Department of Defense failed the American taxpayer by signing the Memorandum in question, and believe that it is the Department's urgent responsibility, at the highest levels, to engage with Germany and Italy to minimize possible further costs to the United States of implementing a restructured program or multilateral contract termination.

*Sense of Congress regarding ballistic missile defense training (sec. 236)*

The House bill contained a provision (sec. 333) that would express the sense of Congress concerning the importance of improving the integration of ballistic missile defense training across and between the combatant commands.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

## **Subtitle D-Reports**

*Extension of requirements for biennial roadmap and annual review and certification on funding for development of hypersonics (sec. 241)*

The Senate amendment contained a provision (sec. 251) that would extend the biennial reporting requirement from the Department of Defense on hypersonic weapons development from 2012 to 2020.

The House bill contained no similar provision.

The House recedes with an amendment that would extend the reporting requirement from 2012 to 2016.

*Report and cost assessment of options for Ohio-class replacement ballistic missile submarine (sec. 242)*

The House bill contained a provision (sec. 213) that contained a series of findings and expressed a sense of Congress on the program to replace the *Ohio*-class ballistic missile submarine. The House provision would also limit, to not more than 90 percent, the obligation or expenditure of fiscal year 2012 funds authorized or otherwise made available for such program until the Secretary of Defense submits a report to the congressional defense committees on the program including, among other matters, the analysis and cost estimates that supported the Department of Defense decision to reduce the planned number of missile tubes per submarine to 16.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of the Navy and the Commander of U.S. Strategic Command to jointly submit a report, not later than 180 days after the date of enactment of this Act, assessing several options for the number of submarines and the number of missile tubes per submarine for the *Ohio*-class replacement program. The report would be required to assess the procurement cost and total life cycle cost of each option, the ability for each option to meet Strategic Command's at-sea requirements that are in place as of the date of enactment of this Act and any expected changes to such requirements, and the ability for each option to meet nuclear employment and planning guidance in place as of the date of enactment of this Act and any expected changes to such guidance. The report would also be required to include a description of the postulated threat and strategic environment used to inform selection of a final option, as well as how each option provides flexibility for responding to changes in the threat and strategic environment.

*Report on the electromagnetic rail gun system (sec. 243)*

The House bill contained a provision (sec. 243) that would require the Secretary of Defense to submit a report on the feasibility of developing and deploying the electromagnetic rail gun system.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would change the reporting authority to the Secretary of the Navy, focusing on development, future deployment, and operational challenges

within the Navy program. The Secretary of the Navy would be required to brief the congressional defense committees with an interim update within 90 days of enactment of this Act, and a full report within 180 days.

*Annual Comptroller General report on the KC-46A aircraft acquisition program (sec. 244)*

The House bill contained a provision (sec. 241) that would require the Comptroller General to submit an annual report on the KC-46A program, beginning in fiscal year 2012 and concluding in fiscal year 2017. The reports would include assessment of various aspects of the program, including whether the Air Force was making any changes to the program's requirements or documentation.

The Senate amendment contained no similar provision.

The Senate recesses.

*Independent review and assessment of cryptographic modernization program (sec. 245)*

The House bill contained a provision (sec. 242) that would require the Secretary of Defense to conduct an independent review through an appropriate entity outside of the Department of Defense (DOD) of the DOD cryptographic modernization program.

The Senate amendment contained no similar provision.

The Senate recesses.

*Report on increased budget items (sec. 246)*

The House bill contained a provision (sec. 1699F-1) that would require reports on increased budget items authorized to be appropriated by section 201 of this Act.

The Senate amendment contained no similar provision.

The Senate recesses with a clarifying amendment that would require a one-time report. The conferees intend the Secretary of Defense to describe the justification for awarding a contract using other than full and open competition, in the case of contracts against which funds will be obligated that were not included in the President's fiscal year 2012 budget request.

## **Subtitle E-Other Matters**

*Repeal of requirement for Technology Transition Initiative (sec. 251)*

The House bill contained a provision (sec. 251) that would repeal the requirement for the Technology Transition Initiative.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would make the repeal effective on October 1, 2013.

Further, the conferees note that the repeal of the Technology Transition Initiative is incumbent upon the receipt, no later than March 31, 2012, of the report directed in section 253 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417). The Under Secretary of Defense for Acquisition, Technology, and Logistics has failed to comply with this statutory requirement, which was required no later than October 1, 2009.

*Contractor cost-sharing in pilot program to include technology protection features during research and development of certain defense systems (sec. 252)*

The Senate amendment contained a provision (sec. 261) that would require the contractor of certain research and development programs to bear at least one half of the cost of such activities.

The House bill contained no similar provision.

The House recedes.

*Extension of authority for mechanisms to provide funds for defense laboratories for research and development of technologies for military missions (sec. 253)*

The House bill contained a provision (sec. 253) that would extend the authority for funding mechanisms from October 1, 2013, till September 30, 2016.

The Senate amendment contained a similar provision (sec. 905(b)) that would make the authority permanent.

The Senate recedes.

However, conferees remain concerned about the Department of Defense's execution of section 219 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417). The statute requires the establishment of mechanisms under which the director of a defense laboratory may use an amount of funds equal to not more than 3 percent of all funds

available to the defense laboratory for specified purposes. Current implementation varies from service to service and the conferees expect the Department and the services to establish consistent mechanisms that clearly follow the provisions of this statute. Furthermore, the conferees direct the service secretaries, in coordination with the Director of the Assistant Secretary of Defense for Research and Engineering Laboratories Office, to report to the Committees on Armed Services of the Senate and the House of Representatives by March 31, 2012, on all barriers or impediments to fully implementing the statute.

*National defense education program (sec. 254)*

The House bill contained a provision (sec. 257) that would prohibit the Secretary of Defense from using K-12 education funds within the National Defense Education Program (NDEP) to make up the difference should the amount authorized to be appropriated for fiscal year 2012 be less than the amount requested by the President.

The Senate amendment contained no similar provision.  
The Senate recesses.

The conferees strongly encourage the Department that however it allocates non-K-12 funding within NDEP, existing Science, Mathematics and Research for Transformation scholarships and internships should not be impacted.

*Laboratory facilities, Hanover, New Hampshire (sec. 255)*

The Senate amendment contained a provision (sec. 262) that would allow the Secretary of the Army to acquire property in the vicinity of Hanover, New Hampshire, as may be needed for the Engineer Research and Development Center laboratory at the Cold Regions Research and Engineering Laboratory.

The House bill contained no similar provision.  
The House recesses.

*Sense of Congress on active matrix organic light emitting diode technology (sec. 256)*

The House bill contained a provision (sec. 255) that would establish a sense of Congress on the importance of organic light emitting diode (OLED) technology. The provision urges the Secretary of Defense to utilize existing programs to support the reduction of costs and risks related to the technology.

The Senate amendment contained no similar provision.  
The Senate recesses with a technical amendment that would change this provision from being directive to permissive.

### **Legislative Provisions Not Adopted**

#### *Study on space-based interceptor technology*

The House bill contained a provision (sec. 235) that would require the Department of Defense to conduct of study of space-based interceptor technology.

The Senate amendment contained no similar provision.  
The House recesses.

#### *Application of RNA biological and functional science and technology*

The House bill contained a provision (sec. 254) that would require the Secretary of Defense to ensure that RNA technology would be used, when applicable, in research.

The Senate amendment contained no similar provision.  
The House recesses.

#### *Prohibition on use of funds for newly designed flight suit*

The House bill contained a provision (sec. 256) that would prohibit the Department from using any funds to research, develop, manufacture, or procure a newly designed flight suit for members of the armed forces

The Senate amendment contained no similar provision.  
The House recesses.

#### *Prohibitions relating to use of funds for research, development, test, and evaluation on the F136 engine*

The Senate amendment contained a provision (sec. 211) that would prohibit: (1) the obligation of any funds in this Act for research, development, test, or evaluation on the F136 engine; and (2) the consideration of any research, development, testing and evaluation of the F136 engine conducted and funded by the contractor as an allowable charge on any future government contract, either as a direct or an indirect cost.

The House bill contained no similar provision.  
The Senate recesses.

## **TITLE III—OPERATION AND MAINTENANCE**

### **Subtitle A—Authorization of Appropriations**

*Operation and maintenance funding (sec. 301)*

The House bill contained a provision (sec. 301) that would authorize fiscal year 2012 funding levels for all operation and maintenance accounts.

The Senate amendment contained an identical provision (sec. 301).

The conference agreement includes this provision.

### **Subtitle B—Energy and Environmental Provisions**

*Designation of senior official of Joint Chiefs of Staff for operational energy plans and programs and operational energy budget certification (sec. 311)*

The House bill contained a provision (sec. 311) that would require the Chairman of the Joint Chiefs of Staff to designate a senior official to be responsible for operational energy plans and programs for the Joint Chiefs of Staff, the Joint Staff, and for coordinating with the Assistant Secretary of Defense for Operational Energy, Plans, and Programs and implementing initiatives pursuant to the operational energy strategy established by the Assistant Secretary of Defense for Operational Energy, Plans, and Programs. The provision would also modify the date of the report requirement accompanying the President's budget certification.

The Senate amendment contained no similar provision.

The Senate recesses.

*Improved Sikes Act coverage of State-owned facilities used for the national defense (sec. 312)*

The House bill contained a provision (sec. 313) that would improve the coverage of State-owned National Guard facilities under the Sikes Act (16 U.S.C. 670 et seq.) and would make certain technical modifications.

The Senate amendment contained no similar provision.  
The Senate recesses.

*Discharge of wastes at sea generated by ships of the armed forces (sec. 313)*

The House bill contained a provision (sec. 314) that would amend section 1902 of title 33, United States Code, by codifying discharge standards at sea for ships of the armed forces.

The Senate amendment contained a similar provision (sec. 315).

The Senate recesses with an amendment that eliminates the 270 day deadline for the reporting of a discharge necessary for purposes of securing the safety of the ship, the health of the ship's personnel, or saving life at sea.

*Modification to the responsibilities of the Assistant Secretary of Defense for Operational Energy, Plans, and Programs (sec. 314)*

The House bill contained a provision (sec. 315) that would designate one of the military departments to serve as the executive agent for alternative fuel development for the Department of Defense (DOD).

The Senate amendment contained no similar provision.

The Senate recesses with a clarifying amendment that would modify the responsibilities of the Assistant Secretary of Defense for Operational Energy, Plans, and Programs, in consultation with the military departments and the Assistant Secretary of Defense for Research and Engineering, to include development and oversight of alternative fuels activities and the streamlining of alternative fuel investments.

The conferees note that the amendment would also include a modification to the reporting requirement set forth in section 2925(b)(2) of title 10, United States Code.

*Energy-efficient technologies in contracts for logistics support of contingency operations (sec. 315)*

The House bill contained a provision (sec. 316) that would require the Secretary of Defense to give favorable consideration in the award of logistics support contracts for contingency operations to offers that include energy-efficient or energy reduction technologies or processes.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would require the energy performance master plan for the Department of Defense to include goals, metrics, and incentives for achieving energy efficiency in such contracts.

*Health assessment reports required when waste is disposed of in open-air burn pits (sec. 316)*

The House bill contained a provision (sec. 317) that would require the Secretary of Defense to submit a health assessment report to the Committees on Armed Services of the Senate and the House of Representatives when certain waste is disposed of in open-air burn pits during contingency operations.

The Senate amendment contained no similar provision.

The Senate recesses.

*Streamlined annual report on defense environmental programs (sec. 317)*

The Senate amendment contained a provision (sec. 312) that would streamline the Defense Department's Annual Report to Congress on Defense Environmental Programs.

The House bill contained no similar provision.

The House recesses with a clarifying amendment that the report would cover fiscal years vice calendar years, and to reference the "environmental restoration program" instead of the "installation restoration program."

The conferees note that the Office of the Secretary of Defense and the military departments present their environmental account information to the defense committees in varying formats. It is the intention of the conferees that this streamlined report will include the total funds expended by account by the Department of Defense and by each military department. It is also the intention that the Defense Department use consistent nomenclature and metrics when reporting its environmental data to ensure that the defense committees can exercise proper oversight of the environmental program funding.

*Payment to Environmental Protection Agency of stipulated penalties in connection with Jackson Park Housing Complex, Washington (sec. 318)*

The Senate amendment contained a provision (sec. 313) that would authorize the Secretary of the Navy to pay a stipulated penalty to the Environmental Protection Agency.

The House bill contained no similar provision.

The House recesses.

*Requirements relating to Agency for Toxic Substances and Disease Registry investigation of exposure to drinking water contamination at Camp Lejeune, North Carolina (sec. 319)*

The Senate amendment contained a provision (sec. 314) that would establish certain requirements relating to actions associated with the ongoing investigation and study of exposures to contaminated drinking water at Camp Lejeune, North Carolina.

The House bill contained no similar provision.

The House recesses.

*Fire suppression agents (sec. 320)*

The House bill contained a provision (sec. 318) that would amend section 7671d(a) of title 42, United States Code, to allow the use of certain fire suppression agents under certain circumstances.

The Senate amendment contained a similar provision (sec. 1089).

The House recesses.

## **Subtitle C-Logistics and Sustainment**

*Definition of depot-level maintenance and repair (sec. 321)*

The House bill contained a provision (sec. 321) that would modify and clarify the definition of depot-level maintenance and repair.

The Senate amendment contained no similar provision.

The Senate recesses with a clarifying amendment.

The conferees note that the study on the future capability of the Department of Defense maintenance depots directed by section 322 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417) found that the existing statutory definition was ambiguous and subject to interpretation. The conferees are concerned that these ambiguities are directly affecting the development of core depot maintenance capabilities and allocation of sustaining

workloads. To resolve these ambiguities, the conferees specifically addressed in the provision the depot-level maintenance of software and the installation of modifications or upgrades. The conferees have removed exceptions from the definition and have addressed that issue more appropriately in the core depot-maintenance capability provision provided for elsewhere in this Act.

*Designation of military arsenal facilities as Centers of Industrial and Technical Excellence (sec. 322)*

The House bill contained a provision (sec. 323) that would amend 10 U.S.C. 2474 by allowing military industrial facilities to be designated as Centers of Industrial and Technical Excellence (CITE).

The Senate amendment contained a similar provision (sec. 323).

The Senate recedes with a clarifying amendment that would ensure that Army arsenals are designated as CITE.

*Permanent and expanded authority for Army industrial facilities to enter into certain cooperative arrangements with non-Army entities (sec. 323)*

The House bill contained a provision (sec. 325) that would give permanent and expanded authority to the Secretary of the Army to enter into certain cooperative arrangements with non-Army entities.

The Senate amendment contained a similar provision (sec. 341) that would increase the limit of cooperative arrangements and expand the expiration clause.

The Senate recedes.

The conferees note that 10 U.S.C. 4544 is the appropriate partnering authority for cooperative arrangements with non-Army entities. The conferees further note that the Secretary of the Army shall evaluate all cooperative arrangements previously entered into under the Arsenal Support Program Initiative to determine which, if any, cooperative arrangements should be continued and transferred under the appropriate authority of 10 U.S.C. 4544.

*Implementation of corrective actions resulting from corrosion study of the F-22 and F-35 aircraft (sec. 324)*

The House bill contained a provision (sec. 327) that would require the Department of Defense (DOD) to implement the recommendations of the Government Accountability Office (GAO) study of the F-22 Raptor and F-35 Joint Strike Fighter aircraft or submit to Congress a written justification for any decision not to do so.

The Senate amendment contained a similar provision (sec. 825).

The Senate recesses.

The conferees note that language from the Senate provision requiring DOD to address corrosion issues at the time of milestone decisions is addressed in a separate provision of the bill.

The GAO study found that the DOD had not adequately addressed the problem of corrosion and resulting material degradation in the design, development, and testing of these weapon systems. The conferees agree that renewed focus in the area of corrosion prevention and mitigation, with the active participation of the Director of Corrosion Policy and Oversight, is needed to address material degradation issues that can significantly impact the affordability and sustainability of a major weapon systems over its entire service life.

In addressing the recommendations of the GAO report, the conferees expect the Department to specifically address the following issues: (1) with regard to the F-22 Raptor program, the need for a plan to manage cumulative corrosion damage in order to mitigate long-term structure risk to the aircraft; and (2) with regard to the F-35 Joint Strike Fighter program, the need for an update to the F-35 Corrosion Prevention and Control plan with lessons learned from the F-22 program, a plan for full climatic testing early in the program to robustly address the effects of severe wet weather, temperature extremes, and high humidity, an appropriate corrosion risk mitigation follow-on plan (including management of the corrosion risk of parts qualified by similarity), expanded involvement of the Naval Air Systems Command corrosion testing capability and Air Force Research Laboratory low-observable testing capability, reconsideration of the selection of materials and coating, and responsibility for management of the Autonomic Logistics Information System link with the Aircraft Structural Integrity Program.

*Modification of requirements relating to minimum capital investment for certain depots (sec. 325)*

The House bill contained a provision (sec. 328) that would modify the requirements relating to minimum capital investment for certain depots.

The Senate amendment contained a similar provision (sec. 321).

The Senate recedes with an amendment that would ensure that capital investment funds are spent solely to modernize or improve the efficiency of depot facilities, equipment, work environment, or processes in direct support of depot operations.

The conferees note that sustainment operation and maintenance funding does not count towards the 6 percent minimum capital investment requirement, but restoration and modernization operation and maintenance funding does.

#### *Reports on depot-related activities (sec. 326)*

The Senate amendment contained a provision (sec. 324) that would require a report from the Secretary of Defense on the status of the drawdown, retrograde, and reset program for the equipment used in support of operations in Iraq and Afghanistan. The provision would also require a report on the alignment, organizational reporting, and performance rating of Air Force system program managers, product support managers at Air Logistics Centers or Air Logistics Complexes, and a review of the civilian and military command structure associated with the Air Force Materiel Command realignment.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

#### *Core depot-level maintenance and repair capabilities (sec. 327)*

The House bill contained a provision (sec. 322) that would modify core logistics capabilities requirements (10 U.S.C. 2464) and require an annual report.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

The conferees note that the study on the future capability of the Department of Defense (DOD) maintenance depots directed by section 322 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417) found that the existing core determination process should be revised to ensure that it is visible and readily understood. Through this conference agreement, the conferees confirm the

criticality of a government-controlled source of repair to support warfighter requirements. The conferees believe a streamlined core policy that eliminates exclusions and exemptions and instead provides for conditional waivers of government performance is in keeping with the section 322 study's recommendations. To provide greater transparency of the core determination process, the conference agreement includes an annual core report that should align capital investment to support current and emerging core requirements and better align sustainment planning with acquisition and development.

## **Subtitle D-Readiness**

*Modification of Department of Defense authority to accept voluntary contributions of funds (sec. 331)*

The House bill contained a provision (sec. 331) that would make a technical amendment to section 358(g) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) to clarify that voluntary contributions received from developers to offset the cost of mitigating adverse impacts on military operations and readiness and may be used for the purpose of conducting studies and will remain available until expended.

The Senate amendment contained a similar provision (sec. 344).

The Senate recesses.

*Review of proposed structures affecting navigable airspace (sec. 332)*

The House bill contained a provision (sec. 332) that would require the Administrator of the Federal Aviation Administration to develop procedures to allow the Department of Defense and the Department of Homeland Security to review and comment on aeronautical studies prior to completion of such studies.

The Senate amendment no similar provision.

The Senate recesses.

## **Subtitle E-Reports**

*Annual certification and modifications of annual report on repositioned materiel and equipment (sec. 341)*

The House bill contained a provision (sec. 341) that would, upon the arrival of the President's budget request for a fiscal year under section 1105 of title 31, require the Secretary of Defense to certify in writing that the prepositioned stocks of each of the military departments meet all operational plans, in both rate of fill and readiness. The provision also would require the Secretary of Defense to report on the inclusion of non-standard items selected for inclusion in prepositioned stocks and the long-term sustainment plan beyond current operations.

The Senate amendment contained no similar provision.

The Senate recesses.

*Additional matters for inclusion in and modified deadline for the annual report on operational energy (sec. 342)*

The House bill contained a provision (sec. 346) that would increase the reporting requirements for the annual report on operational energy.

The Senate amendment contained a similar provision (sec. 334) that would modify the deadline for the annual report on operational energy.

The Senate recesses.

*Study on Air Force test and training range infrastructure (sec. 343)*

The Senate amendment contained a provision (sec. 331) that would require the Secretary of the Air Force to conduct a study on the ability of the major air test and training range infrastructure to support the full spectrum of Air Force operations.

The House bill contained no similar provision.

The House recesses.

*Study on training range infrastructure for special operations forces (sec. 344)*

The Senate amendment contained a provision (sec. 332) that would require the Commander of U.S. Special Operations Command to conduct a study on existing training ranges used by special operations forces.

The House bill contained no similar provision.

The House recesses.

*Guidance to establish non-tactical wheeled vehicle and equipment service life extension programs to achieve costs savings (sec. 345)*

The Senate amendment contained a provision (sec. 333) that would require the Secretary of Defense to conduct a survey and determine the advisability for establishing a service life extension program for non-tactical wheeled vehicles and base-level commercial equipment in the fleets of the military departments.

The House bill contained no similar provision.

The House recesses.

*Study on United States force posture in the United States Pacific Command area of responsibility (sec. 346)*

The House bill contained a provision (sec. 345) that would require the Secretary of Defense to study training requirements in the United States Pacific Command area of responsibility.

The Senate amendment contained a similar provision (sec. 1079) that would require an independent assessment of the United States force posture in East Asia and the Pacific.

The House recesses with an amendment that would require an independent assessment of the United States military force posture throughout the Pacific Command area of responsibility.

The conferees note that over recent years, the United States has embarked on a number of initiatives in the Pacific Command area of responsibility that are intended to realign our military force structure to respond to regional interests and, in this regard, U.S. bilateral security arrangements, especially with Japan and the Republic of Korea. Our continued strong alliance and cooperation with these two countries maintain a significant part of the foundation that supports our force posture and military activities in the region. Accordingly, the conferees direct that the assessment required by this provision include a particular focus on the current posture and plans for United States force realignments in Korea, Okinawa, and Guam.

The amendment also includes a requirement for an independent study of the overseas basing presence of United States forces, as codified in section 347.

*Study on overseas basing presence of United States forces (sec.*

347)

The conferees agreed to a study on overseas basing presence of United States Forces. *Inclusion of assessment of joint military training and force allocations in Quadrennial Defense Review and National Military Strategy (sec. 348)*

The House bill contained a provision (sec. 344) that would require the Secretary of Defense to conduct an assessment of joint military training and the effectiveness of the Joint Staff in carrying out the missions of planning and experimentation formerly accomplished by United States Joint Forces Command.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would include the assessment of joint military training and force allocations in the Quadrennial Defense Review and National Military Strategy.

*Modification of report on procurement of military working dogs (sec. 349)*

The House bill contained a provision (sec. 343) that would amend section 358 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417), which is codified at section 2302 (note) of title 10, United States Code, to require the Secretary of Defense to provide additional information on the use of military working dogs on a contracted basis, the status of the Department's breeding programs, and the future military working dog force structure.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would retain the data elements currently required in the report and change the reporting interval to biennial vice annual.

## **Subtitle F-Limitations and Extension of Authority**

*Adoption of military working dog by family of deceased or seriously wounded member of the armed forces who was the dog's handler (sec. 351)*

The House bill contained a provision (sec. 351) that would amend section 2583(c) of title 10, United States Code, to clarify the circumstances justifying the adoption of a military working dog prior to the end of its useful life and to authorize

the adoption of a military working dog by certain family members of a deceased or seriously wounded member of the armed forces who was the handler of the dog.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

*Prohibition on expansion of the Air Force food transformation initiative (sec. 352)*

The House bill contained a provision (sec. 352) that would prohibit the expansion of the Air Force food transformation initiative until 270 days after the Secretary of the Air Force reports to the congressional defense committees on the implementation and impact of the initiative.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would prohibit the expansion of the initiative until the Secretary submits the report, and simplifying the reporting requirement.

*Designation and limitation on obligation and expenditure of funds for the migration of Army enterprise email services (sec. 353)*

The House bill contained a provision (sec. 353) that would limit the obligation or expenditure of funds for the migration of Army enterprise email services until the Secretary of the Army delivers a report comparing the service provided by the Defense Information Systems Agency and the Army Knowledge Online system.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would designate the Army enterprise email services program a formal acquisition program under the oversight of the Army acquisition executive, and change the limitation from 2 percent of the funds to no funds. It also adds additional provisions to the report required to lift the limitation.

The conferees note their concern about the execution of the migration of Army enterprise email services, but also recognize that currently many Army users have already migrated to the new Defense Information Systems Agency-provided solution. The conferees interpret the existing legislative language to be a limitation only on funds for the continued migration of users and not for the sustainment and maintenance of those users already migrated.

*One-year extension of pilot program for availability of working-capital funds to Army for certain product improvements (sec. 354)*

The House bill contained a provision (sec. 354) that would extend section 330(f) of the National Defense Authorization Act for Fiscal Year 2008 (P.L. 110-181) by 1 year.

The Senate amendment contained no similar provision.

The Senate recesses.

## **Subtitle G-Other Matters**

*Commercial sale of small arms ammunition and small arms ammunition components in excess of military requirements, and fired cartridge cases (sec. 361)*

The Senate amendment contained a similar provision (sec. 343) that would amend section 346 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) by making available for sale any small arms ammunition and small ammunition components which are in excess of military requirements.

The House bill contained no similar provision.

The House recesses with a clarifying amendment.

The conferees note that the intent of section 346 of Public Law 111-383, as amended, is to clarify that the only fired cartridge cases (referred to as expended small arms cartridge cases) subject to the provision are intact expended small arms cartridge cases and that the provision does not apply outside the continental United States or overrides established Department of Defense (DOD) trade security controls or explosives safety controls. The conferees note that the DOD would be permitted to demilitarize and recycle expended small arms cartridge cases covered by the provision so long as there is not a significant decrease in intact expended small arms cartridge cases being made available for sale and there is no evidence that commercial demands are not generally being met. The conferees note that based on its current force structure and training requirements, the DOD currently makes approximately 6-8 million pounds of intact (non-demilitarized) expended small arms cartridge cases available each year for commercial sales. The conferees recognize that the amount made available may change as the DOD's force structure or training requirements change. The

conferees note that the DOD would be responsible for assessing commercial demands for the purpose of implementing this requirement; the conferees understand that the DOD may choose to conduct market surveys or studies to assess commercial demands for this purpose.

*Comptroller General review on space-available travel on military aircraft (sec. 362)*

The Senate amendment contained a provision (sec. 346) that would add a new section 2641c to title 10, United States Code, that would codify the authority of the Secretary of Defense to establish a program to provide transportation to active and reserve members, retirees, dependents, and non-remarried widows of service members on Department of Defense aircraft on a space available basis and in a budget-neutral manner. The provision would also require a Comptroller General study on the Department's space-available travel program, including a review of the cost and capacity of the system and a discussion of logistical and management issues.

The House bill contained no similar provision.

The House recedes with an amendment that would strike the provisions concerning codification of the space available program, and would require the Comptroller General in his review to assess the effect on the cost and capacity of the program if the program were extended to un-remarried widows of active and reserve component members, and expanded for gray area retirees to include overseas travel.

*Authority to provide information for maritime safety of forces and hydrographic support (sec. 363)*

The House bill contained a provision (sec. 362) that would amend part IV of subtitle C of title 10, United States Code, to authorize the Secretary of the Navy to collect and share certain marine data and hydrographic information.

The Senate amendment contained an identical provision (sec. 1023).

The agreement includes this provision.

*Deposit of reimbursed funds under reciprocal fire protection agreements (sec. 364)*

The House bill contained a provision (sec. 363) that would,

as requested by the Department of Defense (DOD), amend section 1856d(b) of title 42, United States Code, to ensure that reimbursements to the DOD under the Reciprocal Fire Protection Agreements (42 U.S.C. chapter 15A) do not expire and that the command which provides fire protection services in the event of an emergency is able to merge the reimbursed funds with those in the current appropriation, fund, or account, which is used for DOD fire protection services.

The Senate amendment contained an identical provision (sec. 1004).

The conference agreement includes this provision.

*Clarification of the airlift service definitions relative to the Civil Reserve Air Fleet (sec. 365)*

The House bill contained a provision (sec. 366) that would refine the definition of Civil Reserve Air Fleet aircraft.

The Senate amendment contained a similar provision (sec. 1045).

The Senate recesses.

*Ratemaking procedures for Civil Reserve Air Fleet contracts (sec. 366)*

The House bill contained a provision (sec. 367) that would clarify that contracts establishing rates for services provided by air carriers who are participants in the Civil Reserve Air Fleet (CRAF) program are not subject to the Truth in Negotiations Act (section 2306a of title 10, United States Code) or the Cost Accounting Standards (section 1502 of title 41, United States Code).

The Senate amendment contained a similar provision (sec. 883).

The Senate recesses.

*Policy on active shooter training for certain law enforcement personnel (sec. 367)*

The House bill contained a provision (sec. 369) that would require the Secretary of Defense to establish a policy and promulgate guidelines to ensure that civilian and military law enforcement personnel charged with security functions on military installations shall receive active shooter training as described in finding 4.3 of the document entitled, "Protecting

the Force: Lessons from Fort Hood.”

The Senate amendment contained no similar provision.

The Senate recesses.

*Procurement of tents or other temporary structures (sec. 368)*

The House bill contained a provision (sec. 146) that would require the Secretary of Defense to consider the total life cycle costs of tents or structures, including the costs associated with any equipment or fuel needed to heat or cool such tents or structures, when procuring tents or other temporary structures, and award contracts that provide best value to the United States.

The Senate amendment contained no similar provision.

The Senate recesses.

**Legislative Provisions Not Adopted**

*Consideration of energy security and reliability in development and implementation of energy performance goals*

The Senate amendment contained a provision (sec. 316) that would consider energy security and reliability in the development and implementation of energy performance goals.

The House bill contained no similar provision.

The Senate recesses.

*Limitation on revising the definition of depot-level maintenance*

The Senate amendment contained a provision (sec. 322) that would limit the Secretary of Defense on revising the definition, guidance, regulations, policy, and revisions of depot-level maintenance until receipt of a report prepared by the Defense Business Board.

The House bill contained no similar provision.

The Senate recesses.

*Redesignation of core competencies as core depot maintenance capabilities for Centers of Industrial and Technical Excellence*

The House bill contained a provision (sec. 324) that would amend section 2474 of title 10, United States Code, by modifying core competencies to core logistics capabilities.

The Senate amendment contained no similar provision.

The House recesses.

*Modification of report on maintenance and repair of vessels in foreign shipyards*

The House bill contained a provision (sec. 342) that would modify section 7310(c) of title 10, United States Code, to include reporting on vessels that are operated pursuant to a contract entered into by the Military Sealift Command, the Maritime Administration, or the U.S. Transportation Command.

The Senate amendment contained no similar provision.

The House recesses.

*Working-capital fund accounting*

The Senate amendment contained a provision (sec. 342) that would amend section 2208(k) of title 10, United States Code, to align the two separate dollar thresholds for procurement of capital assets.

The House bill contained no similar provision.

The Senate recesses.

The conferees continue to be concerned with an apparent disconnect in thresholds for capital assets between auditing standards and financial management regulations. The conferees note that while section 342 of the Senate amendment could resolve internal disconnects amongst financial enterprise systems, it would not comply with auditing standards.

Regardless, the conferees strongly urge the Department of Defense to continue to work to resolve this apparent disconnect.

*Modification of report on SEAD/DEAD mission requirements of the Air Force*

The House contained a provision (sec. 355) that would amend section 334 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383). Section 334 required a report on the suppression of enemy air defenses/destruction of enemy air defenses (SEAD/DEAD) mission requirements for the Air Force. Section 355 would have modified the due date for the report, and made other technical corrections.

The Senate contained no similar provision.

The House recesses.

The conferees received the SEAD/DEAD report, including a classified annex, in August, 2011, as would have been required by the modifications in section 355. The report addressed the feasibility and desirability of expanding the role of the Air National Guard in conducting the SEAD/DEAD mission and incorporated the suggested changes proposed in section 355.

*Limitation on obligation and expenditure of funds for migration of management of Air Force Enterprise Logistics Systems Program Executive Office pending cost-benefit analysis*

The House bill contained a provision (sec. 356) that would limit Air Force funds for the migration of the Air Force Enterprise Logistics Systems Program Executive Office subject to a cost-benefit analysis.

The Senate bill contained no similar provision.

The House recedes.

*Consideration of foreclosure circumstances in adjudication of security clearances*

The House bill contained a provision (sec. 361) that would require the Secretary of Defense to give special consideration during security clearance adjudications to service members with a foreclosure on the member's credit report.

The Senate amendment contained no similar provision.

The House recedes.

The conferees note that protections are already included in the December 29, 2005, Revised Adjudicative Guidelines for Determining Eligibility for Access to Classified Information. Guideline F of the Adjudicative Guidelines specifically addresses procedures for financial considerations, to include foreclosures, as part of the security clearance review process. The conferees further note that this should help ensure that clearances are reviewed individually and personnel security clearances are not denied solely on financial circumstances that are beyond the individual's control.

*Reduction in amounts otherwise authorized to be appropriated to the Department of Defense for printing and reproduction*

The House bill contained a provision (sec. 364) that would decrease the operation and maintenance accounts of the military departments by 10 percent for printing and reproduction.

The Senate amendment contained no similar provision.  
The House recesses.

The conferees note that the operation and maintenance accounts for printing and reproduction for the military departments were decreased by 10 percent in the section 4301 budget tables.

*Reduction in amounts otherwise authorized to be appropriated to the Department of Defense for studies, analysis, and evaluations*

The House bill contained a provision (sec. 365) that would decrease the operation and maintenance accounts of the military departments by 10 percent for studies, analysis, and evaluations.

The Senate amendment contained no similar provision.  
The House recesses.

The conferees note that the operation and maintenance accounts for the military departments were decreased for studies, analysis, and evaluations by 10 percent in the section 4301 budget tables.

*Sense of Congress on proposed Federal Aviation Administration changes to flight crew member duty and rest requirements*

The House bill contained a provision (sec. 368) that would express the sense of Congress that, among other things, the Administrator of the Federal Aviation Administration (FAA), in consultation with the Commander of the United States Transportation Command (TRANSCOM), should develop guidelines that address not only crew fatigue, but also enhance safety while minimizing the impact on the mission of TRANSCOM and the Department of Defense.

The Senate amendment contained no similar provision. The Senate report (S. Rept. 112-26) accompanying the National Defense Authorization Act for Fiscal Year 2012 (S. 1253) would direct the Commander of TRANSCOM to provide a report to the appropriate committees of Congress assessing, among other things, the potential effects of the proposed rulemaking by the FAA on TRANSCOM operations and what steps are available to TRANSCOM and other government agencies who rely on Civil Reserve Air Fleet support to mitigate the effects of a potential FAA rule making.

The House recesses.

The conferees agree that the Department of Defense should conduct an assessment as outlined in the Senate report, but that the Secretary should decide on how to produce the report, including perhaps relying on an independent analysis group to lead that effort.

*Assistance for homeland defense mission training*

The House bill contained a provision (sec. 370) that would authorize the Department of Defense to provide funding assistance for the operation and maintenance of training facilities capable of providing emergency response training.

The Senate amendment contained no similar provision.  
The House recesses.

**TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS**

**Subtitle A—Active Forces**

*End strengths for active forces (sec. 401)*

The House bill contained a provision (sec. 401) that would authorize the following end strengths for active-duty personnel of the armed forces as of September 30, 2012: Army, 562,000; Navy, 325,739; Marine Corps, 202,100; and Air Force, 332,800.

The Senate amendment contained a similar provision (sec. 401) that would authorize active-duty end strength for the Navy of 325,700.

The House recesses.

End strength levels for the active forces for fiscal year 2012 are set forth in the following table:

Service	FY 2011 authorized	FY 2012		Change from	
		Request	Recommendation	FY 2012 request	FY 2011 authorized
Army .....	569,400	562,000	562,000	0	-7,400
Navy .....	328,700	325,700	325,700	0	-3,000
Marine Corps .....	202,100	202,100	202,100	0	0
Air Force .....	332,200	332,800	332,800	0	600
DOD Total .....	1,432,400	1,422,600	1,422,600	0	-9,800

*Revision in permanent active duty end strength minimum levels (sec. 402)*

The House bill contained a provision (sec. 402) that would establish the following minimum end strengths for active-duty personnel as of September 30, 2012: Army, 562,000; Navy, 325,739; Marine Corps, 202,100; and Air Force 332,800.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would establish minimum active-duty end strengths for the Army of 547,400 and for the Navy of 325,700.

Minimum end strength levels for active-duty personnel for fiscal year 2012 are set forth in the following table:

Service	FY 2011 authorized	FY 2012	Change from
		Recommendation	FY 2011
Army .....	547,400	547,400	0
Navy .....	324,300	325,700	1,400
Marine Corps .....	202,100	202,100	0
Air Force .....	332,200	332,800	600
DOD Total .....	1,406,000	1,408,000	2,000

## **Subtitle B-Reserve Forces**

*End strengths for Selected Reserve (sec. 411)*

The House bill contained a provision (sec. 411) that would authorize the following end strengths for Selected Reserve personnel, including the end strengths for reserves on active duty in support of the reserves, as of September 30, 2012: the Army National Guard of the United States, 358,200; the Army Reserve, 205,000; the Navy Reserve, 66,200; the Marine Corps Reserve, 39,600; the Air National Guard of the United States, 106,700; the Air Force Reserve, 71,400; and the Coast Guard Reserve, 10,000.

The Senate amendment contained an identical provision (sec. 411).

The conference agreement includes this provision.

End strength levels for the Selected Reserve for fiscal year 2012 are set forth in the following table:

	FY 2012	Change from

Service	FY 2011 authorized	Request	Recommendation	FY 2012 request	FY 2011 authorized
Army National Guard .....	358,200	358,200	358,200	0	0
Army Reserve .....	205,000	205,000	205,000	0	0
Navy Reserve .....	65,500	66,200	66,200	0	700
Marine Corps Reserve ....	39,600	39,600	39,600	0	0
Air National Guard .....	106,700	106,700	106,700	0	0
Air Force Reserve .....	71,200	71,400	71,400	0	200
DOD Total .....	846,200	847,100	847,100	0	900
Coast Guard Reserve .....	10,000	10,000	10,000	0	0

*End strengths for reserves on active duty in support of the reserves (sec. 412)*

The House bill contained a provision (sec. 412) that would authorize the following end strengths for reserves on active duty in support of the reserve components as of September 30, 2012: the Army National Guard of the United States, 32,060; the Army Reserve, 16,261; the Navy Reserve, 10,337; the Marine Corps Reserve, 2,261; the Air National Guard of the United States, 14,833; and the Air Force Reserve, 2,662.

The Senate amendment contained a similar provision (sec. 412) that would authorize end strengths for the Navy Reserve of 10,688; the Air National Guard of the United States of 14,584; and the Air Force Reserve of 2,992.

The Senate recesses.

End strength levels for reserves on active duty in support of the reserves for fiscal year 2012 are set forth in the following table:

Service	FY 2011 authorized	FY 2012		Change from	
		Request	Recommendation	FY 2012 request	FY 2011 authorized
Army National Guard .....	32,060	32,060	32,060	0	0
Army Reserve .....	16,261	16,261	16,261	0	0
Navy Reserve .....	10,688	10,337	10,337	0	-351
Marine Corps Reserve .....	2,261	2,261	2,261	0	0
Air National Guard .....	14,584	14,833	14,833	0	249
Air Force Reserve .....	2,992	2,662	2,662	0	-330
DOD Total .....	78,846	78,414	78,414	0	-432

*End strengths for military technicians (dual status) (sec. 413)*

The House bill contained a provision (sec. 413) that would authorize the following end strengths for military technicians (dual status) as of September 30, 2012: the Army Reserve, 8,395; the Army National Guard of the United States, 27,210; the Air Force Reserve, 10,777; and the Air National Guard of the United States, 22,509.

The Senate amendment contained a similar provision (sec. 413) that would authorize end strengths for military technicians (dual status) for the Air Force Reserve of 10,720 and for the Air National Guard of the United States of 22,394.

The Senate recesses.

End strength levels for military technicians (dual status) for fiscal year 2012 are set forth in the following table:

Service	FY 2011 authorized	FY 2012		Change from	
		Request	Recommendation	FY 2012 request	FY 2011 authorized
Army Reserve .....	8,395	8,395	8,395	0	0
Army National Guard .....	27,210	27,210	27,210	0	0
Air Force Reserve .....	10,720	10,777	10,777	0	57
Air National Guard .....	22,394	22,509	22,509	0	115
DOD Total .....	68,719	68,891	68,891	0	172

*Fiscal year 2012 limitation on number of non-dual status technicians (sec. 414)*

The House bill contained a provision (sec. 414) that would establish the following personnel limits for the reserve components of the Army and Air Force for non-dual status technicians as of September 30, 2012: the Army National Guard of the United States, 1,600; the Air National Guard of the United States, 350; the Army Reserve, 595; and the Air Force Reserve, 90.

The Senate amendment contained an identical provision (sec. 414).

The conference agreement includes this provision.

Personnel limitations for non-dual status technicians for fiscal year 2012 are set forth in the following table:

	FY 2012	Change from
--	---------	-------------

Service	FY 2011 authorized	FY 2012		FY 2012 request	FY 2011 authorized
		Request	Recommendation		
Army National Guard.....	1,600	1,600	1,600	0	0
Air National Guard.....	350	350	350	0	0
Army Reserve .....	595	595	595	0	0
Air Force Reserve .....	90	90	90	0	0
DOD Total .....	2,635	2,635	2,635	0	0

*Maximum number of reserve personnel authorized to be on active duty for operational support (sec. 415)*

The House bill contained a provision (sec. 415) that would authorize the maximum number of reserve component personnel who may be on active duty or full-time National Guard duty under section 115(b) of title 10, United States Code, during fiscal year 2012 to provide operational support.

The Senate amendment contained an identical provision (sec. 415).

The conference agreement includes the provision.

The maximum number of reserve component personnel who may be on active duty or full-time National Guard duty under section 115(b) of title 10, United States Code, during fiscal year 2012 is set forth in the following table:

Service	FY 2011 authorized	FY 2012		Change from	
		Request	Recommendation	FY 2012 request	FY 2011 authorized
Army National Guard .....	17,000	17,000	17,000	0	0
Army Reserve .....	13,000	13,000	13,000	0	0
Navy Reserve .....	6,200	6,200	6,200	0	0
Marine Corps Reserve .....	3,000	3,000	3,000	0	0
Air National Guard .....	16,000	16,000	16,000	0	0
Air Force Reserve .....	14,000	14,000	14,000	0	0
DOD Total .....	69,200	69,200	69,200	0	0

## **Subtitle C-Authorization of Appropriations**

*Military personnel (sec. 421)*

The House bill contained a provision (sec. 421) that would

authorize appropriations for military personnel.

The Senate amendment contained a similar provision (sec. 421).

The Senate recesses.

## **TITLE V-MILITARY PERSONNEL POLICY**

### **Subtitle A-Officer Personnel Policy**

*Increase in authorized strengths for Marine Corps officers on active duty in grades of major, lieutenant colonel, and colonel (sec. 501)*

The House bill contained a provision (sec. 501) that would amend section 523(a)(1) of title 10, United States Code, to increase the grade strength limitations for active-duty Marine Corps officers in the grade of major, lieutenant colonel, and colonel to enable the Marine Corps to shape its force to meet current and future manpower requirements.

The Senate amendment contained a similar provision (sec. 501).

The Senate recesses.

*General officer and flag officer reform (sec. 502)*

The House bill contained a provision (sec. 502) that would eliminate 14 authorizations for general and flag officers in joint duty assignments, add up to 7 officers serving in intelligence positions to count against the joint duty assignment limit, eliminate 11 Air Force general officer authorizations, and require that the superintendents of the service academies be counted against their respective service's general and flag officer limits.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would amend sections 525 and 526 of title 10 to increase the numbers of general and flag officers on active duty to include the additional general and flag officers that will now be counted against their respective service's general and flag officer limits.

*National Defense University outplacement waiver (sec. 503)*

The Senate amendment contained a provision (sec. 503) that would amend section 663 of title 10, United States Code, to authorize the Secretary of Defense, in an individual case, to assign a graduate of the National Defense University who is not designated as a joint qualified officer to a joint assignment other than a joint duty assignment. The provision would also exclude from the requirement to be assigned to a joint duty assignment after graduation those joint qualified officers and other officers who graduate from a school within the National Defense University following pursuit of a program on an other-than-in-residence basis.

The House bill contained no similar provision.

The House recesses.

#### *Voluntary retirement incentive matters (sec. 504)*

The Senate amendment contained a provision (sec. 502) that would amend chapter 36 of title 10, United States Code, to authorize a voluntary retirement incentive payment of up to 12 times an officer's monthly basic pay to certain officers with between 20 and 29 years of active-duty service. This authority, which was requested by the Department of Defense, would expire not later than December 31, 2018, and would be used to reduce end strength in a responsible manner during the planned force drawdown.

The House bill contained no similar provision.

The House recesses with an amendment that would limit the voluntary retirement incentive to no more than 675 members through the expiration of the authority on December 31, 2018. The amendment would also reinstate temporary early retirement authority contained in section 4403 of the National Defense Authorization Act for Fiscal Year 1993 (Public Law 102-484) for the military services, effective until December 31, 2018.

## **Subtitle B-Reserve Component Management**

#### *Leadership of National Guard Bureau (sec. 511)*

The House bill contained a provision (sec. 511) that would amend section 10502 of title 10, United States Code, to require the Secretary of Defense to designate the positions of the Chief of the National Guard Bureau and the Vice Chief of the National Guard Bureau as positions to be excluded from the limitation on the number of general and flag officers on active duty and from

general officer distribution limits under sections 525 and 526 of title 10, United States Code; establish an order of succession for a vacancy in the office of the Chief of the National Guard Bureau; and redesignate the position of the Director of the Joint Staff of the National Guard Bureau as Vice Chief of the National Guard Bureau.

The Senate amendment contained a provision (sec. 1602) that would redesignate the position of the Director of the Joint Staff of the National Guard Bureau as Vice Chief of the National Guard Bureau.

The Senate recedes with a clarifying amendment.

*Membership of the Chief of the National Guard Bureau on the Joint Chiefs of Staff (sec. 512)*

The House bill contained a provision (sec. 515) that would amend section 10502 of title 10, United States Code, to require the Chief of the National Guard Bureau to serve as an advocate and liaison for state National Guards, and would amend section 151 of title 10, United States Code, to include the Chief of the National Guard Bureau as a member of the Joint Chiefs of Staff.

The Senate amendment contained a provision that would amend section 151 of title 10, United States Code, to include the Chief of the National Guard Bureau as a member of the Joint Chiefs of Staff.

The House recedes with an amendment that would amend section 10502 of title 10, United States Code, to provide that, as a member of the Joint Chiefs of Staff, the Chief of the National Guard Bureau has the specific responsibility of addressing matters involving non-Federalized National Guard forces in support of homeland defense and civil support missions.

*Modification of time in which preseparation counseling must be provided to reserve component members being demobilized (sec. 513)*

The House bill contained a provision (sec. 512) that would amend section 1142 of title 10, United States Code, to require that individual preseparation counseling be made available to members of the reserve component and to authorize commencement of preseparation counseling for demobilizing members of a reserve component less than 90 days before the projected date of discharge or release from active duty when operational

requirements make it unfeasible to do so at an earlier date.

The Senate amendment contained a similar provision (sec. 513).

The House recesses.

The conferees believe the existing authority in 1142(a)(1) of title 10, United States Code, includes members of the reserve component who have an anticipated separation date and does not need to be further modified. The committee recommends that the Secretary of Defense clarify in policy the availability of pre-separation counseling to members of the reserve component.

*Clarification of applicability of authority for deferral of mandatory separation of military technicians (dual status) until age 60 (sec. 514)*

The House bill contained a provision (sec. 513) that would amend section 10216(f) of title 10, United States Code, to clarify that the Secretary of the Army and the Secretary of the Air Force may allow a military technician (dual status) to continue serving beyond their mandatory separation date until the technician reaches the age of 60 and becomes eligible for an unreduced civilian annuity, if they otherwise continue to meet the requirements for dual status. Under current law, the Secretaries are required to allow such continued service. The provision would also amend section 10216(f) to clarify that it applies to both officers and enlisted technicians.

The Senate amendment contained no similar provision.

The Senate recesses.

*Authority to order Army Reserve, Navy Reserve, Marine Corps Reserve, and Air Force Reserve to active duty to provide assistance in response to a major disaster or emergency (sec. 515)*

The Senate amendment contained a provision (sec. 515) that would amend chapter 1209 of title 10, United States Code, to authorize the Secretary of Defense, without the consent of the member affected, to order any unit, and any member not assigned to a unit organized to serve as a unit, of the Army Reserve, Navy Reserve, Marine Corps Reserve, and Air Force Reserve to active duty for a continuous period of not more than 120 days in response to a Governor's request for Federal assistance in responding to a major disaster or emergency.

The House bill contained no similar provision.

The House recesses.

*Authority for order to active duty of units of the Selected Reserve for preplanned missions in support of the combatant commands (sec. 516)*

The Senate amendment contained a provision (sec. 511) that would amend chapter 1209 of title 10, United States Code, to authorize the secretary of a military department to order units, and certain members of the Selected Reserve or the Individual Ready Reserve, without the consent of the members concerned, to active duty for not more than 365 consecutive days for preplanned missions. The service secretaries would be authorized to exercise this authority only if the manpower and associated costs of the active duty and a description of the mission are included in the budget materials covering the fiscal year or years in which the units or members are anticipated to be ordered to active duty. No more than 60,000 reserve component members may be on active duty under this authority at any one time.

The House bill contained no similar provision.

The House recesses with an amendment that would authorize the secretary of a military department to order units, and certain members of the Selected Reserve or the Individual Ready Reserve, without the consent of the members concerned, to active duty for not more than 365 consecutive days for preplanned missions in support of a combatant command.

*Modification of eligibility for consideration for promotion for reserve officers employed as military technicians (dual status) (sec. 517)*

The House bill contained a provision (sec. 514) that would amend section 14301 of title 10, United States Code, to clarify that reserve officers employed as military technicians (dual status) who have been retained beyond their mandatory removal date for years of service under either section 10216(f) or 14702(a)(2) of title 10, United States Code, are not eligible for consideration for promotion by a mandatory promotion board convened under section 14101(a) of title 10, United States Code.

The Senate amendment contained a similar provision (sec. 512).

The Senate recesses.

*Consideration of reserve component officers in appointments to certain command positions (sec. 518)*

The Senate amendment contained a provision (sec. 1608) that would require the officer serving in the position of Commander, Army North Command shall be an officer in the Army National Guard and the officer serving in the position of Commander, Air Force North Command shall be an officer in the Air National Guard.

The House bill contained no similar provision.

The House recedes with an amendment that would require that whenever officers of the Armed Forces are considered for appointment to the position of Commander, Army North Command or Commander, Air Force North Command, fully qualified officers of the National Guard and the Reserves shall be considered for appointment to such position.

*Report on termination of military technician as a distinct personnel management category (sec. 519)*

The Senate amendment contained a provision (sec. 514) that would direct the Secretary of Defense to conduct an independent study of the feasibility and advisability of terminating the military technician program as a personnel management category and to report to the congressional defense committees on this study, including any recommendations for statutory or administrative change, no later than 1 year after the date of enactment of this Act.

The House bill contained no similar amendment.

The House recedes.

## **Subtitle C-General Service Authorities**

*Sense of Congress on the unique nature, demands, and hardships of military service (sec. 521)*

The House bill contained a provision (sec. 521) that would amend chapter 37 of title 10, United States Code, to codify findings regarding the unique nature, demands, and hardships of military service.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would express the sense of Congress regarding the unique nature, demands, and hardships of military service.

*Policy addressing dwell time and measurement and data collection regarding unit operating tempo and personnel tempo (sec. 522)*

The House bill contained a provision (sec. 522) that would amend section 991 of title 10, United States Code, to require the Secretary of Defense to prescribe a policy addressing dwell time for members of the armed forces. The provision would also require the Secretary to establish a system for tracking and recording the number of days each service member is deployed, prescribe policies and procedures for measuring operations tempo and personnel tempo, and maintain a central data collection repository to provide information for research, analysis, interagency reporting, and evaluation of programs and policies.

The Senate amendment contained no similar provision.

The Senate recesses.

*Protected communications by members of the armed forces and prohibition of retaliatory personnel actions (sec. 523)*

The House bill contained a provision (sec. 530) that would extend whistleblower protection to certain communications to a member of Congress, an inspector general, a member of a Department of Defense audit, inspection, investigation, or law enforcement organization of ideologically based threats or actions.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would extend this protection against retaliatory personnel actions to a member of the armed force who complains of, or discloses information that the member reasonably believes constitutes evidence of a threat by a member of the armed forces or employee of the Federal Government that indicates a determination or intent to kill or cause serious bodily injury to members of the armed forces or civilians or damage to military, federal, or civilian property.

*Notification requirement for determination made in response to review of proposal for award of Medal of Honor not previously submitted in timely fashion (sec. 524)*

The House bill contained a provision (sec. 532) that would amend section 1130 of title 10, United States Code, to require that the Secretary of Defense submit the rationale regarding a favorable recommendation on a request for a review of a proposal

for the award of the Medal of Honor to the Committees on Armed Services of the Senate and the House of Representatives and to the Member of Congress who requested the review.

The Senate amendment contained no similar provision.

The Senate recesses.

*Expansion of regular enlisted members covered by early discharge authority (sec. 525)*

The Senate amendment contained a provision (sec. 523) that would amend section 1171 of title 10, United States Code, to expand from 3 months to 1 year the period prior to the expiration of an enlistment term during which a service member may be discharged without loss of benefits. The member would not be entitled to pay and allowances for the period not served. This authority, which was requested by the Department of Defense, would be used to reduce end strength in a responsible manner during the planned force drawdown.

The House bill contained no similar provision.

The House recesses.

*Extension of voluntary separation pay and benefits authority (sec. 526)*

The Senate amendment contained a provision (sec. 524) that would amend section 1175a of title 10, United States Code, to extend until December 31, 2018, the authority to provide voluntary separation pay and benefits to eligible members of the armed forces who are voluntarily separated from active duty. This authority, which was requested by the Department of Defense, would be used to reduce end strength in a responsible manner during the planned force drawdown.

The House bill contained no similar provision.

The House recesses with a technical amendment.

*Prohibition on denial of reenlistment of members for unsuitability based on the same medical condition for which they were determined to be fit for duty (sec. 527)*

The Senate amendment contained a provision (sec. 522) that would amend section 1214a of title 10, United States Code, to prohibit the denial of reenlistment of a service member who has been determined by a Physical Evaluation Board (PEB) to be fit for duty based on a subsequent administrative determination that

the member is unsuitable for deployment or worldwide assignment based on the same medical condition that was considered by the PEB.

The House bill contained no similar provision.  
The House recesses.

*Designation of persons authorized to direct disposition of remains of members of the armed forces (sec. 528)*

The House bill contained a provision (sec. 529) that would include among the individuals authorized to direct the disposition of remains of a deceased service member the individual identified by the decedent on the record of emergency data maintained by the service secretary, regardless of the relationship of the designee to the decedent.

The Senate amendment contained no similar provision.  
The Senate recesses.

*Matters covered by preseparation counseling for members of the Armed Forces and their spouses (sec. 529)*

The House bill contained a provision (sec. 578) that would amend section 1142(b) of title 10, United States Code, to authorize inclusion of a service member's spouse during certain segments of preseparation counseling and require that additional topics be included in preseparation counseling.

The Senate amendment contained no similar provision.  
The Senate recesses.

*Conversion of high-deployment allowance from mandatory to authorized (sec. 530)*

The Senate amendment contained a provision (sec. 521) that would repeal the authority and requirement to pay the high-deployment allowance under section 436 of title 37, United States Code.

The House bill contained no similar provision.

The House recesses with an amendment that would retain the statutory authority regarding the high-deployment allowance, but would make it permissive rather than mandatory.

*Extension of authority to conduct programs on career flexibility to enhance retention of members of the armed forces (sec. 531)*

The House bill contained a provision (sec. 524) that would extend for 3 years the authority to conduct programs on career flexibility to enhance retention of service members under section 533 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417).

The Senate amendment contained no similar provision.

The Senate recesses.

*Policy on military recruitment and enlistment of graduates of secondary schools (sec. 532)*

The House bill contained a provision (sec. 525) that would require service secretaries to treat graduates who receive diplomas from secondary schools that are legally operating or who otherwise complete a program of secondary education in compliance with the laws of the State in which the graduates reside in the same manner as graduates of secondary schools as defined by section 9101(38) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801(38)) for purposes of recruitment and enlistment in the armed forces.

The Senate amendment contained a similar provision (sec. 526).

The House recesses.

*Department of Defense Suicide Prevention Program (sec. 533)*

The House bill contained a provision (sec. 528) that would require the Secretary of Defense to take appropriate actions to enhance the suicide prevention program of the Department of Defense through the provision of suicide prevention information and resources to members of the armed forces from their initial enlistment or appointment through their final retirement or separation and develop suicide prevention information in cooperation with public and private entities. The provision also prescribed elements of suicide prevention training during recruit basic training for each military service.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would delete basic recruit training elements and amend section 1142 of title 10, United States Code, to include in pre-separation counseling the availability to the member and dependents of suicide prevention resources following separation from the armed forces.

## **Subtitle D-Military Justice and Legal Matters**

*Reform of offenses relating to rape, sexual assault, and other sexual misconduct under the Uniform Code of Military Justice (sec. 541)*

The Senate amendment contained a provision (sec. 551) that would amend section 920 of title 10, United States Code, (Article 120 of the Uniform Code of Military Justice (UCMJ)) to separate Article 120, UCMJ, into three separate articles applying to the offenses of rape and sexual assault, sexual offenses against children; and other non-consensual sexual misconduct offenses. The provision would also repeal section 125 of title 10, United States Code (Article 125 of the UCMJ), the offense of sodomy.

The House bill contained no similar provision.

The House recedes with an amendment that would delete the repeal of section 125 of title 10, United States Code (Article 125 of the UCMJ).

*Authority to compel production of documentary evidence (sec. 542)*

The Senate amendment contained a provision (sec. 552) that would amend section 847 of title 10, United States Code, to authorize subpoenas duces tecum to compel production of documents and other tangible evidence for an investigation, including an investigation pursuant to article 32(b) of the Uniform Code of Military Justice (10 U.S.C. 832(b)), consistent with other federal criminal court practice.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize subpoenas duces tecum to compel production of documents and other tangible evidence for an investigation pursuant to article 32(b) of the Uniform Code of Military Justice (10 U.S.C. 832(b)), require that individuals who receive a subpoena must be provided a means for reimbursement for fees and mileage, and authorize military convening authorities to certify facts to United States attorneys under the provision.

*Clarification of application and extent of direct acceptance of gifts authority (sec. 543)*

The House bill contained a provision (sec. 532) that would expand eligibility to accept gifts to members of the armed forces who incur an injury or illness on or after September 11, 2001, in an operation or area designated as a combat operation or a combat zone.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment that would authorize the acceptance of gifts received after the date of enactment of the National Defense Authorization Act for Fiscal Year 2012 for injuries or illnesses incurred on or after September 11, 2001.

*Freedom of conscience of military chaplains with respect to the performance of marriages (sec. 544)*

The Senate amendment contained a provision (sec. 527) that would provide that a military chaplain who, as a matter of conscience or moral principle, does not wish to perform a marriage may not be required to do so.

The House bill contained no similar provision.

The House recedes.

## **Subtitle E-Member Education and Training Opportunities and Administration**

*Employment skills training for members of the armed forces on active duty who are transitioning to civilian life (sec. 551)*

The House bill contained a provision (sec. 541) that would amend section 1143 of title 10, United States Code, to allow the secretary concerned to permit a member of the armed forces to participate in an apprenticeship program that provides employment skills training and assists them in transitioning into new careers in civilian life.

The Senate amendment contained a similar provision (sec. 525).

The House recedes with a clarifying amendment.

*Enhancement of authorities on joint professional military education (sec. 552)*

The Senate amendment contained a provision (sec. 541) that

would amend sections 2151 and 2154 of title 10, United States Code, to authorize graduates of the National Defense Intelligence College to receive credit for completion of joint professional military education Phase I. The provision would also eliminate the requirement that the curriculum for Phase II instruction at the Joint Forces Staff College be taught only in residence.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Secretary of Defense to carry out a pilot program to assess the feasibility and advisability of offering a program of instruction for Phase II joint professional military education on an other than in-residence basis.

*Temporary authority to waive maximum age limitation on admission to the military service academies (sec. 553)*

The House bill contained a provision (sec. 545) that would authorize the secretary of a military department to waive the maximum age limitation for admission to a military service academy from age 23 to age 26 for an otherwise qualified enlisted service member who was prevented from being admitted before reaching the maximum age as a result of service in a theater of operation for Operation Iraqi Freedom, Operation Enduring Freedom, or Operation New Dawn; and for candidates with an exceptional record that sets them apart from other candidates.

The Senate amendment contained a similar provision (sec. 546) that applied only to enlisted service members who otherwise meet the eligibility requirements for admission to an academy, and who were prevented from being admitted before reaching the maximum age as a result of service on active duty in a theater of operations for Operation Iraqi Freedom, Operation Enduring Freedom, or Operation New Dawn.

The House recedes.

*Enhancement of administration of the United States Air Force Institute of Technology (sec. 554)*

The House bill contained a provision (sec 543) that would amend chapter 901 of title 10, United States Code, by adding a new section establishing a position of Commandant of the United States Air Force Institute of Technology who is either an active-duty officer of the Air Force in a grade not below the

grade of colonel or a civilian who was retired from the Air Force in the grade not below the grade of brigadier general. This section would also establish a position of Provost and Academic Dean at the United States Air Force Institute of Technology.

The Senate amendment contained a similar provision (sec. 904) that would require that the Commandant either be an active-duty Air Force officer not below the grade of colonel, a member of the Senior Executive Service, or a civilian individual, including an Air Force officer who retired in a grade not below brigadier general, selected by the Secretary of the Air Force.

The House recedes.

*Enrollment of certain seriously wounded, ill, or injured former or retired enlisted members of the armed forces in associate degree programs of the Community College of the Air Force in order to complete degree program (sec. 555)*

The Senate amendment contained a provision (sec. 544) that would amend section 9315 of title 10, United States Code, to authorize the Secretary of the Air Force to allow continued participation in associate degree programs of the Community College of the Air Force (CCAF) by former or retired enlisted service members who had commenced but not completed a program of higher education at the CCAF at the time of their separation from active duty, and who have been categorized as seriously wounded, ill, or injured, by their service secretary.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

*Reserve component mental health stipend (sec. 556)*

The House bill contained a provision (sec. 542) that would amend section 16201 of title 10, United States Code, to authorize the secretaries of the military departments to pay a stipend to qualified individuals who agree to be appointed as an officer in a reserve component, and who are pursuing or will pursue a course of study leading to a degree in clinical psychology or social work in exchange for a service commitment of 1 year for every 6 months or portion thereof of stipend received.

The Senate amendment contained a similar provision (sec. 543).

The House recedes with an amendment that would require

recipients of the stipend under this authority to agree to serve in the Selected Reserve.

*Fiscal year 2012 administration and report on the Troops-to-Teachers Program (sec. 557)*

The House bill contained a provision (sec. 548) that would transfer the responsibility and authority for operation and administration of the Troops-to-Teachers Program from the Secretary of Education to the Secretary of Defense.

The Senate amendment contained a provision (sec. 1048) that would authorize the Secretary of Defense to administer and fund the Troops-to-Teachers Program during fiscal year 2012 and require the Secretary of Defense and the Secretary of Education to report to Congress no later than April 1, 2012, on the funding of the program; the number of past participants who have fulfilled, and who have not fulfilled, their service obligation under the program; the impact of state and local budget shortfalls on employing program participants; the program's effectiveness as a transition assistance program; its success in placing teachers in qualified schools and rationale for expanding the program to additional school districts, and an assessment of the advisability of the administration of the program by the Department of Education in consultation with the Department of Defense.

The House recesses.

*Pilot program on receipt of civilian credentialing for skills required for military occupational specialties (sec. 558)*

The Senate amendment contained a provision (sec. 547) that would require the Secretary of Defense to carry out a pilot program to assess the feasibility and advisability of permitting enlisted members of the armed forces to obtain civilian credentialing or licensing for skills required for military occupational specialties or qualification for duty specialty codes.

The House bill contained no similar provision.

The House recesses with an amendment that would require the Secretary to complete the pilot program not later than 5 years after the date of the commencement of the pilot program.

The conferees encourage the Secretary to include an assessment of the feasibility of obtaining a commercial driver's license as an element of the pilot program.

*Report on certain education assistance programs (sec. 559)*

The House bill contained a provision (sec. 547) that would require the Secretary of Defense to submit to the Committees on Armed Services of the Senate and House of Representatives a report on methods to increase the efficiency of the tuition assistance program under section 2007 of title 10, United States Code, including a description of the effect of the program on recruiting and retention; an analysis of other programs that provide similar benefits, particularly the programs under chapters 30 and 33 of title 38, United States Code; and a description of the impact of modifying the tuition assistance program to require service members to pay a portion of their educational costs.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would expand the report to include the program of education assistance for spouses of service members under section 1784a of title 10, United States Code. The amendment would also require a description of the costs of these programs, including certain information from institutions receiving funds under these programs in fiscal years 2009, 2010, and 2011. Finally, the amendment would require the report to include an assessment of the feasibility and desirability of requiring institutions of higher learning to make available to the Department of Defense and prospective beneficiaries certain information concerning their programs as a requirement to participation in the Department's education assistance programs.

## **Subtitle F-Armed Forces Retirement Home**

*Control and administration by Secretary of Defense (sec. 561)*

The House bill contained a provision (sec. 561) that would establish that the administration of the Armed Forces Retirement Home, to include the provision of health care and medical care for the residents, is a responsibility of the Secretary of Defense.

The Senate amendment contained no similar provision.

The Senate recesses.

*Senior Medical Advisor oversight of health care provided to residents of Armed Forces Retirement Home (sec. 562)*

The House bill contained a provision (sec. 562) that would clarify the oversight responsibilities and reporting requirements of the Senior Medical Advisor with regard to the health care provided to the residents of the Armed Forces Retirement Home.

The Senate amendment contained a similar provision (sec. 1424).

The Senate recesses.

*Establishment of Armed Forces Retirement Home Advisory Council and Resident Advisory Committees (sec. 563)*

The House bill contained a provision (sec. 563) that would establish one Armed Forces Retirement Home Advisory Council, replacing the local boards established for each of the two facilities of the Armed Forces Retirement Home.

The Senate amendment contained a similar provision (sec. 1425).

The Senate recesses with a clarifying amendment.

*Administrators, ombudsmen, and staff of facilities (sec. 564)*

The House bill contained a provision (sec. 564) that would establish the positions of administrators and ombudsmen in each facility of the Armed Forces Retirement Home.

The Senate amendment contained a similar provision (sec. 1426).

The Senate recesses.

*Revision of fee requirements (sec. 565)*

The House bill contained a provision (sec. 565) that would repeal the obsolete transitional fee requirements for the Armed Forces Retirement Home and establish permanent fee requirements.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would require the Chief Operating Officer with the approval of the Secretary of Defense, to prescribe monthly fees.

*Revision of inspection requirements (sec. 566)*

The House bill contained a provision (sec. 566) that would require the Inspector General of the Department of Defense to

conduct a comprehensive inspection of each facility of the Armed Forces Retirement Home not less often than every 3 years. This section also would require that the Inspector General report to Congress and the Secretary of Defense include a plan by the Chief Operating Officer to address recommendations contained in the report.

The Senate amendment contained a similar provision (sec. 1427).

The Senate recesses.

*Repeal of obsolete transitional provisions and technical conforming, and clerical amendments (sec. 567)*

The House bill contained a provision (sec. 567) that would make technical corrections and repeal obsolete transitional provisions in the Armed Forces Retirement Home Act of 1991 (title XV of Public Law 101-510).

The Senate amendment contained similar provisions (sec. 1428 and 1429).

The Senate recesses.

## **Subtitle G-Defense Dependents' Education and Military Family Readiness Matters**

*Impact aid for children with disabilities (sec. 571)*

The Senate amendment contained a provision (sec. 572) that would authorize \$5.0 million in Operation and Maintenance, Defense-wide, for impact aid payments for children with disabilities under section 8003(d) of the Elementary and Secondary Education Act of 1965 (20 USC 7703(d)), using the formula set forth in section 363 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (Public Law 106-398), for continuation of the Department of Defense's assistance to local educational agencies that benefit dependents with severe disabilities.

The House bill contained no similar provision.

The House recesses.

*Continuation of authority to assist local educational agencies that benefit dependents of member of the armed forces and Department of Defense civilian employees (sec. 572)*

The House bill contained a provision (sec. 572) that would authorize \$30.0 million for continuation of the Department of Defense (DOD) assistance program to local educational agencies that are impacted by the enrollment of dependent children of military members and DOD civilian employees. The provision would also authorize \$10.0 million for assistance to local educational agencies with significant changes in enrollment of school-aged dependents of military members and civilian employees due to base closures, force structure changes, or force relocations.

The Senate amendment contained a provision (sec. 571) that would authorize \$25.0 million for the assistance program to local educational agencies impacted by the enrollment of dependent children of military members and civilian employees.

The Senate recesses.

*Three-year extension and enhancement of authorities on transition of military dependent students among local educational agencies (sec. 573)*

The Senate amendment contained a provision (sec. 573) that would amend paragraph (2) (B) of section 574(d) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364) to modify the authority for the Secretary of Defense to provide grant assistance to local educational agencies to ease the transition of military dependent students from Department of Defense schools to other schools and among schools of local educational agencies. The provision would also extend this authority until September 30, 2016.

The House bill contained no similar provision.

The House recesses.

*Revision to membership of Department of Defense Military Family Readiness Council (sec. 574)*

The House bill contained a provision (sec. 571) that would amend section 1781a of title 10, United States Code, to revise the membership of the Department of Defense Military Family Readiness Council to include family members, including parents, of members of the military services and members of the reserve component.

The Senate amendment contained a similar provision (sec. 576).

The Senate recesses.

The conferees are disappointed that as of December 9, 2011, the Department of Defense Military Family Readiness Council has not met in nearly a year. Congress required establishment of the council in the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181) for the purpose of assessing the effectiveness of military family programs and making recommendations to the Secretary on family policies and programs of the Department. The conferees expect the council to meet not less often than twice each year, as required by law, and that not more than one of these meetings will be in the National Capitol Region.

*Reemployment rights following certain National Guard duty (sec. 575)*

The Senate amendment contained a provision (sec. 1093) that would provide rights under the Uniformed Services Employment and Reemployment Rights Act (Public Law 103-353) to National Guard service under section 502(f) of title 32, United States Code, when such service was authorized by the President or Secretary of Defense for the purpose of responding to a national emergency declared by the President and supported by federal funds.

The House bill contained no similar provision.

The House recedes with a technical amendment.

*Expansion of Operation Hero Miles (sec. 576)*

The Senate amendment contained a provision (sec. 1049) that would amend section 2613 of title 10, United States Code, to include points or awards for free or reduced accommodations at hotels or other commercial facilities as a benefit in the Operation Hero Miles program.

The House bill contained no similar amendment.

The House recedes.

*Report on Department of Defense autism pilot and demonstration projects (sec. 577)*

The House bill contained a provision (sec. 576) that would require the Secretary of Defense to submit a report to the Committees on Armed Services of the Senate and the House of Representatives on any pilot projects that the Department of Defense is conducting on autism services.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment to include in the report all other efforts being conducted by the Department of Defense on autism services in the required report.

*Comptroller General of the United States report on Department of Defense military spouse employment programs (sec. 578)*

The Senate amendment contained a provision (sec. 577) that would require the Comptroller General of the United States to carry out a review of all current Department of Defense military spouse employment programs.

The House bill contained no similar provision.

The House recedes with an amendment to include in the review the total funding available for each military spouse employment program, the amount obligated for each program, and the number of military spouses who have obtained employment following participation in a Department of Defense spouse employment program.

## **Subtitle H-Improved Sexual Assault Prevention and Response in the Armed Forces**

*Access of sexual assault victims to legal assistance and services of sexual assault response coordinators and sexual assault victim advocates (sec. 581)*

The House bill contained a provision (sec. 583) that would amend chapter 53 of title 10, United States Code, to entitle members of the armed forces and dependents of members of the armed forces who are victims of a sexual assault to legal assistance, assistance provided by a qualified Sexual Assault Response Coordinator and assistance provided by a qualified Sexual Assault Victim Advocate. The provision would also authorize members of the armed forces who are victims of a sexual assault to confidentially disclose the details of the assault to military legal assistance counsel, Sexual Assault Response Coordinators, Sexual Assault Victim Advocates, personnel staffing the Department of Defense Safe Helpline, healthcare personnel, and chaplains.

The Senate amendment contained a similar provision (sec. 563).

The House recedes with an amendment that would require the service secretaries to prescribe regulations not later than 180

days after date of enactment of this Act on the provision of legal assistance to military personnel and dependents of military personnel who are victims of sexual assault and would provide that restricted reports of sexual assaults may be reported to a Sexual Assault Response Coordinator, a Sexual Assault Victim Advocate, and healthcare personnel specifically identified in regulations prescribed by the Secretary of Defense.

*Consideration of application for permanent change of station or unit transfer based on humanitarian conditions for victim of sexual assault or related offense (sec. 582)*

The House bill contained a provision (sec. 586) that would require the secretary concerned to expedite the consideration and approval of an application for a permanent change of station or unit transfer submitted by a member of the Armed Forces who is a victim of sexual assault.

The Senate amendment contained a similar provision (sec. 565).

The Senate recedes with an amendment that would require service secretaries to issue regulations that provide that an application by a victim of sexual assault for a permanent change of station or unit transfer must be approved or disapproved by the member's commanding officer within 72 hours, and if the application is disapproved, the member must be given the opportunity to request review by the first general or flag officer in the chain of command, and that decision must be made within 72 hours.

*Director of Sexual Assault Prevention and Response Office (sec. 583)*

The House bill contained a provision (sec. 581) that would require that the Director of the Sexual Assault Prevention and Response Office be a general or flag officer or an employee of the Department of Defense in a comparable senior executive service position.

The Senate amendment contained an identical provision (sec. 561).

The conference agreement includes this provision.

*Sexual assault response coordinators and sexual assault victim advocates (sec. 584)*

The House bill contained a provision (sec. 582) that would require a full time Sexual Assault Response Coordinator and a full time Sexual Assault Victim Advocate be assigned to each brigade or equivalent unit level of the armed forces and would require the Secretary of Defense to establish a training and certification program for Sexual Assault Response Coordinators and Sexual Assault Victim Advocates.

The Senate amendment contained a similar provision (sec. 562).

The Senate recedes with a clarifying amendment.

*Training and education programs for sexual assault prevention and response program (sec. 585)*

The House bill contained a provision (sec. 587) that would require the Secretary of each military department to provide sexual assault training and education for members of the armed forces at each level of professional military education and for civilian employees of the military department.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

*Department of Defense policy and procedures on retention and access to evidence and records relating to sexual assaults involving members for the armed forces (sec. 586)*

The House bill contained a provision (sec. 585) that would amend chapter 50 of title 10, United States Code, to require the Department of Defense to maintain records relating to sexual assault involving members of the armed forces or their dependents for not less than 100 years, provide the victim permanent access to the records maintained by the Department, and require that the victim be provided a copy of the court-martial proceedings in certain circumstances.

The Senate amendment contained a provision (sec. 566) that would require the Secretary of Defense, in consultation with the Secretary of Veterans Affairs, to develop a comprehensive policy for the Department of Defense on the retention of and access to evidence and records relating to sexual assaults involving service members.

The House recedes with an amendment that would require the comprehensive policy be developed not later than October 1, 2012; that Defense Forms 2910 and 2911 be included in the

records that must be retained; require that documentary evidence be retained for not less than the length of time investigative records are retained; and require that victims of sexual assault be provided with a copy of all prepared records of the proceedings of a court-martial if the victim testified during the proceedings.

## **Subtitle I-Other Matters**

*Department of Defense authority to carry out personnel recovery reintegration and post-isolation support activities (sec. 588)*

The Senate amendment contained a provision (sec. 1043) that would authorize the Secretary of Defense to carry out reintegration and post-isolation support activities for certain persons returned to the control of United States authorities following detention in isolation or captivity by a hostile enemy while participating in or associated with a United States-sponsored military activity or mission.

The House bill contained no similar provision.

The House recesses.

*Military adaptive sports program (sec. 589)*

The House bill contained a provision (sec. 593) that would authorize the Secretary of Defense to establish a military adaptive sports program to provide adaptive sports programs to eligible wounded and injured members of the armed forces.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would require the Secretary of Defense to consult with the Secretary of Veterans Affairs and avoid duplicating programs conducted by the Secretary and United States Paralympics, Inc., under section 521A of title 38, United States Code.

*Enhancement and improvement of Yellow Ribbon Reintegration Program (sec. 590)*

The Senate amendment contained a provision (sec. 582) that would enhance the Yellow Ribbon Reintegration Program to improve processes for determining best practices for information dispersal and outreach services, as well as improve collaboration with state programs.

The House bill contained no similar provision.

The House recesses.

*Army National Military Cemeteries (sec. 591)*

The House bill contained a provision (sec. 551) that would establish the general authority of the Secretary of the Army to develop, operate, manage, administer, oversee, and fund the Army National Military Cemeteries.

The Senate amendment contained no similar provision.

The Senate recesses with a clarifying amendment.

The conferees have not required that future superintendents of Army National Cemeteries be military veterans but believe that prior honorable military service is an important factor to be considered in their selection. An individual with military service who possesses the qualifications mandated by section 4725(a) would possess experience that the conferees view as invaluable. The conferees also acknowledge that the Army National Cemeteries Advisory Commission recently was established, fulfilling the requirement set forth in section 4723 of title 10, United States Code, as added by this provision, and that the Commission has conducted its first meeting.

*Inspection of military cemeteries under jurisdiction of the military departments (sec. 592)*

The House bill contained a provision (sec. 552) that would require the Inspector General of the Department of Defense to inspect the cemeteries at the Armed Forces Retirement Home, the United States Military Academy, the United States Naval Academy, and the United States Air Force Academy, and, based on the findings of those inspections, make recommendations for the regulation, management, oversight, and operation of the military cemeteries.

The Senate amendment contained no similar provision.

The Senate recesses with a clarifying amendment that would require the Inspector General of each military department to conduct an inspection of each military cemetery under the jurisdiction of that military department.

*Authorization for award of the Distinguished Service Cross for Captain Frederick L. Spaulding for acts of valor during the Vietnam War (sec. 593)*

The Senate amendment contained a provision (sec. 587) that would authorize the award of the Distinguished Service Cross to Captain Frederick L. Spaulding for acts of valor during the Vietnam War.

The House bill contained no similar provision.

The House recesses.

*Authorization and request for award of Medal of Honor to Emil Kapaun for acts of valor during the Korean War (sec. 594)*

The House bill contained a provision (sec. 599D) that would authorize the award of the Medal of Honor to Emil Kapaun for acts of valor during the Korean War.

The Senate amendment contained an identical provision (sec. 586).

The conference agreement includes this provision.

*Review regarding award of Medal of Honor to Jewish American World War I veterans (sec. 595)*

The House bill contained a provision (sec. 599B) that would require the Secretary of the Army and the Secretary of the Navy to review the service records of each Jewish American World War I veteran who was awarded the Distinguished Service Cross, the Navy Cross, or other military decoration during World War I, or whose name is submitted by the Jewish War Veterans of the United States of America, to determine whether that veteran should be posthumously awarded the Medal of Honor.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would require the Secretary of the Army and the Secretary of the Navy to review the service records of any Jewish American World War I veteran awarded the Distinguished Service Cross or the Navy Cross for heroism during World War I and whose name and supporting material for upgrade of the award to the Medal of Honor are submitted to the service secretary before the end of the 1 year period beginning on the date of enactment of this Act.

*Report on process for expedited determination of disability of members of the armed forces with certain disabling conditions (sec. 596)*

The Senate amendment contained a provision (sec. 583) that would require the Secretary of Defense to submit a report to

Congress not later than September 1, 2012, on the feasibility and advisability of a process to expedite the determination of disability for service members with certain disabling diseases or conditions, including an evaluation of programs for expedited determinations of disability used by other departments and agencies of the Federal Government.

The House bill contained no similar provision.

The House recedes with a technical amendment.

*Comptroller General study of military necessity of Selective Service System and alternatives (sec. 597)*

The House bill contained a provision (sec. 595) that would require the Comptroller General of the United States to assess the criticality of the Selective Service System to the Department of Defense in meeting future manpower needs of the armed forces that are in excess of the ability of an all-volunteer force to provide and to determine the fiscal and national security impacts of disestablishing the Selective Service System. In addition, the provision would require the study to assess alternatives to disestablishing the Selective Service System, as well as alternatives to registration for Selective Service.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

*Evaluation of issues affecting the disposition of remains of American sailors killed in the explosion of the Ketch U.S.S. Intrepid in Tripoli Harbor on September 4, 1804 (sec. 598)*

The House bill contained a provision (sec. 1099C) that would require the Secretary of Defense to exhume the remains of any deceased service member buried in certain mass burial sites in Tripoli, Libya; transfer the remains to a forensics laboratory for identification; transfer identified remains for burial in a veterans cemetery; and transfer unidentified remains to Arlington National Cemetery for burial in the Tomb of the Unknowns.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense and Secretary of the Navy to determine within 270 days after the date of enactment of this Act the feasibility of recovering the remains of American sailors killed in Tripoli Harbor on September 4, 1804, the ability to make

identifications of remains within a 2 year period, and the diplomatic and inter-governmental issues that would have to be addressed in order to exhume and repatriate the remains. The provision would require the Secretary of Defense and Secretary of State to subsequently provide the Committees on Armed Services of the Senate and House of Representatives with their recommendation regarding the identification, exhumation, and relocation of the remains and their reasons supporting that recommendation.

### **Legislative Provisions Not Adopted**

*Modification of definition of "joint duty assignment" to include all instructor assignments for joint training and education*

The Senate amendment contained a provision (sec. 504) that would amend section 668(b)(1)(B) of title 10, United States Code, to change the definition of joint duty assignment to include instructor positions that provide significant experience in joint matters.

The House bill contained no similar provision.

The Senate recesses.

*Authorized leave available for members of the armed forces upon birth or adoption of a child*

The House bill contained a provision (sec. 523) that would increase the number of days of non-chargeable leave from 21 to 42 that a service member would be granted following the adoption of a child, if the service member will be the primary caretaker of the child. The provision would also require that in the case of an adoption by a dual military couple that the service member who will not be the primary caretaker be granted 10 days of non-chargeable leave following the adoption.

The Senate amendment contained no similar provision.

The House recesses.

*Navy recruiting and advertising*

The House bill contained a provision (sec. 526) that would increase funding for the Navy Sea Cadet program by \$983,000.

The Senate amendment contained no similar amendment.

The House recesses.

*Limitation on simultaneous deployment to combat zones of dual-military couples who have minor dependents*

The House bill contained a provision (sec. 527) that would require service secretaries to approve requests for deferment from deployment of service members with minor dependents who have a service member spouse who is deployed in an area for which imminent danger pay is authorized.

The Senate amendment contained no similar provision.

The House recesses.

*Procedures for judicial review of military personnel decisions relating to correction of military records*

The House bill contained a provision (sec. 531) that would amend chapter 79 of, title 10, United States Code, to establish guidelines for judicial review of decisions by the boards for correction of military records operated by the secretaries of the military departments.

The Senate amendment contained a similar provision (sec. 553).

The House and the Senate recessed. This provision is not included in the conference agreement.

*Retroactive award of Army Combat Action Badge*

The House bill contained a provision (sec. 531) that would authorize the retroactive award of the Army Combat Action Badge to eligible persons for participation in combat during the period beginning on December 7, 1941, and ending on September 18, 2001.

The Senate amendment contained no similar provision.

The House recesses.

*Additional condition on repeal of Don't Ask, Don't Tell policy*

The House bill contained a provision (sec. 533) that would amend the Don't Ask, Don't Tell Repeal Act of 2010 (Public Law 111-321) to require the Chief of Staff of the Army, the Chief of Naval Operations, the Commandant of the Marine Corps, and the Chief of Staff of the Air Force to submit to the congressional defense committees their written certification that repeal of the Don't Ask, Don't Tell law specified in section 654 of title 10, United States Code, will not degrade the readiness,

effectiveness, cohesion, and morale of combat arms units and personnel of their respective armed force that are engaged in combat, deployed to a combat theater, or preparing for deployment to a combat theater.

The Senate amendment contained no similar provision.

The House recesses.

*Military regulations regarding marriage*

The House bill contained a provision (sec. 534) that would reaffirm the policy of section 3 of the Defense of Marriage Act, codified at section 7 of title 1, United States Code.

The Senate amendment contained no similar provision.

The House recesses.

*Use of military installations as site for marriage ceremonies and participation of chaplains and other military and civilian personnel in their official capacity*

The House bill contained a provision (sec. 535) that would place certain limitations on the use of military installations for marriage ceremonies and the participation of chaplains in such ceremonies.

The Senate amendment contained no similar provision.

The House recesses.

*Grade of commissioned officers in uniformed medical accession programs*

The Senate amendment contained a provision (sec. 542) that would amend sections 2114(b) and 2121(c) of title 10, United States Code, to authorize medical students attending the Uniformed Services University of the Health Sciences and students participating in the Armed Forces Health Professions Scholarship and Financial Assistance Programs, while on active duty, to serve in pay grade O-1, or in pay grade O-2 if they meet specified promotion criteria prescribed by the service secretary. The provision would also amend section 2004a of title 10, United States Code, to provide that an officer detailed as a student at a medical school would serve on active duty in the same grade with the same entitlement to pay as specified in section 2114(b) of title 10, United States Code.

The House bill contained no similar provision.

The Senate recesses.

The conferees recognize the value of the Health Professions Scholarship Program (HPSP), authorized in subchapter 1 of chapter 105 of title 10, United States Code, which helps the military departments recruit and retain needed health care professionals in peacetime and in war. Since 2001, many wounded and ill service members returning from combat in Iraq and Afghanistan have required treatment from highly trained physical and occupational therapists in their long and difficult road to recovery. Also, because of the physical demands of war, physical therapists may be required to deploy in support of military forces. The conferees have learned that gaps appear to exist within several military components for qualified physical therapists and occupational therapists to fill available military authorizations for these specialties.

The conferees strongly urge the Department of Defense to use all available educational assistance tools, including HPSP, to alleviate any potential shortages in health care personnel, to include an assessment of current or projected shortfalls in qualified physical and occupational therapy personnel within the military departments and at major military medical treatment facilities specializing in the rehabilitation of wounded, ill, and injured members of the armed forces.

*Appointments to military service academies from nominations made by the governor of Puerto Rico*

The House bill contained a provision (sec. 544) that would amend sections 4342, 6954 and 9342 of title 10, United States Code, to increase the number of nominations to each of the military service academies by the Governor of Puerto Rico from 1 to 3.

The Senate amendment contained no similar provision.

The House recesses.

*Consolidation of military department authority to issue arms, tentage, and equipment to educational institutions not maintaining units of Junior ROTC*

The Senate amendment contained a provision (sec. 545) that would amend chapter 152 of title 10, United States Code, to consolidate in one section of law the existing authority contained in three separate sections of law for military departments to issue arms, tentage, and equipment to educational institutions not maintaining units of the Junior Reserve Officer

Training Corps.

The House bill contained no similar provision.

The Senate recesses.

*Education and employment advocacy program for wounded members of the armed forces*

The House bill contained a provision (sec. 546) that would require the Secretary of Defense to obligate an additional \$15.0 million for the purpose of an Education and Employment Advocacy pilot program to engage wounded members of the armed forces early in their recovery.

The Senate amendment contained no similar provision.

The House recesses.

*Diversity recruitment efforts for the military service academies*

The House bill contained a provision (sec. 549) that would add \$1.4 million each to Operations and Maintenance for the Army, Navy, and Air Force for officer acquisition to expand diversity recruitment efforts for the United States Military Academy, the United States Naval Academy, and the United States Air Force Academy.

The Senate amendment contained no similar provision.

The House recesses.

*Department of Defense support for programs on pro bono legal representation for members of the armed forces*

The Senate amendment contained a provision (sec. 554) that would authorize the Secretary of Defense to provide support to one or more public or private programs designed to facilitate representation for service members by pro bono attorneys.

The House bill contained no similar provision.

The Senate recesses.

*Protection of child custody arrangements for parents who are members of the armed forces*

The House bill contained a provision (sec. 573) that would amend title II of the Servicemembers Civil Relief Act (50 U.S.C. App. 521 et seq.) to prohibit State court judges from considering the absence of a service member parent by reason of a deployment, or the possibility of deployment, in determining

the best interest of a child in child custody litigation. The provision would require State court judges under certain circumstances to reinstate custody orders in favor of service members upon their return from deployments during which a temporary order directing a change of custody was issued.

The Senate amendment contained no similar provision.  
The House recesses.

#### *Center for Military Family and Community Outreach*

The House bill contained a provision (sec. 574) that would require the Secretary of the Army to obligate an additional \$1.0 million to establish a Center for Military Family and Community Outreach in cooperation with an historically black university to train social work students, social work faculty members, and social workers to understand military life and enhance their competencies in providing services to military families.

The Senate amendment contained no similar provision.  
The House recesses.

#### *Mental health support for military personnel and families*

The House bill contained a provision (sec. 575) that would require the Secretary of the Navy to obligate an additional \$3.0 million for a collaborative program that responds to escalating suicide rates and combat stress related arrests of military personnel and to train active-duty military personnel to recognize combat stress disorder, suicide risk, substance addiction, risk-taking behaviors and family violence.

The Senate amendment contained no similar provision.  
The House recesses.

#### *Sense of Congress regarding financial counseling for military families*

The House bill contained a provision (sec. 577) that would express the sense of Congress that the Secretary of Defense should work with the Consumer Financial Protection Bureau to ensure coordination with the Office of Servicemember Affairs to provide financial counseling for members of the armed forces and their families.

The Senate amendment contained no similar provision.  
The House recesses.

### *Cold War Service Medal*

The Senate amendment contained a provision (sec. 581) that would authorize the Secretary of Defense to authorize the issuance of a Cold War Service Medal by the service secretaries.

The House bill contained no similar provision.

The Senate recesses.

### *Privilege in cases arising under Uniform Code of Military Justice against disclosure of communications between sexual assault victims and sexual assault response coordinators, victim advocates, and certain other persons*

The House bill contained a provision (sec. 584) that would add a new Article 140a to the Uniform Code of Military Justice establishing a privilege against disclosure of communications between a person who is a victim of a sexual assault and a Sexual Assault Response Coordinator (SARC), a Sexual Assault Victim Advocate, and personnel staffing the Department of Defense (DOD) Safe Helpline or successor operation.

The Senate amendment contained a provision (sec. 564) that would require the President to establish in the Manual for Courts-Martial (MCM) an evidentiary privilege against disclosure of communications to similar effect.

The House and the Senate recessed. Neither provision is included in the conference report.

The conferees note that the DOD has indicated that a new Executive Order that would amend the MCM by adding a proposed new Military Rule of Evidence 514 Victim Advocate Privilege has completed all review within the Office of Management and Budget and is now with the President for review and approval. Additionally, DOD has amended its controlling regulations to ensure that the privilege against disclosure applies to communications with a SARC whenever their duties and responsibilities involve victim advocate functions. Once this change to the MCM is signed and implemented, the conferees believe that it accomplishes the objective of ensuring privileged communications for sexual assault victims.

### *Report on the achievement of diversity goals for the leadership of the armed forces*

The Senate amendment contained a provision (sec. 584) that would require the Secretary of Defense to submit a report on the

achievement of diversity goals for the leadership of the armed forces.

The House bill contained no similar provision.

The Senate recesses.

*Specification of period in which application for voter registration or absentee ballot from an overseas voter is valid*

The Senate amendment contained a provision (sec. 585) that would amend section 104 of the Uniformed and Overseas Citizens Absentee Voting Act (42 U.S.C. 1973ff-3) to clarify that the prohibition on refusal by States to accept or process valid applications for voter registration and absentee ballots on the grounds of early submission applies to overseas voters in the same manner that it applies to uniformed service voters.

The House bill contained no similar provision.

The Senate recesses.

*Authority to provide support and services for certain organizations and activities outside Department of Defense*

The House bill contained a provision (sec. 591) that would amend section 2012 of title 10, United States Code, to limit to \$20.0 million the amount that may be obligated during fiscal year 2012 or any fiscal year thereafter to provide support and services to non-Department of Defense organizations and activities.

The Senate amendment contained no similar provision.

The House recesses.

*Display of State, District of Columbia, and territorial flags by Armed Forces*

The House bill contained a provision (sec. 592) that would amend section 2249b of title 10, United States Code, to require the Secretary of Defense to ensure that whenever the official flags of all 50 states are displayed by the armed forces, the flags of the District of Columbia and the territories of the United States shall also be displayed.

The Senate amendment contained no similar provision.

The House recesses.

*Wounded warrior careers program*

The House bill contained a provision (sec. 594) that would require the Secretary of Defense to obligate \$1.0 million to carry out a career-development program with the Education and Employment Initiative for severely wounded warriors of the armed forces and their spouses.

The Senate amendment contained no similar provision.

The House recesses.

The conferees are aware of the Department's effort to address the high unemployment rate for wounded warriors who have since left active duty. The Education and Employment Initiative was established by the Department to leverage the best practices from existing employment and training initiatives in the federal and private sector. The conferees look forward to learning of the results of the pilot and any recommendations, including any additional legislative authorities necessary to continue or expand their program.

*Sense of Congress regarding playing of bugle call commonly known as "Taps" at military funerals, memorial services, and wreath laying ceremonies*

The House bill contained a provision (sec. 596) that would express the sense of Congress that the bugle call known as "Taps" should be sounded by a live solo bugler or trumpeter at a military funeral, memorial service or wreath laying ceremony.

The Senate amendment contained no similar provision.

The House recesses.

*Sense of Congress regarding support for Yellow Ribbon Day*

The House bill contained a provision (sec. 597) that would express Congress' support for Yellow Ribbon Day.

The Senate amendment contained no similar provision.

The House recesses.

*Postal benefits program*

The House bill contained a provision (sec. 598) that would require the Secretary of Defense, in consultation with the United States Postal Service, to establish a program providing postal benefits to service members deployed to Iraq or Afghanistan, or who are hospitalized for injuries sustained in Iraq or Afghanistan.

The Senate amendment contained no similar provision.

The House recesses.

*Prohibition on the unauthorized use of names and images of members of the armed forces*

The House bill contained a provision (sec. 599A) that would amend chapter 49 of title 10, United States Code, to prohibit the use of names or images of members of the armed forces and certain former members of the armed forces in connection with any merchandise, retail product, impersonation, solicitation, or commercial activity in a manner reasonably calculated to connect the individual with their service in the armed forces without the permission of the member or former member.

The Senate amendment contained no similar provision.

The House recesses.

*Limitation on military musical units*

The House bill contained a provision (sec. 599C) that would prohibit the obligation or expenditure of more than \$200.0 million on military musical units.

The Senate amendment contained no similar provision.

The House recesses.

*Short title*

The Senate amendment contained a provision (sec. 1601) that would cite Title XVI as the "National Guard Empowerment and State-National Defense Integration Act of 2011."

The House bill contained no similar provision.

The Senate recesses.

## **TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS**

### **Subtitle A—Pay and Allowances**

*Resumption of authority to provide temporary increase in rates of basic allowance for housing under certain circumstances (sec. 601)*

The House bill contained a provision (sec. 602) that would reauthorize for a period of 1 year previously expired authority

to pay additional basic allowance for housing in areas impacted by a major disaster or at installations experiencing a sudden increase in personnel.

The Senate amendment contained a similar provision (sec. 611(g)).

The Senate recesses.

*Lodging accommodations for members assigned to duty in connection with commissioning or fitting out of a ship (sec. 602)*

The House bill contained a provision (sec. 603) that would amend section 7572 of title 10, United States Code, to expand the authority of the Secretary of the Navy to provide lodging accommodations to enlisted service members deprived of quarters aboard ships when the ships are under construction or repair. The provision would also provide the Secretary special authority to compensate service members for their lodging expenses when they are deprived of quarters aboard ships that are under construction at the shipyards at Pascagoula, Mississippi, and Bath, Maine.

The Senate amendment contained no similar provision.

The Senate recesses.

## **Subtitle B—Bonuses and Special and Incentive Pays**

*One-year extension of certain bonus and special pay authorities for reserve forces (sec. 611)*

The House bill contained a provision (sec. 611) that would extend for 1 year the authority to pay the Selected Reserve reenlistment bonus, the Selected Reserve affiliation or enlistment bonus, special pay for enlisted members assigned to certain high-priority units, the Ready Reserve enlistment bonus for persons without prior service, the Ready Reserve enlistment and reenlistment bonus for persons with prior service, the Selected Reserve enlistment and reenlistment bonus for persons with prior service, and income replacement for reserve component members experiencing extended and frequent mobilization for active duty service.

The Senate amendment contained a similar provision (sec. 611(a)).

The Senate recesses.

*One-year extension of certain bonus and special pay authorities for health care professionals (sec. 612)*

The House bill contained a provision (sec. 612) that would extend for 1 year the authority to pay the nurse officer candidate accession bonus, education loan repayment for certain health professionals who serve in the Selected Reserve, accession and retention bonuses for psychologists, the accession bonus for registered nurses, incentive special pay for nurse anesthetists, special pay for Selected Reserve health professionals in critically short wartime specialties, the accession bonus for dental officers, the accession bonus for pharmacy officers, the accession bonus for medical officers in critically short wartime specialties, and the accession bonus for dental specialist officers in critically short wartime specialties.

The Senate amendment contained similar provisions (sec. 611(b) and (c)).

The Senate recesses.

*One-year extension of special pay and bonus authorities for nuclear officers (sec. 613)*

The House bill contained a provision (sec. 613) that would extend for 1 year the authority to pay the special pay for nuclear-qualified officers extending period of active service, the nuclear career accession bonus, and the nuclear career annual incentive bonus.

The Senate amendment contained a similar provision (sec. 611(d)).

The Senate recesses.

*One-year extension of authorities relating to title 37 consolidated special pay, incentive pay, and bonus authorities (sec. 614)*

The House bill contained a provision (sec. 614) that would extend for 1 year the authority to pay the general bonus authority for enlisted members, the general bonus authority for officers, special bonus and incentive pay authorities for nuclear officers, special aviation incentive pay and bonus authorities for officers, special bonus and incentive pay

authorities for officers in health professions, hazardous duty pay, assignment or special duty pay, skill incentive pay or proficiency bonus, and retention incentives for members qualified in critical military skills or assigned to high priority units.

The Senate amendment contained a similar provision (sec. 611(e)).

The Senate recesses.

*One-year extension of authorities relating to payment of other title 37 bonuses and special pays (sec. 615)*

The House bill contained a provision (sec. 615) that would extend for 1 year the authority to pay the aviation officer retention bonus, assignment incentive pay, the reenlistment bonus for active members, the enlistment bonus, the accession bonus for new officers in critical skills, the incentive bonus for conversion to military occupational specialty to ease personnel shortage, the incentive bonus for transfer between armed forces, and the accession bonus for officer candidates.

The Senate amendment contained a similar provision (sec. 611(f)).

The Senate recesses.

*Modification of qualifying period for payment of hostile fire and imminent danger special pay and hazardous duty special pay (sec. 616)*

The Senate amendment contained a provision (sec. 612) that would amend sections 310 and 351 of title 37, United States Code, to require that hostile fire and imminent danger pay be prorated according to the number of days spent in a qualifying area, rather than on a monthly basis regardless of the number of such days.

The House bill contained no similar provision.

The House recesses with an amendment that would require that hostile fire and imminent danger pay that is based on presence in a qualifying area be prorated at the rate of 1/30 of the monthly amount for each day spent in the qualifying area. The amendment would authorize the payment of the full monthly amount of hostile fire and imminent danger pay when eligibility for such pay is based on actual exposure to hostile fire or a hostile mine explosion.

## **Subtitle C-Travel and Transportation Allowances Generally**

*One-year extension of authority to reimburse travel expenses for inactive-duty training outside of normal commuting distance (sec. 621)*

The House bill contained a provision (sec. 621) that would extend for 1 year the authority to reimburse travel expenses for inactive-duty training outside of normal commuting distances.

The Senate amendment contained no similar provision.

The Senate recedes.

## **Subtitle D-Consolidation and Reform of Travel and Transportation Authorities**

*Consolidation and reform of travel and transportation authorities of the uniformed services (sections 631 and 632)*

The House bill contained a series of provisions (sections 631-636) that would add a new chapter 8 to title 37, United States Code, to consolidate and reform the existing statutory authorities related to travel and transportation allowances for members of the uniformed services, their dependents, other family members, and authorized travelers of the Department of Defense. The provisions would authorize the Secretary of Defense to conduct pilot programs to evaluate alternative travel and transportation programs, policies, and processes for Department of Defense authorized travelers.

The Senate amendment contained similar provisions (sections 621 and 622) that would consolidate and reform the existing statutory authorities relating to travel and transportation allowances. The provisions would require the Secretary of Defense and the other administering secretaries to establish programs of compliance to ensure the integrity of the defense travel system, minimize fraud and waste, and ensure that benefits do not exceed actual expenses of travel or reasonable allowances based on commercial travel rates. Finally, the provisions would require that all travel claims be processed electronically within 5 years of the date of enactment of this Act.

The House recedes with clarifying amendments to the

definitions contained in the provisions.

## **Subtitle E-Commissary and Nonappropriated Fund Instrumentality Benefits and Operations**

*Discretion of the Secretary of the Navy to select categories of merchandise to be sold by ship stores afloat (sec. 641)*

The House bill contained a provision (sec. 644) that would provide discretionary authority to the Secretary of the Navy to determine what products will be sold by Navy ship stores.

The Senate amendment contained no similar provision.

The Senate recedes.

*Access of military exchange stores system to credit available through Federal Financing Bank (sec. 642)*

The House bill contained a provision (sec. 645) that would authorize the Army and Air Force Exchange Service, Navy Exchange Service Command, and Marine Corps exchanges to issue and sell their obligations to the Federal Financing Bank to facilitate the provision of in-store credit to patrons.

The Senate amendment contained no similar provision.

The Senate recedes.

*Designation of Fisher House for the Families of the Fallen and Meditation Pavilion, Dover Air Force Base, Delaware, as a Fisher House (sec. 643)*

The House bill contained a provision (sec. 643) that would deem that the Fisher House for the Families of the Fallen and Meditation Pavilion at Dover Air Force Base, Delaware, shall be considered a Fisher House for all other purposes established in law with regard to Fisher Houses and Fisher Suites.

The Senate amendment contained a similar provision (sec. 1084).

The House recedes.

## **Subtitle F-Disability, Retired Pay and Survivor Benefits**

*Death gratuity and related benefits for reserves who die during an authorized stay at their residence during or between successive days of inactive duty training (sec. 651)*

The Senate amendment contained a provision (sec. 634) that would amend section 1475 of title 10, United States Code, to clarify that a reservist who receives permission to stay overnight at their residence during an inactive-duty training drill weekend will be entitled to the death gratuity if they die during the night between drilling days. The provision would be retroactive to January 1, 2010.

The House bill contained no similar amendment.

The House recedes with an amendment that would remove the retroactive application of the provision.

The conferees recommend that the Secretary of the Army use an appropriate authority, including the authority under section 127 of title 10, United States Code, to equitably resolve certain cases in which reserve component members participating in inactive-duty training are determined not to be covered under section 1475 of title 10, United States Code, including cases involving deaths occurring before the date of enactment of this Act.

## **Subtitle G—Other Matters**

*Report on basic allowance for housing for National Guard members transitioning between active duty and full-time National Guard duty (sec. 661)*

The Senate amendment contained a provision (sec. 641) that would require that basic allowance for housing (BAH) paid to a member of the National Guard not be reduced upon the transition of the member between full-time National Guard duty under title 32, United States Code, and active duty under title 10, United States Code.

The House bill contained no similar provision.

The House recedes with an amendment that would require the Secretary of Defense to study the implications on BAH for members of the National Guard when they transition between full-time National Guard duty under title 32, United States Code, and active duty under title 10, United States Code, taking into account current laws, policies, and practices, and the well-being of service members and their families. The amendment would require the Secretary to report to the congressional

defense committees the results of this study within 5 months of the date of enactment of this Act.

*Report on incentives for recruitment and retention of health care professionals (sec. 662)*

The House bill contained a provision (sec. 663) that would require the Surgeons General of the Army, Navy, and Air Force to report to Congress within 90 days of the date of enactment of this Act on their staffing needs for health care professionals and to provide recommendations on additional recruiting incentives needed to encourage experienced health care professionals to join the active or reserve components.

The Senate amendment contained no similar provision.

The Senate recesses with a technical amendment.

### **Legislative Provisions Not Adopted**

*Fiscal year 2012 increase in military basic pay*

The House bill contained a provision (sec. 601) that would establish a pay raise of 1.6 percent for all members of the uniformed services beginning January 1, 2012.

The Senate amendment contained no similar provision.

The House recesses.

The conferees note that a 1.6 percent pay raise for all uniformed service members will become effective January 1, 2012 by operation of law.

*One-year extension of authorities relating to payment of referral bonuses*

The House bill contained a provision (sec. 616) that would extend for 1 year the authority to pay the health professions referral bonus and the Army referral bonus.

The Senate amendment contained no similar provision.

The House recesses.

*Mandatory provision of travel and transportation allowances for non-medical attendants for seriously ill and wounded members of the armed forces*

The House bill contained a provision (sec. 622) that would require the Secretary of Defense to pay non-medical attendants

per diem allowances or reimburse them for actual and necessary expenses.

The Senate amendment contained no similar provision.

The House recesses.

*Inclusion of members of the armed forces assigned to Egypt Multi-National Force and Observers Mission in United States Central Command rest and recuperation absence program*

The House bill contained a provision (sec. 623) that would amend section 705a of title 10, United States Code, to authorize service members serving with the Egypt Multi-National Force and Observers Mission to receive non-chargeable rest and recuperation leave and other benefits under that section.

The Senate amendment contained no similar provision.

The House recesses.

*Repeal of automatic enrollment in Family Servicemembers' Group Life Insurance for members of the armed forces married to other members*

The Senate amendment contained a provision (sec. 631) that would amend section 1967 of title 38, United States Code, to remove service members from automatic enrollment as a dependent under the Family Servicemembers' Group Life Insurance program when they are insured on their own behalf under the Servicemembers' Group Life Insurance program.

The House bill contained no similar provision.

The Senate recesses.

*Limitation on availability of certain funds pending report on provision of special compensation for members of the uniformed services with injury or illness requiring assistance in everyday living*

The Senate amendment contained a provision (sec. 632) that would limit the obligation and expenditure of travel funds of the Office of the Under Secretary of Defense for Personnel and Readiness until the Under Secretary provided to the congressional defense committees a report detailing the Department's implementation of the caregiver compensation authority in section 439 of title 37, United States Code, and other information.

The House bill contained no similar provision.

The Senate recesses.

*Repeal of sense of Congress on age and service requirements for retired pay for non-regular service*

The Senate amendment contained a provision (sec. 633) that would repeal section 635 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383).

The House bill contained no similar provision.

The Senate recesses.

The conferees recognize that the changes to section 12731 of title 10, United States Code, enacted by section 647 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 160) were intended to reduce the minimum age at which reserve component members would be eligible to begin receiving retired pay according to time spent deployed, by 3 months for 90-day periods, not excluding consecutive days of duty that span 2 fiscal years, as well as duty within the same fiscal year. Recognizing the increase in direct spending that such a revision would require, the conferees will continue to look for an opportunity to revise section 12731 to ensure such periods of deployed service may be credited.

*Repeal of requirement of reduction of Survivor Benefits Plan survivor annuities by Dependency and Indemnity Compensation*

The Senate amendment contained a provision (sec. 635) that would eliminate the offset of Survivor Benefit Plan annuities by the amount of Dependency and Indemnity Compensation received from the Department of Veterans Affairs.

The House bill contained no similar provision.

The Senate recesses.

*Expansion of use of uniform funding authority to include permanent change of station and temporary duty lodging programs operated through nonappropriated fund instrumentalities*

The House bill contained a provision (sec. 641) that would expand the use of the uniform funding authority authorized for morale, welfare, and recreation programs operated through nonappropriated fund instrumentalities to include permanent change of station and temporary duty lodging programs.

The Senate amendment contained no similar provision.

The House recesses.

*Contracting authority for nonappropriated fund instrumentalities to provide and obtain goods and services*

The House bill contained a provision (sec. 642) that would clarify that nonappropriated fund instrumentalities may enter into single-year or multiyear contracts with another element of the Department of Defense, another federal agency, or a private-sector agency to provide or obtain goods and services beneficial to the military community and the effective management of such instrumentalities. This section also would authorize nonappropriated fund instrumentalities to participate in partnerships with private entities to provide programs at no cost to the government on military installations using government facilities and other government support resources.

The Senate amendment contained no similar provision.

The House recesses.

*Enhanced commissary stores pilot program*

The House bill contained a provision (sec. 646) that would authorize the Defense Commissary Agency to operate an enhanced commissary store at a military installation designated for closure or adverse realignment under a base closure law.

The Senate amendment contained no similar provision.

The House recesses.

*Monthly amount and duration of Special Survivor Indemnity Allowance for widows and widowers of deceased members of the armed forces affected by required Survivor Benefit Plan annuity offset for Dependency and Indemnity Compensation*

The House bill contained a provision (sec. 651) that would increase the existing monthly amounts paid under the Special Survivor Indemnity Allowance (SSIA) to surviving spouses or former spouses of deceased service members whose annuity under the Survivor Benefit Program is offset by the amount of Dependency and Indemnity Compensation they receive from the Department of Veterans Affairs. The provision would also extend the termination date for the SSIA from October 1, 2017, to October 1, 2021, and establish additional monthly amounts to be paid those fiscal years.

The Senate amendment contained no similar provision.

The House recesses.

*Reimbursement of American National Red Cross for humanitarian support and other services provided to members of the armed forces and their dependents*

The House bill contained a provision (sec. 661) that would amend section 2602 of title 10, United States Code, to authorize the Secretary of Defense or the Secretary of a military department to reimburse the Red Cross for humanitarian and other support provided to service members and their dependents.

The Senate amendment contained no similar provision.

The House recesses.

*Treatment of members of the armed forces and civilian employees of the Department of Defense who were killed or wounded in the November 5, 2009, attack at Fort Hood, Texas*

The House bill contained a provision (sec. 662) that would require that a member of the armed forces killed or wounded in the attack at Fort Hood, Texas, on November 5, 2009, be treated as if killed or wounded in a combat zone as a result of enemy action. The provision would also require that a civilian employee of the Department of Defense killed or wounded in the attack at Fort Hood be treated as if killed or wounded while serving with the armed forces in a contingency operation and as a result of a terrorist attack.

The Senate amendment contained no similar provision.

The House recesses.

## **TITLE VII-HEALTH CARE PROVISIONS**

### **Subtitle A-Improvements to Health Benefits**

*Annual enrollment fees for certain retirees and dependents (sec. 701)*

The House bill contained a provision (sec. 701) that would express a sense of Congress regarding the extraordinary sacrifices of career members of the uniformed services and would limit the annual increase in TRICARE Prime enrollment fees to the amount equal to the percentage by which military retired pay is increased beginning October 1, 2012.

The Senate amendment contained a similar provision (sec.

701).

The Senate recedes with an amendment that would limit the annual increase in TRICARE Prime enrollment fees to the amount equal to the percentage by which military retired pay is increased beginning October 1, 2012, and would clarify that the basis for determining increases in the TRICARE Prime enrollment fee for fiscal year 2013 and thereafter is the enrollment fee for retirees who enrolled for the first time in fiscal year 2012.

*Mental health assessments for members of the armed forces deployed in support of a contingency operation (sec. 702)*

The House bill contained a provision (sec. 705) that would codify, with several modifications, the existing legislative requirement for the Secretary of Defense to provide person-to-person mental health assessments for each member of the armed forces who is deployed in support of a contingency operation at specified times before and after the deployment.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would align the timing of the mental health assessments with the timing of required periodic health assessments.

*Behavioral health support for members of the reserve components of the armed forces (sec. 703)*

The House bill contained a provision (sec. 703) that would require the Secretary of Defense to provide access to mental health assessments to members of the reserve components during scheduled unit training and assemblies. The provision would also require the Secretary to provide psychological health programs and training on suicide prevention and post-suicide response during scheduled unit training.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would make the requirement to provide access to mental health assessments permissive, and would require that funding for these programs be provided from operations and maintenance accounts of the reserve components.

*Provision of food to certain members and dependents not receiving inpatient care in military medical treatment facilities (sec. 704)*

The House bill contained a provision (sec. 702) that would authorize the Secretary of Defense to provide food and beverages at no cost to certain individuals receiving outpatient care or individuals assisting with infants receiving inpatient medical care at a military treatment facility.

The Senate amendment contained no similar provision.

The Senate recesses with a clarifying amendment.

*Travel for anesthesia services for childbirth for command-sponsored dependents of members assigned to remote locations outside the continental United States (sec. 705)*

The Senate amendment contained a provision (sec. 711) that would provide temporary authority to the Secretary of Defense to pay travel expenses to a location in the United States for a command-sponsored dependent of a service member assigned to a remote location who requires or elects certain anesthesia services for childbirth.

The House bill contained no similar provision.

The House recesses with an amendment that would provide that transportation may not be provided under this authority if the dependent would otherwise receive obstetrical anesthesia services at a military treatment facility and the medical treatment facility, in carrying out the required number of necessary obstetric cases, would not maintain competency of its obstetrical staff unless the facility provides such services to the dependent.

The conferees note that, in accordance with Department of Defense procedures governing military personnel assignments, the military departments generally authorize curtailment of overseas tours for pregnancy of a service member.

*Transitional health benefits for certain members with extension of active duty following active duty in support of a contingency operation (sec. 706)*

The Senate amendment contained a provision (sec. 712) that would amend section 1145(a)(4) of title 10, United States Code, to clarify that, in the case of a reserve component member who is called to active duty in support of a contingency operation who then, without a break in service, is extended on active duty for any purpose, the 180-day period of Transition Assistance Management Program medical eligibility begins when the member is

separated from active duty at the end of the extended active duty.

The House bill contained no similar provision.

The House recesses.

*Provision of rehabilitative equipment under Wounded Warrior Act (sec. 707)*

The House bill contained a provision (sec. 733) that would amend section 1631 of the Wounded Warrior Act (title XVI of Public Law 110-181; 10 U.S.C. 1071 note) to authorize the Secretary of Defense to provide an active-duty member of the armed forces with a severe injury or illness with rehabilitative equipment, including recreational sports equipment, that provide an adaptation or accommodation for the member.

The Senate contained no similar provision.

The Senate recesses.

*Transition enrollment of Uniformed Services Family Health Plan Medicare-eligible retirees to TRICARE for Life (sec. 708)*

The House bill contained a provision (sec. 704) that would prohibit a Medicare eligible military retiree from enrolling in the Uniformed Services Family Health Plan after September 30, 2012.

The Senate amendment contained a similar provision (sec. 703) affecting Medicare eligible retired enrolling after September 30, 2011.

The Senate recesses.

## **Subtitle B-Health Care Administration**

*Codification and improvement of procedures for mental health evaluations for members of the armed forces (sec. 711)*

The Senate amendment contained a provision (sec. 713) that would amend chapter 55 of title 10, United States Code, to require the Secretary of Defense to prescribe and maintain regulations relating to commanding officer and supervisor referrals of members of the armed forces for mental health evaluations.

The House bill contained no similar provision.

The House recesses with a clarifying amendment.

*Extension of time limit for submittal of claims under the TRICARE program for care provided outside the United States (sec. 712)*

The Senate amendment contained a provision (sec. 705) that would extend the time limit for submission of TRICARE claims for services provided outside the United States from 1 year to 3 years after the services are provided.

The House bill contained no similar provision.

The House recesses.

*Expansion of State licensure exception for certain health care professionals (sec. 713)*

The House bill contained a provision (sec. 713) that would express the sense of Congress concerning access to behavioral health care and the need for improved collaboration between the Department of Defense and Department of Veterans Affairs on transition of service member medical records. The provision would also amend section 1094(d), title 10, United States Code, to permit Department of Defense civilian employees and other health care professionals credentialed and privileged at a federal health care institution or location designated by the Secretary of Defense to practice at any location, regardless of where the health care professional or the patient are located, so long as the practice is within the scope of the authorized federal duties. The provision would also require reports on plans to develop and expand programs utilizing Internet and communications technologies to improve access to care, and plans to improve the transition of health and battlefield deployment records from the Department to the Department of Veterans Affairs.

The Senate amendment contained a similar provision (sec. 721), which would limit additional State licensure exceptions to duties relating to mental health care.

The Senate recesses with an amendment to delete the sense of Congress and required reports.

*Clarification on confidentiality of medical quality assurance records (sec. 714)*

The Senate amendment contained a provision (sec. 722) that would amend section 1102(j) of title 10, United States Code, to clarify that medical quality assurance records are limited to

records of any peer review activity by or for the Department of Defense to assess the quality of medical care.

The House bill contained no similar provision.

The House recedes with a clarifying amendment.

*Maintenance of the adequacy of provider networks under the TRICARE program (sec. 715)*

The Senate amendment contained a provision (sec. 702) that would state that TRICARE network providers are not considered subcontractors for purposes of the Federal Acquisition Regulation (FAR) or any other law.

The House bill contained no similar provision.

The House recedes with an amendment that would require that, in determining whether TRICARE network providers are subcontractors for the purposes of the FAR or any other law, a TRICARE managed care support contract including the requirement to establish, manage, or maintain a network of providers shall not be considered to be a contract for the performance of health care services or supplies on the basis of that requirement.

The conferees are aware that the Administration is currently undertaking a review with relevant agencies, including the Departments of Defense, Labor, and Justice, to clarify the coverage of health care providers under federal statutes applicable to contractors and subcontractors. The conferees agree that this is a complex issue which merits continued review from the Committees on Armed Services of the Senate and the House of Representatives and other committees of jurisdiction in the Senate and the House of Representatives.

*Review of the administration of the military health system (sec. 716)*

The House bill contained a provision (sec. 711) that would amend chapter 6 of title 10, United States Code, to require the President, with the advice and assistance of the Chairman of the Joint Chiefs of Staff, to establish a unified medical command for medical operations under section 161 of title 10, United States Code.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense to submit to the congressional defense committees a report on the options developed and considered by the task force established by the Deputy Secretary of Defense to

review the governance model options for the military health system. The amendment would prohibit the Secretary of Defense from proceeding with restructuring the military health system until 120 days after the Comptroller General of the United States submits a report to Congress on a review of the strengths, weaknesses, and costs of each option.

*Limitation on availability of funds for the future electronic health records program (sec. 717)*

The House bill contained a provision (sec. 712) that would limit the amount of funds the Secretary of Defense may obligate or expend for future electronic health programs until 30 days after the date that the Secretary submits a report to the congressional defense committees that addresses: the architecture to guide the transition of the electronic health records of the Department of Defense to a future state that is cost-effective and interoperable; a process for selecting investments in information technology; the report required by section 715 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383); and the effectiveness of the Interagency Program Office.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

## **Subtitle C-Reports and Other Matters**

*Modification of authorities on surveys on continued viability of TRICARE Standard and TRICARE Extra (sec. 721)*

The Senate amendment contained a provision (sec. 704) that would amend section 711 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181) to extend the length of time the Department of Defense is required to report on access to health care under TRICARE Standard and TRICARE Extra from 2011 until 2015, and to modify the frequency of reports required to be conducted by the Comptroller General from twice per year to once every 2 years.

The House bill contained a similar provision (sec. 739).

The House recedes with a technical amendment.

*Treatment of wounded warriors (sec. 722)*

The House bill contained a provision (sec. 724) that would

add \$3,000,000 to Research, Development, Test, and Evaluation, Army, for rapid clinical evaluation and deployment of novel treatment strategies for wounded service members with an emphasis on musculoskeletal injuries.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would authorize the Secretary of Defense to enter into partnerships to enable coordinated rapid clinical evaluation and application of evidence-based treatment strategies for wounded service members, with an emphasis on the most common musculoskeletal injuries that will address the priorities of the armed forces with respect to retention and readiness.

*Report on research and treatment of post-traumatic stress disorder (sec. 723)*

The House bill contained a provision (sec. 735) that would require the Secretary of Defense to submit to the congressional defense committees a report assessing the benefits of neuroimaging research in an effort to identify and increase the diagnostic properties of post-traumatic stress disorder.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

The conferees have learned that research using neuroimaging techniques may offer hope in identifying conditions in the brain to facilitate distinct classification and diagnosis of post-traumatic stress. The conferees urge the Secretary to consider the potential benefits of research using such techniques for wounded, ill, and injured service members with post-traumatic stress and to explore collaborative interagency and extramural research in this area.

*Report on memorandum regarding traumatic brain injuries (sec. 724)*

The House bill contained a provision (sec. 738) that would require the Secretary of Defense to submit to the congressional defense committees a report on how the Secretary will identify, refer, and treat traumatic brain injuries with respect to members of the armed forces who served in Operation Enduring Freedom or Operation Iraqi Freedom before the June, 2010, the effective date of the policy using a 50-meter distance from an explosion as a criterion to properly identify, refer, and treat members for potential traumatic brain injury.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense to submit to the congressional defense committees, not later than 180 days after the date of enactment of this Act, a report on the policy of the Department of Defense related to the management of concussion and mild traumatic brain injury in the deployed setting (Directive Type Memorandum 09-033, "Policy Guidance for Management of Concussion/Mild Traumatic Brain Injury in Deployed Setting," June 21, 2010), the effectiveness of such policy with respect to identifying and treating blast-related concussive injuries, and the effect of the policy on operational effectiveness in theater.

*Comptroller General report on women-specific health services and treatment for female members of the armed force (sec. 725)*

The House bill contained a provision (sec. 721) that would require the Secretary of Defense to conduct a comprehensive review on the availability, efficacy, and adequacy of health care services for female members of the armed forces.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Comptroller General to carry out a review of women specific health services and treatment for female members of the armed forces and to submit a report on this review to the congressional defense committees not later than December 31, 2012.

*Comptroller General report on contracted health care staffing for military medical treatment facilities (sec. 726)*

The House bill contained a provision (sec. 723) that would require the Comptroller General of the United States to submit to the Committees on Armed Services of the Senate and the House of Representatives not later than March 31, 2012, a report on the contracting activities of the military departments with respect to providing health care professional services to members of the armed forces, dependents, and retirees.

The Senate amendment contained no similar provision.

The Senate recedes.

### **Legislative Provisions Not Adopted**

*TRICARE Standard for certain members of the Individual Ready*

### *Reserve*

The House bill contained a provision (sec. 706) that would make TRICARE Standard available to members of the Retired Reserve qualified for a non-regular retirement at age 60 but who have not yet reached age 60 and to certain members of the Individual Ready Reserve.

The Senate amendment contained no similar provision.

The House recesses.

### *Cooperative health care agreements*

The House bill contained a provision (sec. 725) that would require the Secretary of Defense to obligate an additional \$500,000 to the Defense Health Program for cooperative health care agreements between military installations and local or regional health care systems.

The Senate amendment contained no similar provision.

The House recesses.

### *Prostate cancer imaging research initiative*

The House bill contained a provision (sec. 726) that would authorize \$2.0 million additional funding for prostate cancer imaging research initiatives.

The Senate amendment contained no similar provision.

The House recesses.

### *Defense Centers of Excellence for Psychological Health and Traumatic Brain Injury*

The House bill contained a provision (sec. 727) that would require the Secretary of Defense to obligate an additional \$2.0 million to the Defense Health Program for the Defense Centers of Excellence for Psychological Health and Traumatic Brain Injury.

The Senate amendment contained no similar provision.

The House recesses.

### *Collaborative military-civilian trauma training programs*

The House bill contained a provision (sec. 728) that would require the Secretary of Defense to obligate an additional \$3.0 million to the Defense Health Program for collaborative military-civilian trauma training programs between military

installations and local or regional health care systems.

The Senate amendment contained no similar provision.

The House recesses.

*Traumatic brain injury*

The House bill contained a provision (sec. 729) that would add \$1,000,000 to the Defense Health Program to develop national medical guidelines regarding the post-acute rehabilitation of individuals with traumatic brain injury.

The Senate amendment contained no similar provision.

The House recesses.

*Competitive programs for alcohol and substance abuse disorders*

The House bill contained a provision (sec. 730) that would add \$5,000,000 to the Defense Health Program to support a competitive program for translational research centers tasked with addressing alcohol and substance abuse issues.

The Senate amendment contained no similar provision.

The House recesses.

*Pilot program on payment for treatment of members of the armed forces and veterans for traumatic brain injury and post-traumatic stress disorder*

The House bill contained a provision (sec. 731) that would authorize to be appropriated \$10.0 million to carry out a 5 year pilot program to pay for the treatment of traumatic brain injury and post-traumatic stress disorder in health care facilities other than military treatment facilities or Department of Veterans Affairs medical facilities.

The Senate amendment contained no similar provision.

The House recesses.

*Report on establishment of registry on occupational and environmental chemical concerns*

The House bill contained a provision (sec. 732) that would require the Secretary of Defense to report on establishing a registry for members of the armed forces exposed to occupational and environmental hazards during contingency operations.

The Senate amendment contained no similar provision.

The House recesses.

*Sense of Congress on post-traumatic stress disorder*

The House bill contained a provision (sec. 734) that would express the sense of Congress that post-traumatic stress disorder is an increasingly common disease and that treatment for service members with post-traumatic stress disorder should be expanded to include local and community medical facilities.

The Senate amendment contained no similar provision.

The House recesses.

*Study on breast cancer among members of the armed forces and veterans*

The House bill contained a provision (sec. 736) that would require the Secretary of Defense and Secretary of Veterans Affairs to jointly conduct a study on the incidence of breast cancer among members of the armed forces (including members of the National Guard and reserve components) and veterans.

The Senate amendment contained no similar provision.

The House recesses.

The conferees note that in a separate provision in this report the Comptroller General is required to conduct a comprehensive review on the availability, efficacy, and adequacy of health care services for female members of the armed forces, including the access to and efficacy of women-specific breast cancer services and programs with respect to outreach, prevention, and treatment.

*Transfer of Defense Centers of Excellence for Psychological Health and Traumatic Brain Injury*

The House bill contained a provision (sec. 737) that would require the Secretary of Defense to develop a plan to transfer the Defense Centers of Excellence for Psychological Health and Traumatic Brain Injury from the TRICARE Management Activity to a military department, as determined by the Secretary.

The Senate amendment contained no similar provision.

The House recesses.

The conferees understand that the Department is preparing to move ahead with this transfer.

# **TITLE VIII-ACQUISITION POLICY, ACQUISITION MANAGEMENT, AND RELATED MATTERS**

## **Subtitle A-Acquisition Policy and Management**

*Requirements relating to core depot-level maintenance and repair capabilities for Milestone A and Milestone B and elimination of references to Key Decision Points A and B (sec. 801)*

The House bill contained a provision (sec. 801) that would amend sections 2366a and 2366b of title 10, United State Code, to incorporate certification requirements for core logistics capabilities and to eliminate obsolete references to Key Decision Points A and B for Space Programs.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would ensure that life cycle sustainment planning, to include core depot-level maintenance and repair capabilities, is considered at applicable milestones for major defense acquisition programs.

*Revision to law relating to disclosures to litigation support contractors (sec. 802)*

The House bill contained a provision (sec. 802) that would clarify the authority of the Department of Defense to disclose sensitive information to litigation support contractors.

The Senate amendment contained no similar provision.

The Senate recedes.

*Extension of applicability of the senior executive benchmark compensation amount for purposes of allowable cost limitations under defense contracts (sec. 803)*

The House bill contained a provision (sec. 803) that would expand the limitation on allowable compensation for defense contractor employees to any individual performing under a covered contract.

The Senate amendment contained a provision (sec. 842) that would expand the limitation to contractor and subcontractor employees and reduce the ceiling amount to the annual amount paid to the President of the United States under section 102 of

title 3, United States Code.

The House recesses with an amendment that would expand the limitation to all contractor employees, subject to the authority of the Secretary of Defense to establish narrowly-targeted exceptions for scientists and engineers upon a determination that such exceptions are needed to ensure that the Department of Defense has continued access to needed skills and capabilities. The Secretary is directed to report to the congressional defense committees on whether there are any additional categories of employees for whom such authority may be needed. The conferees understand that the term "contractor employees" includes employees of a subcontractor.

*Extension of availability of funds in the Defense Acquisition Workforce Development Fund (sec. 804)*

The House bill contained a provision (sec. 805) that would provide uniformity in the availability of funds in the Defense Acquisition Workforce Development Fund, as requested by the Department of Defense.

The Senate amendment contained a similar provision (sec. 881).

The Senate recesses.

*Defense Contract Audit Agency annual report (sec. 805)*

The House bill contained a provision (sec. 806) that would require the Director of the Defense Contract Audit Agency (DCAA) to submit an annual report to Congress.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would simplify the reporting requirement and ensure that it is consistent with the nature of the work performed by DCAA.

*Inclusion of data on contractor performance in past performance databases for source selection decisions (sec. 806)*

The Senate amendment contained a provision (sec. 821) that would require the Department of Defense to develop a strategy for ensuring that timely, accurate, and complete information on contractor performance is included in past performance databases used for making source selection decisions.

The House bill contained no similar provision.

The House recesses with an amendment requiring that

contractors be provided up to 2 weeks to respond to past performance information before it is included in the database. Nothing in the provision would preclude contractors from providing comments, or otherwise challenging the information, after the 2 week period has expired and the information has been posted.

*Implementation of recommendations of Defense Science Board Task Force on improvements to Service Contracting (sec. 807)*

The Senate amendment contained a provision (sec. 822) that would require the Department of Defense to develop a plan to implement the recommendations of a Defense Science Board report on service contracting.

The House bill contained no similar provision.

The House recedes with an amendment striking language requiring a taxonomy and definitions for the tracking of contract services. This issue has been already addressed in previously-enacted legislation requiring an inventory of contract services.

*Temporary limitation on aggregate annual amount available for contract services (sec. 808)*

The Senate amendment contained a provision (sec. 823) that would limit Department of Defense spending for contract services in fiscal years 2012 and 2013 (not including spending from the Overseas Contingency Operations account).

The House bill contained no similar provision.

The House recedes.

*Annual report on single-award task and delivery order contracts (sec. 809)*

The Senate amendment contained a provision (sec. 824) that would streamline reporting requirements for single-award task and delivery order contracts.

The House bill contained no similar provision.

The House recedes.

**Subtitle B-Amendments to General Contracting Authorities, Procedures, and Limitations**

*Calculation of time period relating to report on critical changes in major automated information systems (sec. 811)*

The House bill contained a provision (sec. 811) that would clarify the trigger for determining whether a major automated information system has achieved full deployment decision in a timely manner.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment based on comments from the Department of Defense.

*Change in deadline for submission of Selected Acquisition Reports from 60 to 45 days (sec. 812)*

The House bill contained a provision (sec. 812) that would adjust the deadline for submission of Selected Acquisition Reports.

The Senate amendment contained no similar provision.

The Senate recedes.

*Extension of sunset date for certain protests of task and delivery order contracts (sec. 813)*

The House bill contained a provision (sec. 813) that would extend the sunset date for certain protests of task and delivery order contracts.

The Senate amendment contained no similar provision.

The Senate recedes.

*Clarification of Department of Defense authority to purchase right-hand drive passenger sedan vehicles and adjustment of threshold for inflation (sec. 814)*

The House bill contained a provision (sec. 814) that would clarify Department of Defense authority to purchase right-hand drive passenger sedans.

The Senate amendment contained a similar provision (sec. 884).

The House recedes with a technical amendment.

*Rights in technical data and validation of proprietary data restrictions (sec. 815)*

The Senate amendment contained a provision (sec. 841) that would clarify the treatment of independent research and development and bid and proposal costs for purposes of section 2320 of title 10, United States Code, governing rights in technical data.

The House bill contained no similar provision.

The House recedes with an amendment that would clarify the circumstances in which the United States has government-purpose rights in technical data and the extent to which the United States may require the delivery of technical data to which it already has rights, but the delivery of which was not required in the contract.

*Covered contracts for purposes of requirements on contractor business systems (sec. 816)*

The Senate amendment contained a provision (sec. 843) that would clarify what contracts are covered for the purposes of withholding funds under section 893 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383).

The House bill contained no similar provision.

The House recedes.

*Compliance with defense procurement requirements for purposes of internal controls of non-defense agencies for procurements on behalf of the Department of Defense (sec. 817)*

The Senate amendment contained a provision (sec. 844) that would amend section 801 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181) to clarify that when the Department of Defense makes purchases through non-defense agencies the other agencies are expected to comply with the requirements of the Federal Acquisition Regulation and other laws and regulations that apply to procurements by all federal agencies and with laws and regulations applicable to inter-agency transactions by the Department of Defense, but not with internal Department of Defense procurement rules.

The House bill contained no similar provision.

The House recedes.

*Detection and avoidance of counterfeit electronic parts (sec. 818)*

The Senate amendment contained a provision (sec. 848) that would strengthen the detection, avoidance, notification, and remediation of counterfeit and suspect counterfeit electronic parts in defense systems.

The House bill contained no similar provision.

The House recesses with a clarifying amendment.

The conferees note that the authority provided to the Secretary of the Treasury to share information under this provision should not be interpreted to suggest that any other government agency lacks the authority to share similar information with the owner of a copyright or registered mark.

*Modification of certain requirements of the Weapon Systems Acquisition Reform Act of 2009 (sec. 819)*

The House bill contained a provision (sec. 841) that would amend certain provisions of acquisition law to provide additional flexibility to the Department of Defense.

The Senate amendment contained a similar provision (sec. 802).

The House recesses.

*Inclusion of contractor support requirements in Department of Defense planning documents (sec. 820)*

The House bill contained a provision (sec. 852) that would require the Secretary of Defense to develop and implement a plan to address shortfalls in operational contract support requirements determination, management, oversight, and administration.

The Senate amendment contained a provision (sec. 866) that would require inclusion of contractor support requirements in Department of Defense planning documents.

The House recesses.

The conferees note that the Commission on Wartime Contracting found significant deficiencies in the Department's requirements determination processes, management, oversight, and administration of operational contract support in recent contingency operations. The conferees urge the Secretary of Defense to take aggressive steps to address shortfalls in education, training, information-sharing, pre-deployment exercises and experiments, and workforce planning related to the Department's continued reliance on operational contract support.

*Amendment relating to buying tents, tarpaulins, or covers from American sources (sec. 821)*

The House bill contained a provision (sec. 815) that would amend section 2533a of title 10, United States Code, to include the materials and components of tents, tarpaulins, and covers under that provision.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment to include tent poles and similar structural components.

*Repeal of sunset of authority to procure fire resistant rayon fiber from foreign sources for the production of uniforms (sec. 822)*

The House bill contained a provision (sec. 817) that would repeal the sunset on the authority to procure fire resistant rayon fiber from foreign sources under the circumstances provided in section 829 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181).

The Senate amendment contained a provision (sec. 888) that would require further review of the issue.

The Senate recesses.

*Prohibition on collection of political information (sec. 823)*

The House bill contained a provision (sec. 847) that would prohibit federal agencies from requiring contractors to disclose information on campaign contributions and expenditures as a condition for participating in an acquisition.

The Senate amendment contained a similar provision (sec. 845) that would be applicable only to the Department of Defense.

The House recesses with a clarifying amendment.

## **Subtitle C-Provisions Relating to Major Defense Acquisition Programs**

*Waiver of requirements relating to new milestone approval for certain major defense acquisition programs experiencing critical cost growth due to change in quantity purchased (sec. 831)*

The Senate amendment contained a provision (sec. 801) that would allow the waiver of certain requirements applicable to

programs that experience critical Nunn-McCurdy breaches in narrow circumstances where the cost growth is attributable almost exclusively to changes in the number of units to be purchased.

The House bill contained no similar provision.

The House recesses.

*Assessment, management, and control of operating and support costs for major weapon systems (sec. 832)*

The Senate amendment contained a provision (sec. 803) that would require the Department of Defense to take action to assess, manage, and control operation and support costs for major weapon systems.

The House bill contained no similar provision.

The House recesses with an amendment to ensure that the provision references, and is consistent with, the life-cycle management and product support requirements in section 805 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84).

*Clarification of responsibility for cost analyses and targets for contract negotiation purposes (sec. 833)*

The Senate amendment contained a provision (sec. 804) that would clarify that the Under Secretary of Defense for Acquisition, Technology, and Logistics is responsible for policies and guidance on cost analyses and targets to be used in contract negotiations.

The House bill contained no similar provision.

The House recesses.

*Modification of requirements for guidance on management of manufacturing risk in major defense acquisition programs (sec. 834)*

The House bill contained a provision (sec.841(b)) that would repeal certain requirements relating to manufacturing risk in major defense acquisition programs.

The Senate amendment contained a provision (sec. 805) that would provide the Department of Defense increased flexibility in complying with such requirements.

The House recesses.

The conferees note that the conference agreement would

authorize the Department of Defense to tailor manufacturing readiness levels and other manufacturing readiness standards to address the unique characteristics of specific industry sectors and weapon system portfolios.

*Management of developmental test and evaluation for major defense acquisition programs (sec. 835)*

The Senate amendment contained a provision (sec. 806) that would strengthen management of developmental test and evaluation for major defense acquisition programs.

The House bill contained no similar provision.

The House recesses.

*Assessment of risk associated with development of major weapon systems to be procured under cooperative projects with friendly foreign countries (sec. 836)*

The Senate amendment contained a provision (sec. 807) that would require a risk assessment in advance of any cooperative agreement with an allied nation that is expected to result in the award of a Department of Defense contract for the engineering and manufacturing development of a major weapon system.

The House bill contained no similar provision.

The House recesses.

*Competition in maintenance and sustainment of subsystems of major weapon systems (sec. 837)*

The House bill contained a provision (sec. 326) that would amend section 202(d) of the Weapon Systems Acquisition Reform Act of 2009 (10 U.S.C. 2430 note) to include subsystems and components.

The Senate amendment contained no similar provision.

The Senate recesses with a clarifying amendment.

*Oversight of and reporting requirements with respect to Evolved Expendable Launch Vehicle program (sec. 838)*

The Senate amendment contained a provision (sec. 889) that would direct the Secretary of Defense to designate the Evolved Expendable Launch Vehicle (EELV) program as a Major Defense Acquisition Program (MDAP) not in sustainment phase under

section 2430 of title 10, United States Code, or require the EELV program to provide to the congressional defense committees and, as appropriate, the Under Secretary of Defense for Acquisition, Technology, and Logistics, all information with respect to its cost, schedule, and performance that would be required if the program were an MDAP not in sustainment.

The House bill contained no similar provision.

The House recesses.

*Implementation of acquisition strategy for Evolved Expendable Launch Vehicle (sec. 839)*

The Senate amendment contained a provision (sec. 891) that would direct the Secretary of Defense to submit, with the fiscal year 2013 budget submission, how it is implementing the findings of the Government Accountability Office (GAO) report on the Evolved Expendable Launch Vehicle, dated September 15, 2011 (GAO-11-641) and if the findings cannot be implemented, an explanation of how the Department is addressing the deficiency. Within 60 days the GAO is to assess the Secretary's report and forward recommendations it considers appropriate.

The House bill contained no similar provision.

The House recesses with an amendment that would extend the report submission to no later than March 31, 2012.

The conferees also agreed that the report shall be delivered to the Committees on Armed Services of the Senate and the House of Representatives, the Committees on Appropriations of the Senate and the House of Representatives, the Permanent Select Committee on Intelligence of the House of Representatives, and the Select Committee on Intelligence of the Senate.

## **Subtitle D-Provisions Relating to Contracts in Support of Contingency Operations in Iraq or Afghanistan**

*Prohibition on contracting with the enemy in the United States Central Command theater of operations (sec. 841)*

The House bill contained a provision (sec. 821) that would allow the Secretary of Defense to void a contract, upon a determination that a foreign entity or individual performing on the contract is directly engaged in hostilities or is

substantially supporting forces that are engaged in hostilities against the United States or its coalition partners.

The Senate amendment contained a similar provision (sec. 861).

The House recedes with an amendment clarifying that the authority provided by the section is available only to the Department of Defense.

*Additional access to contractor and subcontractor records in the United States Central Command Theater of Operations (sec. 842)*

The House bill contained a provision (sec. 823) that would allow the Secretary of Defense to examine the records of a foreign contractor or subcontractor in Iraq or Afghanistan under certain circumstances.

The Senate amendment contained a similar provision (sec. 862).

The House recedes with an amendment clarifying that the authority provided by the section is available only to the Department of Defense.

*Reach-back contracting authority for Operation Enduring Freedom and Operation New Dawn (sec. 843)*

The House bill contained a provision (sec. 822) that would authorize a contracting activity inside the United States to utilize increased thresholds available for overseas contracting, when acting in support of overseas contracting for Operation Enduring Freedom and Operation New Dawn.

The Senate amendment contained a similar provision (sec. 865).

The House recedes.

*Competition and review of contracts for property or services in support of a contingency operation (sec. 844)*

The House bill contained a provision (sec. 826) that would require the Department of Defense to establish, measure, and monitor goals for competition in contracts performed outside the United States in support of contingency operations.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

The conferees understand that separate goals would be established under this section for any overseas contingency

operation requiring significant contract support. While limitations on competition may be justified by urgent contracting requirements early in a contingency operation, the conferees expect the Department to transition to sustainment contracting, with increasing levels of competition, as rapidly as practicable.

*Inclusion of associated support services in rapid acquisition and deployment procedures for supplies (sec. 845)*

The Senate amendment contained a provision (sec. 864) that would amend section 806 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107-314) to include associated support services in the rapid acquisition procedures authorized by that section, as requested by the Department of Defense.

The House bill contained no similar provision.

The House recesses.

*Joint Urgent Operational Needs Fund to rapidly meet urgent operational needs (sec. 846)*

The Senate amendment contained a provision (sec. 863) that would establish a Joint Urgent Operational Needs Fund to rapidly meet urgent operational needs.

The House bill contained no similar provision.

The House recesses.

## **Subtitle E-Defense Industrial Base Matters**

*Assessment of the defense industrial base pilot program (sec. 851)*

The House bill contained a provision (sec. 831) that would require the Secretary of Defense to submit a report to the congressional defense committees on the defense industrial base (DIB) pilot program.

The Senate amendment contained no similar provision.

The Senate recesses.

The conferees emphasize the importance of a careful and objective assessment of the effectiveness of the DIB pilot program, since it could serve as a model for other critical infrastructure sectors. The Defense Cyber Crime Center (DC3) reports that the so-called "threat indicators" they have

compiled for the Department of Defense networks and the defense industrial base, respectively, reflect a very small overlap. According to DC3, the overlap between these threat indicators and those of the financial sector is significantly smaller still. These statistics are interpreted to indicate that each sector is experiencing attacks from different threat actors using different tactics and techniques. If correct, this would mean that signatures developed for one sector could have limited utility for a different sector or organization. If the intelligence community is to provide threat signatures to defend all of the government departments and agencies, and all of the critical infrastructure sectors, the resources required could be very extensive.

The conferees request that the assessment required by this section address this specific issue.

*Strategy for securing the defense supply chain and industrial base (sec. 852)*

The House bill contained a provision (sec. 832) that would require the Secretary of Defense to assess the defense industrial base and develop mitigation strategies to address any gaps and vulnerabilities identified in the assessment.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense to address industrial base and supply chain issues (including risks and vulnerabilities) through the sector-by-sector, tier-by-tier assessment of the industrial base now underway and the annual industrial base report required by section 2504 of title 10, United States Code.

*Assessment of feasibility and advisability of establishment of rare earth material inventory (sec. 853)*

The House bill contained a provision (sec. 835) that would require the Department of Defense to develop a plan for the establishment of a rare earth material inventory.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Department to assess the feasibility and advisability of establishing a rare earth material inventory.

*Department of Defense assessment of industrial base for night vision image intensification sensors (sec. 854)*

The Senate amendment contained a provision (sec. 890) that would require an assessment of the night vision image intensification sensor industrial base.

The House bill contained no similar provision.

The House recesses.

*Technical amendment relating to responsibilities of Deputy Assistant Secretary of Defense for Manufacturing and Industrial Base Policy (sec. 855)*

The Senate amendment contained a provision (sec. 1086) that would correct an erroneous statutory reference in section 139e of title 10, United States Code, as added by section 896 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (P.L. 11-383).

The House bill contained no similar provision.

The House recesses.

## **Subtitle F-Other Matters**

*Clarification of jurisdiction of the United States district courts to hear bid protest disputes involving maritime contracts (sec. 861)*

The House bill contained a provision (sec. 843) that would ensure that the jurisdiction of the United States district courts to hear bid protest disputes involving maritime contracts is consistent with jurisdiction over other types of bid protests under federal law.

The Senate amendment contained no similar provision.

The Senate recesses.

*Encouragement of contractor Science, Technology, Engineering, and Math (STEM) programs (sec. 862)*

The House bill contained a provision (sec. 845) that would establish a preference for offerors who take steps to encourage and enhance undergraduate, graduate, and doctoral programs in science, technology, engineering, and math ("STEM" programs).

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would require the Department of Defense to develop programs and incentives to encourage contractors to support STEM programs.

*Sense of Congress and report on authorities available to the Department of Defense for multiyear contracts for the purchase of alternative fuels (sec. 863)*

The House bill contained a provision (sec. 848) that would express the sense of Congress on the desirability of long-term contracting for alternative fuels.

The Senate amendment contained a provision (sec. 849) that would require the Secretary of Defense to report to Congress on available authorities for such long-term contracting.

The Senate recedes with an amendment combining the two provisions.

*Acquisition workforce improvements (sec. 864)*

The House bill contained a provision (sec. 849) that would foster and promote the acquisition workforce on a government-wide basis.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

*Modification of delegation of authority to make determinations on entry into cooperative research and development agreements with NATO and other friendly organizations and countries (sec. 865)*

The Senate amendment contained a provision (sec. 882) that would authorize the Secretary of Defense to delegate authority under section 2350a of title 10, United States Code, to the Under Secretary of Defense for Acquisition, Technology, and Logistics, and the Principal Deputy Under Secretary of Defense for Acquisition, Technology, and Logistics.

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the Secretary to delegate authority to the Under Secretary of Defense for Acquisition, Technology, and Logistics, and the Assistant Secretary of Defense for Research, Development, and Engineering.

*Three-year extension of test program for negotiation of comprehensive small business subcontracting plans (sec. 866)*

The Senate amendment contained a provision (sec. 886) that

would extend the test program for the negotiation of comprehensive small business subcontracting plans until September 30, 2014.

The House bill contained no similar provision.

The House recesses with an amendment that would extend the program until December 31, 2014.

*Five-year extension of Department of Defense mentor-protégé program (sec. 867)*

The Senate amendment contained a provision (sec. 887) that would extend the Department of Defense mentor-protégé program through September 30, 2018.

The House bill contained no similar provision.

The House recesses.

The conferees are aware that the Department of Defense (DOD) mentor-protégé program is the oldest of the federal mentor protégé programs, and the only one to provide appropriated funds for cost reimbursement for mentors that support small businesses. The conferees believe that this has been a valuable program to both the Department, as well as to small businesses and encourage the DOD mentor-protégé program to look at opportunities to align with the Small Business Administration (SBA) mentor-protégé program. Further, the conferees encourage the Department to add into future DOD mentor-protégé annual reports descriptions of efforts being made to align with the program standards of the SBA mentor-protégé program, identification of opportunities for synergy, and analysis of technical, legal or regulatory impediments to closer alignment with the program standards of the SBA mentor-protégé program.

### **Legislative Provisions Not Adopted**

*Additional information on waivers under the Buy American Act by Department of Defense required to be included in annual report*

The House bill contained a provision (sec. 850) that would amend section 812 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136) to require that additional information be included in the annual report of the Department of Defense on Buy American waivers.

The Senate amendment contained no similar provision.

The House recesses.

*Assessment of Department of Defense contracting actions and the impact on small business*

The House bill contained a provision (sec. 851) that would require the Inspector General of the Department of Defense to conduct an assessment of consolidated contracting actions relating to base services and construction activities.

The Senate amendment contained no similar provision.

The House recesses.

The conferees expect the Department of Defense (DOD) to manage its business operations in an efficient manner. At the same time, the conferees understand that the consolidation of contracts for base services and construction can have a detrimental impact on the ability of small businesses to compete for such contracts. This issue has been addressed by Congress in the Small Business Jobs Act of 2010 (Public Law 111-240), the Small Business Reauthorization Act of 1997 (Public Law 105-135), the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136).

The conferees direct the Comptroller General to review DOD's compliance with provisions of law and regulation addressing contract consolidation and bundling with regard to contracts for base services and construction. The Comptroller General's report should address the scope of consolidation or bundling undertaken by the Department, the justification provided for such consolidation or bundling, and the impact of such consolidation or bundling on contracting with small business concerns. The report should also address associated issues, including the need for training, the availability of alternative contracting approaches, and any recommendations the Comptroller General may have to improve the Department's performance in this area.

*Comptroller General assessment of government competition in the Department of Defense industrial base*

The House bill contained a provision (sec. 833) that would require the Comptroller General to assess the effect of government-mandated competition on the defense industrial base.

The Senate amendment contained no similar provision.

The House recesses.

*Comptroller General of the United States reports on Department of Defense implementation of justification and approval*

*requirements for certain sole-source contracts*

The Senate amendment contained a provision (sec. 850) that would require the Comptroller General of the United States to report to Congress on the implementation of section 811 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) by the Department of Defense (DOD).

The House bill contained no similar provision.

The Senate recedes.

The conferees direct the Secretary of Defense to report to the Committees on Armed Services of the Senate and the House of Representatives, no later than March 1, 2012, and March 1, 2013, on the implementation of section 811. The Secretary's report should provide, at a minimum, an assessment of the following: (1) the number of sole-source contracts in excess of \$20.0 million that have been awarded to each category of 8(a) participant; (2) the dollar amounts associated with such contracts; (3) the justifications cited for the award of such sole-source contracts; (4) a description of the goods or services that were or are to be provided under such contracts; (5) the percentage of work on such contracts that was subcontracted by the awardee or performed by an entity other than the awardee; and (6) any measures taken by the Department of Defense or the Small Business Administration to ensure that such contracts are not abused.

The conferees further direct the Comptroller General to provide the committees, no later than 90 days after DOD submits the March 1, 2012, and March 1, 2013, reports, with his own assessment of the extent to which the Department's implementation of section 811 ensures that sole-source contracts are awarded in applicable procurements only when those awards have been determined to be in the best interest of the Department.

*Comptroller General of the United States reports on noncompetitive and one-offer contracts awarded by the Department of Defense*

The Senate amendment contained a provision (sec. 847) that would require the Comptroller General to report to the Committees on Armed Services of the Senate and the House of Representatives on non-competitive and one-offer contracts awarded by the Department of Defense during fiscal years 2012, 2013, and 2014.

The House bill contained no similar provision.

The Senate recesses.

The conferees direct the Comptroller General to report to the Committees on Armed Services of the Senate and the House of Representatives not later than March 31 of 2013, 2014, and 2015, on non-competitive and one-offer contracts awarded by the Department of Defense during the preceding fiscal year. The Comptroller General's reports should address the number and dollar amounts of non-competitive and one-offer contracts awarded, the basis for exceptions from competitive procedures and the adequacy of the justifications for such exceptions, and the impact of recent Department of Defense guidance on one-offer contracts.

#### *Definitions*

The House bill contained a provision (sec. 824) that would define certain terms.

The Senate amendment contained no similar provision.

The House recesses.

#### *Exemption of Department of Defense from alternative fuel procurement requirement*

The House bill contained a provision (sec. 844) that would exempt the Department of Defense from section 526 of the Energy Independence and Security Act (42 U.S.C. 17142).

The Senate amendment contained no similar provision.

The House recesses.

#### *Extension and expansion of small business programs of the Department of Defense*

The Senate amendment contained a provision (sec. 885) that would extend through September 30, 2018, the Department of defense Small Business Innovative Research (SBIR) program and associated programs and authorities.

The House bill contained no similar provision.

The Senate recesses.

The SBIR program would be extended by a separate division of the bill.

#### *Para-aramid fibers and yarns*

The House bill contained a provision (sec. 816) that would repeal section 807 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105-261).

The Senate amendment contained no similar provision.  
The House recesses.

*Procurement of photovoltaic devices*

The House bill contained a provision (sec. 842) that would address the circumstances in which the Buy American Act (41 U.S.C. 10a-10d) applies to photovoltaic devices acquired by contractors and lessees under energy savings performance contracts, utility service contracts, private housing contracts, and land leases.

The Senate amendment contained a similar provision (sec. 827).

The conference agreement does not include either provision.

*Prohibition on use of funds for certain programs*

The Senate amendment contained a provision (sec. 826) that would prohibit the use of Department of Defense funds for any program that creates a price evaluation adjustment that would be inconsistent with the court of appeals decision in *Rothe Development Corporation v. Department of Defense*, 545 F.3d 1023 (2008).

The House bill contained no similar provision.

The Senate recesses.

The conferees note that the Federal Acquisition Regulation was revised earlier this year to eliminate the authority to establish such a price preference.

*Quality Assurance Surveillance Plan for security contractors operating in Afghanistan and in support of other contingency operations*

The House bill contained a provision (sec. 825) that would establish new requirements for the oversight of private security contractors operating in Afghanistan.

The Senate amendment contained no similar provision.

The House recesses.

The conferees agree that Department of Defense (DOD) oversight of private security contractors in Afghanistan has been deficient, and that significant improvements are needed in

this regard. However, the issue of oversight and accountability of contractors performing private security functions in areas of combat operations was recently addressed in section 831 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383).

The conferees direct the Government Accountability Office to review the steps that DOD has taken to implement the requirements of section 831 and report to the congressional defense committees on the extent to which these changes have addressed deficiencies in the oversight of private security contractors.

*Report on impact of foreign boycotts on the defense industrial base*

The House bill contained a provision (sec. 834) that would require the Comptroller General to assess the impact of foreign boycotts on the defense industrial base.

The Senate amendment contained a similar provision (sec. 892).

The conference report does not include either provision.

The conferees direct the Comptroller General to assess the impact of foreign boycotts on the defense industrial base. The Comptroller General's report should include a summary of any foreign boycotts that posed a material risk to the defense industrial base from January 2008 to the present. The report should address policies or practices adopted by foreign governments or businesses that are intended to penalize, disadvantage, or harm Department of Defense contractors or subcontractors because of their relationship with the Department.

*Reports on use of indemnification agreements*

The House bill contained a provision (sec. 846) that would require the Secretary of Defense to report to the congressional defense committees on indemnification agreements with contractors.

The Senate amendment contained no similar provision.

The House recedes.

The conferees direct the Secretary of Defense to report to the congressional defense committees, not later than 90 days after the end of each fiscal year from fiscal year 2012 to fiscal year 2015 on indemnification agreements entered with

contractors in connection with overseas contingency operations during the preceding fiscal year. The Secretary's reports should address indemnification provisions relative to wrongful death and bodily injury caused by negligence and should provide the name of each contractor, a description of the indemnification provision, and a justification for the agreement.

#### *Supplier risk management*

The House bill contained a provision (sec. 804) that would require the Department of Defense to use a business credit reporting bureau to track existing contractors, subcontractors, and suppliers before and during the performance of contracts.

The Senate amendment contained no similar provision.

The House recedes.

The conferees encourage the Secretary of Defense to consider the use of business credit reporting bureaus or other sources of business information to assess the viability of potential offerors and contractors at appropriate points in the acquisition process.

#### *Waiver of "Buy American" requirement for procurement of components otherwise producible overseas with specialty metal not produced in the United States*

The Senate amendment contained a provision (sec. 846) that would allow the Secretary of Defense to waive the requirement to use specialty metals melted or produced inside the United States, if the Secretary determines that, in the absence of a waiver, both the metals and the products fabricated from the metals would be produced overseas.

The House bill contained no similar provision.

The Senate recedes.

## **TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT**

### **Subtitle A—Department of Defense Management**

*Revision of defense business systems requirements (sec. 901)*

The House bill contained a provision (sec. 901) that would update the structure and process of the defense business systems investment review boards and clarify management and oversight responsibilities based on recent changes in the organization and management of the Department of Defense.

The Senate amendment contained a similar provision (sec. 1002).

The Senate recedes with an amendment that would combine the two provisions and address comments received from the Department of Defense.

*Qualifications for appointments to the position of Deputy Secretary of Defense (sec. 902)*

The Senate amendment contained a provision (sec. 901) that would establish qualifications for appointments to the position of Deputy Secretary of Defense, to reflect the new role of the Deputy Secretary as Chief Management Officer of the Department.

The House bill contained no similar provision.

The House recedes.

*Designation of Department of Defense senior official with principal responsibility for airship programs (sec. 903)*

The Senate amendment contained a provision (sec. 902) that would require the Secretary of Defense to designate a senior official of the Department of Defense as the official with principal responsibility for the airship programs of the Department.

The House bill contained no similar provision.

The House recedes.

*Memoranda of agreement on identification and dedication of enabling capabilities of general purpose forces to fulfill certain requirements of special operations forces (sec. 904)*

The Senate amendment contained a provision (sec. 903) that would require each secretary of a military department to enter into a memorandum of agreement with the Commander of U.S. Special Operations Command establishing the procedures by which the availability of the enabling capabilities of the general purpose forces will be synchronized with the training and deployment cycle of special operations forces.

The House bill contained no similar provision.  
The House recesses with a clarifying amendment.

*Assessment of Department of Defense access to non-United States citizens with scientific and technical expertise vital to the national security interests (sec. 905)*

The Senate amendment contained a provision (sec. 906) that would require the Secretary of Defense to conduct an assessment of current and potential mechanisms to permit the Department of Defense to employ non-United States citizens with critical scientific and technical skills that are vital to national security.

The House bill contained no similar provision.  
The House recesses.

*Sense of Congress on use of modeling and simulation in Department of Defense activities (sec. 906)*

The Senate amendment contained a provision (sec. 907) that would establish a sense of Congress to encourage the Department of Defense to continue the use and enhancement of modeling and simulation across the spectrum of defense activities.

The House bill contained no similar provision.  
The House recesses.

*Sense of Congress on ties between Joint Warfighting and Coalition Center and Allied Command Transformation of NATO (sec. 907)*

The Senate amendment contained a provision (sec. 908) that would express the sense of Congress that the successor organization to the U.S. Joint Forces Command, the Joint Warfighting and Coalition Center, should establish close ties with the North Atlantic Treaty Organization's Allied Command Transformation command.

The House bill contained no similar provision.  
The House recesses.

*Report on effects of planned reductions of personnel at the Joint Warfare Analysis Center on personnel skills (sec. 908)*

The Senate amendment contained a provision (sec. 909) that would require the Secretary of Defense to conduct an assessment of the effects of planned reductions of personnel at the Joint Warfare Analysis Center on the personnel skills to be available at the Center after the reductions.

The House bill contained no similar provision.

The House recesses.

## **Subtitle B-Space Activities**

### *Harmful interference to Department of Defense Global Positioning System (sec. 911)*

The House bill contained a provision (sec. 911) that would prohibit the Federal Communications Commission (FCC) from finalizing its January 26, 2011, order until the FCC has resolved concerns about widespread harmful interference with Global Positioning System (GPS) receivers of the Department of Defense (DOD). It would further require a notice to Congress of certain FCC decision documents, as well as the complete final working group report undertaken per the January 26, 2011, order.

The Senate amendment contained a similar provision (sec. 913) that would direct the Secretary of Defense to review and assess the ability of national security GPS receivers to receive the signals of the GPS satellites without interruption or interference and determine if commercial communications services are causing or will cause widespread or harmful interference with national security GPS receivers. In the event that the review determines that commercial communications services are causing or will cause widespread or harmful interference with national security GPS receivers, the Secretary would be required to promptly notify the congressional defense committees. The provision would direct the Secretary to conduct such a review every 90 days for 2 years or until the Secretary determines there is no widespread or harmful interference with national security GPS receivers by commercial communications services, whichever is earlier.

The House recesses with an amendment that would add the reporting requirements of the Senate provision as a separate subsection to the Senate provision.

### *Authority to designate increments or blocks of satellites as*

*major subprograms subject to acquisition reporting requirements (sec. 912)*

The Senate amendment contained a provision (sec. 912) that would amend section 2430a(a)(1) of title 10, United States Code, to authorize the Secretary of Defense to designate blocks or increments of two or more space vehicles as a major subprogram for the purposes of acquisition reporting.

The House bill contained no similar provision.

The House recedes with a technical amendment that would change the word "space vehicles" to "satellites".

## **Subtitle C-Intelligence-Related Matters**

*Report on implementation of recommendations by the Comptroller General on intelligence information sharing (sec. 921)*

The House bill contained a provision (sec. 921) that would require the Secretary of Defense to submit a report to the appropriate congressional committees and the Comptroller General a report on the Secretary's actions in response to the Comptroller General's recommendations regarding intelligence information sharing. The provision also requires the Comptroller General to review the Secretary's report and assess whether the Secretary's actions are consistent with the recommendations.

The Senate amendment contained no similar provision.

The Senate recedes.

*Insider threat detection (sec. 922)*

The House bill contained a provision (sec. 922) that would require the Secretary of Defense to establish a program for information sharing protection and insider threat mitigation, and to provide the congressional defense committees regular briefings on the Secretary's strategy, strategy implementation, and associated resources. In addition, annual budget submissions must include identification of the resources requested for the program.

The Senate amendment contained a similar provision (sec. 932).

The Senate recedes with an amendment that would include

several procedural and technical options for countering the insider threat that were contained in the Senate provision.

The conferees concur with the admonishment contained in the Senate provision for the Department of Defense to fully integrate its program to counter the insider threat with its overall cybersecurity strategy and programs because of the high degree of overlap between the two challenges.

*Expansion of authority for exchanges of mapping, charting, and geodetic data to include nongovernmental organizations and academic institutions (sec. 923)*

The Senate amendment contained a provision (sec. 921) that would expand the authority of the Secretary of Defense to authorize the National Geospatial Intelligence Agency to exchange or furnish mapping, charting, and geodesy data, supplies, or services to nongovernmental organizations and academic institutions pursuant to an agreement with those organizations.

The House bill contained no similar provision.

The House recesses.

*Ozone Widget Framework (sec. 924)*

The Senate amendment contained a provision (sec. 923) that would require the Director of the Defense Information Systems Agency (DISA) to publish and maintain on the Internet the Application Programming Interface specifications, a developer's toolkit, source code, and such other information on, and resources for, the Ozone Widget Framework that are necessary to permit individuals and companies to develop, integrate, and test analysis tools and applications. The provision also would require the DISA Director to encourage and foster the use, support, development, and enhancement of the Ozone Widget Framework itself by commercial industry.

The House bill contained no similar provision.

The House recesses with an amendment that would designate the Department of Defense Chief Information Officer as the responsible official for carrying out this provision, rather than the Director of DISA.

*Plan for incorporation of enterprise query and correlation capability into the Defense Intelligence Information Enterprise*

*(sec. 925)*

The Senate amendment contained a provision (sec. 924) that would require the Under Secretary of Defense for Intelligence to incorporate an advanced enterprise-wide distributed query and correlation capability into the Defense Intelligence Information Enterprise, to conduct a pilot demonstration of such a capability, and to rationalize the multiple ongoing and planned deployments of large-scale query and correlation systems that operate on centralized data stores.

The House bill contained no similar provision.

The House recedes with an amendment that would establish a sunset date for the pilot program of September 30, 2014.

*Facilities for intelligence collection or special operations activities abroad (sec. 926)*

The Senate amendment contained a provision (sec.922) that would create a narrow exception to the current requirement in section 2682 of title 10, United States Code, that the Secretary of Defense ensures that jurisdiction over, and maintenance and repair of real property facilities used by an activity or agency of the Department of Defense other than a military department be exercised by or through a military department. The exception proposed in this provision would be available only for real property facilities acquired as part, or in support, of Department of Defense intelligence or special operations activities abroad, where security is paramount.

The House bill contained no similar provision.

The House recedes with an amendment that would establish a sunset date for this authority on September 30, 2015, or the date of enactment of the National Defense Authorization Act for Fiscal Year 2016, whichever is later.

## **Subtitle D-Total Force Management**

*General policy for total force management (sec. 931)*

The House bill contained a provision (sec. 931) that would amend section 129a of title 10, United States Code, to require the Department of Defense to establish a total force management policy which comprehensively addresses the Department's

military, civilian, and contractor workforces.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would clarify the requirements of the provision.

*Revisions to Department of Defense civilian personnel management constraints (sec. 932)*

The House bill contained a provision (sec. 932) that would amend section 129 of title 10, United States Code, which prohibits the management of the Department of Defense civilian workforce on the basis of arbitrary ceilings and constraints, to ensure that manpower requirements are established on the basis of the total force management policy developed in accordance with section 129a of title 10, as amended.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

*Additional amendments relating to total force management (sec. 933)*

The House bill contained a provision (sec. 933) that would make conforming amendments to a series of statutes to ensure that the total force management policy established in accordance with section 129a of title 10, United States Code, as amended, is considered in key workforce decisions of the Department of Defense.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

*Modifications of annual defense manpower requirements report (sec. 934)*

The House bill contained a provision (sec. 934) that would revise the annual defense manpower requirements report required by section 115a, to ensure that the report addresses all components of the Department of Defense workforce, including the military, civilian, and contractor workforce.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

*Revisions to strategic workforce plan (sec. 935)*

The House bill contained a provision (sec. 935) that would amend section 115b of title 10, United States Code, to revise the requirements established in that section for a Department of Defense strategic workforce plan.

The Senate amendment contained no similar provision.

The Senate recesses.

*Amendments to requirement for inventory of contracts for services (sec. 936)*

The House bill contained a provision (sec. 936) that would make clarifying amendments to section 2330a of title 10, United States Code, which requires the Department to develop an inventory of contract services.

The Senate amendment contained no similar provision.

The Senate recesses with a clarifying amendment.

The conferees note that the inventory, when fully developed in accordance with statutory requirements, will provide the Department with useful workforce information for identifying inherently governmental functions inappropriately performed under contract, informing strategic human capital planning, and facilitating an appropriate mix of military, civilian, and contractor personnel. At the same time, a compliant inventory will be an important acquisition tool, enabling the Department to better leverage its buying power, rationalize its supplier base, foster competitive procurements, and ensure the best value for the taxpayers' dollar.

The conferees are disappointed that the Department has yet to take the steps needed to achieve full compliance with the statutory requirements. The conferees are encouraged by the Department's recent development of a plan to achieve such compliance and urge the Department to implement this plan as rapidly and completely as practicable.

*Preliminary planning and duration of public-private competitions (sec. 937)*

The House bill contained a provision (sec. 938) that would amend section 2461 of title 10, United States Code, to clarify when "preliminary planning" begins for the purpose of public-private competitions governed by that provision.

The Senate amendment contained no similar provision.

The Senate recesses with a clarifying amendment.

*Conversion of certain functions from contractor performance to performance by Department of Defense civilian employees (sec. 938)*

The House bill contained a provision (sec. 939) that would amend section 2463 of title 10, United States Code, to clarify the requirements for conversion of functions from contractor performance to performance by Department of Defense civilian employees.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would clarify the provision.

The conferees expect the use of insourcing to be focused, in accordance with the total force management policy developed in accordance with section 129a of title 10, United States Code, as amended, on ensuring appropriate government capacity to perform acquisition workforce and other critical government functions. The conferees note that section 7.503 of the Federal Acquisition Regulation states that contracts "shall not be used for the performance of inherently governmental functions."

## **Subtitle E-Quadrennial Roles and Missions and Related Matters**

*Chairman of the Joint Chiefs of Staff assessment of contingency plans (sec. 941)*

The House bill contained a provision (sec. 954) that would amend section 153 of title 10, United States Code, to require the Chairman of the Joint Chiefs of Staff to submit an assessment of combatant command contingency plans.

The Senate amendment contained no similar provision.

The Senate recesses.

*Quadrennial defense review (sec. 942)*

The House bill contained a provision (sec. 955) that would amend section 118 of title 10, United States Code, to modify language specifying that the review's recommendations should not

be constrained by the Department of Defense's budget request.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would strike the sense of Congress and modify language regarding the review's recommendations.

The conferees note that the report accompanying the Quadrennial Defense Review (QDR) is an important strategic document intended to be based upon an analysis unconstrained by the budgetary environment. The conferees emphasize that the QDR should allow Congress to assess the levels of acceptable strategic risk and then evaluate the extent to which the Department of Defense's budget request achieves the objectives associated with the national security strategy and national military strategy.

## **Subtitle F-Other Matters**

*Activities to improve multilateral, bilateral, and regional cooperation regarding cybersecurity (sec. 951)*

The House bill contained a provision (sec. 963) that would establish a cybersecurity fellowship program within the Department of Defense that would allow for the temporary assignment of a member of the military force of a foreign country to a Department of Defense organization for the purpose of assisting the member to obtain education and training to improve the member's ability to understand and respond to information security threats, vulnerabilities of information security systems, and the consequences of information security incidents.

The Senate amendment contained no similar provision.

The Senate recesses.

*Report on United States Special Operations Command structure (sec. 952)*

The House bill contained a provision (sec. 964) that would require the Secretary of Defense to submit to the congressional defense committees a study of the United States Special Operations Command subunified structure.

The Senate amendment contained no similar provision.

The Senate recesses.

*Strategy to acquire capabilities to detect previously unknown cyber attacks (sec. 953)*

The Senate amendment contained a provision (sec. 931) that would require the Secretary of Defense to develop and implement a strategy to acquire advanced threat discovery capabilities to complement current cybersecurity systems that depend heavily on advance knowledge of specific attacks.

The House bill contained no similar provision.

The House recesses.

*Military activities in cyberspace (sec. 954)*

The House bill contained a provision (sec. 962) that would clarify that the Secretary of Defense has the authority to conduct clandestine cyberspace activities in support of military operations pursuant to the Authorization for the Use of Military Force (Public Law 107-40; title 50 United States Code, section 1541 note) outside of the United States or to defend against a cyber attack on an asset of the Department of Defense.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment.

The conferees recognize that because of the evolving nature of cyber warfare, there is a lack of historical precedent for what constitutes traditional military activities in relation to cyber operations and that it is necessary to affirm that such operations may be conducted pursuant to the same policy, principles, and legal regimes that pertain to kinetic capabilities.

The conferees also recognize that in certain instances, the most effective way to deal with threats and protect U.S. and coalition forces is to undertake offensive military cyber activities, including where the role of the United States Government is not apparent or to be acknowledged. The conferees stress that, as with any use of force, the War Powers Resolution may apply.

### **Legislative Provisions Not Adopted**

*Redesignation of the Department of the Navy as the Department of the Navy and Marine Corps*

The House bill contained a provision (sec. 902) that would redesignate the name of the Department of the Navy as the Department of the Navy and Marine Corps. Additionally, the article would redesignate the titles of the Secretary of the Navy, the Under Secretary of the Navy, the Assistant Secretaries of the Navy and the General Counsel of the Navy.

The Senate amendment contained no similar provision.

The House recesses.

*Modification of temporary suspension of public-private competitions for conversion of Department of Defense functions to contractor performance*

The House bill contained a provision (sec. 937) that would lift the temporary suspension of public-private competitions that was included in section 325 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84).

The Senate amendment contained no similar provision.

The House recesses.

The conferees recognize that the conduct of public-private competitions can be a useful tool for implementing total force management decisions. However, the conferees note that the Department has not yet complied with the statutory requirements for an inventory of contract services. The conferees conclude that the appropriate use of public-private competition is predicated on a sound planning process and the availability of accurate information, including the information that would be supplied by a compliant inventory.

*Assessment of appropriate Department of Defense and contractor personnel for the Defense Medical Readiness Training Institute*

The House bill contained a provision (sec. 940) that would require the Secretary of Defense to conduct an assessment of the appropriate mix of military, civilians, and contractor personnel to carry out the mission of the Defense Medical Readiness Training Institute.

The Senate amendment contained no similar provision.

The House recesses.

The conferees note that elsewhere in this Act the Secretary is required to establish policies and procedures for determining the most appropriate and cost efficient mix of military, civilian and contractor personnel to perform the mission of the

Department of Defense. The conferees expect that the Secretary will implement such policies across all programs, including medical readiness training programs.

*Transfer of provisions relating to quadrennial roles and missions review*

The House bill contained a provision (sec. 951) that would amend title 10, United States Code, to transfer the requirement for the Chairman of the Joint Chiefs of Staff to conduct an assessment of the roles and missions of the armed forces from section 118n to section 153, and to enhance the Chairman's role in advising the Secretary of Defense on the assignment of functions of the armed forces.

The Senate amendment contained no similar provision.

The House recesses.

The conferees urge the Secretary of Defense to use the Quarterly Roles and Missions Review (QRMR) required by section 118b of title 10, United States Code, to identify capability gaps and areas of unnecessary duplication. The conferees believe that QRMR, if conducted as intended, would provide a solid basis for reducing waste while also improving the joint warfighting capability of the Department of Defense.

*Revisions to the quadrennial roles and missions review*

The House bill contained a provision (sec. 952) that would amend section 118b of title 10, United States Code, to modify the requirements of the Quadrennial Roles and Missions Review.

The Senate amendment contained no similar provision.

The House recesses.

*Amendment to presentation of future-years budget and Comptroller General report on budget justification material*

The House bill contained a provision (sec. 953) that would amend section 222(b) of title 10, United States Code, to include the functions of each of the armed forces as identified under the most recent Quadrennial Roles and Missions Review. This section also would require the Comptroller General of the United States to review Department of Defense regulations, policies, and guidance governing the construction of budget exhibits and to provide recommendations for their improvement.

The Senate amendment contained no similar provision.

The House recesses.

The conferees note that the Secretary of Defense has not complied with the requirement in section 222 of title 10, United States Code, to present the future-years budget by core mission areas identified as a result of the Quarterly Roles and Missions Review. The conferees note also that it is difficult to relate how the Department's annual budget request, including the future-years defense program, supports the services' core missions and functions as determined by the Quarterly Roles and Missions Review. The conferees will continue to seek a better understanding of the budgetary challenges associated with aligning and communicating how requested resources support core missions and functions.

*Deadline revision for report on foreign language proficiency*

The House bill contained a provision (sec. 961) that would modify the date on which an annual report on language proficiency is submitted.

The Senate amendment contained no similar provision.

The House recesses. The conferees agree to include such changes in the subtitle of the bill regarding repeal and modification of reporting requirements.

*Sense of Congress regarding the performance of commercially-available activities by Department of Defense civilian employees*

The House bill contained a provision (sec. 965) that would express the sense of Congress regarding the performance of commercially-available activities by Department of Defense civilian employees.

The Senate amendment contained no similar provision.

The House recesses.

*Clarification of status of participants of defense industrial base active cyber defense pilot project*

The House bill contained a provision (sec. 966) that would establish that, notwithstanding any other provision of law, any nongovernment entity or personnel participating in the defense industrial base active cyber defense pilot project shall not be considered an agent of the government.

The Senate amendment contained no similar provision.

The House recesses.

The conferees are aware that programs like the defense industrial base active cyber defense pilot are important components of the Department of Defense's (DOD) cyber defense strategy. The conferees are also aware that information sharing is critical to making pilots like this, and overall cyber defense strategy, effective. The conferees believe that there are issues that may be impeding better information sharing of threats and vulnerabilities by industry, resulting in concerns that industry may be acting as agents of the government.

Therefore, the conferees direct the DOD Chief Information Officer to brief the congressional defense committees 90 days after the enactment of this Act on any issues impeding industry's ability to share cyber threat or vulnerability information with the government, and any recommendations for addressing those concerns.

#### *Expansion of oversight offices in Department of Defense*

The House bill contained a provision (sec. 967) that would require the establishment of a new Senate-confirmed position of Assistant Secretary of Defense for Contingency Contracting and a new Office of Contingency Contracting.

The Senate amendment contained no similar provision.

The House recesses.

#### *Report on the manufacturing policy of the United States*

The House bill contained a provision (sec. 1099L) that would require the Secretary of Defense to report to Congress on the manufacturing industry of the United States.

The Senate amendment contained no similar provision.

The House recesses.

#### *Commercial space launch cooperation*

The Senate amendment contained a provision (sec. 911) that would recommend as stated in the Senate report accompanying S. 1235 (S. Rept. 112-26) of the National Defense Authorization Act for Fiscal Year 2012 a "provision that would facilitate cooperation between the private sector and the Department of Defense (DOD) in using DOD space transportation infrastructure. The provision would authorize the Secretary of Defense to maximize the use of the space transportation infrastructure by the private sector, and maximize the effectiveness and

efficiency of DOD's use of the infrastructure, reduce costs, and encourage commercial space activities through the use of contracts or other cooperative agreements. The DOD would be authorized to enter into such contracts or agreements with private sector entities to provide or receive specific space launch and reentry range support and services. Before entering into any such contracts or agreements the Secretary would have to determine that such contract or agreement is in the best interest of the government, would not interfere with DOD requirements and would not compete with commercial space entities, unless the competition is in the national security interest of the United States. Pursuant to a contract or agreement, which must be managed in accordance with DOD procurement regulations, the Secretary of Defense could accept funds, services, or equipment to enable participation in joint space transportation infrastructure improvements with the private sector. The provision would also establish an account in the Treasury of the United States into which the Secretary would deposit any funds received. In addition, the Secretary would submit to the congressional defense committees an annual report describing how any funds, equipment, or services were used during the preceding fiscal year."

The House bill contained no similar provision.

The Senate recedes.

The conferees ask that the Department of Defense submit legislation that does not have mandatory scoring associated with the acceptance of funds by private entities and consider other processes or authorities in statute to accomplish this objective.

*Enhancement of authorities relating to the United States Northern Command and other combatant commands*

The Senate amendment contained a provision (sec. 1607) that would designate the United States Northern Command and the United States Pacific Command as the combatant commands principally responsible for the support of civil authorities in the United States by the armed forces.

The House bill contained no similar provision.

The Senate recedes.

## **TITLE X—GENERAL PROVISIONS**

## **Subtitle A—Financial Matters**

### *General transfer authority (sec. 1001)*

The House bill contained a provision (sec. 1001) that would provide the Department with general transfer authority totaling \$4.0 billion in fiscal year 2012.

The Senate amendment contained a similar provision (sec. 1001) that would provide the Department with \$5.0 billion in general transfer authority.

The Senate recedes with an amendment providing the Department with \$4.0 billion in general transfer authority and a provision that allows the Secretary of Defense to transfer up to \$125.0 million to the Secretary of Energy from amounts appropriated to the Department of Defense, for weapons activities of the National Nuclear Security Administration.

### *Budgetary effects of this Act (sec. 1002)*

The House bill contained a provision (sec. 1002) that would determine the budgetary effects of this Act.

The Senate amendment contained a similar provision (sec. 4).

The Senate recedes.

### *Additional requirements relating to the development of Financial Improvement and Audit Readiness Plan (sec. 1003)*

The House bill contained two provisions that would address the Department of Defense's Financial Improvement Audit Readiness (FIAR) plan and report. The first provision (sec. 1066) would require that the report include additional detail on subordinate activities and interim milestones for audit readiness. The second provision (sec. 1067) would require the Secretary of Defense to develop a corrective action plan to address weaknesses and deficiencies in the execution of the FIAR plan.

The Senate bill also contained two provisions that would address the FIAR plan and report. The first provision (sec. 1005) would require that the Department achieve a complete and validated full Statement of Budgetary Resources (SBR statements) by no later than September 30, 2014. The second provision (sec. 1006) would require the Department to develop a plan, including interim objectives and milestones for achieving this objective.

The House recesses with an amendment that would combine the House and Senate provisions. The conference amendment would require the Department to establish a specific plan, with interim objectives and milestones, for meeting the September 30, 2014, deadline for audit-ready SBR statements, to develop metrics and mitigating strategies for missed milestones and program delays, and to report to Congress on the steps taken and to be taken.

Today's challenging fiscal environment requires that management decisions be based on sound and reliable financial data. For this reason, the conferees are concerned that the Department's financial management remains on the Government Accountability Office's High Risk List of government programs and activities that are subject to waste and mismanagement. Achieving audit-ready SBR statements by the 2014 deadline would be a significant accomplishment and an important milestone on the Department's path to achieving full audit-readiness by the 2017 statutory deadline.

While achieving a clean audit opinion is a necessary step toward removing the Department's financial management from the High Risk list, it is far from sufficient. To be meaningful, a clean audit statement must be repeatable. For this reason, the conference amendment would require that the Department's FIAR plan be based on improvements to the Department's business processes and controls as well as efforts to modernize its business systems to a degree sufficient for the Department to prepare timely, reliable, and complete financial management information on a repeatable basis.

*Display of procurement of equipment for the reserve components of the armed forces under estimated expenditures for procurement in future-years defense programs (sec. 1003A)*

The Senate amendment contained a provision (sec. 1606) that would require the Department of Defense, in its future-years defense program submitted with its annual budget request, to display separately the estimated expenditures and item quantities for each reserve component of the armed forces.

The House bill contained no similar provision.

The House recesses.

The conferees note that this provision would display estimated expenditures and item quantities that are included in the service budgets. The future-years defense program budget information for reserve components procurement is already

available to Congress in the Department's detailed budget justification materials (Exhibit P-40, Budget Item Justification Sheet) as prepared by the military departments and submitted with the annual budget request.

## **Subtitle B-Counter-Drug Activities**

*Extension of authority for joint task forces to provide support to law enforcement agencies conducting counter-terrorism activities (sec. 1004)*

The House bill contained a provision (sec. 1011) that would extend, by 1 year, the support by joint task forces under section 1022(b) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136), as most recently amended by section 1012(a) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383).

The Senate amendment contained a similar provision (sec. 1014) that also would prohibit the Department from utilizing this authority until it complies with section 1012(b) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011.

The House recedes.

*Three-year extension and modification of authority of Department of Defense to provide additional support for counterdrug activities of other governmental agencies (sec. 1005)*

The House bill contained a provision (sec. 1012) that would extend, by 1 year, the authority of the Department of Defense to provide additional support to counterdrug activities of other governmental agencies under section 1004 of the National Defense Authorization Act for Fiscal Year 1991 (Public Law 101-510).

The Senate amendment contained a similar provision (sec. 1011) that would extend, by 5 years, the authority of the Department of Defense to provide additional support to counterdrug activities of other governmental agencies under section 1004 of the National Defense Authorization Act for Fiscal Year 1991. The Senate amendment also would modify the authorized recipients of support under this authority to include tribal law enforcement entities, as defined by section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).

The Senate recedes with an amendment that would extend the authority for 3 years and would incorporate definitions for

"Indian tribe," "tribal government," and "tribal law enforcement agency".

*Two-year extension and expansion of authority to provide additional support to counter-drug activities of certain foreign governments (sec. 1006)*

The House bill contained a provision (sec. 1013) that would extend, by 1 year, the authority to provide support for counterdrug activities of certain foreign governments under subsection (a)(2) of section 1033 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105-85), as most recently amended by section 1014(a) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383).

The Senate amendment contained a provision (sec. 1012) that would extend, by 5 years, the authority to provide support for counterdrug activities of certain foreign governments under subsection (a)(2) of section 1033 of the National Defense Authorization Act (NDAA) for Fiscal Year 1998, as most recently amended by section 1014(a) of the Ike Skelton NDAA for Fiscal Year 2011. The provision also would amend subsection (e)(2) of section 1033 of the NDAA for Fiscal Year 1998 by increasing the authorized maximum annual amount of support to \$100.0 million, and would amend subsection (b) of section 1033 of the NDAA for Fiscal Year 1998 to expand the list of countries eligible to receive support to include the Governments of Benin, Cape Verde, The Gambia, Ghana, Guinea, Ivory Coast, Jamaica, Liberia, Mauritania, Nicaragua, Nigeria, Sierra Leone, and Togo.

The Senate recedes with an amendment that would extend, by 2 years, the authority to provide support for counterdrug activities of certain foreign governments, increase the authorized maximum annual amount of support to \$100.0 million, and expand the list of countries authorized to receive assistance under this authority to match the Senate amendment.

*Extension of authority to support unified counter-drug and counterterrorism campaign in Colombia (sec. 1007)*

The House bill contained a provision (sec. 1014) that would extend, by 1 year, the unified counter-drug and counterterrorism campaign in the Republic of Colombia under section 1021 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375), as most recently amended by

section 1011 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383).

The Senate amendment contained an identical provision (sec. 1015).

The conference agreement includes the provision.

*Reporting requirement on expenditures to support foreign counter-drug activities (sec. 1008)*

The Senate amendment contained a provision (sec. 1013) that would extend, by 1 year, the reporting requirement on expenditures to support foreign counterdrug activities under section 1022(a) of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (Public Law 106-398), as amended.

The House bill contained no similar provision.

The House recesses.

## **Subtitle C—Naval Vessels and Shipyards**

*Budgeting for construction of naval vessels (sec. 1011)*

The House bill contained a provision (sec. 1021) that would modify section 231 of title 10, United States Code, to change the requirement for a report and certification by the Secretary of Defense to an annual basis.

The Senate amendment contained no similar provision.

The Senate recesses.

*Sense of Congress on naming of Naval vessel after United States Marine Corps Sergeant Rafael Peralta (sec. 1012)*

The House bill contained a provision (sec. 1022) that would encourage the Secretary of the Navy to name the next available naval vessel after United States Marine Corps Sergeant Rafael Peralta.

The Senate amendment contained no similar provision.

The Senate recesses with amendment to state the sense of Congress that the Secretary of the Navy should name the next available naval vessel after Marine Corps Sergeant Rafael Peralta.

*Limitation on availability of funds for placing Maritime*

*Prepositioning Ship squadrons on reduced operating status (sec. 1013)*

The Senate amendment contained a provision (sec. 1021) that prohibits the authorization of funds for placing a Maritime Prepositioning Ship squadron (MPSRON) on reduced operating status until Congress receives a report from the Secretary of Defense, the Chief of Naval Operations, and the Commandant of the Marine Corps which assesses the impact on military readiness for placing any MPSRON, or component thereof, on reduced operating status.

The House bill contained no similar provision.

The House recesses.

*Report on policies and practices of the Navy for naming the vessels of the Navy (sec. 1014)*

The Senate amendment contained a provision (sec. 1024) that would require the Secretary of Defense to submit to Congress a report on the policies and practices of the Navy for naming vessels of the Navy.

The House bill contained no similar provision.

The House recesses.

*Transfer of certain high-speed ferries to the Navy (sec. 1015)*

The Senate amendment contained a provision (sec. 1026) that would authorize the Secretary of the Navy to provide up to \$35.0 million to the Maritime Administration of the Department of Transportation for the transfer by the Maritime Administration to the Department of the Navy of jurisdiction and control over the two high-speed ferries. The Maritime Administration currently holds title to these two vessels due to the bankruptcy of the former operator of these vessels.

The House bill contained no similar provision.

The House recesses.

*Modification of conditions on status of retired aircraft carrier ex-John F. Kennedy (sec. 1016)*

The Senate amendment contained a provision (sec. 1022) that would amend section 1011 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364) to allow the Navy to dispose of the ex-John F. Kennedy.

The House bill contained no similar provision.  
The House recesses.

*Assessment of stationing of additional DDG-51 class destroyers at Naval Station Mayport, Florida (sec. 1017)*

The Senate amendment contained a provision (sec. 1025) requiring an assessment of the stationing of additional DDG-51 class destroyers at Naval Station Mayport, Florida.

The House bill did not contain a similar provision.  
The House recesses.

## **Subtitle D-Counterterrorism**

*Affirmation of authority of the Armed Forces of the United States to detain covered persons pursuant to the Authorization for Use of Military Force (sec. 1021)*

The House bill contained a provision (sec. 1034) that would affirm that the United States is engaged in an armed conflict with al-Qaeda, the Taliban, and associated forces.

The Senate amendment contained a provision (sec. 1031) that would affirm the authority of the Armed Forces of the United States to detain certain covered persons pursuant to the Authorization for Use of Military Force (Public Law 107-40). The provision would not affect existing law or authorities relating to the detention of United States citizens, lawful resident aliens of the United States, or any other persons who are captured or arrested in the United States.

The House recesses.

*Military custody for foreign al-Qaeda terrorists (sec. 1022)*

The Senate amendment contained a provision (sec. 1032) that would require military custody for foreign al-Qaeda terrorists who are captured in the course of hostilities authorized by the Authorization for Use of Military Force (Public Law 107-40), subject to a national security waiver. Under the provision, the President would have broad authority to issue implementation procedures, including but not limited to deciding who makes a determination of coverage, how the determination is made, and when it is made.

The House bill contained no similar provision.

The House recesses with an amendment providing that nothing

in this provision shall be construed to affect the existing criminal enforcement and national security authorities of the Federal Bureau of Investigation or any other domestic law enforcement agency with regard to a covered person, regardless whether such covered person is held in military custody. The law enforcement and national security tools that would not be affected in any way by this provision include, but would not be limited to, Grand Jury subpoenas, national security letters, and actions pursuant to the Foreign Intelligence Surveillance Act (Public Law 95-511). The amendment would also authorize the President, rather than the Secretary of Defense, to waive the requirements of the provision.

The conferees note that while section 1021 of this bill would apply to "al Qaeda, the Taliban, or associated forces that are engaged in hostilities against the United States or its coalition partners," this section would apply to "al Qaeda or an associated force that acts in coordination with or pursuant to the direction of al Qaeda." The conferees agree that while the Taliban is covered by section 1021, it is not covered by this section.

*Procedures for periodic detention review of individuals detained at United States Naval Station, Guantanamo Bay, Cuba (sec. 1023)*

The House bill contained a provision (sec. 1036) that would require the Secretary of Defense to establish a process to review the detention of each individual detained at Guantanamo.

The Senate amendment contained a provision (sec. 1035) that would require the Secretary to submit to Congress a report on procedures for implementing the periodic review process required by Executive Order No. 13567 for such detainees.

The House recedes with an amendment that would clarify that the periodic review process applies to any individual who is detained as an unprivileged enemy belligerent at Guantanamo at any time on or after the date of enactment of this Act.

The conferees understand that the review process established by the Executive Order is not a legal proceeding and does not create any discovery rights in the detainee, his personal representative, or private counsel. For this reason, the conferees expect the procedures established under this section to provide that: (1) the compilation of information for the review process should be conducted in good faith, but does not create any rights on behalf of the detainee; (2) the mitigating information to be provided to the detainee is

information compiled in the course of this good faith compilation effort; (3) the decision whether to permit the calling of witnesses and the presentation of statements by persons other than the detainee is discretionary, and not a matter of right; and (4) access to classified information on the part of private counsel is subject to national security constraints, clearance requirements, and the availability of resources to review and clear relevant information.

*Procedures for status determinations (sec. 1024)*

The Senate amendment contained a provision (sec. 1036) that would require the Secretary of Defense to establish procedures for determining the status of persons captured in the course of hostilities authorized by the Authorization for Use of Military Force (Public Law 107-40), including access to a military judge and a military lawyer for an enemy belligerent who will be held in long-term detention.

The House bill contained no similar provision.

The House recedes with an amendment clarifying that the Secretary of Defense is not required to apply the procedures for long-term detention in the case of a person for whom habeas corpus review is available in federal court.

Because this provision is prospective, the Secretary of Defense is authorized to determine the extent, if any, to which such procedures will be applied to detainees for whom status determinations have already been made prior to the date of the enactment of this Act.

The conferees expect that the procedures issued by the Secretary of Defense will define what constitutes "long-term" detention for the purposes of subsection (b). The conferees understand that under current Department of Defense practice in Afghanistan, a detainee goes before a Detention Review Board for a status determination 60 days after capture, and again 6 months after that. The Department of Defense has considered extending the period of time before a second review is required. The conferees expect that the procedures required by subsection (b) would not be triggered by the first review, but could be triggered by the second review, in the discretion of the Secretary.

*Requirement for national security protocols governing detainee communications (sec. 1025)*

The House bill contained a provision (sec. 1035) that would require the Secretary of Defense to submit to Congress a national security protocol governing communications and related issues for each individual detained at Guantanamo.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would require the Secretary of Defense to develop and submit a single national security protocol including policies and procedures governing communications and related issues for individuals detained at Guantanamo.

*Prohibition on use of funds to construct or modify facilities in the United States to house detainees transferred from United States Naval Station, Guantanamo Bay, Cuba (sec. 1026)*

The House bill contained a provision (sec. 1037) that would prohibit the use of funds authorized to be appropriated or otherwise made available to the Department of Defense for fiscal year 2012 to build any facility in the United States to house Guantanamo detainees.

The Senate amendment contained a similar provision (sec. 1034).

The House recesses.

*Prohibition on the use of funds for the transfer or release of individuals detained at United States Naval Station, Guantanamo Bay, Cuba (sec. 1027)*

The House bill contained a provision (sec. 1039) that would prohibit the use of fiscal year 2012 Department of Defense funds to bring Guantanamo detainees, or any other individuals detained by the Department of Defense overseas pursuant to the Authorization for Use of Military Force (Public Law 107-40), to the United States.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would continue for fiscal year 2012 the prohibition on the use of Department of Defense funds to bring Guantanamo detainees to the United States.

*Requirements for certifications relating to the transfer of detainees at United States Naval Station, Guantanamo Bay, Cuba, to foreign countries and other foreign entities (sec. 1028)*

The House bill contained a provision (sec. 1040) that would continue for another year the certification requirements for transfer of Guantanamo detainees to foreign countries and other foreign entities and modify the requirements.

The Senate amendment contained a provision (sec. 1033) that would continue the existing requirements for another year and authorize the Secretary of Defense to waive certain certification requirements in the interest of national security if alternative actions are taken to address the underlying purpose of the requirements.

The House recesses with a clarifying amendment.

*Requirement for consultation regarding prosecution of terrorists (sec. 1029)*

The House bill contained a provision (sec. 1042) that would require the Attorney General to consult with the Director of National Intelligence and the Secretary of Defense before initiating the prosecution in federal court of an alien for a terrorist offense.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would limit the consultation requirement to: (1) a person who is determined to be a foreign al Qaeda terrorist pursuant to the requirements of section 1022 of this bill; and (2) any other person who is held in military detention outside of the United States pursuant to the Authorization for Use of Military Force (Public Law 107-40).

*Clarification of right to plead guilty in trial of capital offense by military commission (sec. 1030)*

The House bill contained a provision (sec. 1033) that would clarify the right of a defendant to plead guilty in a trial of a capital offense by a military commission.

The Senate amendment contained a similar provision (sec. 1037).

The Senate recesses.

*Counterterrorism operational briefing requirement (sec. 1031)*

The House bill contained a provision (sec. 1041) that would require the Secretary of Defense to provide quarterly briefings to the congressional defense committees outlining Department of Defense counterterrorism operations not later than March 1,

2012.

The Senate amendment contained no similar provision.  
The Senate recesses.

*National security planning guidance to deny safe havens to al-Qaeda and its violent extremist affiliates (sec. 1032)*

The House bill contained a provision (sec. 1045) that would require the President to issue national security planning guidance to deny safe havens to al Qaeda and its violent extremist affiliates and strengthen at-risk states. The provision would require the submission of the guidance to Congress and would also require that the agencies involved in executing the guidance enter into a memorandum of understanding related to the implementation of the guidance.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would strike: the findings, the requirement to submit any issued guidance to Congress, the requirement for memorandums of understanding between agency heads, and requirement to update and review the memorandums of understanding.

While the conferees struck the requirement to provide the guidance to Congress, the conferees expect to be briefed on the guidance issued by the President.

*Extension of authority to make rewards for combating terrorism (sec. 1033)*

The House bill contained a provision (sec. 1032) that would extend the authority for the Secretary of Defense to offer and make rewards to a person providing information or nonlethal assistance to U.S. Government personnel or government personnel of allied forces participating in a combined operation with U.S. Armed Forces through fiscal year 2014 and change the annual reporting timeline from December to February.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would extend, for 2 years, the underlying authority, shift the due date of the annual reporting timeline from December to February, and adjust the elements of the annual reporting requirement.

*Amendments relating to the Military Commissions Act of 2009 (sec. 1034)*

The Senate amendment contained a provision (sec. 1042) that would make technical corrections to the Military Commissions Act of 2009 (Title XVIII of Public Law 111-84), as requested by the Department of Defense.

The House bill contained no similar provision.

The House recesses.

## **Subtitle E-Nuclear Forces**

*Biennial assessment and report on the delivery platforms for nuclear weapons and the nuclear command and control system (sec. 1041)*

The House bill contained a provision (sec. 1051) that would amend chapter 23 of title 10, United States Code, to require (as stated in the House report accompanying H.R. 1540 (H.Rept. 112-78) of the National Defense Authorization Act for Fiscal Year 2012) that the "director of the Strategic Systems Program, U.S. Navy, commander of the Global Strike Command, U.S. Air Force, and Commander, U.S. Strategic Command to each complete an assessment of the safety, security, reliability, sustainability, performance, and military effectiveness for each type of nuclear weapons delivery platform and the nuclear command and control system of the United States within their direct responsibility. This section would further require that these assessments be submitted to the Secretary of Defense and Nuclear Weapons Council not later than December 1 of each year, along with several other reporting requirements. The Secretary of Defense would then be required to submit to the President each report along with any comments that the Secretary considers appropriate, not later than March 1 of each year. Finally, the President shall forward to Congress the reports provided by the Secretary of Defense along with any comments the President considers appropriate. The first submissions to Congress would be required by March 15, 2012".

The Senate amendment contained a similar provision (sec. 1073) that requires (as stated in the Senate report accompanying S. 1235 (S.Rept. 112-26) of the National Defense Authorization Act for Fiscal Year 2012) "that the Secretary of Defense in each odd-numbered year, to conduct an assessment of the safety, security, reliability, sustainability, performance, and military effectiveness of each type of U.S. platform for the delivery of nuclear weapons and of the nuclear command and control system".

The Senate recesses with an amendment that would change the

House provision to a biennial reporting requirement with the first report due 30 days after the date of enactment of this Act.

*Plan on implementation of the New START Treaty (sec. 1042)*

The House bill contained a provision (sec. 1052) that would require the Secretary of Defense, in consultation with the Secretary of the Navy, the Secretary of the Air Force, and the Commander of the United States Strategic Command to submit a report no later than December 12, 2011, with a plan for the Department of Defense to implement the nuclear force reductions, limitations, and verification and transparency measures contained in the New START Treaty, and would require a Comptroller General review of such plan.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would change the reporting requirement to 30 days after date of enactment of this Act.

*Annual report on the plan for the nuclear weapons stockpile, nuclear weapons complex, nuclear weapons delivery systems, and nuclear weapons command and control system (sec. 1043)*

The House bill contained a provision (sec. 1053) that would require the President to submit an annual report to relevant congressional committees on plans for the modernization of the nuclear weapons stockpile, nuclear weapons complex, and nuclear weapons delivery platforms. The report would be required to include a detailed description of the plan to enhance the safety, security, and reliability of the nuclear weapons stockpile; to modernize the nuclear weapons complex; to maintain, modernize, or replace the delivery platforms for nuclear weapons; and to retire, dismantle, or eliminate any covered nuclear system. The report would also be required to include a detailed estimate of the costs associated with such plans. The report would be required to be submitted in unclassified form, but could include a classified annex.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the report to also include plans to sustain and modernize the nuclear weapons command and control system.

*Sense of the Congress on nuclear force reductions (sec. 1044)*

The House bill contained a provision (sec. 1054) that would express the sense of Congress that any reduction in the nuclear forces of the United States should be supported by a thorough assessment of the strategic environment, threat, and policy, as well as the technical and operational implications of such reductions. This section would also state that specific criteria are necessary to guide future decisions regarding further reductions in such nuclear forces.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would strike the findings of the House provision.

*Nuclear force reductions (sec. 1045)*

The House bill contained a provision (sec. 1055) that would limit the obligation of amounts authorized to be appropriated or otherwise made available to the Department of Defense or the Department of Energy for any of the fiscal years 2011 through 2017, to retire, dismantle, eliminate, or remove from deployed status any covered nuclear system of the United States as required by the New START Treaty. The provision would allow the Secretary of Defense and the Secretary of Energy to jointly waive this limitation if they submit written notice to the congressional defense committees of the status of carrying out the modernization plan described in the most recent report required by section 1053 of the House bill H.R. 1540 of the National Defense Authorization Act for Fiscal Year 2012. If the written notice describes that the modernization plan is being carried out, no funds could be obligated or expended for a period of 30 days following the date on which the President submits the report required by section 1053 of the House bill describing the proposed retirement, dismantlement, or elimination. If the notice describes that the modernization plan is not being carried out, no funds could be obligated or expended for a period of 180 days following the date on which the President submits the report required by section 1053 of the House bill. The House provision contained an exception to this limitation for any activities determined by the Secretary of Defense to be necessary to ensure the continued safety, security, and reliability of the nuclear weapons stockpile.

The House provision further prohibited the Secretary of Defense and the Secretary of Energy from obligating or expending amounts appropriated or otherwise made available to their

departments to retire, dismantle, or eliminate any non-deployed strategic or non-strategic nuclear weapon until 90 days after the Secretary of Energy submits written certification to the congressional defense committees that the Chemistry and Metallurgy Research Replacement Nuclear Facility (CMRR-NF) and the Uranium Processing Facility (UPF) are fully operational; that CMRR-NF and the Plutonium Facility-4 are together able to deliver to the nuclear weapons stockpile not less than a total of 80 pits per year; that the UPF is able to deliver to the nuclear weapons stockpile not less than 80 refurbished or new canned subassemblies per year; and that the nuclear security enterprise has a capacity that supports two simultaneous life extension programs. The provision includes an exception such that this limitation would not apply to the dismantlement of legacy warheads that are awaiting dismantlement, or have been designated for retirement, on the date of enactment, and a further exception that this limitation would not apply to activities determined by the Secretary of Defense to be necessary to ensure the continued safety, security, and reliability of the nuclear weapons stockpile.

The House provision contained a third limitation that would prohibit the President from unilaterally retiring, dismantling, or eliminating--or preparing to retire, dismantle, or eliminate--any nuclear weapon of the United States if such action would reduce the number of nuclear weapons to a level that is less than that described in the New START Treaty, unless such action is required by a treaty or international agreement approved with the advice and consent of the Senate or such action is specifically authorized by an Act of Congress. The House provision would include an exception to this limitation for activities determined by the Secretary of Defense to be necessary to ensure the continued safety, security, and reliability of the nuclear weapons stockpile.

The Senate amendment contained a similar provision (sec. 1047) that would require the President, as soon as practicable after the date on which the President makes a proposal to reduce the number of deployed nuclear weapons below the level prescribed in the New START Treaty or a proposal to reduce the number of nuclear weapons in the hedge stockpile, to submit to the congressional defense committees a net assessment. The net assessment would be required to compare and assess the current and proposed nuclear forces of the United States with those of other countries to determine whether the proposed U.S. nuclear forces would be capable of meeting U.S. objectives of nuclear

deterrence, extended deterrence, assurance of allies, and defense. The Senate provision would include an exception to the requirement for a net assessment if the reduction is associated with routine stockpile stewardship activities.

The Senate amendment also contained a provision (sec. 1074) that would require the Secretary of Defense to submit a report to the congressional defense committees, by March 1, 2012, and annually thereafter, on the nuclear weapons stockpile of the United States. The report would be required to include an accounting of all of the weapons in the stockpile at the end of the fiscal year preceding the submission of the report and the planned force levels for each category of nuclear weapon over the course of the future-years defense program submitted to Congress under section 221 of title 10, United States Code.

The Senate recedes with an amendment that would express the sense of Congress that the United States is committed to maintaining a safe, secure, reliable, and credible nuclear deterrent; the United States should undertake and support an enduring stockpile stewardship program and maintain and modernize nuclear weapons production capabilities to ensure the safety, security, reliability, and credibility of the U.S. nuclear deterrent and to meet requirements for hedging against possible international developments or technical problems; the United States should maintain nuclear weapons laboratories and plants to preserve the intellectual infrastructure, competencies, and skill sets; and the United States should provide the necessary resources to achieve these goals and use as a starting point the funding levels set forth in the President's 10 year plan provided to Congress pursuant to section 1251 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84).

The conference agreement would also require the President to submit a report to Congress each year in which the President determines that the appropriations provided fail to meet the resource requirements set forth in the plan referred to in section 1251 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) or if the President determines that more resources are required to carry out such plan than were estimated in the report referred to in section 1251 of Public Law 111-84. The report required by the conference agreement would include a plan to address the resource shortfall identified by the President; if more resources are required, the level of funding needed and a detailed explanation of the purpose for the additional

resources; any effects of the shortfall or need for additional resources on the safety, security, reliability, or credibility of U.S. nuclear forces; and an explanation of whether any planned reductions in U.S. nuclear forces are still in the national interest of the United States given the resource shortfall or the need for additional resources.

The conference agreement would also express a sense of Congress that sustained investments in the nuclear weapons stockpile and the nuclear security complex are needed to ensure a safe, secure, reliable, and credible nuclear deterrent and that such investments could enable additional reductions in the hedge stockpile in the future. The conference agreement further requires the Secretary of Defense to submit a report to the congressional defense committees, by March 1, 2012, and annually thereafter, on the nuclear weapons stockpile of the United States. The report would be required to include an accounting of all of the weapons in the stockpile at the end of the fiscal year preceding the submission of the report and the planned force levels for each category of nuclear weapon over the course of the future-years defense program submitted to Congress under section 221 of title 10, United States Code.

Finally, the conference agreement would, in any year in which the President makes a proposal to reduce the number of nuclear weapons in the active or inactive stockpiles of the United States to a level that is lower than the level on the date of enactment of this Act, require the Commander of U.S. Strategic Command to conduct a net assessment of the current and proposed nuclear forces of the United States and of other countries to determine whether the proposed U.S. nuclear forces would be capable of meeting U.S. objectives of nuclear deterrence, extended deterrence, assurance of allies, and defense. The Secretary of Defense would be required to submit the Commander's unaltered net assessment, together with any explanatory views of the Secretary, to the Committees on Armed Services of the Senate and the House of Representatives. In any such year, the Administrator of the National Nuclear Security Administration would also be required to submit to the Committees on Armed Services of the Senate and the House of Representatives, a report describing the current capacities of the U.S. nuclear weapons infrastructure to respond to strategic developments or technical problems in the nuclear weapons stockpile. The conference agreement would include an exception to these requirements for any reductions that are a direct result of activities associated with routine stockpile

stewardship - including stockpile surveillance, logistics, or maintenance - and for any nuclear weapons that are retired or awaiting dismantlement on the date of enactment of this Act. These requirements would terminate on December 31, 2017.

*Nuclear employment strategy of the United States (sec. 1046)*

The House bill contained a provision (sec. 1056) that would have prohibited the President from making any changes to the nuclear employment strategy of the United States unless the President submitted a report to Congress describing the implications of such changes, certified that such changes do not require a change in targeting strategy from counterforce to counter value targeting, and certified that such proposed changes preserve the nuclear force structure triad. The President would have been required to wait a period of 90 days from submission of such report until changes to the nuclear employment strategy may be made.

The Senate amendment contained a similar provision (sec. 1075) which would not have conditioned changes in the nuclear employment guidance, but which required reporting to Congress after a change.

The House, encouraged by a letter that Chairmen Buck McKeon and Michael Turner received from the Secretary of Defense on November 2, 2011, and having received further assurances from the Office of the Secretary of Defense, recedes with an amendment that would require a report to be submitted concurrently with the issuance by the President of a modified employment strategy. The report would require a description of the modification, the impact on the nuclear posture of the United States, and the implications for the flexibility and resilience of U.S. strategic forces and their ability to meet the nuclear deterrence objectives of the United States. The House amendment also expresses the sense of Congress concerning the importance of congressional oversight of the nuclear war plan of the United States.

*Comptroller General report on nuclear weapon capabilities and force structure requirements (sec. 1047)*

The House bill contained a provision (sec. 1057) that would require the Comptroller General of the United States to conduct a study on the strategic nuclear weapon capabilities, force

structure, employment policy, and targeting requirements of the Department of Defense (DOD). The study would update the September 1991 Government Accounting Office (GAO) report titled 'Strategic Weapons: Nuclear Weapons Targeting Process' (GAO/NSIAD-91-319FS). The study would also assess the process and rigor used by DOD to determine the effectiveness of nuclear-related capabilities and policies in achieving the goals of deterrence, extended deterrence, assurance, and defense, and would also include an assessment of the Department of Defense's requirements for strategic nuclear bomber aircraft and intercontinental ballistic missiles. The provision would require the Secretary of Defense and the Secretary of Energy to provide the Comptroller General with full cooperation and access to appropriate officials and information for the purposes of conducting this study. The provision would require the Comptroller General to submit one or more reports on the study to the appropriate congressional committees.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment clarifying that the reports required by this provision must be submitted to the congressional defense committees.

The conferees note that, for the purposes of this study, the Department of Defense need not grant the Comptroller General access to sensitive operational information such as specific target locations or the complete target list.

*Report on feasibility of joint replacement fuze program (sec. 1048)*

The House bill contained a provision (sec. 216) that would limit the obligation and expenditure of funds authorized to be appropriated or otherwise made available for fiscal year 2012 for the Air Force for the joint/common replacement fuze program for Air Force and Navy nuclear warheads to not more than 75 percent until the Secretary of Defense submits a report to the congressional defense committees on the feasibility of the program.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would require the Secretary of the Navy and the Secretary of the Air Force to jointly submit a report to the congressional defense committees, no later than December 31, 2012, on the feasibility of the joint replacement fuze program. The report would be required to include an assessment of the feasibility of including various

options in the joint fuze and how the inclusion of such options will affect safety, security, reliability, and adaptability, as well as the program schedule and budget.

## **Subtitle F-Financial Management**

*Modification of authorities on certification and credential standards for financial management positions in the Department of Defense (sec. 1051)*

The House bill contained a provision (sec. 1061) that would strengthen the authority of the Secretary of Defense to establish certification and credential standards for financial management positions in the Department of Defense.

The Senate amendment contained a similar provision (sec. 1003).

The House recesses.

*Reliability of Department of Defense financial statements (sec. 1052)*

The House bill contained a provision (sec. 1062) that would change the timing of the annual representation of the Department of Defense as to the expected reliability of its financial statement to better harmonize with the timing of the Department's financial statements.

The Senate amendment contained no similar provision.

The Senate recesses.

*Inclusion of plan on the financial management workforce in the strategic workforce plan of the Department of Defense (sec. 1053)*

The House bill contained a provision (sec. 1063) that would require an assessment of the financial management workforce of the Department of Defense and a plan for addressing any gaps in capabilities of that workforce.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would require the Secretary of Defense to assess and plan the Department's financial management workforce through the strategic workforce plan established pursuant to section 115b of title 10, United

States Code.

*Tracking implementation of Department of Defense efficiencies (sec. 1054)*

The House bill contained a provision (sec. 1064) that would require the Comptroller General to assess and report to Congress on the extent to which the Department of Defense has tracked and realized the savings proposed pursuant to the efficiencies initiatives announced by the Secretary of Defense.

The Senate amendment contained no similar provision.  
The Senate recesses.

## **Subtitle G-Repeal and Modification of Reporting Requirements**

*Repeal of reporting requirements under title 10, United States Code (sec. 1061-1067)*

The House bill contained a provision (sec. 1071) that would repeal certain recurring reporting requirements applicable to the Department of Defense.

The Senate amendment contained a subtitle (Subtitle F of Title X) that would repeal or modify certain recurring reporting requirements.

The House recesses with an amendment incorporating repeals and modifications from both bills.

## **Subtitle H-Studies and Reports**

*Transmission of reports in electronic format (sec. 1068)*

The House bill contained a provision (sec. 1073) that would require that Department of Defense reports to Congress be transmitted, to the maximum extent practicable, in an electronic format.

The Senate amendment contained no similar provision.  
The Senate recesses.

*Modifications to annual aircraft procurement plan (sec. 1069)*

The House bill contained a provision (sec. 1074) that would modify section 231a of title 10, United States Code, to expand

the coverage of the report to Army aircraft, and include additional types of aircraft for the armed forces in the following categories: (1) remotely piloted aircraft; (2) rotary-wing aircraft; and (3) operational support and executive lift aircraft. The provision would also require an annual report on aircraft inventory.

The Senate amendment contained no similar provision.  
The Senate recesses.

*Change of deadline for annual report to Congress on National Guard and reserve component equipment (sec. 1070)*

The House bill contained a provision (sec. 1075) that would delay the required submission date for the annual National Guard and Reserve component equipment report from February 15 until March 15.

The Senate amendment contained no similar provision.  
The Senate recesses.

*Report on nuclear aspirations of non-state entities, nuclear weapons, and related programs in non-nuclear weapons states and countries not parties to the nuclear non-proliferation treaty, and certain foreign persons (sec. 1071)*

The House bill contained a provision (sec. 1077) that would amend section 1055(a) of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) to add the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives to the list of committees that receive the report required by such section.

The Senate amendment contained no similar provision.  
The Senate recesses.

*Implementation plan for whole-of-government vision prescribed in the National Security Strategy (sec. 1072)*

The House bill contained a provision (sec. 1079) that would require the President to submit to the appropriate congressional committees, not later than 270 days after the date of enactment of this Act, an implementation plan for achieving the whole-of-government integration vision prescribed in the President's National Security Strategy of May 2010. The House provision would also require annual updates to the implementation plan in each subsequent year.

The Senate amendment contained a similar provision (sec. 1072) that would require the President to submit to the appropriate congressional committees, not later than 180 days after the date of enactment of this Act, a report setting forth a plan to implement the organizational goals recommended in the President's National Security Strategy of May 2010. The Senate provision would also require annual updates to the report in each subsequent year.

The Senate recedes with an amendment that clarifies that submission of the annual updates to the implementation plan would be required for each subsequent year in which the National Security Strategy of May 2010 remains the policy of the President.

*Reports on resolution restrictions on the commercial sale or dissemination of electro-optical imagery collected by satellites (sec. 1073)*

The Senate amendment contained a provision (sec. 1077) that would require the Secretary of Commerce to conduct a comprehensive review of the current restrictions on the resolution of electro-optical imagery that commercial satellite imagery data providers are permitted to sell or disseminate.

The provision would require the Secretary to take into consideration a series of factors in evaluating whether the current restriction on resolution to 0.5 meters should be relaxed. These factors would include: (1) the availability of foreign satellite systems capable of collecting at resolutions sharper than what U.S. data providers are allowed to sell; (2) the lead time involved in securing funding for new satellites, and designing, constructing, and launching them, to enable U.S. data providers to match or exceed the capabilities of new foreign satellites; (3) whether the current restrictions remain consistent with the President's National Space Policy, which is to maintain U.S. commercial leadership; (4) the greater utility that higher resolution unclassified commercial satellite imagery would have for U.S. military forces, the intelligence community, cooperation with allies, scientific research, and support to domestic disaster monitoring; and (5) the national security risks, if any, of relaxing the current restrictions.

The provision would require a report from the Secretary of Commerce to the appropriate committees of Congress by April 15, 2012.

The provision also would require the Director of National

Intelligence and the Under Secretary of Defense for Intelligence to provide a report assessing the benefits and risks of relaxing the current resolution restrictions on the electro-optical imagery from satellites that commercial U.S. companies may sell or disseminate, together with recommendations for alternative means to protect national security related information. This report would be required within 15 days of the enactment of this Act.

The House bill contained no similar provision.

The House recesses with an amendment that would (1) eliminate the requirement that the Secretary of Commerce consider the utility that higher resolution imagery would bring to the armed forces, the production of military geospatial information, intelligence analysis, cooperation with allies, scientific research efforts, and domestic disaster monitoring and relief; and (2) extend the date required for the intelligence assessment from 15 days to 60 days after enactment of this Act.

*Report on integration of unmanned aerial systems into the national airspace system (sec. 1074)*

The Senate amendment contained a provision (sec. 1078) that would require the Secretary of Defense to submit a report describing and assessing: (1) the rate of progress in integrating unmanned aircraft systems into the national airspace system; and (2) the potential for one or more pilot program or programs on such integration at certain test ranges to increase that rate of progress.

The House bill contained no similar provision.

The House recesses.

*Report on feasibility of using unmanned aerial systems to perform airborne inspection of navigational aids in foreign airspace (sec. 1075)*

The Senate amendment contained a provision (sec. 1080A) that would require the Secretary of the Air Force to provide a report assessing the feasibility of using unmanned aerial systems to perform airborne flight inspection of ground-based navigational aids that support military operations in foreign airspace.

The House bill contained no similar provision.

The House recesses.

*Comptroller General review of medical research and development relating to improved combat casualty care (sec. 1076)*

The Senate amendment contained a provision (sec. 1080B) that would require the Comptroller General to conduct a review of Department of Defense programs and organizations related to, and resourcing of, medical research and development in support of improved combat casualty care.

The House bill contained no similar provision.

The House recesses.

*Reports to Congress on the modifications of the force structure for the strategic nuclear weapons delivery systems of the United States (sec. 1077)*

The Senate amendment contained a provision (sec. 1080c) that requires the President to submit a report to Congress whenever the President proposes a modification of the force structure of U.S. nuclear weapons delivery systems. The required report shall describe how the modification will maintain a range of delivery systems appropriate for the current and anticipated threats as compared with the current force structure of nuclear delivery systems.

The House bill contained no similar provision.

The House recesses.

*Comptroller General of the United States reports on the major automated information system programs of the Department of Defense (sec. 1078)*

The Senate amendment contained a provision (sec. 1080D) that would require the Comptroller General to perform an annual assessment of the major automated information system programs of the Department of Defense, comparable to the annual assessment that the Comptroller General already performs for major defense acquisition programs.

The House bill contained no similar provision.

The House recesses.

*Report on Defense Department analytic capabilities regarding foreign ballistic missile threats (sec. 1079)*

The Senate amendment contained a provision (sec. 1080G)

that would require the Secretary of Defense to submit a report to the congressional defense committees on the analytic capabilities of the Department of Defense regarding threats from foreign ballistic missiles of all ranges.

The House bill contained no similar provision.

The House recesses.

*Report on approval and implementation of Air Sea Battle Concept (sec. 1080)*

The Senate amendment contained a provision (sec. 1080H) that would require a report on the Air Sea Battle Concept.

The House bill contained no similar provision.

The House recesses with a clarifying amendment.

*Report on costs of units of the reserve components and the active components of the armed forces (sec. 1080A)*

The Senate amendment contained a provision (sec. 1605) that would require the Department of Defense to conduct a cost analysis of units of the active and reserve components and direct the Comptroller General to evaluate this report.

The House bill contained no similar provision.

The House recesses with an amendment that would require the Secretary of Defense to submit to the congressional defense committees not later than 180 days after the date of enactment of this Act a report setting forth an analysis of the costs of a sample of deployable units of the active components of the armed forces and the costs of a sample of similar deployable units of the reserve components of the armed forces.

In conducting this analysis the Department should consider issues and matters that are unique and challenging to comparisons between active and reserve components such as, but not limited to: a pro-rated share of active component borne overhead costs (e.g., generating force, schools, ranges, training centers, and material/sustainment) required to prepare and sustain the reserve component when not mobilized and deployed; relative days spent training and preparing per year to personnel cost per year; cost of procurement and sustainment of non-deployable equipment excess to unit tables of organization and equipment; and impact of unavailable domestic response capabilities when respective components are deployed (e.g., what capabilities Governors lose when reserve component forces are deployed).

## **Subtitle I-Miscellaneous Authorities and Limitations**

*Authority for assignment of civilian employees of the Department of Defense as advisors to foreign ministries of defense (sec. 1081)*

The Senate amendment contained a provision (sec. 1046) that would provide the Department of Defense with authority, for 3 fiscal years, to advise foreign defense ministries and international peace and security institutions. The provision also would require the Secretary of Defense to provide an annual report to the Committees on Armed Services of the Senate and the House of Representatives, and would require the Comptroller General of the United States to conduct an evaluation of the effectiveness of the program no later than December 30, 2013.

The House bill contained no similar provision.

The House recedes with an amendment that would limit the provision to foreign ministries of defense by striking the phrase "international peace and security organizations" from the provision, modify and expand the elements of the annual report required under the provision, and add the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives to the listed recipients of the annual report.

*Exemption from Freedom of Information Act for data files of the military flight operations quality assurance systems of the military departments (sec. 1082)*

The House bill contained a provision (sec. 1081) that would exempt data files of the military flight operations quality assurance systems of the military departments from section 552 of title 5, United States Code.

The Senate amendment contained a similar provision (sec. 1044(b)).

The Senate recedes with an amendment that would incorporate transparency standards and a delegation limitation into the provision.

*Limitation on procurement and fielding of light attack armed reconnaissance aircraft (sec. 1083)*

The House bill contained a provision (sec. 1082) that would prevent the Secretary of Defense from obligating any funds for the procurement or fielding of light attack armed reconnaissance aircraft until: (1) the Joint Requirements Oversight Council validates the requirements for the development or procurement of such aircraft to address a gap identified by specific reporting in the next Quadrennial Defense Review; and (2) the Under Secretary of Defense for Acquisition, Technology, and Logistics approves the acquisition strategy for such an aircraft. The provision also included a waiver of this funding prohibition that could be exercised if the Secretary were able to certify that expenditures on such a program were necessary to support the contingency operations in Afghanistan or Iraq.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require a report from the Secretary on: (1) any requirements for such a capability; and (2) his plans for meeting those requirements. The provision would require that the Secretary submit such a report before he obligates any fiscal year 2012 funds for such a purpose.

*Prohibition on the use of funds for manufacturing beyond low rate initial production at certain prototype integration facilities (sec. 1084)*

The House bill contained a provision (sec. 1084) that would prohibit the use of funds for manufacturing beyond low rate initial production at a prototype integration facility.

The Senate amendment contained no similar provision.

The Senate recedes with a clarifying amendment.

The conferees note that the provision would contain a waiver option for the Secretary of Defense for reasons of national security or to rapidly acquire equipment to respond to combat emergencies.

*Use of State Partnership Program Funds for certain purposes (sec. 1085)*

The House bill contained a provision (sec. 1083) that would authorize the National Guard to use up to \$3.0 million of the funds made available through the State Partnership Program to

pay travel and per diem costs associated with the participation of U.S. and foreign civilian and non-defense ministry personnel in authorized National Guard State Partnership Program events.

The Senate amendment contained a similar provision (sec. 1609).

The Senate recesses with an amendment that would conform the provision to section 1210 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84).

## **Subtitle J-Other Matters**

*Redesignation of psychological operations as military information support operations in title 10, United States Code, to conform to Department of Defense usage (sec. 1086)*

The Senate amendment contained a provision (sec. 1081) that would redesignate "psychological operations" as "military information support operations" in title 10, United States Code, to conform to Department of Defense nomenclature.

The House bill contained no similar provision.

The House recesses.

The conferees direct the Assistant Secretary of Defense for Special Operations and Low Intensity Conflict in coordination with the Commander, U.S. Special Operations Command (USSOCOM), to provide a report to the Committees on Armed Services of the Senate and the House of Representatives that outlines: a comprehensive military information support operations (MISO) strategy to include the roles, missions, authorities, and capabilities of MISO active and reserve components; current and future force structure requirements, operational limitations and constraints; and efforts to shift required active and reserve component funding from overseas contingency operations to base funding to support future active and reserve force structure requirements. The conferees also direct the Assistant Secretary to include in the report an examination with recommendations for the potential transfer of proponentcy of the MISO reserve component from USSOCOM to the Department of the Army, similar to the potential transfer of proponentcy responsibilities for U.S. Army Reserve Component Civil Affairs forces. The conferees direct the Assistant Secretary also to include in the report an analysis of the relationship among all Information Operations/Strategic Communications disciplines to determine if they are sufficient or could be improved through changes to authorities, processes, procedures, and synchronization

mechanisms. The conferees further direct the Assistant Secretary to submit the report to the Committees on Armed Services of the Senate and the House of Representatives within 180 days after the date of enactment of this Act.

*Termination of requirement for appointment of civilian members of National Security Education Board by and with the advice and consent of the Senate (sec. 1087)*

The Senate amendment contained a provision (sec. 1082) that would terminate the requirement for Senate confirmation of civilian members of the National Security Education Board.

The House bill contained no similar provision.

The House recesses.

*Sense of Congress on application of moratorium on earmarks to this Act (sec. 1088)*

The Senate amendment contained a provision (sec. 1085) that would express the sense of the Senate that the moratorium on congressional earmarks should be fully enforced in this Act.

The House bill contained no similar provision.

The House recesses with an amendment expressing the sense of Congress on the subject.

*Technical Amendment (sec. 1089)*

The Senate amendment contained a provision (sec. 1087) that would amend section 382 of title 10, United States Code, to conform the language to an amendment made by section 1075(b)(10) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383).

The House bill contained no similar provision.

The House recesses.

*Cybersecurity collaboration between the Department of Defense and the Department of Homeland Security (sec. 1090)*

The Senate amendment contained a provision (sec. 1092) that would codify in statute the Memorandum of Understanding (MOU) that the Secretary of Defense and the Secretary of Homeland Security signed in September, 2010, to promote and guide cooperation between the two Departments on cybersecurity. The MOU and section 1092 are intended to set the terms under which

the two Departments will provide personnel, equipment, and facilities to enable collaboration in strategic planning, mutual support for capabilities development, and synchronization of operations.

The House bill contained no similar provision.

The House recesses.

*Treatment under Freedom of Information Act of certain Department of Defense critical infrastructure security information (sec. 1091)*

The House bill contained a provision (sec. 1091) that would exempt certain Department of Defense critical infrastructure information from disclosure pursuant to section 552 of title 5, United States Code.

The Senate amendment contained a similar provision (sec. 1044(a)).

The Senate recesses with an amendment that would incorporate the Senate definition of critical infrastructure information and add transparency requirements and delegation limitations to the provision.

*Expansion of scope of humanitarian demining assistance program to include stockpiled conventional munitions assistance (sec. 1092)*

The House bill contained a provision (sec. 1092) that would modify the Department of Defense definition of "Humanitarian Demining Assistance" to include physical security, stockpile management, and explosive safety as components of assistance and training.

The Senate amendment contained a similar provision (sec. 1201).

The Senate recesses with a technical and clarifying amendment.

*Number of Navy carrier air wings and carrier air wing headquarter (sec. 1093)*

The House bill contained a provision (sec. 1094) that would require the Secretary of the Navy to maintain: (1) a minimum of 10 carrier air wings; and (2) for each such carrier air wing, a dedicated and fully staffed headquarters.

The Senate amendment contained no similar provision.  
The Senate recesses.

*Display on annual budget requirements for organizational clothing and individual equipment (sec. 1094)*

The House bill contained a provision (sec. 1095) that would require the Secretary of Defense to include with the budget materials submitted to Congress under section 1105(a) of title 31, United States Code, a budget justification display that covers all programs and activities associated with the procurement of organizational clothing and individual equipment.

The Senate amendment contained no similar provision.  
The Senate recesses.

*National Rocket Propulsion Strategy (sec. 1095)*

The House bill contained a provision (sec. 1096), as stated in the House report accompanying H.R. 1540 (H. Rept. 112-78) of the National Defense Authorization Act for Fiscal Year 2012 that contains five findings concerning the reviews undertaken by the Department of Defense (DOD) of the solid rocket motor and liquid rocket engine propulsion industrial base, the reliance of multiple government agencies on this industrial base, the impact on the Department of Defense resulting from the end of the National Aeronautics and Space Administration Space Shuttle program and termination of the Constellation program, and the increasing cost of DOD systems that are in part due to the uncertainty in the industrial base. The section also requires the President to submit to the appropriate congressional committees a national rocket propulsion strategy for the United States and expresses the sense of Congress that the sustainment of the solid rocket motor and liquid rocket engine industrial base is a national challenge that spans multiple government agencies and requires the Administration's attention.

The Senate amendment contained a provision (sec. 1091) that requires the Secretary of Defense to include with the budget submission a long-term plan for maintaining a minimal production capability to produce intercontinental ballistic missile (ICBM) solid rocket motors.

The Senate recesses with an amendment that would add the long-range ICBM sustainment plan.

*Grants to certain regulated companies for specified energy*

*property not subject to normalization rules (sec. 1096)*

The House bill contained a provision (sec. 1099A) that would amend section 1603(f) of the American Recovery and Reinvestment Tax Act of 2009 (Public Law 111-5) for grants for energy property in lieu of tax credits.

The Senate amendment did not contain a similar provision.  
The Senate recesses.

*Unmanned aerial systems and national airspace (sec. 1097)*

The House bill contained a provision (sec. 1098) that would require the Administrator of the Federal Aviation Administration to establish a program to integrate unmanned aircraft systems into the national airspace system at six test ranges.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would require that, for any project established by the Administrator under this authority, the Administrator ensures that the project is operational not later than 180 days after the date on which the project is established.

*Modification of dates of Comptroller General of the United States review of executive agreement on Joint Medical Facility Demonstration Project, North Chicago and Great Lakes, Illinois (sec. 1098)*

The House bill contained a provision (sec. 722) that would reduce the frequency of reviews conducted by the Comptroller General of the United States as required by section 1701 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84).

The Senate amendment contained a similar provision (sec. 1071).

The House recesses.

### **Legislative Provisions Not Adopted**

*Mitigation of national security threats along the border of the United States and Mexico*

The House bill contained a provision (sec. 1015) that would state it is the sense of Congress that the Secretary of Defense

should take various actions to help other federal agencies mitigate security threats along the United States-Mexico border. The provision also would require the Defense Department to provide information on collaboration between the United States and Mexico to mitigate such threats.

The Senate amendment contained no similar provision.  
The House recesses.

*Report on policies and practices of the Navy for naming the vessels of the Navy*

The Senate amendment contained a provision (sec. 1024) that would require the Secretary of Defense to submit to Congress a report on the policies and practices of the Navy for naming vessels of the Navy.

The House bill contained no similar provision.  
The House recesses.

*Definition of individual detained at Guantanamo*

The House bill contained a provision (sec. 1031) that would define the term "individual detained at Guantanamo."

The Senate amendment contained no similar provision.  
The House recesses.

*Prohibition on family member visitation of individuals detained at Naval Station, Guantanamo Bay, Cuba*

The House bill contained a provision (sec. 1038) that would prohibit the use of Department of Defense funds to facilitate family member visits to Guantanamo detainees.

The Senate amendment contained no similar provision.  
The House recesses.

*Management of Department of Defense installations*

The Senate amendment contained a provision (sec. 1041) that would authorize the Secretary of Defense to: (1) prescribe regulations necessary for the protection and administration of Department of Defense property; and (2) designate military or civilian law enforcement officers for the purpose of enforcing such regulations.

The House bill contained no similar provision.  
The Senate recesses.

*Prohibition on United States citizenship for detainees repatriated to the Federated States of Micronesia, the Republic of Palau, and the Republic of the Marshall Islands*

The House bill contained a provision (sec. 1043) that would prohibit individuals who had been held in detention at United States Naval Station, Guantanamo Bay, Cuba, and who have been repatriated to the Federated States of Micronesia, the Republic of Palau, or the Republic of the Marshall Islands, from being afforded rights and benefits under the Compact of Free Association.

The Senate amendment contained no similar provision.

The House recesses.

*Sense of Congress regarding the efforts by the Department of Defense to keep America safe from terrorist attacks since 9/11*

The House bill contained a provision (sec. 1044) that would recognize the efforts of the Department of Defense to keep America safe since the attacks of September 11, 2001.

The Senate amendment contained no similar provision.

The House recesses.

*Trial of foreign terrorists*

The House bill contained a provision (sec. 1046) that would prohibit the trial of any foreign terrorist who is subject to trial by military commission by any court or tribunal other than a military commission.

The Senate amendment contained no similar provision.

The House recesses.

*Business case analysis for Department of Defense efficiencies*

The House bill contained a provision (sec. 1065) that would require the Comptroller General to assess the extent to which the Department of Defense conducted a business case analysis prior to recommending and implementing efficiencies initiatives.

The Senate amendment contained no similar provision.

The House recesses.

*Biennial review of required reports*

The House bill contained a provision (sec. 1072) that would require the Secretary of Defense to make recommendations to Congress, on a biennial basis, on reporting requirements that should be repealed.

The Senate amendment contained no similar provision.  
The House recesses.

*Report on homeland defense activities*

The House bill contained a provision (sec. 1076) that would modify the requirement for reporting in years when no homeland defense assistance or activities take place.

The Senate amendment contained a similar provision (sec. 1067).

The House recesses. The conferees agree to include such changes in the subtitle of the bill regarding repeal and modification of reporting requirements.

*Study on the recruitment, retention, and development of cyberspace experts*

The Senate amendment contained a provision (sec. 1076) that would require an independent study examining the availability of military and civilian personnel for Department of Defense (DOD) cyberspace operations, identifying any gaps in meeting personnel needs, and recommending available mechanisms to fill such gaps, including permanent and temporary positions.

The House bill contained no similar provision.  
The Senate recesses.

The conferees note that DOD conducted an internal study of its cyberspace workforce at congressional direction in the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84). The conferees agree that DOD's implementation of the results of that study should proceed for an additional period of time before an independent evaluation should be conducted.

The conferees also note that DOD is seeking approval through the interagency review process of a proposal for expedited hiring authority for cybersecurity personnel. This proposal will be evaluated in the context of the cyberspace personnel needs government-wide, and especially in the Department of Homeland Security, and the hiring authorities available to address them. The conferees support initiatives to

improve the expertise of government employees engaged in this critical area.

*Report on certain unnecessary or unwanted Department of Defense programs*

The House bill contained a provision (sec. 1078) that would require the Secretary of Defense to report to Congress on unnecessary or unwanted programs.

The Senate amendment contained no similar provision.

The House recesses.

*Report on a Department of Defense recycling program for rare earth materials*

The House bill contained a provision (sec. 1080) that would require the Secretary of Defense to prepare a report on the feasibility and desirability of recycling, recovering, and reprocessing rare earth elements, including fluorescent lighting in the Department of Defense facilities, batteries, and neodymium iron boron magnets used in weapon systems and commercial off-the-shelf items such as computer hard drives.

The Senate amendment contained no similar provision.

The House recesses.

The conferees direct the Secretary of Defense to prepare a report on the feasibility and desirability of recycling, recovering, and reprocessing rare earth elements, including fluorescent lighting in Department of Defense facilities, batteries, and neodymium iron boron magnets used in weapon systems and commercial off-the-shelf items such as computer hard drives.

*Report on National Guard and reserve components of the armed forces*

The House bill contained a provision (sec. 1080A) that would require the Secretary of Defense to submit to the congressional defense committees a report on the National Guard and reserve components of the armed forces.

The Senate amendment contained no similar provision.

The House recesses.

*Report on status of implementation of accepted recommendations in the final report of the 2010 Army Acquisition Review Panel*

The Senate amendment contained a provision (sec. 1080) that would require a report on implementation of the recommendations of the Army Acquisition Review Panel.

The House bill contained no similar provision.

The Senate recesses.

The conferees are encouraged by recent improvements in the Army's analysis, planning, and management of its equipment modernization programs. However, the recommendations provided by the 2010 Army Acquisition Review Panel (also known as the Decker-Wagner Report) identify several areas for continued or additional improvement of modernization planning and execution. The conferees therefore direct that the Secretary of the Army provide the congressional defense committees with a detailed update on its implementation of those Panel recommendations that the Secretary has agreed to adopt. The conferees further direct that the Secretary periodically provide implementation update briefings to the congressional defense committees.

*Comptroller General report on Department of Defense science and technology Programs*

The Senate amendment contained a provision (sec. 1080E) that would require the Comptroller General of the United States to produce a report for the congressional defense committees examining redundancies, inefficiencies, and gaps in science and technology (S&T) programs.

The House bill contained no similar provision.

The Senate recesses.

In current times of fiscal austerity, the conferees firmly believe that all activities within the Department of Defense (DOD) must be reviewed to identify potential cost-savings and increase efficiencies. In the President's fiscal year (FY) 2012 budget request, over \$12.0 billion would be dedicated to 6.1 through 6.3 Science and Technology programs. This funding level is a little more than 2 percent of DOD's overall budget, and hence it is vital that S&T investments are most efficiently made across the spectrum from basic exploration of knowledge to advanced technology development for the next-generation of weapons systems. In addition, the conferees believe that there is potential within DOD's S&T activities to better align, consolidate, or eliminate lower priority programs.

The conferees note that in the report language accompanying S. 1235 (S. Rept. 112-26) of the National Defense Authorization

Act for Fiscal Year 2012 directed the Comptroller General to conduct a study of the effectiveness of the Department's various technology transition programs due no later than 1 year after the enactment of this Act. The conferees direct that the Comptroller General expand its study efforts in the area of defense S&T over the longer term and focus on non-basic research activities to conduct a holistic review of the Defense S&T enterprise, including its investment strategy, technology development and transition activities. In addition, the scope of this broader review should include the Department's S&T related interactions with industry and academia.

*Comptroller General report on Science, Technology, Engineering, and Math initiatives*

The Senate amendment contained a provision (sec. 1080F) that would require the Comptroller General of the United States to produce a report for the congressional defense committees examining Science, Technology, Engineering, and Math (STEM) programs within the Department of Defense.

The House bill contained no similar provision.

The Senate recedes.

The conferees firmly believe that the education of America's students in the STEM fields is vital to national security interests. In an increasingly globalized world, the United States is facing growing competition in technological advancement. Ensuring that the United States remains a leader in these areas will rest on the shoulders of current and future generations. Giving students the opportunities to excel in the STEM fields - from K-12 through post-graduate research - will guarantee our success as a world leader, and safeguard our national interests.

The conferees look forward to reviewing the current study being conducted by the Comptroller General on government-wide STEM educational initiatives, planned to be published early in 2012. The conferees strongly urge the Department of Defense to continue working in close collaboration with the Comptroller General to produce this report. The anticipated results of the study will help the conferees better understand the challenges ahead, and offer guidance on how to best assist the Department of Defense in developing and managing successful STEM educational programs, including the balance between K-12, undergraduate, graduate, and junior faculty programs.

*Report on effects of changing flag officer positions within the Air Force Materiel Command*

The Senate amendment contained a provision (sec. 1080I) that would require the Secretary of the Air Force to conduct an analysis and submit to the congressional defense committees a report on the effects of changing flag officer positions within the Air Force Materiel Command.

The House bill contained no similar provision.

The Senate recesses.

*Sense of Congress regarding deployment of the National Guard to the southwestern border of the United States*

The House bill contained a provision (sec. 1085) that would state it is the sense of Congress that the deployment of National Guard personnel along the southwestern border of the United States should continue through the end of fiscal year 2011.

The Senate amendment contained no similar provision. The House recesses.

*Rules of engagement for members of the armed forces deployed in designated hostile fire areas*

The House bill contained a provision (sec. 1087) that would require the Secretary of Defense to ensure that the rules of engagement applicable to members of the armed forces assigned to duty in hostile fire areas fully protect the members' right to bear arms and authorize the members to fully defend themselves from hostile actions.

The Senate amendment contained no similar provision.

The House recesses.

The conferees acknowledge that rules of engagement applicable to members of the armed forces provide for self defense. However, the conferees also acknowledge that military commanders may restrict service members' ability to carry or employ weapons to achieve mission success. The conferees encourage the Secretary of Defense and the Chairman of the Joint Chiefs of Staff to ensure that members of the armed forces serving in hostile fire areas have the means to exercise self defense to the maximum extent practicable and consistent with their mission.

*Improving the transition of members of the armed forces with experience in the operation of certain motor vehicles into careers operating commercial motor vehicles in the private sector*

The Senate amendment contained a provision (sec. 1088) that would require the Secretary of Defense and the Secretary of Transportation to jointly conduct a study to identify the legislative and regulatory actions that can be taken to facilitate the obtaining of commercial driver's licenses by former members of the armed forces who operated qualifying motor vehicles as members of the armed forces and to improve the transition of members of the armed forces into careers operating commercial motor vehicles in the private sector.

The House bill contained no similar provision.

The Senate recedes.

The conferees note that another provision in this report requires a pilot program to assess the feasibility and advisability of permitting enlisted members of the armed forces to obtain civilian credentialing or licensing for skills required for military occupational specialties or qualification for duty specialty codes. The conferees encourage including the feasibility of obtaining a commercial driver's license as an element of this pilot program.

*Acquisition and procurement exchanges between the United States and India*

The Senate amendment contained a provision (sec. 1090) that would urge exchanges between acquisition and procurement officials of the Department of Defense and of the Government of India.

The House bill contained no similar provision.

The Senate recedes.

Nonetheless, the conferees believe that it is important to increase the mutual understanding between the United States and India regarding best practices in defense acquisition and procurement and urge the Secretary of Defense to establish exchanges between defense acquisition and procurement officials of the Department of Defense and defense officials in India.

*Mandatory implementation of the standing advisory panel on improving coordination among the Department of Defense, the Department of State, and the United States Agency for*

*International Development on matters of national security*

The House bill contained a provision (sec. 1093) that would amend section 1054 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417) to require the Secretary of Defense, the Secretary of State, and the Administrator of the United States Agency for International Development (USAID) to establish jointly a standing advisory panel to advise, review, and make recommendations on ways to improve coordination among the Department of Defense, the Department of State, and USAID on matters relating to national security, including reviewing their respective roles and responsibilities.

The Senate amendment contained no similar provision.

The House recesses.

*Inclusion of religious symbols as part of military memorials*

The House bill contained a provision (sec. 1097) that would amend chapter 21 of title 36, United States Code, to authorize the inclusion of religious symbols as part of a military memorial established or acquired by the U.S. Government or for which the American Battle Monuments Commission cooperated in the establishment of the memorial.

The Senate amendment contained no similar provision.

The House recesses.

*Report to Congress on maintenance, repair, and overhaul capability of Navy unmanned aerial systems*

The House bill contained a provision (sec. 1098A) that would require the Secretary of the Navy to provide a report on efforts to establish maintenance, repair, and overhaul capability for Navy unmanned aerial systems.

The Senate amendment contained no similar provision.

The House recesses.

The conferees note that unmanned aerial systems have become vitally important to the national security. Therefore, the conferees direct the Secretary of Navy to report to the congressional defense committees, within 180 days of enactment of this Act, on the efforts being made to establish maintenance, repair, and overhaul capability for unmanned aerial systems.

*Sense of Congress regarding the killing of Osama bin Laden*

The House bill contained a provision (sec. 1099) that would express the sense of Congress regarding the killing of Osama bin Laden.

The Senate amendment contained no similar provision.  
The House recesses.

*Submittal of information regarding individuals detained at United States Naval Station, Guantanamo Bay, Cuba*

The House bill contained a provision (sec. 1099B) that would require the Secretary of Defense, in coordination with the Attorney General and the Director of National Intelligence, to compile and provide to appropriate committees of Congress certain materials relating to current and former detainees at the United States Naval Station, Guantanamo Bay, Cuba.

The Senate amendment contained no similar provision.  
The House recesses.

*Sense of Congress regarding the recovery of the remains of certain members of the armed forces killed in Thurston Island, Antarctica*

The House bill contained a provision (sec. 1099D) that would express the sense of Congress that the remains of service members killed at Thurston Island, Antarctica should be recovered and repatriated.

The Senate amendment contained no similar provision.  
The House recesses.

*Requirement that written communications from Congress be made public by Department of Defense*

The House bill contained a provision (sec. 1099E) that would require the Department of Defense to make public any communication from a Member of Congress or congressional staff recommending the expenditure of funds from any program element identified in division D of this Act.

The Senate amendment contained no similar provision.  
The House recesses.

*Sense of Congress regarding deployment of armed forces without considerable deliberation*

The House bill contained a provision (sec. 1099F) that would express the intent of Congress to debate thoroughly the deployment of the United States Armed Forces.

The Senate amendment contained no similar provision.  
The House recesses.

*Sense of Congress regarding the establishment of a Korean War National Museum*

The House bill contained a provision (sec. 1099G) expressing the sense of Congress on the establishment of a Korean War Museum.

The Senate amendment did not contain a similar provision.  
The House recesses.

*Interagency Collaboration*

The House bill contained a provision (sec. 1099H) that would direct the Department of Defense to collaborate with the Department of Homeland Security on equipment and technology that could be used by U.S. Customs and Border Protection to improve the security of the United States borders with Mexico and Canada.

The Senate amendment contained no similar provision.  
The House recesses.

The conferees note that there is a broad program of collaboration between the Department of Defense and the Department of Homeland Security to identify equipment and technology that could be leveraged by the Department of Homeland Security to help fulfill its missions. The conferees note their strong interest in this collaboration and expect it to continue.

*Designation of "Taps" as National Song of Remembrance*

The House bill contained a provision (sec. 1099I) that would designate "Taps" as the National Song of Remembrance.

The Senate amendment contained no similar provision.  
The House recesses.

*Sense of Congress regarding United States Northern Command preparedness*

The House bill contained a provision (sec. 1099J) that would state it is the sense of Congress that United States

Northern Command should enhance its capabilities and preparedness to provide defense support of civil authorities.

The Senate amendment contained no similar provision.

The House recesses.

#### *Closing of National Drug Intelligence Center*

The House bill contained a provision (sec. 1099M) that would close the National Drug Intelligence center by striking section 9078 of the Department of Defense Appropriations Act, 1993 (Public Law 102-396).

The Senate amendment contained no similar provision.

The House recesses.

#### *Sunken military craft*

The House bill contained a provision (sec. 1099N) that would amend section 1408(2) of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375).

The Senate amendment contained no similar provision.

The House recesses.

#### *Proclamation for national day of honor to celebrate members of the armed forces returning from Iraq, Afghanistan, and other combat areas*

The House bill contained a provision (sec. 1099O) that would require the President to designate a day entitled a National Day of Honor to celebrate members of the armed forces who are returning from deployment in support of Iraq, Afghanistan, and other combat areas.

The Senate amendment contained no similar provision.

The House recesses.

#### *Additional budget items*

The House bill included additional budget items (secs. 1601-1699M).

The Senate amendment contained no similar provisions.

The House recesses on all items except for sec. 1699F-1 which has been moved to title II.

#### *Continuation as a permanent program and enhancement of*

*activities of Task Force for Emergency Readiness pilot program of the Federal Emergency Management Agency*

The Senate amendment contained a provision (sec. 1604) that would require the Administrator of the Federal Emergency Management Agency to continue the Task Force for Emergency Readiness pilot program as a permanent program of the Agency.

The House bill contained no similar provision.

The Senate recesses.

## **TITLE XI—CIVILIAN PERSONNEL MATTERS**

### **Subtitle A—Personnel**

*Amendments to Department of Defense personnel authorities (sec. 1101)*

The House bill contained a provision (sec. 1101) that would make technical amendments to Department of Defense authorities in section 9902 of title 5, United States Code.

The Senate amendment contained no similar provision.

The Senate recesses.

*Provisions relating to Department of Defense performance management system (sec. 1102)*

The House bill contained a provision (sec. 1102) that would make technical and clarifying amendments to the Department of Defense (DOD) performance management, training, and hiring authorities under section 9902 of title 10, United States Code.

The Senate amendment contained no similar provision.

The Senate recesses.

The conferees commend the Department for its efforts to bring together management and employee representatives in a joint effort, called "New Beginnings," to design a new performance management system and hiring process pursuant to section 9902. This joint labor-management effort appears to have paved the way for the successful implementation of significant improvements to the DOD personnel system.

*Repeal of sunset provision relating to direct hire authority at demonstration laboratories (sec. 1103)*

The House bill contained a provision (sec. 1103) that would repeal the sunset provision relating to direct hire authority at demonstration laboratories.

The Senate amendment contained a similar provision (sec. 905(a)).

The Senate recesses.

*One-year extension of authority to waive annual limitation on premium pay and aggregate limitation on pay for federal civilian employees working overseas (sec. 1104)*

The House bill contained a provision (sec. 1106) that would extend the authorization to waive limitations on federal civilian pay for persons working overseas.

The Senate amendment contained a similar provision (sec. 1107).

The House recesses.

*Waiver of certain pay limitations (sec. 1105)*

The House bill contained a provision (sec. 1107) that would amend section 9903 of title 5, United States Code, to authorize highly qualified experts assigned in support of a contingency operation to receive similar benefits and compensation as other federal civilian employees serving in support of a contingency operation. This includes premium pay or danger pay allowances, compensatory time off, and other appropriate compensation or allowances authorized under chapter 59 of title 5, United States Code.

The Senate amendment contained no similar provision.

The Senate recesses.

*Services of post-combat case coordinators (sec. 1106)*

The House bill contained a provision (sec. 1108) that would require the head of each agency to provide for the assignment of a post-combat case coordinator in the case of any employee of the agency who suffers an injury or disability incurred, or an illness contracted, while in the performance of the employee's duties, as a result of a war-risk hazard or during or as a result of capture, detention, or other restraint by a hostile force or individual.

The Senate amendment contained no similar provision.

The Senate recesses.

*Authority to waive maximum age limit for certain appointments  
(sec. 1107)*

The House bill contained a provision (sec. 1111) that would amend section 3307 of title 5, United States Code, to allow the Department of Defense to waive the hiring and retirement age limits for Federal law enforcement and fire fighter positions in certain circumstances.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would require consultation with the Director of the Office of Personnel Management.

*Sense of Congress relating to pay parity for federal employees  
serving at certain remote military installations (sec. 1108)*

The House bill contained a provision (sec. 1112) that would express the sense of Congress that the Office of Personnel Management and the Department of Defense should develop procedures for determining locality pay for employees of the Department of Defense in circumstances unique to such employees.

The Senate amendment contained no similar provision.

The Senate recesses.

*Federal internship programs (sec. 1109)*

The House bill contained a provision (sec. 1116) that would require the Office of Personnel Management to make publicly available on its website information on the availability of federal internship programs and to maintain a database of all individuals in such programs. In addition, each agency would be required to appoint an internship coordinator, conduct exit interviews and provide an annual report assessment on the internship program.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment to clarify the definitions of internship programs and to remove the database and reporting requirements.

The conferees encourage the Office of Personnel Management to consider the feasibility of developing a centralized database. The conferees expect that agencies would, as a normal part of the internship program, conduct exit interviews and

surveys to obtain data that would assist in improving the internship programs.

*Extension and expansion of experimental personnel program for scientific and technical personnel (sec. 1110)*

The Senate amendment contained a provision (sec. 1104) that would repeal the sunset provision for the experimental personnel management program established by section 1101 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105-261), increase the number of positions allocated to the Defense Advanced Research Projects Agency (DARPA), and expand the program to include up to 10 new positions for the Director, Operational Test and Evaluation (DOT&E).

The House bill contained no similar provision.

The House recedes with an amendment that would authorize the program until 2016, and grant 10 new positions to DOT&E.

The conferees recognize the specialized hiring needs of agencies requiring a highly technologically competent workforce, such as DARPA. The conferees are concerned, however, that increasing the number of available billets for this specialized hiring authority for DARPA does not have a solid analytic basis, and does not fully account for the other means by which skilled personnel can be hired, such as Highly Qualified Expert (HQE) and Intergovernmental Personal Act (IPA) authorities. The conferees encourage DARPA to develop a better analytical framework for comprehensively detailing and justifying the human resource needs of the Agency, and the means by which those needs will be addressed.

The conferees understand that the Department recently rescinded the delegation of authorities for civilian senior executive positions, including those for HQEs and IPAs, and are concerned about potential delays this might cause. To address those concerns, the conferees encourage DARPA to become a member of the working group established by the Washington Headquarters Service that was established to determine business procedures for HQE and IPA actions.

Furthermore, the conferees direct the Under Secretary of Defense for Personnel and Readiness and the Director of the Washington Headquarters Service, within 90 days of enactment of this Act, to provide the Armed Services Committees of the Senate and the House of Representatives with an implementation plan for the centralized appointment of HQE and IPA positions. Further, the conferees direct DARPA to provide a report to the Armed

Services Committees of the Senate and the House of Representatives on the hiring timelines for any HQE or IPA positions they may fill in fiscal year 2012.

*Authority of the secretaries of the military departments to employ up to 10 persons without pay (sec. 1111)*

The Senate amendment contained a provision (sec. 1101) that would amend section 1583 of title 5, United States Code, to authorize the secretaries of the military departments to employ without pay up to 10 persons of outstanding experience and ability.

The House bill contained no similar provision.  
The House recesses.

*Two-year extension of discretionary authority to grant allowances, benefits, and gratuities to personnel on official duty in a combat zone (sec. 1112)*

The Senate amendment contained a provision (sec. 1106) that would authorize temporary discretionary authority to federal agencies to grant allowances, benefits, and gratuities to civilian employees on official duty in a combat zone.

The House bill contained no similar provision.  
The House recesses.

## **Subtitle B-Other Matters**

*Modification of beneficiary designation authorities for death gratuity payable upon death of a United States government employee in service with the armed forces (sec. 1121)*

The House bill contained a provision (sec. 1105) that would amend section 8102 of title 5, United States Code, to authorize a federal employee to designate anyone they choose to receive the entirety of a death gratuity if the employee dies of injuries incurred in connection with service with an armed force in a contingency operation.

The Senate amendment contained a similar provision (sec. 1105).

The House recesses.

*Authority for waiver of recovery of certain payments previously made under civilian employees voluntary separation incentive*

*program (sec. 1122)*

The House bill contained a provision (sec. 1109) that would authorize the Secretary of Defense to waive repayment of the voluntary separation incentive pay (VSIP) for certain employees who accepted a reassignment with the Department of Defense during the period of June 1, 2004, to March 1, 2008, to support a declared national emergency related to terrorism or a natural disaster.

The Senate amendment contained a similar provision (sec. 1103).

The House recesses.

*Extension of continued health benefits (sec. 1123)*

The House bill contained a provision (sec. 1110) that would amend section 8905a of title 5, United States Code, to extend for 5 years the Department of Defense's authority to pay the government's share and administrative fees for Temporary Continuation of Coverage (TCC) health insurance premiums for former employees enrolled in TCC based on separation due to a reduction in force.

The Senate amendment contained a similar provision (sec. 1102).

The Senate recesses.

*Disclosure of senior mentors (sec. 1124)*

The House bill contained a provision (sec. 1114) that would require the Department of Defense to publicly disclose the names of senior mentors on a quarterly basis.

The Senate amendment contained no similar provision.

The Senate recesses.

*Termination of Joint Safety Climate Assessment System (sec. 1125)*

The House bill contained a provision (sec. 1115) that would terminate the Joint Safety Climate Assessment System of the Department of Defense.

The Senate amendment contained no similar provision.

The Senate recesses.

**Legislative Provisions Not Adopted**

*Denial of certain pay adjustments for unacceptable performance*

The House bill contained a provision (sec. 1104) that would prohibit certain salary adjustments for employees who fail to achieve satisfactory performance ratings.

The Senate amendment contained no similar provision.

The House recesses.

*Reports by Office of Special Counsel*

The House bill contained a provision (sec. 1113) that would modify reporting requirements for the Office of Special Counsel under section 1213 of title 5, United States Code.

The Senate amendment contained no similar provision.

The House recesses.

**TITLE XII—MATTERS RELATING TO FOREIGN  
NATIONS**

**Subtitle A—Assistance and Training**

*Commanders' Emergency Response Program in Afghanistan (sec. 1201)*

The House bill contained a provision (sec. 1212) that would authorize the use of up to \$425.0 million for fiscal year 2012 to support the activities of the Commanders' Emergency Response Program (CERP) in Afghanistan. The provision would require the Secretary of Defense to provide the congressional defense committees quarterly reports on CERP activities and notification prior to the initiation of any individual CERP project with an anticipated cost of \$5.0 million or more.

The Senate amendment contained a similar provision (sec. 1202) which would extend the authority to support CERP activities in Afghanistan during fiscal year 2012 and authorize up to \$400.0 million for the Afghanistan CERP.

The Senate recesses with an amendment that would authorize \$400.0 million for CERP activities in Afghanistan and make technical amendments.

*Three-year extension of temporary authority to use acquisition and cross-servicing agreements to lend military equipment for*

*personnel protection and survivability (sec. 1202)*

The House bill contained a provision (sec. 1205) that would extend for 3 years, through September 30, 2014, the temporary authority under section 1202 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2412), as amended, for the Secretary of Defense to loan or lease certain equipment for personnel protection to the military forces of partner nations for use in coalition operations or in pre-deployment training for such operations.

The Senate amendment contained a similar provision (sec. 1203).

The Senate recesses.

*Extension and expansion of authority for support of special operations to combat terrorism (sec. 1203)*

The House bill contained a provision (sec. 1201) that would increase the amount of funds available to the Secretary of Defense to provide assistance to foreign forces, irregular forces, groups, or individuals supporting or facilitating military operations by U.S. Special Operations Forces to combat terrorism from \$45.0 million to \$50.0 million, extend the authority through 2014, and require a report to clarify future requirements.

The Senate amendment included a provision (sec. 1205) that would extend the authority of the Secretary of Defense to provide assistance to foreign forces, irregular forces, groups, or individuals supporting or facilitating military operations by U.S. Special Operations Forces to combat terrorism through 2017.

The Senate recesses with an amendment that would extend the authority through 2015 and require a report to clarify future requirements.

*Modification and extension of authorities relating to program to build the capacity of foreign military forces (sec. 1204)*

The House bill contained a provision (sec. 1202) that would extend by 1 year, through September 30, 2013, the authority under section 1206 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163), as amended, for the Secretary of Defense, with the concurrence of the Secretary of State, to conduct a program to build the capacity of foreign military forces. The provision would increase the amount

authorized each fiscal year for these purposes to \$400.0 million. The provision would also add a requirement to report annually on the implementation of the section 1206 authority during the previous fiscal year.

The Senate amendment contained a provision (sec. 1206) that would limit the amount of funds available during fiscal year 2012 for programs under the section 1206 authority to \$100.0 million until the Secretaries of Defense and State jointly submit the report required by section 1237 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417; 122 Stat. 4642).

The Senate recedes with an amendment that would maintain the authorized annual funding level for the section 1206 program at the current level of \$350.0 million. It would also include a clarifying amendment regarding the annual reporting requirement on the implementation of the section 1206 authority.

The conferees note that the Department of Defense is authorized to use up to \$100.0 million under the section 1206 program to build the capacity of foreign military forces to participate in or support stabilization operations in which the United States Armed Forces are a participant, including building the capabilities of special operations forces. Separately, the conferees note that the North Atlantic Treaty Organization (NATO) special operations forces are making important contributions to Operation Enduring Freedom (OEF). The conferees support the President's fiscal year 2012 base budget request of \$28.7 million in the Army Operation and Maintenance account for the NATO Special Operations Headquarters (NSHQ) and believe that nothing in this Act precludes the Secretary of Defense from supporting the activities of the NSHQ using Overseas Contingency Operations funding for OEF in fiscal year 2012. The conferees encourage the Secretary of Defense to submit to the Committees on Armed Services of the Senate and the House of Representatives a legislative proposal for fiscal year 2013 that would authorize necessary and recurring Department of Defense support for the NSHQ in future years.

*Two-year extension of authorization for non-conventional assisted recovery capabilities (sec. 1205)*

The House bill contained a provision (sec. 1203) that would extend the authority of the Department of Defense to establish, develop, and maintain non-conventional assisted recovery capabilities through 2016.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would extend the authority through 2013 and modify the notification and reporting requirements associated with the authority. The required report will be submitted to the congressional defense committees as part of the recurring classified quarterly report required by section 8062 of the Department of Defense and Full-Year Continuing Appropriations Act, 2011 (Public Law 112-10), section 8060 of H.R.2219 the Department of Defense Appropriations Act, 2012, as passed in the House of Representatives, and section 8060 of H.R.2219 the Department of Defense Appropriations Act, 2012, as reported in the Senate.

*Support of foreign forces participating in operations to disarm the Lord's Resistance Army (sec. 1206)*

The Senate amendment contained a provision (sec. 1209) that would - pursuant to the Lord's Resistance Army Disarmament and Northern Uganda Recovery Act of 2009 (Public Law 111-172) - authorize, for 2 fiscal years, the Department of Defense to obligate not more than \$35.0 million in each fiscal year in operation and maintenance funding to provide logistical support, services and supplies, and intelligence support to: (1) the national military forces of Uganda participating in operations to mitigate or eliminate the threat posed by the Lord's Resistance Army (LRA); and (2) the national military forces of any other countries determined by the Secretary of Defense, with the concurrence of the Secretary of State, to be participating in operations to mitigate or eliminate the threat posed by the LRA.

The House bill contained no similar provision.

The House recesses with an amendment that would: strike intelligence support and limit the authority to the provision of logistical support, services, and supplies to foreign forces; modify the notification to Congress to 15 days prior to utilizing this authority; and strike the quarterly reporting requirement.

*Global Security Contingency Fund (sec. 1207)*

The House bill contained a provision (sec. 1204) that would authorize the Secretary of State, with the concurrence of the Secretary of Defense, to establish a fund, to be known as the Global Security Contingency Fund (GSCF), to provide assistance

to a foreign country to enhance the capabilities of that country's military forces and other security forces. The provision would limit the amount of funds that could be contributed to the fund to not more than \$300.0 million for each of the fiscal years 2012 through 2015. The provision would also require the Secretary of State, with the concurrence of the Secretary of Defense, to notify Congress not less than 15 days before initiating a program under the GSCF.

The Senate amendment contained a similar provision (sec. 1207) that would establish the GSCF to be used to provide assistance to a foreign country to build the capabilities of the country's military and other security forces and to enhance the justice sector, rule of law programs, and stabilization efforts under conditions of conflict or instability. The provision would limit the total amount of funds appropriated and transferred to the Fund in any fiscal year to not more than \$300.0 million.

The House recedes with an amendment that would limit the total amount that the Department of Defense may transfer into the GSCF in any fiscal year to \$200.0 million. The provision would also provide authority during the period prior to when the processes for implementing the GSCF authority are fully operational for the Secretary of Defense to provide assistance to certain security forces of Yemen and of countries in the Horn of Africa or participating in the African Union Mission in Somalia to conduct counterterrorism operations. The total amount of funds available for activities under these transitional authorities and the GSCF authority may not exceed \$350.0 million during fiscal year 2012. In addition, the total amount of funds available under the GSCF authority for any fiscal year after fiscal year 2012 would be limited to \$300.0 million.

## **Subtitle B-Matters Relating to Iraq, Afghanistan, and Pakistan**

*Extension and modification of logistical support for coalition forces supporting operations in Iraq and Afghanistan (sec. 1211)*

The Senate amendment contained a provision (sec. 1221) that would extend for 1 year the authority under section 1234 of the National Defense Authorization Act for Fiscal Year 2008 (Public

Law 110-181), as amended, to provide logistical support for coalition forces supporting operations in Iraq and Afghanistan.

The House bill contained no similar provision.

The House recesses with a technical amendment.

*One-year extension of authority to transfer defense articles and provide defense services to the military and security forces of Iraq and Afghanistan (sec. 1212)*

The Senate amendment contained a provision (sec. 1222) that would extend for 1 year, through December 31, 2012, the authority under section 1234 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-81; 123 Stat. 2533), as amended, to transfer defense articles being withdrawn from Iraq to the Iraq security forces or the Afghanistan security forces, and to provide defense services in connection with the transfer of those defense articles.

The House bill contained no similar provision.

The House recesses.

*One-year extension of authority for reimbursement of certain coalition nations for support provided to United States military operations (sec. 1213)*

The House bill contained a provision (sec. 1213) that would extend for 1 year the authority under section 1233 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181), as amended, for the Secretary of Defense to reimburse key cooperating nations for support provided to or in connection with U.S. military operations in Operation Enduring Freedom ("Coalition Support Fund" authority). The total amount of reimbursements authorized under this section during fiscal year 2012 would be limited to \$1.6 billion.

The Senate amendment contained a similar provision (sec. 1226) that would extend the Coalition Support Fund authority for 1 year and limit the total amount of reimbursements authorized for fiscal year 2012 to \$1.75 billion.

The House recesses with an amendment that would limit the total amount of Coalition Support Fund reimbursements for fiscal year 2012 to \$1.69 billion.

*Limitation on funds to establish permanent military installations or bases in Iraq and Afghanistan (sec. 1214)*

The House bill contained a provision (sec. 1218) that would prohibit the use of funds authorized to be appropriated by this Act to establish any military installation or base for the purpose of providing for permanently stationing United States Armed Forces in Iraq or Afghanistan.

The Senate amendment contained no similar provision.

The Senate recesses.

*Authority to support operations and activities of the Office of Security Cooperation in Iraq (sec. 1215)*

The House bill contained a provision (sec. 1216) that would authorize the Secretary of Defense to use funds available to the Department of Defense (DOD) to support the operations and activities of the Office of Security Cooperation in Iraq (OSC-I), including life support, transportation and personal security, and facilities renovation and construction.

The Senate amendment contained a similar provision (sec. 1228) that would authorize the use of DOD funds to support the operations and activities of the OSC-I and security assistance teams. The provision would limit the total amount of funds available for these purposes to \$524.0 million.

The House recesses with an amendment that would clarify the Senate provision and require a report by the Secretary of Defense, not later than 180 days after the date of enactment of this Act, on the activities of the OSC-I.

*One-year extension of authority to use funds for reintegration activities in Afghanistan (sec. 1216)*

The House bill contained a provision (sec. 1086) that would provide a 1 year extension of the authority under section 1216 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) to use up to \$50.0 million to support a program for the reintegration of former insurgent fighters into Afghan society.

The Senate amendment contained a similar provision (sec. 1224).

The House recesses.

*Authority to establish a program to develop and carry out infrastructure projects in Afghanistan (sec. 1217)*

The House bill contained a provision (sec. 1211) that would

provide a 1 year extension of the authority under section 1217 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) for a program to develop and carry out infrastructure projects in Afghanistan, to be funded by the Afghanistan Infrastructure Fund (AIF). The provision would authorize up to \$475.0 million for the AIF.

The Senate amendment contained a similar provision (sec. 1225) that would provide up to \$400.0 million for the AIF.

The Senate recedes with an amendment that would authorize up to \$400.0 million for the AIF and make technical changes.

*Two-year extension of certain reports on Afghanistan (sec. 1218)*

The House bill contained a provision (sec. 1223) that would extend through the end of fiscal year 2014 the requirement under section 1230 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 385) for a report on the progress toward security and stability in Afghanistan.

The Senate amendment contained a provision (sec. 1227) that would extend through the end of fiscal year 2014 the requirement to provide a report under section 1230 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 385) and the requirement under section 1231 of that Act to provide a report on the long-term plan for sustaining the Afghanistan National Security Forces.

The House recedes.

*Limitation on availability of amounts for reintegration activities in Afghanistan (sec. 1219)*

The House bill contained a provision (sec. 1219) that would permit no more than 75 percent of amounts available for the Afghanistan Infrastructure Fund for fiscal year 2012 to be used to assist the Government of Afghanistan unless the Secretary of Defense, in consultation with the Secretary of State, certifies to Congress that women in Afghanistan are an integral part of the reconciliation process between the Government of Afghanistan and the Taliban.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would restrict the availability of more than 50 percent of the funds authorized for a program of reintegration under another section of this title unless the certification under this provision is made.

*Extension and modification of Pakistan Counterinsurgency Fund (sec. 1220)*

The House bill contained a provision (sec. 1214) that would extend for 1 year the authority under section 1224 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84; 123 Stat. 2521), as amended, regarding the use of the Pakistan Counterinsurgency Fund (PCF) to build the capabilities of the Pakistan security forces. The provision would also restrict the amount of PCF funds that could be obligated in a fiscal year to not more than 25 percent of funds appropriated or transferred to the PCF until a report is submitted to Congress on the strategy for utilizing the PCF and metrics for measuring progress.

The Senate amendment contained a provision (sec. 1223) that would extend the authority regarding the use of the PCF for 1 year.

The Senate recedes with an amendment that would allow up to 40 percent of amounts appropriated or transferred to the PCF during fiscal year 2012 to be obligated prior to the submission of the report to Congress on a strategy and metrics for the PCF. The amendment would also require the report to include a strategy for enhancing Pakistan's efforts to counter improvised explosive devices (IED) and information on whether Pakistan is making significant efforts to implement a strategy to counter IEDs.

The conferees encourage the Secretary of Defense to make available a copy of the report required under this section to the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives.

*Benchmarks to evaluate the progress being made toward the transition of security responsibilities for Afghanistan to the Government of Afghanistan (sec. 1221)*

The Senate amendment contained a provision (sec. 1229) that would require the President to set benchmarks for evaluating progress being made in Afghanistan toward transitioning and transferring lead responsibility for security to the Government of Afghanistan, and to report regularly to Congress on those benchmarks. The provision would also require the President to develop a transition plan for expediting the drawdown of U.S.

troops and accelerating the transfer of authority to the Government of Afghanistan.

The House bill contained no similar provision.

The House recesses with an amendment that would require the President to establish and update regularly options to accelerate the expansion of the capacity of Afghan National Security Forces with the goals of enabling the Government of Afghanistan to assume lead security responsibility, achieving U.S. national security objectives in Afghanistan, and enabling the United States to move to an enduring partnership with Afghanistan. The provision would also require the President to establish benchmarks to evaluate progress toward these goals and regularly report to Congress on those benchmarks.

## **Subtitle C-Reports and Other Matters**

*Report on Coalition Support Fund reimbursements to the Government of Pakistan for operations conducted in support of Operation Enduring Freedom (sec. 1231)*

The Senate amendment contained a provision (sec. 1231) that would require the Secretary of Defense to submit a report to the congressional defense committees and the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives assessing the effectiveness of Coalition Support Fund reimbursements to the Government of Pakistan for operations conducted in support of Operation Enduring Freedom.

The House bill contained no similar provision.

The House recesses with a clarifying amendment.

*Review and report on Iran's and China's conventional and anti-access capabilities (sec. 1232)*

The House bill contained a provision (sec. 1221) that would require the Secretary of Defense to appoint an entity outside the Department of Defense to conduct an independent review of gaps between Iran's and China's conventional and anti-access capabilities and the United States' capability to overcome them.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would direct the Comptroller General of the United States to conduct the review.

*Report on energy security of NATO alliance (sec. 1233)*

The House bill contained a provision (sec. 1222) that would require the Secretary of Defense to direct a federally funded research and development center (FFRDC) of the Department of Defense to assess the energy security of the North Atlantic Treaty Organization (NATO) alliance. The provision would also require the Secretary of Defense to report to Congress on the results of the assessment by the FFRDC.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Defense, in consultation with the Secretary of State and the Secretary of Energy, to report on the efforts by the Department of Defense, including within NATO, to address the energy security of the NATO alliance.

*Comptroller General of the United States report on the National Guard State Partnership Program (sec. 1234)*

The Senate amendment contained a provision (sec. 1242) that would direct the Comptroller General of the United States to conduct a review of the effectiveness of the National Guard State Partnership Program and provide the results of the review to the Committees on Armed Services of the Senate and the House of Representatives no later than March 31, 2012.

The House bill contained no similar provision.

The House recedes.

*Man-portable air-defense systems originating from Libya (sec. 1235)*

The Senate amendment contained a provision (sec. 1243) that would direct the Intelligence Community to complete an intelligence assessment of the disposition of man-portable air-defense systems (MANPADS) in Libya. Following the completion of the intelligence assessment, the provision would require the President to develop a strategy to reduce and mitigate the threat posed from MANPADS.

The House bill contained no similar provision.

The House recedes.

*Report on military and security developments involving the Democratic People's Republic of Korea (sec. 1236)*

The House bill contained a provision (sec. 1224) that would

require the Secretary of Defense to report on military and security developments in North Korea. The provision would require two reports: one due on March 1, 2012, and the other due on March 1, 2013.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require a single report, due to specified committees of the Senate and the House of Representatives on November 1, 2012.

*Sense of Congress on non-strategic nuclear weapons and extended deterrence policy (sec. 1237)*

The House bill contained a provision (sec. 1230) that would prohibit any action from being taken to effect or to implement the reduction, consolidation, or withdrawal of nuclear forces of the United States that are based in Europe. The provision included two exceptions to this prohibition. First, the reduction, consolidation, or withdrawal of such nuclear forces would be allowed if such action is requested by the government of the host nation. Second, an exception would be allowed if the President certifies that North Atlantic Treaty Organization (NATO) member states have considered the reduction, consolidation, or withdrawal within the NATO High Level Group; that NATO has decided to support the reduction, consolidation, or withdrawal; and that the remaining nuclear forces of the United States that are based in Europe after such reduction, consolidation, or withdrawal would provide a commensurate or better level of assurance and credibility as before. The provision would require that upon any decision to reduce, consolidate, or withdraw nuclear forces of the United States from Europe, the President must submit to the appropriate congressional committees a notification of the certification described above. The certification must contain a justification for the reduction and an assessment of how NATO member states, in light of such action, assess the credibility of the deterrence capability of the United States in support of its commitments under article 5 of the North Atlantic Treaty of 1949. This provision would require the expiration of a 180 day wait period beginning on the date that the President makes the certification described above before the President may commence a reduction, consolidation, or withdrawal.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would express the sense of Congress on non-strategic nuclear weapons and extended

deterrence policy. It states that if the United States pursues arms control negotiations with the Russian Federation, such negotiations should be aimed at the reduction of Russian deployed and non-deployed non-strategic nuclear weapons and increased transparency of such weapons. It also states that for the purposes of such negotiations, non-strategic nuclear weapons should be considered when weighing the balance of the nuclear forces of the United States and Russia and that geographical relocation and consolidated or centralized storage of non-strategic nuclear weapons by Russia should not be considered a reduction or elimination of such weapons.

Regarding extended deterrence, the provision states that it is the sense of Congress that the commitment of the United States to extended deterrence in Europe and the nuclear alliance of NATO is an important component of ensuring and linking the national security of the United States and its European allies. Finally, it would express the sense of Congress that the nuclear forces of the United States are a key component of the NATO nuclear alliance and that the presence of United States nuclear weapons in Europe—combined with NATO's unique nuclear sharing arrangements under which non-nuclear members participate in nuclear planning and possess specially configured aircraft capable of delivering nuclear weapons—provides reassurance to NATO allies who feel exposed to regional threats.

*Annual report on Military and Security Developments involving the People's Republic of China (sec. 1238)*

The House bill contained a provision (sec. 1227) that would further amend subsection (b) of section 1202 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106-65) to include additional information in the annual report to Congress and to change the title of the report.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would retain the current title of the report.

*Report on expansion of participation in Euro-NATO Joint Jet Pilot Training Program (sec. 1239)*

The House bill contained a provision (sec. 1232) that would require the Secretary of the Air Force, in consultation with the Secretary of State, to submit a report to Congress on the desirability and feasibility of expanding the participation of

foreign countries in the Euro-NATO Joint Jet Pilot Training (ENJJPT) program.

The Senate amendment contained no similar provision.

The Senate recesses with a clarifying amendment that would require the Secretary of Defense, in consultation with the Secretary of State, to submit a report on expanding the ENJJPT program. The conferees encourage the Secretary of Defense also to consult with the Secretary of the Air Force in preparing the report required under this section.

*Report on Russian nuclear forces (sec. 1240)*

The House bill contained a provision (sec. 1235) that would require the Secretary of Defense, in coordination with the Director of National Intelligence, to submit a report to the appropriate congressional committees not later than March 1, 2013, on the nuclear forces of the Russian Federation and the New START Treaty. The provision would require the report to include an assessment of the number of nuclear warheads and delivery vehicles relative to New START levels by 2017 and by 2022; options with respect to the size and composition of Russian nuclear forces that Russia is considering; factors that are likely to influence the number and composition of Russian nuclear forces; and effects of shifts in the number and composition of Russian nuclear forces on strategic stability. The report would be required to be submitted in unclassified form, but may include a classified annex.

The Senate amendment contained no similar provision.

The Senate recesses with a technical amendment.

The conferees note that if information that addresses this requirement already exists, the Secretary need only provide the committees listed in this section with this information to fulfill the requirement of this section.

*Report on progress of the African Union in operationalizing the African Standby Force (sec. 1241)*

The Senate amendment contained a provision (sec. 1241) that would direct the Under Secretary of Defense for Policy to provide a report to the Committees on Armed Services of the Senate and the House of Representatives on progress of the African Union in operationalizing the African Standby Force. This report shall be provided no later than 180 days after the date of enactment of this Act.

The House bill contained no similar provision.  
The House recesses.

*Defense Cooperation with Republic of Georgia (sec. 1242)*

The Senate amendment contained a provision (sec. 1244) that would require the President to develop and submit to Congress a plan for the normalization of U.S. defense cooperation with the Republic of Georgia, including the sale of defensive arms.

The House bill contained no similar provision.

The House recesses with a clarifying amendment.

The conferees understand normalization of U.S. defense cooperation to mean strengthening the Republic of Georgia's capacity to provide for its own self-defense, including through the U.S. sale of defensive arms, and continuing to enhance the ability of the United States and the Republic of Georgia to meet common international defense objectives in partnership together, including regional security.

*Prohibition on procurements from Communist Chinese military companies (sec. 1243)*

The House bill contained a provision (sec. 1234) that would amend section 1211 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163) by adjusting the waiver provision and modifying the definition of Communist Chinese military company.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would only adjust the waiver provision.

*Sharing of classified United States ballistic missile defense information with the Russian Federation (sec. 1244)*

The House bill contained a provision (sec. 1228) that would prohibit the availability of funds made available to carry out this Act from being used to provide sensitive ballistic missile defense technology or data of the United States to the Russian Federation. The provision would also limit the availability of funds to provide other ballistic missile defense technology or data of the United States to the Russian Federation unless the President submits a report and a certification, not less than 30 days in advance, to the appropriate congressional committees.

The Senate amendment contained a related provision (sec.

233) that would state it is the sense of Congress that it is in the national security interests of the United States to pursue efforts at missile defense cooperation with Russia that would enhance security, including the sharing of classified United States information. The provision would also require a report on the status of such efforts.

The conferees agree to a provision that would require that no classified United States ballistic missile defense information may be provided to the Russian Federation unless, 60 days prior to any instance in which the United States Government plans to provide such information to the Russian Federation, the President provides notification to the appropriate congressional committees. The provision would specify the elements required of each such notification.

*Imposition of sanctions with respect to the financial sector of Iran (sec. 1245)*

The Senate amendment contained a provision (sec. 1245) that would require the imposition of sanctions with respect to the financial sector of Iran, including the Central Bank of Iran.

The House bill contained no similar provision.

The House recedes with an amendment that would: (1) permit the President - in addition to prohibiting - to impose strict conditions on the maintaining of a correspondent account or payable-through account by a foreign financial institution that has dealings with the Central Bank of Iran; (2) add the Secretary of State and the Director of National Intelligence to the report required with respect to petroleum sanctions; (3) modify the Presidential waiver to a national security interest waiver; and (4) provide the President with the authority to implement and enforce penalties associated with the provision.

The conferees intend that implementation be undertaken to conform with the timelines established by this section.

### **Legislative Provisions Not Adopted**

*Conditional extension and modification of authority to build the capacity of counterterrorism forces of Yemen*

The Senate amendment contained a provision (sec. 1204) that would extend, for 1 fiscal year, the authority of the Secretary of Defense, with the concurrence of the Secretary of State, to build the capacity of the Yemen Ministry of Interior

counterterrorism forces if the Secretary of Defense and Secretary of State jointly certify that such activities are important to the national security interests of the United States. The provision would also require the Secretary of Defense and Secretary of State to provide a report with the certification that would provide the reasons the administration deemed the delivery of such assistance and assistance provided to Yemen's national military forces under section 1206 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163) important to the national security interests of the United States, as well as establish a 60-day "notice and wait" period for the provision of assistance. The provision would also permit the Department to expend not more than \$10.0 million per fiscal year on minor military construction projects outside of Sana'a--the capital of Yemen, and Sana'a Governorate.

The House bill contained no similar provision.

The Senate recesses.

The conferees integrated this provision into the global security contingency fund created under a different section of this Act as a transitional authority.

#### *Interagency working group on foreign police training*

The House bill contained a provision (sec. 1206) that would establish an interagency working group to monitor, coordinate, and unify foreign police training, projects, and activities of various federal departments and agencies.

The Senate amendment contained no similar provision.

The House recesses.

The conferees note that the section 1235(c) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) required a "report on government police training and equipping programs." This report is due on January 7, 2012. The conferees look forward to reviewing this report and considering future action on this matter.

#### *Authority to build the capacity of certain counterterrorism forces of East African countries*

The Senate amendment contained a provision (sec. 1208) that would authorize, for 2 fiscal years, the Secretary of Defense, with the concurrence of the Secretary of State to build the capacity of the national military forces, security agencies that serve a similar defense function, and border security forces of

Djibouti, Ethiopia, and Kenya, and the national military forces of nations participating in the African Union Mission in Somalia for the purpose of conducting counterterrorism operations against al Qaeda, al Qaeda affiliates, and al Shabaab in East Africa.

The House bill contained no similar provision.

The Senate recesses.

The conferees integrated this provision into the global security contingency fund created under a different section of this Act as a transitional authority.

*Report on extension of United States-Iraq Status of Forces Agreement*

The House bill contained a provision (sec. 1215) that would require the Secretary of Defense to notify the congressional defense committees if the U.S. Government and the Government of the Republic of Iraq complete an agreement to permit the United States to retain a force presence in Iraq above that envisioned for the Office of Security Cooperation-Iraq.

The Senate amendment contained no similar provision.

The House recesses.

*Report on United States military strategy in Afghanistan in light of the Death of Osama Bin Laden*

The House bill contained a provision (sec. 1217) that would require the Secretary of Defense to submit a report to the congressional defense committees on the U.S. military strategy in Afghanistan, including any changes to that strategy in light of the death of Osama bin Laden.

The Senate amendment contained no similar provision.

The House recesses.

*National security risk assessment of United States federal debt owned by the People's Republic of China*

The House bill contained a provision (sec. 1225) that would require the Secretary of Defense, in consultation with the Director of National Intelligence, to conduct an assessment of the national security risks posed to the United States and its allies as a result of the debt owed to China.

The Senate amendment contained no similar provision.

The House recesses.

The conferees direct the Secretary of Defense to provide an assessment of the national security risks posed to the United States as a result of the United States federal debt owed to China as a creditor of the United States Government and the implications of that debt for the United States military. The assessment shall include a description of the United States federal debt liabilities owed to China as a creditor of the United States and a discussion of any options available to China for deterring United States military freedom of action in the western Pacific as a result of this debt. This assessment shall be provided not later than 120 days after enactment of this Act, should be provided in written form to the Committees on Armed Services of the Senate and the House of Representatives, and may contain a classified annex if necessary. In preparing this assessment, the Secretary should consult with other members of the Executive Branch, as necessary, including the Director of National Intelligence.

*Congressional notification requirement before permanent relocation of any United States military unit stationed outside the United States*

The House bill contained a provision (sec. 1226) that would require the Secretary of Defense, prior to relocating any military unit stationed outside the United States, to submit to Congress a written notification and detailed report relating to the planned relocation.

The Senate amendment contained no similar provision.

The House recesses.

*International agreements relating to missile defense*

The House bill contained a provision (sec. 1229) that would establish policy and conditions related to international agreements relating to limitations on the missile defense capabilities of the United States.

The Senate amendment contained no similar provision.

The House recesses.

*Certification requirement regarding efforts by Government of Pakistan to implement a strategy to counter improvised explosive devices*

The Senate amendment contained a provision (sec. 1230) that

would provide that prior to the use of funds from the Pakistan Counterinsurgency Fund, the Secretary of Defense, in consultation with the Secretary of State, should certify to the congressional defense committees and the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives that the Government of Pakistan is demonstrating a continuing commitment to and making significant efforts towards the implementation of a strategy to counter improvised explosive devices (IED).

The House bill contained no similar provision.

The Senate recesses.

The conferees note that the report required under another section of this title to be submitted in connection with the use of the Pakistan Counterinsurgency Fund includes a requirement for a strategy to enhance the efforts of Pakistan to counter IEDs and information on whether Pakistan is demonstrating a continuing commitment to and making significant efforts toward implementing a strategy to counter IEDs.

*Rule of construction relating to the situation in Libya*

The House bill contained a provision (sec. 1231) that would conclude that nothing in the House bill shall be construed to authorize military operations in Libya.

The Senate amendment contained no similar provision.

The House recesses.

*Report on long-term costs of Operation Iraqi Freedom, Operation Enduring Freedom, and Operation Odyssey Dawn*

The House bill contained a provision (sec. 1233) that would require the President to report to Congress containing an estimate of the long-term costs of Operation Iraqi Freedom, Operation Enduring Freedom, and Operation Odyssey Dawn.

The Senate amendment contained no similar provision.

The House recesses.

*Prohibition on United States ground combat presence in Libya*

The House bill contained a provision (sec. 1236) that would prohibit the presence of ground combat troops in Libya.

The Senate amendment contained no similar provision.

The House recesses.

*Repeal of the United States Institute of Peace Act*

The House bill contained a provision (sec. 1237) that would repeal the United States Institute of Peace Act (title XVII of Public Law 98-525; 22 U.S.C. 4601 et seq.).

The Senate amendment contained no similar provision.  
The House recedes.

**TITLE XIII—COOPERATIVE THREAT REDUCTION**

*Specification of Cooperative Threat Reduction programs and funds (sec. 1301)*

The House bill contained a provision (sec. 1301) that would define the programs and funds that are Cooperative Threat Reduction (CTR) programs and funds as those authorized to be appropriated in section 301 of this Act and specify that CTR funds shall remain available for obligation for 3 fiscal years.

The Senate amendment contained an identical provision.  
The conference agreement includes the provision.

*Funding allocations (sec. 1302)*

The House bill contained a provision (sec. 1302) that would provide specific amounts for each program element under the Department of Defense Cooperative Threat Reduction (CTR) Program from within the overall \$508.2 million that the committee would authorize for the CTR program, require notification to Congress 15 days before the Secretary of Defense obligates and expends fiscal year 2012 funds for purposes other than those specifically authorized, and provide limited authority to obligate amounts for a program element under the CTR program in excess of the amount specifically authorized for that purpose.

The Senate amendment contained an identical provision (sec. 1302).

The conference agreement includes this provision.

*Limitation on availability of funds for cooperative biological engagement program (sec. 1303)*

The House bill contained a provision (sec. 1303) that would limit funds that may be obligated or expended for fiscal year 2012 for the cooperative biological engagement program (CBEP) to

not more than 75 percent of the amounts authorized or otherwise available, until the date on which the Secretary of Defense submits to the appropriate congressional committees an analysis of the effectiveness of CBEP, a certification that CBEP results in changed practices and threat reduction, or a detailed list of policy and program recommendations considered by the Secretary to be necessary to modify, expand, or curtail CBEP.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would limit the amount to be obligated to not more than 80 percent.

*Limitation on use of funds for establishment of centers of excellence in countries outside of the former Soviet Union (sec. 1304)*

The Senate amendment contained a provision (sec. 1303) that would prohibit the Secretary of Defense from obligating or expending more than \$0.5 million of Cooperative Threat Reduction (CTR) funds to establish a center of excellence in any country outside of the former Soviet Union (FSU) until such time as the Secretary of Defense submits to the congressional defense committees a report on the particular center to be established. The report shall identify the country where the center would be established, the purpose for which the center would be used, the agreement under which the center would operate, and the funding plan for the center including any cost sharing arrangement.

The House bill contained no similar provision.

The House recesses.

## **TITLE XIV-OTHER AUTHORIZATIONS**

### **Subtitle A-Military Programs**

*Working capital funds (sec. 1401)*

The House bill contained a provision (sec. 1401) that would authorize appropriations for fiscal year 2012 for working capital and revolving funds.

The Senate amendment contained a similar provision (sec. 1401).

The Senate recesses.

*National Defense Sealift Fund (sec. 1402)*

The House bill contained a provision (sec. 1402) that would authorize appropriations for fiscal year 2012 for the National Defense Sealift Fund.

The Senate amendment contained a similar provision (sec. 1402).

The Senate recesses.

*Chemical agents and munitions destruction, defense (sec. 1403)*

The House bill contained a provision (sec. 1403) that would authorize appropriations for fiscal year 2012 for chemical agents and munitions destruction, defense.

The Senate amendment contained a similar provision (sec. 1404).

The Senate recesses.

*Drug interdiction and counterdrug activities, defense-wide (sec. 1404)*

The House bill contained a provision (sec. 1404) that would authorize appropriations for fiscal year 2012 for drug interdiction and counterdrug activities, defense-wide.

The Senate amendment contained a similar provision (sec. 1405).

The Senate recesses.

*Defense Inspector General (sec. 1405)*

The House bill contained a provision (sec. 1405) that would authorize appropriations for fiscal year 2012 for the Office of the Inspector General of the Department of Defense.

The Senate amendment contained a similar provision (sec. 1406).

The Senate recesses.

*Defense Health Program (sec. 1406)*

The House bill contained a provision (sec. 1406) that would authorize appropriations for fiscal year 2012 for the Defense Health Program.

The Senate amendment contained a similar provision (sec. 1403).

The Senate recesses.

## **Subtitle B-National Defense Stockpile**

### *Authorized uses of National Defense Stockpile funds (sec. 1411)*

The House bill contained a provision (sec. 1411) that would authorize \$50.1 million from the National Defense Stockpile Transaction fund for the operation and maintenance of the National Defense Stockpile for fiscal year 2012. This provision would also permit the use of additional funds for extraordinary or emergency conditions 45 days after congressional notification.

The Senate amendment contained an identical provision (sec. 1411).

The conference agreement includes this provision.

### *Revision to required receipt objectives for previously authorized disposals from the National Defense Stockpile (sec. 1412)*

The House bill contained a provision (sec. 1412) that would amend section 3402(b)(5) of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106-65), as amended, to increase the Department of Defense stockpile commodity disposal authority from \$730.0 million to \$830.0 million, and to extend this authority from 2013 to 2016.

The Senate amendment contained an identical provision.

The conference agreement includes this provision.

## **Subtitle C-Other Matters**

### *Authorization of appropriations for Armed Forces Retirement Home (sec. 1421)*

The House bill contained a provision (sec. 1431) that would authorize \$67.7 million to be appropriated for the operation of the Armed Forces Retirement Home during fiscal year 2012.

The Senate amendment contained an identical provision (sec. 1421).

The conference agreement includes this provision.

### *Authority for transfer of funds to Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration*

*Fund for Captain James A. Lovell Health Care Center, Illinois (sec. 1422)*

The House bill contained a provision (sec. 1432) that would authorize the Secretary of Defense to transfer \$135.6 million from the Defense Health Program to the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund created by section 1704 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84).

The Senate amendment contained a similar provision (sec. 1431).

The Senate recesses.

### **Legislative Provisions Not Adopted**

*Changes to management organization to the Assembled Chemical Weapons Alternative program*

The House bill contained a provision (sec. 1421) that would amend section 1412(g)(2) of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521) to eliminate the requirement for the program manager for the Assembled Chemical Weapons Alternative (ACWA) program to act independently of the Army program manager for Chemical Demilitarization and to report to the Under Secretary of Defense for Acquisition, Technology, and Logistics. The provision would also require the Assistant Secretary of Defense for Nuclear, Chemical, and Biological Defense Programs to provide a briefing on ways that lessons learned from Army Chemical Materials Agency operations could be applied to the ACWA program.

The Senate amendment contained no similar provision.

The House recesses.

The conferees agree that the Army Chemical Materials Agency has developed great expertise in the demilitarization of chemical weapons that could be highly beneficial to the ACWA program. The conferees expect the Department of Defense to assess and, to the extent practicable, implement opportunities to leverage such expertise to maximize ACWA program effectiveness, without changing the management structure for the ACWA program.

*Amendment of Armed Forces Retirement Home Act of 1991*

The Senate amendment contained a provision (sec. 1422) that would clarify that any amendments or repeals in this Act made in reference to the Armed Forces Retirement Home be considered to be made to a section or other provision of the Armed Forces Retirement Home Act of 1991 (title XI of Public Law).

The House bill contained no similar provision.

The Senate recesses.

#### *Annual validation of multiyear accreditation*

The Senate amendment contained a provision (sec. 1423) that would require the Chief Operating Officer of the Armed Forces Retirement Home, if accreditation is granted to the Home for more than 1 year, to seek validation of the accreditation for every year that the Department of Defense Inspector General does not conduct an inspection of the Home.

The House bill contained no similar provision.

The Senate recesses.

#### *Mission force enhancement transfer fund*

The House bill contained a provision (sec. 1433) that would: (1) establish a fund known as the "Mission Force Enhancement Transfer Fund"; (2) authorize \$348.3 million for the Fund, consisting of the amount of funds not needed to carry out projects identified elsewhere in the bill; and (3) define the purposes for which the Secretary of Defense could make transfers from the Fund.

The Senate amendment contained no similar provision.

The House recesses.

## **TITLE XV—AUTHORIZATION OF ADDITIONAL APPROPRIATIONS FOR OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM**

### **Subtitle A—Authorization of Additional Appropriations**

#### *Purpose (sec. 1501)*

The House bill contained a provision (sec. 1501) stating the purpose of the title.

The Senate amendment contained an identical provision (sec. 1501).

The conference agreement includes this provision.

*Procurement (sec. 1502)*

The House bill contained a provision (sec. 1502) authorizing additional appropriations for procurement.

The Senate amendment contained an identical provision (sec. 1502).

The conference agreement includes this provision.

*Research, development, test, and evaluation (sec. 1503)*

The House bill contained a provision (sec. 1503) authorizing additional appropriations for research, development, test, and evaluation.

The Senate amendment contained an identical provision (sec. 1503).

The conference agreement includes this provision.

*Operation and maintenance (sec. 1504)*

The House bill contained a provision (sec. 1504) authorizing additional appropriations for operation and maintenance.

The Senate amendment contained an identical provision (sec. 1504).

The conference agreement includes this provision.

*Military personnel (sec. 1505)*

The House bill contained a provision (sec. 1505) authorizing additional appropriations for military personnel.

The Senate amendment contained a similar provision (sec. 1505).

The Senate recesses.

*Working capital funds (sec. 1506)*

The House bill contained a provision (sec. 1506) authorizing additional appropriations for Working Capital Funds.

The Senate amendment contained a similar provision (sec. 1506).

The Senate recesses.

*Defense Health Program (sec. 1507)*

The House bill contained a provision (sec. 1507) authorizing additional appropriations for the Defense Health Program.

The Senate amendment contained a similar provision (sec. 1507).

The Senate recesses.

*Drug Interdiction and Counter-Drug Activities, Defense-wide (sec. 1508)*

The House bill contained a provision (sec. 1508) authorizing additional appropriations for drug interdiction and counterdrug activities, defense-wide.

The Senate amendment contained a similar provision (sec. 1508).

The Senate recesses.

*Defense Inspector General (sec. 1509)*

The House bill contained a provision (sec. 1509) authorizing additional appropriations for the Defense Inspector General.

The Senate amendment contained a similar provision (sec. 1509).

The Senate recesses.

## **Subtitle B—Financial Matters**

*Treatment as additional authorizations (sec. 1521)*

The House bill contained a provision (sec. 1521) stating that the amounts authorized to be appropriated by this title are in addition to amounts otherwise authorized to be appropriated by this Act.

The Senate amendment contained an identical provision (sec. 1521).

The conference agreement includes this provision.

*Special transfer authority (sec. 1522)*

The House bill contained a provision (sec. 1522) that would provide the Department with special transfer authority totaling \$3.0 billion in fiscal year 2012.

The Senate amendment contained a similar provision (sec. 1522) that would provide the Department with \$4.0 billion in special transfer authority.

The House recesses.

## **Subtitle C—Limitations and Other Matters**

### *Joint Improvised Explosive Device Defeat Fund (sec. 1531)*

The House bill contained a provision (sec. 141) that would authorize various transfer authorities and associated activities for the Joint Improvised Explosive Device Defeat Fund.

The Senate amendment contained no similar provision.

The Senate recesses.

### *Continuation of prohibition on use of United States funds for certain facilities projects in Iraq (sec. 1532)*

The House bill contained a provision (sec. 1532) that would apply the prohibitions of section 1508(a) of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417) to funds authorized to be appropriated by this title.

The Senate amendment contained no similar provision.

The Senate recesses.

### *Availability of funds in Afghanistan Security Forces Fund (sec. 1533)*

The House bill contained a provision (sec. 1531) that would extend for fiscal year 2012 the application of the existing limitations on the use of the Afghanistan Security Forces Fund (ASFF) under section 1513 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 428), as amended. The provision would also authorize the use of amounts in the ASFF for literacy instruction for Afghanistan Ministry of Defense personnel. In addition, the provision would withhold the availability of 25 percent of the funds for the ASFF during fiscal year 2012 unless the Secretary of Defense certified that sufficient contract management and oversight mechanisms were in place.

The Senate amendment contained a similar provision (sec. 1532) that would extend the existing limitations on the use of ASFF and authorize the use of ASFF amounts for literacy and vocational training for personnel of the Afghanistan Ministry of Defense and Ministry of Interior.

The House recedes with an amendment that would require the Secretary of Defense to certify to Congress not later than 180 days after the date of enactment of this Act that sufficient contract management and oversight mechanisms are in place in Afghanistan or report on the efforts of the Department of Defense to put those mechanisms in place.

*One-year extension of project authority and related requirements of Task Force for Business and Stability Operations in Afghanistan (sec. 1534)*

The House bill contained a provision (sec. 1533) that would extend for 1 year the authority under section 1535 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) for the Department of Defense Task Force for Business and Stability Operations (TFBSO) in Afghanistan. The provision would authorize up to \$75.0 million for the activities of the Task Force.

The Senate amendment contained a similar provision (sec. 1531) that would extend the authority for the TFBSO for 1 year and authorize up to \$150.0 million for its activities.

The Senate recedes with an amendment that would authorize up to \$150.0 million for the activities of the TFBSO. The amendment would also provide that funds remain available across fiscal years for Task Force activities that begin in one fiscal year but do not end until the following fiscal year. Additionally, the amendment would clarify the scope of projects that may be carried out by the TFBSO.

*Limitation on availability of funds for Trans Regional Web Initiative (sec. 1535)*

The Senate amendment contained a provision (sec. 1533) that would prohibit the Department of Defense from obligating or expending any funds for the Trans Regional Web Initiative until the Secretary of Defense makes several certifications to the Committees on Armed Services of the Senate and the House of Representatives related to the performance and cost effectiveness of the program.

The House bill contained no similar provision.  
The House recesses.

*Report on lessons learned from Department of Defense participation on interagency teams for counterterrorism operations in Afghanistan and Iraq (sec. 1536)*

The Senate amendment contained a provision (sec. 1534) that would require the Secretary of Defense to submit to the congressional defense committees a report on the lessons learned from Department of Defense participation on interagency teams for counterterrorism operations in Afghanistan and Iraq.

The House bill contained no similar provision.

The House recesses with an amendment that would require the Secretary of Defense to direct a federally funded research and development center to conduct an assessment on the lessons learned from interagency teams for counterterrorism operations in Afghanistan and Iraq and provide the report with his assessment and comments to the congressional defense committees not later than 1 year after the date of enactment of this Act.

## **DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS**

*Short title (sec. 2001)*

The House bill contained a provision (sec. 2001) that would designate division B of this Act as the Military Construction Authorization Act for Fiscal Year 2012.

The Senate amendment contained an identical provision (sec. 2001).

The conference agreement includes this provision.

*Expiration of authorizations and amounts required to be specified by law (sec. 2002)*

The House bill contained a provision (sec. 2002) that would ensure that the authorizations provided in titles XXI through XXVI shall expire on October 1, 2014, or the date of enactment of an act authorizing funds for military construction for fiscal year 2015, whichever is later.

The Senate amendment contained an identical provision (sec.

2002).

The conference agreement includes this provision.

## **Legislative Provisions Not Adopted**

### *Funding tables*

The Senate amendment contained a provision (sec. 2003) making the amounts authorized to be appropriated available in the amounts specified in the funding table in section 4501.

The House bill did not contain a similar provision.

The Senate recesses.

### *Effective date*

The House bill contained a provision (sec. 2004) stating the date titles XXI through XXVII shall take effect.

The Senate amendment did not contain a similar provision.

The House recesses.

### *Limitation on implementation of projects designated at various locations*

The House bill contained a provision (sec. 2003) that would limit the Department's ability to award a project authorized for various locations in titles XXI through XXVII.

The Senate amendment did not contain a similar provision.

The House recesses.

## **TITLE XXI—ARMY**

### *Authorized Army construction and land acquisition projects (sec. 2101)*

The House bill contained a provision (sec. 2101) that would authorize military construction projects for the active component of the Army for fiscal year 2012.

The Senate amendment contained a similar provision (sec. 2101).

The Senate recesses with a clarifying amendment.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table in section 4601 of this Act provides the binding list of specific construction projects authorized at

each location.

The budget request included an authorization of appropriations of \$31.0 million for the Department of the Army to construct road and infrastructure improvements at Fort Belvoir, Virginia to support the construction of the National Museum of the United States Army, which would be funded with private donations. The conferees agree to authorize \$25.0 million for infrastructure improvements to construct utilities for the new museum. The conferees have not included an authorization of appropriations for this project, since the Department of the Army has indicated that funds are available through unobligated balances as a result of bid savings for other military construction projects.

The conferees are concerned that the project must comply with statutes regarding the construction of complete and usable facilities. Therefore, the conferees have included a statutory provision that requires the Secretary of the Army to certify to the congressional defense committees prior to an award of a contract for the infrastructure project that sufficient funds from private donations have been raised and a construction contract has been awarded for the "baseline" museum. Finally, the conferees direct the Secretary of the Army to establish and maintain a clear and auditable separation of accounts between appropriations and private donations to ensure that the military construction appropriations are used only for the infrastructure and utilities up to the museum building exterior. The conferees agree that amounts appropriated for military construction should not be used to construct the museum.

The budget request included an authorization of appropriations of \$24.0 million for the Department of the Army to construct a vehicle maintenance facility at Fort Bliss, Texas and a separate request for \$14.6 million to construct infrastructure for the vehicle maintenance facility. The Senate amendment did not include the authorization of appropriations for these two projects.

The Department of the Army notified the conferees that a portion of infrastructure project was required to ensure that a separate Electronics Maintenance Facility included in the budget request would not be complete and usable without the infrastructure project. Therefore the conferees agree to authorize \$11.6 million for the infrastructure project.

The conferees direct the Secretary of the Army to ensure that the authorization for each military construction project in the budget request will include a scope of work that will result

in a complete and useable facility without relying on the authorization of a separate project, even if that project is included in the same budget request.

The conferees are also concerned that the authorization of appropriations for a military construction project for infrastructure or utilities is considered by the United States Corps of Engineers to constitute a complete and usable facility even if the infrastructure or utilities do not service a military facility. The conferees do not agree with this interpretation of military construction statutes as it would permit the construction of 'infrastructure to nowhere' and a waste of taxpayer funds.

*Family housing (sec. 2102)*

The House bill contained a provision (sec. 2102) that would authorize new construction and planning and design of family housing units for the Army for fiscal year 2012. It would also authorize funds for facilities that support family housing, including housing management offices and housing maintenance and storage facilities.

The Senate amendment contained a similar provision (sec. 2102).

The Senate recedes with a clarifying amendment.

*Improvements to military family housing units (sec. 2103)*

The House bill contained a provision (sec. 2103) that would authorize funding for fiscal year 2012 to improve existing family housing.

The Senate amendment contained a similar provision (sec. 2103).

The Senate recedes with a clarifying amendment.

*Authorization of appropriations, Army (sec. 2104)*

The House bill contained a provision (sec. 2104) that would authorize appropriations for the active component military construction and family housing projects of the Army for fiscal year 2012. This provision would also provide an overall limitation on the cost of the fiscal year 2012 military construction and family housing projects authorized for the active-duty component of the Army.

The Senate amendment contained a similar provision (sec.

2104).

The Senate recedes with a clarifying amendment.

*Modification of authority to carry out certain fiscal year 2009 project (sec. 2105)*

The House bill contained a provision (sec. 2105) that would amend the table in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2009 (division B of Public Law 110-417) to allow for a scope increase of a Multipurpose Training Range at Fort Benning, Georgia.

The Senate amendment contained an identical provision (sec. 2105).

The conference agreement includes the provision.

*Modification of authority to carry out certain fiscal year 2010 project (sec. 2106)*

The Senate amendment contained a provision (sec. 2106) that would modify the authority to carry out a certain fiscal year 2010 project.

The House bill did not contain a similar provision.

The House recedes.

*Modification of authority to carry out certain fiscal year 2011 projects (sec. 2107)*

The House bill contained a provision (sec. 2106) that would amend the table in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2011 (division B of Public Law 111-383) to allow for a scope increases in various projects.

The Senate amendment contained an identical provision (sec. 2107).

The conference agreement includes the provision.

*Additional authority to carry out certain fiscal year 2012 project (sec. 2108)*

The House bill contained a provision (sec. 2107) that provided the Secretary of the Army authorization to carry out a military construction project to construct a water treatment facility for Fort Irwin, California.

The Senate amendment contained a similar provision (sec. 2108).

The House recesses with a clarifying amendment.

*Extension of authorizations of certain fiscal year 2008 projects  
(sec. 2109)*

The House bill contained a provision (sec. 2108) that would extend the authorization for certain projects.

The Senate amendment contained a similar provision (sec. 2109).

The House recesses with a clarifying amendment.

*Extension of authorizations of certain fiscal year 2009 projects  
(sec. 2110)*

The House bill contained a provision (sec. 2109) that would extend the authorization for certain projects.

The Senate amendment contained an identical provision (sec. 2110).

The conference agreement includes the provision.

*Tour normalization (sec. 2111)*

The Senate amendment contained a provision (sec. 2113) that would prevent the obligation or expenditure of funds for tour normalization until certain conditions were met.

The House bill did not contain a similar provision.

The House recesses with a clarifying amendment.

The conferees note that the term, "tour normalization", refers to a proposal to allow all married service members to serve accompanied tours in Korea. Within tour normalization, unmarried or unaccompanied (no dependents authorized) members would serve 24 months and accompanied members would serve 36 months. Command sponsorship opportunities are not available to all service members and are controlled by U.S. Forces Korea. U.S. Forces Korea allocates command sponsorship based on the readiness contribution of stabilizing key leaders and critical skill positions for longer periods of time. Command sponsorship opportunity is contingent upon the availability of facilities and services and is currently capped at 4,645 positions across the peninsula, covering all services. The conferees' intent is to restrict the increase of command sponsorship opportunities above 4,645.

*Technical amendments to correct certain project specifications*

*(sec. 2112)*

The House bill contained a provision (sec. 2110) that would make certain technical amendments to correct certain project specifications.

The Senate amendment contained a similar provision (sec. 2111).

The House recedes with a clarifying amendment.

*Reduction of Army military construction authorization (sec. 2113)*

The Senate amendment contained a provision (sec. 2112) that would reduce the Army's military construction authorization.

The House bill did not contain a similar provision.

The House recedes.

### **Legislative Provision Not Adopted**

*Additional budget items relating to Army construction and land acquisition projects*

The House bill contained a provision (sec. 2111) authorizing the Secretary of the Army additional funding.

The Senate amendment did not contain a similar provision.

The House recedes.

## **TITLE XXII-NAVY**

### **Legislative Provisions Adopted**

*Authorized Navy construction and land acquisition projects (sec. 2201)*

The House bill contained a provision (sec. 2201) that would authorize military construction projects for the active component of the Navy for fiscal year 2012.

The Senate amendment contained a similar provision (sec. 2201).

The Senate recedes with a clarifying amendment.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table in section 4601 of this Act provides the

binding list of specific construction projects authorized at each location.

The budget request included an authorization of appropriations of \$45.2 million for Waterfront Development, Phase 4 at Naval Support Activity Bahrain, which included the construction of a climate controlled warehouse, a vehicle wash rack, and a fleet recreation center. The conferees note that phase 3 of the project has not yet been awarded.

The conferees encourage the Department of the Navy to review the timing and phasing of the recapitalization of the Navy's existing facilities to ensure that only the most critical projects in direct support of Naval operations in the Central Command area of responsibility are carried out in a difficult budget environment.

The budget request included authorizations of appropriations of \$77.3 million for Finegayan Water Utilities, Guam and \$78.7 million for North Ramp Utilities, Increment 2 at Anderson Air Base, Guam. The conferees defer the authorization of appropriations for these two projects pending receipt of information required by section 2207 of this Act.

The conferees determined that the Massey Avenue Corridor Improvements Project had merit to support requirements at the Naval Station Mayport, Florida, whether or not a nuclear powered aircraft carrier was home ported there.

#### *Family housing (sec. 2202)*

The House bill contained a provision (sec. 2202) that would authorize new construction and planning and design of family housing units for the Navy for fiscal year 2012. It would also authorize funds for facilities that support family housing, including housing management offices and housing maintenance and storage facilities.

The Senate amendment contained a similar provision (sec. 2202).

The Senate recedes with a clarifying amendment.

#### *Improvements to military family housing units (sec. 2203)*

The House bill contained a provision (sec. 2203) that would authorize funding for fiscal year 2012 to improve existing family housing.

The Senate amendment contained a similar provision (sec. 2203).

The Senate recesses with a clarifying amendment.

*Authorization of appropriations, Navy (sec. 2204)*

The House bill contained a provision (sec. 2204) that would authorize appropriations for the active component military construction and family housing projects of the Navy for fiscal year 2012. This provision would also provide an overall limitation on the cost of the fiscal year 2012 military construction and family housing projects authorized for the active-duty component of the Navy.

The Senate amendment contained a similar provision (sec. 2204).

The Senate recesses with a clarifying amendment.

*Extension of authorizations of certain fiscal year 2008 project (sec. 2205)*

The House bill contained a provision (sec. 2205) extending the authorization for certain projects.

The Senate amendment contained a similar provision (sec. 2205).

The House recesses with a clarifying amendment.

*Extension of authorizations of certain fiscal year 2009 projects (sec. 2206)*

The House bill contained a provision (sec. 2206) extending the authorization for certain projects.

The Senate amendment contained a similar provision (sec. 2206).

The House recesses with a clarifying amendment.

*Guam realignment (sec. 2207)*

The Senate amendment contained a provision (sec. 2208) preventing the obligation or expenditure of funds to execute the realignment of Marine Corps personnel from Okinawa to Guam until certain conditions are met.

The House bill did not contain a similar provision.

The House recesses with an amendment that extends the limitation on the use of funds authorized to be appropriated in the Act with certain exceptions. The amendment also requires the Secretary of Defense to obtain a specific authorization for

the use of appropriated funds in fiscal year 2012 to be used to construct or acquire public infrastructure on Guam.

The conferees note that the Department of Defense has not overcome a number of obstacles, including lengthy environmental studies, legal challenges, and land use issues, thereby delaying its execution of planned military construction projects associated with the realignment that have been authorized and appropriated in previous acts.

The conferees also note that while the congressional defense committees have been briefed on the Marine Corps' preferred force lay-down on Guam, the Secretary of Defense has yet to provide Congress with a master plan for construction of facilities and infrastructure to support the Marine Corps' preferred option.

As was noted in the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (P.L. 111-383), the conferees continue to support a comprehensive approach in the Pacific that supports our strategic interests. Guam is an essential element in the framework of the United States' theater security plan, but the continued lack of a comprehensive master plan and the inability of the Government of Japan to demonstrate tangible progress for the Futenma Replacement Facility provide additional risk in our ability to quickly move forward with the realignment.

The conferees encourage the Secretary of Defense to promptly provide the committees with a master plan, as well as a cost-mitigation strategy, for the realignment of forces to Guam.

*Reduction of Navy military construction authorization (sec. 2208)*

The Senate amendment contained a provision (sec. 2207) that would reduce the Navy's military construction authorization.

The House bill did not contain a similar provision.

The House recedes with a clarifying amendment.

### **Legislative Provision Not Adopted**

*Additional budget items relating to Navy construction and land acquisition projects*

The House bill contained a provision (sec. 2207) authorizing the Secretary of the Navy additional funding.

The Senate amendment did not contain a similar provision.

The House recesses.

## **TITLE XXIII—AIR FORCE**

### **Legislative Provisions Adopted**

#### *Authorized Air Force construction and land acquisition projects (sec. 2301)*

The House bill contained a provision (sec. 2301) that would authorize military construction projects for the active component of the Air Force for fiscal year 2013.

The Senate amendment contained a similar provision (sec. 2301).

The Senate recesses with a clarifying amendment.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table in section 4601 of this Act provides the binding list of specific construction projects authorized at each location.

The budget request included an authorization of appropriations of \$128.0 million for the Department of the Air Force to construct a Fuel Maintenance Hangar at Andersen Air Force Base, Guam as part of the Guam Strike program. According to budget documents provided to Congress, Guam Strike could cost more than \$2.9 billion though the Air Force future-year defense program only contains approximately \$450.0 million for the program.

The conferees believe that completing the Guam Strike program would be a significant investment and the Air Force should therefore re-assess the affordability of such an investment for a rotational presence.

#### *Family housing (sec. 2302)*

The House bill contained a provision (sec. 2302) that would authorize new construction and planning and design of family housing units for the Air Force for fiscal year 2012. It would also authorize funds for facilities that support family housing, including housing management offices and housing maintenance and storage facilities.

The Senate amendment contained a similar provision (sec. 2302).

The Senate recesses.

*Improvements to military family housing units (sec. 2303)*

The House bill contained a provision (sec. 2303) that would authorize funding for fiscal year 2012 to improve existing family housing.

The Senate amendment contained a similar provision (sec. 2303).

The Senate recesses.

*Authorization of appropriations, Air Force (sec. 2304)*

The House bill contained a provision (sec. 2304) that would authorize appropriations for the active component military construction and family housing projects of the Air Force for fiscal year 2012. This provision would also provide an overall limitation on the cost of the fiscal year 2012 military construction and family housing projects authorized for the active-duty component of the Army.

The Senate amendment contained a similar provision (sec. 2304).

The Senate recesses with a clarifying amendment.

*Modification of authority to carry out certain fiscal year 2010 project (sec. 2305)*

The House bill contained a provision (sec. 2305) that amends the table in section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2010 (division B of Public Law 111-84) to allow for a scope increase of a Ground Control Tower at Hickam Air Force Base, Hawaii.

The Senate amendment contained an identical provision (sec. 2305).

The conference agreement includes the provision.

*Extension of authorization of certain fiscal year 2009 project (sec. 2306)*

The House bill contained a provision (sec. 2306) that would extend the authorization for an Air Force fiscal year 2009 military construction project at Spangdahlem Air Base, Germany.

The Senate amendment contained an identical provision (sec. 2306).

The conference agreement includes the provision.

*Reduction of Air Force military construction authorization (sec. 2307)*

The Senate amendment contained a provision (sec. 2307) that would reduce the Air Force's military construction authorization.

The House bill did not contain a similar provision.

The House recedes with a clarifying amendment.

### **Legislative Provisions Not Adopted**

*Limitation on implementation of consolidation of Air and Space Operations Center of the Air Force*

The House bill contained a provision (sec. 2307) limiting the implementation of consolidation of the Air and Space Operations Center of the Air Force.

The Senate amendment did not contain a similar provision.

The House recedes.

The conferees note that the Air Force announced a decision not to pursue a plan to consolidate Air Operations Centers in the United States.

*Additional budget items relating to Air Force construction and land acquisition projects*

The House bill contained a provision (sec. 2308) authorizing the Secretary of the Air Force additional funding.

The Senate amendment did not contain a similar provision.

The House recedes.

## **TITLE XXIV—DEFENSE AGENCIES**

### **Subtitle A—Defense Agency Authorizations**

*Authorized defense agencies construction and land acquisition projects (sec. 2401)*

The House bill contained a provision (sec. 2401) that would authorize military construction projects for the defense agencies for fiscal year (FY) 2012.

The Senate amendment contained a similar provision (sec.

2401).

The Senate recesses with a clarifying amendment.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table in section 4601 of this Act provides the binding list of specific construction projects authorized at each location.

The agreement does not contain authorization for the North Atlantic Treaty Organization (NATO) Headquarters Facility, in Brussels, Belgium. The conferees believe that this facility is more appropriately funded through the NATO Security Investment Program, which has available unobligated balances.

The agreement contains authorization of a replacement elementary school at Baumholder, Germany with language that requires the Secretary of Defense to certify that Baumholder is an enduring location.

The agreement contains authorization for a Medical Center Replacement Facility at Rhine Ordnance Barracks, Germany. The conferees support the project, but are concerned that the overall scope exceeds demand requirements. Therefore, the conferees request the Secretary reassess the scope of this project and submit the results of this assessment in the form of an amended fiscal year 2013 request.

The President's budget request included an authorization of appropriations for military construction of \$54.6 million to fit out the third floor of the National Geospatial Agency's (NGA) Technology center at Fort Belvoir, Virginia. This facility was constructed in 2010 as a result of the 2005 Defense Base Closure and Realignment (BRAC) Round. During review of the classification of work for this project, the conferees received a ruling from the Office of General Counsel of the Department of Defense that "that specifically authorized MILCON is the appropriate approach for this project." As a result, the conferees are concerned that the original BRAC military construction project may not have complied with section 2801 of title 10, United States Code, which requires a military construction project to include all military construction work necessary to produce a complete and usable facility. Therefore conferees direct the Comptroller General of the United States to prepare a report for the congressional defense committees no later than June 30, 2012 on the following:

1. A review of the BRAC project authorization for the NGA Technology center and a determination whether the Department of Defense carried out the full scope contained

in the budget justification documents to construct a complete and usable facility;

2. The circumstances that resulted in a portion of the completed facility not able to be used for the purpose for which it was constructed;
3. An assessment of use of the facility to determine whether the facility category code that was proposed at the time of authorization of construction is consistent with its current and proposed use of the third floor;
4. An analysis of the proposed scope of the new work for the fit out of the third floor to determine why specifically authorized military construction funds are required;
5. An assessment whether the project was in compliance with federal laws regarding military construction; and
6. Any other matters the Comptroller General determines are appropriate in the review of this project.

The President's budget request included an authorization for military construction of \$860.6 million and an authorization of appropriations of \$29.6 million for a High Performance Computing Center (HPCC-2) at Fort Meade, Maryland. The conferees strongly support the requirement and note the criticality of a timely completion of the center to national security.

The budget justification documents supporting this project included estimated dates of February 2012 to complete a request for proposals, September 2012 to award a design build construction contract, December 2012 to start construction, and December 2015 to complete construction. The conferees note that the National Security Agency (NSA) did not plan to award a design build contract until the last month of FY 2012.

Given the relatively high cost of this project, the history of NSA's military construction project management, and the critical importance of the mission, the conferees are concerned about providing the full authorization for military construction of \$860.6 million that is not validated by a cost estimate informed by any degree of actual design of the facility. The conferees note that Congress provides separate appropriations to the NSA annually for military construction planning and design specifically to permit the Agency to get as much as a two year head start on the design of projects of critical importance to national security while reducing the risk to U.S. taxpayers that funds will only be used to carry out the essential military requirements identified during the design phase. These funds also permit the agency to be able to award a construction

contract as soon as congressional authorization is received, as opposed to having to wait for that authorization to start design, which can potentially add significant time to total acquisition timeline.

The Director of National Intelligence stated in an appeal to the conferees that "in FY 2012, the National Security Agency requested \$29.6 million in military construction for planning and design of the HPCC-2 facility; the budget funded the construction costs of \$831 million in FY 2013 and FY 2014, for a total cost of \$861 million."

The conferees agree that the request of appropriations totaling \$29.6 million in FY 2012 will only be enough to pay for planning and design costs for the HPCC-2 and that the remaining \$830.0 million for construction will be subject to review by the Administration in future budget requests given the need to reduce defense spending. The conferees therefore agree to an authorization of \$29.6 million to complete the design, initiate site preparations, and to order equipment that are considered long lead items for the construction of the facility. The conferees note that the NSA has already initiated a design contract using planning and design appropriations to minimize the impact of any delay in congressional authorizations in order to keep this critical project on schedule.

The Director of National Intelligence also informed the conferees that the House and Senate Intelligence committees have authorized an amount for the HPCC-2 project in the FY 2012 Intelligence Authorization bill. The conferees note a history of actions by the NSA to appeal to the intelligence committees for the approval of military construction projects, most recently an upgrade to the electrical infrastructure of the north side of Fort Meade, at amounts that put the successful award of projects and timely completion of construction at risk. As such, the conferees strongly encourage the NSA to continue to work with the Committees on Armed Services of the Senate and the House of Representatives as the committees of jurisdiction regarding the authorization of military construction projects in order to ensure proper and legal execution of projects that are critical to the national security of the United States.

*Authorized energy conservation projects (sec. 2402)*

The House bill contained a provision (sec. 2402) that would authorize certain energy conservation projects for fiscal year 2012.

The Senate amendment contained a similar provision (sec. 2402).

The Senate recesses with a clarifying amendment.

The budget request included authorization of appropriations for \$135.0 million for the Energy Conservation Investment Program (ECIP). The conferees note that the budget justification documents accompanying the budget request contained a list of projects by service that would be carried out with funds authorized for the ECIP account. The conferees determined that greater transparency and oversight is required to ensure that the projects proposed in the budget request for ECIP are actually carried out. Therefore, the conferees have included in the table at section 4601 of this Act, a list of specific ECIP project authorizations that exceed \$2.0 million that have been added to the military construction tables by project, name, and location. The conferees also note that an authorization of appropriations of \$18.0 million still remains in an unspecified account for various locations for ECIP, which is intended to be used for those projects less than \$2.0 million that were included in the budget request. The conferees note that none of these projects listed in the table at section 4601 are in addition to, or a deviation from the list of projects included in the budget request for this activity.

*Authorization of appropriations, defense agencies (sec. 2403)*

The House bill contained a provision (sec. 2403) that would authorize appropriations for military construction and family housing projects of the defense agencies for fiscal year 2012. This provision would also provide an overall limitation on the cost of the fiscal year 2012 military construction and family housing projects authorized for the active-duty component of the Army.

The Senate amendment contained a similar provision (sec. 2403).

The Senate recesses with a clarifying amendment.

## **Subtitle B-Chemical Demilitarization Authorizations**

*Authorization of appropriations, chemical demilitarization construction, defense-wide (sec. 2411)*

The House bill contained a provision (sec. 2411) that would authorize appropriations for military construction projects for the chemical demilitarization program for fiscal year 2012.

The Senate amendment contained a similar provision (sec. 2411).

The Senate recesses with a clarifying amendment.

## **Subtitle C-Other Matters**

*Reduction of defense agencies military construction authorization (sec. 2421)*

The Senate amendment contained a provision (sec. 2412) that would reduce the defense agencies' military construction authorization.

The House bill did not contain a similar provision.

The House recesses with a clarifying amendment.

## **Legislative Provision Not Adopted**

*Additional budget items relating to defense agencies construction and land acquisition projects*

The House bill contained a provision (sec. 2404) authorizing the Secretary of Defense additional funding.

The Senate amendment did not contain a similar provision.

The House recesses.

## **TITLE XXV-NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM**

### **Legislative Provisions Adopted**

*Authorized NATO construction and land acquisition projects (sec. 2501)*

The House bill contained a provision (sec. 2501) that would authorize the Secretary of Defense to make contributions to the North Atlantic Treaty Organization Security Investment Program in an amount equal to the sum of the amount specifically authorized in section 2502 of this title and the amount of recoupment due to the United States for construction previously

financed by the United States.

The Senate amendment contained a similar provision (sec. 2501).

The House recesses.

*Authorization of appropriations, NATO (sec. 2502)*

The House bill contained a provision (sec. 2502) that would authorize the U.S. contribution to the North Atlantic Treaty Organization Security Investment Program.

The Senate amendment contained a similar provision (sec. 2502).

The Senate recesses.

**TITLE XXVI—GUARD AND RESERVE FORCES  
FACILITIES**

**Subtitle A—Project Authorizations and  
Authorization of Appropriations**

*Authorized Army National Guard construction and land acquisition projects (sec. 2601)*

The House bill contained a provision (sec. 2601) that would authorize military construction projects for the Army National Guard for fiscal year 2012.

The Senate amendment contained a similar provision (sec. 2601).

The Senate recesses with a clarifying amendment.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table in section 4601 of this Act provides the binding list of specific construction projects authorized at each location.

*Authorized Army Reserve construction and land acquisition projects (sec. 2602)*

The House bill contained a provision (sec. 2602) that would authorize military construction projects for the Army Reserve for fiscal year 2012.

The Senate amendment contained a similar provision (sec.

2602).

The Senate recedes with a clarifying amendment.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table in section 4601 of this Act provides the binding list of specific construction projects authorized at each location.

*Authorized Navy Reserve construction and land acquisition projects (sec. 2603)*

The House bill contained a provision (sec. 2603) that would authorize military construction projects for the Navy Reserve for fiscal year 2012.

The Senate amendment contained a similar provision (sec. 2603).

The Senate recedes with a clarifying amendment.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table in section 4601 of this Act provides the binding list of specific construction projects authorized at each location.

*Authorized Air National Guard construction and land acquisition projects (sec. 2604)*

The House bill contained a provision (sec. 2604) that would authorize military construction projects for the Air National Guard for fiscal year 2012.

The Senate amendment contained a similar provision (sec. 2604).

The Senate recedes with a clarifying amendment.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table in section 4601 of this Act provides the binding list of specific construction projects authorized at each location.

*Authorized Air Force Reserve construction and land acquisition projects (sec. 2605)*

The House bill contained a provision (sec. 2605) that would authorize military construction projects for the Air Force Reserve for fiscal year 2012.

The Senate amendment contained a similar provision (sec. 2605).

The Senate recesses with a clarifying amendment.

The authorized amounts are listed in this provision on an installation-by-installation basis. A State list of projects contained in the table in section 4601 of this Act provides the binding list of specific construction projects authorized at each location.

*Authorization of appropriations, National Guard and Reserve (sec. 2606)*

The House bill contained a provision (sec. 2606) that would authorize appropriations for the reserve component military construction projects for fiscal year 2012. This provision would also provide an overall limitation on the cost of the fiscal year 2012 military construction projects authorized for the reserve components.

The Senate amendment contained a similar provision (sec. 2606).

The Senate recesses.

## **Subtitle B-Other Matters**

*Extension of authorization of certain fiscal year 2008 project (sec. 2611)*

The House bill contained a provision (sec. 2621) that would extend the authorization for an Army National Guard fiscal year 2008 military construction project at East Fallowfield Township, Pennsylvania.

The Senate amendment contained a similar provision (sec. 2607).

The Senate recesses.

*Extension of authorization of certain fiscal year 2009 projects (sec. 2612)*

The House bill contained a provision (sec. 2622) that would extend the authorization for certain fiscal year 2008 military construction projects.

The Senate amendment contained a similar provision (sec. 2608).

The Senate recesses with a clarifying amendment.

*Modification of authority to carry out certain fiscal year 2008 and 2009 projects (sec. 2613)*

The Senate amendment contained a provision (sec. 2609) that amends the table in section 2601(a) of the Military Construction Authorization Act for Fiscal Year 2009 (division B of Public Law 110-417) to allow the Secretary of the Army to construct an Army Reserve Center at Carlin, Nevada.

The House bill did not contain a similar provision.

The House recesses with a clarifying amendment.

### **Legislative Provisions Not Adopted**

*Additional budget items relating to Air Force Reserve construction and land acquisition projects*

The House bill contained a provision (sec. 2613) authorizing the Secretary of the Air Force additional funding.

The Senate amendment did not contain a similar provision.

The House recesses.

*Additional budget items relating to Air National Guard construction and land acquisition projects*

The House bill contained a provision (sec. 2612) authorizing the Secretary of the Air Force additional funding.

The Senate amendment did not contain a similar provision.

The House recesses.

*Additional budget items relating to Army National Guard construction and land acquisition projects*

The House bill contained a provision (sec. 2611) authorizing the Secretary of the Army additional funding.

The Senate amendment did not contain a similar provision.

The House recesses.

## **TITLE XXVII—BASE REALIGNMENT AND CLOSURE ACTIVITIES**

### **Legislative Provisions Adopted**

*Authorization of appropriations for base realignment and closure activities funded through Department of Defense Base Closure Account 1990 (sec. 2701)*

The House bill contained a provision (sec. 2701) that would authorize appropriations for fiscal year 2011 for ongoing activities that are required to implement the decision of the 1988, 1991, 1993, and 1995 Base Closure and Realignment.

The Senate amendment contained a similar provision (sec. 2701).

The Senate recesses.

*Authorized Base Realignment and Closure activities funded through Department of Defense Base Closure account 2005 (sec. 2702)*

The House bill contained a provision (sec. 2702) that would authorize military construction projects for fiscal year 2012 for ongoing activities that are required to implement the decisions of the 2005 Base Closure and Realignment round.

The Senate amendment contained a similar provision (sec. 2702).

The Senate recesses.

*Completion of specific base closure and realignment recommendations (sec. 2703)*

The House bill contained a provision (sec. 2704) that would authorize the Department limited authority to extend the implementation period of not more than seven decisions contained in the 2005 Defense Base Closure and Realignment (BRAC) round beyond the statutory deadline.

The Senate amendment did not contain a similar provision.

The Senate recesses with an amendment that would direct the Secretary of Defense to complete all 2005 Defense BRAC actions as expeditiously as possible.

Closing unnecessary defense facilities has historically been difficult because of public concern about the economic effects of closures on communities and the perceived lack of impartiality in the decision-making process. The Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101-510) (BRAC) created an independent commission to review a list of bases for realignment and closure submitted by the Secretary of Defense.

The Department of Defense has now undergone five BRAC rounds. The 2005 Base Realignment and Closure round was the biggest, most complex, and costliest round of BRAC to date. The final BRAC 2005 Commission forwarded a total of 182 closures or realignments to the Congress, including 177 of the 190 recommendations submitted by the Secretary of Defense and five closures or realignment recommendations from the eight installations it considered on its own initiative. These recommendations resulted in 22 major closures and 33 major realignments.

The Secretary of Defense was required to complete all BRAC actions by September 15, 2011. This deadline was directed in statute in order to guide investments and to provide a degree of certainty to local communities around military bases affected by base closures and realignments.

The budget request for fiscal year 2012 included a legislative proposal from the Department of Defense that would provide legislative relief to the statutory deadline for up to 10 BRAC recommendations. The conferees continued to monitor the recommendations that were in danger of missing the BRAC deadline throughout the year.

By the deadline, September 15, 2011, the Department of Defense notified the conferees that essentially all but two recommendations were completed.

The conferees note that the 2005 BRAC Commission acknowledged in their report that the Umatilla Depot in Oregon might not be closed by the deadline due to chemical demilitarization treaty obligations.

The successful completion of the BRAC decision to consolidate medical commands was dependent on actions by other congressional committees to approve a prospectus for a lease carried out by the General Services Administration. While the lease has been approved, the Department is still in the process of carrying out the move.

The conferees expect that both closures will be carried out in accordance with the BRAC statute regarding land disposal and the movement of personnel.

*Special considerations related to transportation infrastructure in consideration and selection of military installations for closure or realignment (sec. 2704)*

The House bill contained a provision (sec. 2706) that would require the secretary concerned to include transportation

assessment of a proposed closure or realignment of civilian personnel that exceed certain thresholds.

The Senate amendment did not contain a similar provision. The Senate recesses with a clarifying amendment.

### **Legislative Provisions Not Adopted**

*Authorization of appropriations for Base Realignment and Closure activities funded through Department of Defense Base Closure account 2005*

The House bill contained a provision (sec. 2703) that would authorize appropriations for fiscal year 2012 for ongoing activities that are required to implement the decision of the 2005 Base Closure and Realignment.

The Senate amendment contained a similar provision (sec. 2703).

The House and Senate recessed.

*Reduction of military construction authorization for base realignment and closure activities authorized through the Department of Defense Base Closure Account 1990*

The Senate amendment contained a provision (sec. 2704) that would reduce the Base Closure Account 1990 military construction authorization.

The House bill did not contain a similar provision.

The Senate recesses.

*Increased emphasis on evaluation of costs and benefits in consideration and selection of military installations for closure or realignment*

The House bill contained a provision (sec. 2705) that would increase the emphasis on the evaluation of costs and benefits in consideration and selection of military installations for closure and realignment.

The Senate amendment did not contain a similar provision.

The House recesses.

The conferees support the ability of the Department to reduce force structure commensurate with the workload and mission requirements; however, the conferees are concerned with the perception that the Department of Defense may have bypassed the limitations of section 2687 of title 10, United States Code,

by completing a reduction in force at a defense activity and then realigning the balance of the workforce. The conferees believe that such a contravention of section 2687 would be inappropriate. Activities that exceed the thresholds of section 2687 at the time of the Secretary's decision to reorganize a particular activity should be specifically submitted in accordance with the notification process delineated in section 2687.

*Limitation on BRAC 133 project implementation*

The House bill contained a provision (sec. 2707) that would limit the number of parking spaces at the BRAC 133 project location until the Secretary of Defense provides certain documents and certification.

The Senate amendment did not contain a similar provision. The House recesses.

## **TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS**

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

*Prohibition on use of any cost-plus system of contracting for military construction and military family housing projects (sec. 2801)*

The House bill contained a provision (sec. 2801) prohibiting the use of any cost-plus system of contracting for military construction and military family housing.

The Senate amendment did not contain a similar provision. The Senate recesses.

*Modification of authority to carry out unspecified minor military construction projects (sec. 2802)*

The House bill contained a provision (sec. 2802(a) through (d)) that would increase the authority provided by section 2805 of title 10, United States Code, and establish a \$3.0 million threshold requiring specific military construction authorization. This provision would also amend section 2805 by

extending certain temporary authorities associated with defense laboratories.

The Senate amendment contained a similar provision (sec. 905(c) and (d)) making certain temporary authorities associated with defense laboratories permanent.

The Senate recesses with a clarifying amendment.

*Protections for suppliers of labor and materials under contracts for military construction projects and military family housing projects (sec. 2803)*

The House bill contained a provision (sec. 2804) increasing the dollar threshold for purposes of determining when a performance bond and payment bond are required under section 3131 of subchapter III of chapter 31 of title 40, United States Code, (commonly referred to as the Miller Act).

The Senate amendment did not contain a similar provision.

The Senate recesses.

*Extension of temporary, limited authority to use operation and maintenance funds for construction projects outside the United States (sec. 2804)*

The House bill contained a provision (sec. 2805) extending for 1 year the authority to use operation and maintenance funds for construction projects inside United States Central Command area of responsibility and Combined Joint Task Force-Horn of Africa areas of responsibility and interest.

The Senate amendment contained a similar provision (sec. 2802).

The House recesses.

*General military construction transfer authority (sec. 2805)*

The Senate amendment contained a provision (sec. 2801) providing the secretary of a military department, or with respect to the defense agencies, the Secretary of Defense, the authority to transfer authorization of appropriations provided in fiscal year 2012 between any such authorization of appropriations for that military department or defense agency for that fiscal year.

The House bill did not contain a similar provision.

The House recesses with a clarifying amendment.

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

*Clarification of authority to use Pentagon Reservation  
Maintenance Revolving Fund for minor construction and alteration  
activities at Pentagon Reservation (sec. 2811)*

The House bill contained a provision (sec. 2811) clarifying the authority to use Pentagon Reservation Maintenance Revolving Fund monies for minor construction and alteration activities at the Pentagon Reservation.

The Senate amendment contained a similar provision (sec. 2803).

The Senate recedes.

*Reporting requirements related to the granting of easements  
(sec. 2812)*

The House bill contained a provision (sec. 2812) that would remove the discretion of secretaries of the military departments regarding purposes for which easements for rights-of-way may be granted.

The Senate amendment did not contain a similar provision.  
The Senate recedes with a clarifying amendment.

*Limitations on use or development of property in Clear Zone  
Areas and clarification of authority to limit encroachments  
(sec. 2813)*

The House bill contained a provision (sec. 2813) that would amend section 2684a of title 10, United States Code, by authorizing the Secretary of Defense or the secretary of a military department to enter into an agreement to protect Clear Zone Areas adjacent to airfields at military installations.

The Senate amendment contained a provision (sec. 2812) that would also amend section 2684a of title 10, United States Code, by clarifying authorities to limit encroachment on military installations.

The Senate recedes with an amendment that would combine House section 2813 and Senate section 2812 into a single provision.

*Department of Defense conservation and cultural activities (sec.*

2814)

The Senate amendment contained a provision (sec. 2813) that would modify section 2694(b)(2) of title 10, United States Code, to enhance the ability of the Department of Defense to assist with the implementation of certain land management plans and to clarify that the purpose of wildlife studies authorized under the section includes the sustainability of military operations.

The House bill contained a similar provision (sec. 312).  
The House recesses.

*Exchange of property at military installations (sec. 2815)*

The Senate amendment contained a provision (sec. 2811) that would allow for certain exchanges of real property at military installations.

The House bill did not contain a similar provision.  
The House recesses.

*Defense access road program enhancements to address transportation infrastructure in vicinity of military installations (sec. 2816)*

The House bill contained a provision (sec. 2814) that would expand the authority of the Department of Defense (DOD) to use military construction appropriations to mitigate significant transportation impacts caused as a result of an expanded defense mission.

The Senate amendment did not contain a similar provision.  
The Senate recesses with a clarifying amendment.

The conferees adopt the provision in recognition that transportation issues have been an issue in recent base realignments and the Department of Defense has been slow to revise the criteria for the Defense Access Road program. Recognition of these transportation issues does not imply that their mitigation is a DOD responsibility. The conferees note that many communities have been exceptional partners in ameliorating the impact of base realignments and believe that this practice should be encouraged.

## **Subtitle C—Energy Security**

*Consolidation of definitions used in energy security chapter (sec. 2821)*

The House bill contained a provision (sec. 2821) that would consolidate various definitions used in subchapter III of chapter 173 of title 10, United States Code.

The Senate amendment did not contain a similar provision.

The Senate recesses with a clarifying amendment.

*Consideration of energy security in developing energy projects on military installations using renewable energy sources (sec. 2822)*

The House bill contained a provision (sec. 2822) that would require the Secretary of Defense to establish a policy under which a military installation shall give favorable consideration for energy security in the design and development of renewable energy projects on military installations.

The Senate amendment contained a similar provision (sec. 345) that would require the Secretary of Defense to develop guidance for commanders of military installations inside the United States on planning measures to minimize the effects of a disruption of services by a utility that sells natural gas, water, or electric energy to a military installation in the United States.

The House recesses with a clarifying amendment that combines the two provisions.

*Establishment of interim objective for the Department of Defense 2025 renewable energy goal (sec. 2823)*

The House bill contained a provision (sec. 2823) that would require the Secretary of Defense to establish an interim goal for fiscal year 2018 for the production or procurement of facility energy from renewable energy sources.

The Senate amendment contained a similar provision (sec. 311) that would require the Secretary of Defense to establish interim goals for fiscal years 2015, 2018, and 2021 for the production or procurement of facility energy from renewable energy sources.

The Senate recesses.

*Use of centralized purchasing agents for renewable energy certificates to reduce cost of facility energy projects using renewable energy sources and improve efficiencies (sec. 2824)*

The House bill contained a provision (sec. 2824) that would require the Secretary of Defense to establish a policy to maximize savings by directing the centralized, bulk purchase of replacement renewable energy certificates in connection with the development of facility energy projects using renewable energy sources.

The Senate amendment did not contain a similar provision.  
The Senate recesses.

*Identification of energy-efficient products for use in construction, repair, or renovation of Department of Defense facilities (sec. 2825)*

The House bill contained a provision (sec. 2825) requiring the Secretary of Defense to prescribe a definition of the term 'energy-efficient product' and establish and maintain a list of products satisfying the definition.

The Senate amendment did not contain a similar provision.  
The Senate recesses.

*Submission of annual Department of Defense energy management reports (sec. 2826)*

The House bill contained a provision (sec. 2827) that would amend section 2925(a) of title 10, United States Code, to require the Secretary of Defense to submit the annual installation energy report not later than 120 days after the end of each fiscal year and would require that the annual report detail the fulfillment during that fiscal year of the energy performance goals for the Department of Defense under section 2911 of title 10, United States Code.

The Senate amendment did not contain a similar provision.  
The Senate recesses.

*Requirement for Department of Defense to capture and track data generated in metering Department facilities (sec. 2827)*

The House bill contained a provision (sec. 2829) that would require the Secretary of Defense to ensure that data being generated by installation energy meters is captured and tracked to determine baseline energy consumption and facilitate efforts to reduce energy consumption.

The Senate amendment contained a similar amendment (sec. 317) that would require the Secretary of Defense, to the maximum

extent practicable, to ensure that the information generated by the installation energy meters be captured and tracked to determine baseline energy consumption and facilitate efforts to reduce energy consumption.

The Senate recesses.

*Metering of Navy piers to accurately measure energy consumption (sec. 2828)*

The House bill contained a provision (sec. 2830) that would require the Secretary of Defense to meter Navy piers in order that the energy consumption of naval vessels while in port can be accurately measured and lead to reductions in consumption.

The Senate amendment did not contain a similar provision.

The Senate recesses.

*Training policy for Department of Defense energy managers (sec. 2829)*

The House bill contained a provision (sec. 2826) that would require the Secretary of Defense to establish a training program for Department of Defense (DOD) energy managers designated for military installations.

The Senate amendment contained a similar provision (sec. 318) that would require the Secretary of Defense to establish a policy for the training of designated DOD energy managers for military installations.

The House recesses with a clarifying amendment.

*Report on energy-efficiency standards and prohibition on use of funds for Leadership in Energy and Environmental Design gold or platinum certification (sec. 2830)*

The House bill contained a provision (sec. 2831) requiring a report on the energy-efficiency standards utilized by the Department of Defense for military construction and prohibiting the use of funds to obtain Leadership in Energy and Environmental Design gold or platinum certification.

The Senate amendment did not contain a similar provision.

The Senate recesses with a clarifying amendment.

## **Subtitle D-Provisions Related to Guam Realignment**

*Certification of medical care coverage for H-2B temporary workforce on military construction projects on Guam (sec. 2841)*

The House bill contained a provision (sec. 2842) that would prohibit the Secretary of the Navy from awarding any additional construction projects associated with the realignment of military forces on Guam until the Secretary establishes a lead system integrator for health care for the H-2B workers.

The Senate amendment did not contain a similar provision.  
The Senate recesses with a clarifying amendment.

*Repeal of condition on use of specific utility conveyance authority regarding Guam integrated water and wastewater treatment system (sec. 2842)*

The House bill contained a provision (sec. 2844) that would modify the permissive utility conveyance authority contained in section 2822 of the Military Construction Authorization Act for Fiscal Year 2011 (division B of Public Law 111-383).

The Senate amendment did not contain a similar provision.  
The Senate recesses.

## **Subtitle E—Land Conveyances**

*Land conveyance and exchange, Joint Base Elmendorf Richardson, Alaska (sec. 2851)*

The Senate amendment contained a provision (sec. 2823) providing for a land conveyance and exchange at Joint Base Elmendorf Richardson, Alaska.

The House bill did not contain a similar provision.  
The House recesses.

*Release of reversionary interest, Camp Joseph T. Robinson, Arkansas (sec. 2852)*

The Senate amendment contained a provision (sec. 2821) revising the reversionary interest in certain land at Camp Joseph T. Robinson, Arkansas.

The House bill did not contain a similar provision.  
The House recesses.

*Clarification of land conveyance authority, Camp Caitlin and*

*Ohana Nui areas, Hawaii (sec. 2853)*

The Senate amendment contained a provision (sec. 2822) clarifying section 2856(a) of the Military Construction Authorization Act for Fiscal Year 2010 (division B of Public Law 111-84).

The House bill did not contain a similar provision.  
The House recesses.

*Land exchange, Fort Bliss Texas (sec. 2854)*

The House bill contained a provision (sec. 2851) that would authorize the Secretary of the Army to exchange approximately 694 acres of real property at Fort Bliss, Texas, for approximately 2,880 acres of real property from the Texas General Land Office.

The Senate amendment did not contain a similar provision.  
The Senate recesses.

*Land Conveyance, former Defense Depot Ogden, Utah (sec. 2855)*

The House bill contained a provision (sec. 2852) authorizing a land conveyance, former Defense Depot, Ogden, Utah.

The Senate amendment did not contain a similar provision.  
The Senate recesses with a clarifying amendment.

## **Subtitle F-Other Matters**

*Redesignation of Industrial College of the Armed Forces as the Dwight D. Eisenhower School for National Security and Resource Strategy (sec. 2861)*

The House bill contained a provision (sec. 2861) that would rename the Industrial College of the Armed Forces to the Dwight D. Eisenhower School for National Security and Resource Strategy.

The Senate amendment contained a similar provision (sec. 1083).

The House recesses.

*Redesignation of Mike O'Callaghan Federal Hospital in Nevada as Mike O'Callaghan Federal Medical Center (sec. 2862)*

The Senate amendment contained a provision (sec. 2833) that would redesignate the Mike O'Callaghan Federal Hospital in Nevada as the Mike O'Callaghan Federal Medical Center.

The House did not contain a similar provision.

The House recesses.

*Prohibition on naming Department of Defense real property after a Member of Congress (sec. 2863)*

The House bill contained a provision (sec. 2863) that would prohibit the naming of Department of Defense real property after a sitting Member of Congress.

The Senate amendment did not contain a similar provision.

The Senate recesses.

*Notification of reductions in number of members of the armed forces assigned to permanent duty at a military installation (sec. 2864)*

The House bill contained a provision (sec. 2862) that would require a notification before the Secretary of Defense or secretary of a military department reduces the number of military service members at an installation by more than 1,000.

The Senate amendment did not contain a similar provision.

The Senate recesses with a clarifying amendment.

*Investment plan for the modernization of public shipyards under jurisdiction of Department of the Navy (sec. 2865)*

The Senate amendment contained a provision (sec. 2831) that would require the Secretary of the Navy to submit a plan to address the facility and infrastructure requirements at each public shipyard under the jurisdiction of the Department of the Navy.

The House did not contain a similar provision.

The House recesses with a clarifying amendment.

*Report on the homeowners assistance program (sec. 2867)*

The House bill contained a provision (sec. 2864) requiring a report on the homeowners assistance program.

The Senate amendment did not contain a similar provision.

The Senate recesses.

*Data servers and centers (sec. 2866)*

The Senate amendment contained a provision (sec. 2832) that would impose a moratorium within the Department of Defense (DOD) on the acquisition or upgrade of data servers, server farms, and data centers, with a waiver process for exceptions; and require the implementation of a plan developed by the DOD Chief Information Officer (CIO) to achieve (1) a reduction in the size of data centers, (2) a reduction in the energy consumed to power and cool servers and data centers, (3) an increase in server virtualization, (4) an increase in the utilization rates of servers and data center capacity, (5) a reduction in the cost of software and applications running on servers and within data centers, and (6) a reduction in the cost of labor associated with operating servers and data centers.

The House bill contained no similar provision.

The House recesses with an amendment that would limit the near-term moratorium to server farms and data centers, and change the authority to coordinate exceptions for national intelligence components within the Department of Defense on behalf of the Director of National Intelligence to the Intelligence Community CIO rather than the CIO of the Office of the Director of National Intelligence.

### **Legislative Provisions Not Adopted**

*Condition on rental of family housing in foreign countries for general and flag officers*

The House bill contained a provision (sec. 2803) that would limit general and flag officer housing leases in foreign countries to the design criteria for similar housing in the United States.

The Senate amendment did not contain a similar provision.

The House recesses.

*Continuous commissioning of Department of Defense facilities to resolve operating problems, improve comfort, optimize energy use, and identify retrofits*

The House bill contained a provision (sec. 2828) that would authorize the Secretary of Defense to require the continuous commissioning of Department of Defense (DOD) facilities.

The Senate amendment contained no similar provision.

The House recesses.

The conferees note that the DOD is currently required to recommission and retrocommission its facilities. When commissioning facilities, the conferees want to ensure that, where appropriate, the DOD considers the most current technologies, subject to fiscal constraints, as opposed to retrocommissioning the facility back to when it was originally constructed.

*Use of operation and maintenance funding to support community adjustments related to realignment of military installations and relocation of military personnel on Guam*

The House bill contained a provision (sec. 2841) that would authorize the Secretary of Defense to assist the Government of Guam in meeting the costs of providing increase municipal services and facilities associated with the realignment of military forces to Guam.

The Senate amendment did not contain a similar provision.

The House recesses.

*Certification of military readiness need for firing range on Guam as condition on establishment of range*

The House bill contained a provision (sec. 2843) that would prohibit the establishment of a firing range on Guam until the Secretary of Defense certifies that the firing range is required to meet a national security need.

The Senate amendment contained no similar provision.

The House recesses.

*Transfer of the Air Force Memorial to the Department of the Air Force*

The House bill contained a provision (sec. 2865) transferring the Air Force Memorial to the Department of the Air Force.

The Senate amendment did not contain a similar provision.

The House recesses.

# **DIVISION C—DEPARTMENT OF ENERGY NATIONAL SECURITY AUTHORIZATIONS AND OTHER AUTHORIZATIONS**

## **TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS**

### **Subtitle A—National Security Programs Authorizations**

#### *Overview*

Title XXXI authorizes appropriations for atomic energy defense activities of the Department of Energy for fiscal year 2012, including: the purchase, construction, and acquisition of plant and capital equipment; research and development; nuclear weapons activities; nuclear nonproliferation activities; naval nuclear propulsion; environmental cleanup; operating expenses; and other expenses necessary to carry out the purposes of the Department of Energy Organization Act (Public Law 95-91). This title authorizes appropriations in five categories: (1) National Nuclear Security Administration (NNSA); (2) defense environmental cleanup; (3) other defense activities; (4) defense nuclear waste disposal; and (5) energy security and assurance.

#### *National Nuclear Security Administration (sec. 3101)*

The House bill contained a provision (sec. 3101) that would authorize \$11.8 billion for the National Nuclear Security Administration (NNSA), an increase of \$20.0 million above the budget request.

The Senate amendment contained a similar provision (sec. 3101) that would authorize \$11.6 billion for the NNSA, a decrease of \$216.8 million below the budget request.

The conferees agree to include a provision that would authorize \$11.1 billion, a decrease of \$713.0 million below the budget request.

Within NNSA, the provision would authorize \$7.3 billion for weapons activities, a decrease of \$355.0 million below the budget request; \$2.3 billion for defense nuclear nonproliferation, a decrease of \$216.0 million below the budget request; \$1.1 billion for naval reactors, a decrease of \$74.0 million below the budget request; and \$383.0 million for the Office of the Administrator, a decrease of \$67.0 million below the budget request.

Within weapons activities, for directed stockpile work the provision would authorize \$1.9 billion, a decrease of \$84.0 million below the budget request. For campaigns, the provision would authorize \$1.7 billion, a decrease of \$95.0 million below the budget request. For readiness in the technical base and facilities, the provision would authorize \$2.0 billion, a decrease of \$317.0 million below the budget request.

Within defense nuclear nonproliferation, for nonproliferation and verification research and development the provision would authorize \$356.0 million, a decrease of \$61.0 million below the budget request. For nonproliferation and international security, the provision would authorize \$155.0 million, a decrease of \$7.0 million below the budget request. For international nuclear materials protection and cooperation, the provision would authorize \$572.0 million, the amount of the budget request. For fissile materials disposition, the provision would authorize \$685.0 million, a decrease of \$205.0 million below the budget request. For the Global Threat Reduction Initiative, the provision would authorize \$500.0 million, a decrease of \$8.0 million below the budget request.

The conferees note that the Committees on Armed Services of the Senate and House of Representatives fully authorized the President's request for Weapons Activities in his budget request for fiscal year 2012 and provided robust support for his nonproliferation program. The final authorized amounts reflect the amount provided for these activities by the conference report for H.R. 2354 of the Energy and Water Development and Related Agencies Appropriations Act, 2012 of the Subcommittee on Energy and Water Development of the Committee on Appropriations

of the Senate and the Subcommittee on Energy and Water Development, and Related Agencies of the House of Representatives.

The conferees recognize the importance of the NNSA mission for national security, and note the President's commitment to secure all vulnerable nuclear materials within 4 years, and his commitment to modernizing the nuclear deterrent as reflected in the section 1251 modernization plan (Public Law 111-84).

*Defense environmental cleanup (sec. 3102)*

The House bill contained a provision (sec. 3102) that would authorize appropriations for fiscal year 2012 defense environmental cleanup activities.

The Senate amendment contained a similar provision (sec. 3102).

The Senate recesses.

*Other defense activities (sec. 3103)*

The House bill contained a provision (sec. 3103) that would authorize appropriations for fiscal year 2012 other defense activities.

The Senate amendment contained a similar provision (sec. 3103).

The Senate recesses.

## **Subtitle B-Program Authorizations, Restrictions and Limitations**

*Limitation on availability of funds for Center of Excellence on Nuclear Security (sec. 3111)*

The House bill contained a provision (sec. 3112) that would limit funds that may be obligated or expended by the Secretary of Energy for fiscal year 2012 to not more than \$7.0 million for a Center of Excellence on Nuclear Security in the People's Republic of China until the date on which the Secretary of Energy submits two reports to the Committees on Armed Services of the Senate and the House of Representatives, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives. These two reports

would provide additional insight and analysis into the two stated rationales for the Center of Excellence.

The Senate amendment contained a similar provision (sec. 3114) that would recommend a provision that would prohibit the Administrator of the National Nuclear Security Administration (NNSA) from obligating or expending more than \$0.5 million of Defense Nuclear Nonproliferation program funds to establish a center of excellence in any country outside of the former Soviet Union (FSU) until such time as the Administrator of the NNSA submits to the congressional defense committees a report on the particular center to be established.

The Senate recedes with an amendment that would hold 25 percent of funds appropriated for any center of excellence outside the Former Soviet Union until the Secretary of Energy meets reporting requirements set forth in the provision. The report will provide information on any center of excellence established in a country that is not a state of the former Soviet Union and include the following: an identification of the country in which the center will be located; a description of the center's purpose, including the country's existing capacity to develop and implement best practices training for nuclear security; the extent to which the training and relationship building activities planned for the center could contribute to improving the country's historical pattern with respect to the proliferation of weapons of mass destruction and missiles; the agreement under which the center would operate; and, a funding plan for center, including the amount of funds to be provided by the government of the country in which the center will be located and the percentage of total cost establishing and operating the center the funds, provided by the government of the country, will cover. No funds obligated by the Secretary may be used to construct permanent or temporary buildings.

#### *Aircraft Procurement (sec. 3112)*

The Senate amendment contained a provision (sec. 3113) that would authorize the Secretary of Energy to use weapons activities funds available in any fiscal year prior to fiscal year 2013 to purchase not more than one aircraft.

The House bill contained no similar provision.

The House recedes with a technical amendment.

#### *Hanford waste tank cleanup program reforms (sec. 3113)*

The House bill contained a provision (sec. 3114) that would amend section 4442 of the Atomic Energy Defense Act (50 U.S.C. 2622) by striking the portion of section (b) (2) which states "consistent with the policy direction established by the Department, all aspects of the River Protection Project, Richland, Washington" and inserts in its place "all aspects of the River Protection Project, Richland, Washington, including Hanford Tank Farm operations and the Waste Treatment Plant". The provision also amends subsection (d) of section 4442 to require notification to the Committee on Armed Services of the Senate and the House of Representatives of any changes in the roles, responsibilities, and reporting relationships of the Office of River Protection. The provision also reauthorizes the functions of the Office, terminating in 2019, with a clause that the Assistant Secretary of Energy for Environmental Management may extend the functions of the Office further if the Assistant Secretary determines in writing that its termination would disrupt effective management of the Hanford Tank Farm Operation.

The Senate amendment contained no similar provision.

The Senate recedes with a technical amendment.

#### *Recognition of National Atomic Testing Museum (sec. 3114)*

The Senate amendment contained a provision (sec. 3115) that would amend section 7142 of title 42, United States Code, to recognize the National Atomic Testing Museum in Las Vegas, Nevada by stating that (1) it is recognized as the Official Atomic Testing Museum, (2) that it shall be known as the "National Atomic Testing Museum", and (3) "have the sole right throughout the U.S. and its possessions to have and use the name "National Atomic Testing Museum"".

The House bill contained no similar provision.

The House recedes with an amendment striking "have the sole right throughout the U.S. and its possessions to have and use the name 'National Atomic Testing Museum'".

## **Subtitle C-Reports**

#### *Repeal of certain reporting requirements (sec. 3121)*

The House bill contained a provision (sec. 3121) that would repeal several recurring reports from the Secretary of Energy and the Administrator for Nuclear Security; section 3132 of the National Defense Authorization Act for Fiscal Year 2002 (Public

Law 107-107), which requires an annual report to Congress on the financial and programmatic activities of the Nuclear Cities Initiative Program (a program that ended in 2006). The provision would modify section 4302(a)(6) of the Atomic Energy Defense Act (50 U.S.C. 2562) repealing a requirement for the Secretary of Energy to report to Congress each time funds for the Initiatives for Proliferation Prevention Program are used to pay a tax or customs duty levied by the Government of the Russian Federation, this program ended in 2006 and no payments have been made since 2000.

The Senate amendment contained no similar provision.

The Senate recesses.

*Progress on nuclear nonproliferation (sec. 3122)*

The House bill contained a provision (sec. 3122) that would require the Secretary of Energy to submit, annually until 2016, a report on the strategic plans of the Department of Energy and the National Nuclear Security Administration to prevent nuclear and radiological proliferation and an estimate of budget requirements over 10 years, including interagency coordination. This section would also require the Secretary of Energy to submit annually until 2016, an assessment of the risk that non-nuclear weapon countries may acquire nuclear enrichment or reprocessing technology, and a classified list of the location and vulnerability of highly-enriched uranium worldwide.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would change the budget requirements from 10 to 5 years.

*Reports on role of nuclear security complex sites and potential efficiencies (sec. 3123)*

The House bill contained a provision (sec. 3123) that would require the Secretary of Energy to submit to the appropriate committees, no later than February 1, 2012, a report assessing the role of the nuclear security complex sites in supporting efforts for a safe, secure, and reliable nuclear deterrent as well as carrying out nuclear weapons reduction and supporting nuclear nonproliferation efforts. The report would include an assessment of opportunities for efficiencies and cost savings and a long-term plan for the nuclear security complex. Finally, the Comptroller General of the United States would be required to submit to the appropriate congressional committees, no later

than 180 days after submission of the Secretary of Energy's report, an assessment of the Secretary's report.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would change the due date of the report to March 1, 2013, and limit the reporting to the congressional defense committees. The conference agreement would also require the report to include, if the Administrator deems it appropriate, an analysis of the potential for shared use or development of high-explosives research and development capacity, supercomputing platforms and infrastructure maintained for Work for Others programs. If this analysis is not provided in the report, the conferees expect the Administrator to provide a written explanation detailing why these elements were not included.

*Net assessment of high-performance computing capabilities of foreign countries (sec. 3124)*

The House bill contained a provision (sec. 3124) that would require the Administrator for Nuclear Security, in coordination with the Secretary of Defense, the Director of National Intelligence, the Under Secretary of Energy for Science, and the Under Secretary of Commerce for Industry and Security, to conduct a net assessment of high-performance computing capability possessed by foreign countries. The assessment would be required to cover a variety of matters associated with high performance computing. The section would require the Administrator to coordinate the assessment with other appropriate executive agencies and, upon request by the Administrator, require the Secretary of Defense to provide net assessment expertise through the Department of Defense Office of Net Assessment. The Administrator would be required to submit an unclassified report on the results of the assessment, with a classified annex if appropriate, to the appropriate congressional committees within 180 days after the date of enactment of this Act.

The Senate amendment contained no similar provision.

The Senate recesses with an amendment that would require the net assessment to be conducted by the Director of National Intelligence, in consultation with the Secretary of Defense, the Secretary of Energy, the Administrator for Nuclear Security, and the Secretary of Commerce.

The conferees encourage the Director of National Intelligence to work with the Secretary of Defense to leverage

net assessment expertise resident in the Department of Defense Office of Net Assessment and the Administrator for Nuclear Security to leverage high performance computing expertise resident in the national security laboratories of the National Nuclear Security Administration.

*Review and analysis of nuclear waste reprocessing and nuclear reactor technology (sec. 3125)*

The House bill contained a provision (sec. 3125) that would require the Administrator for Nuclear Security to enter into an agreement with the National Academy of Sciences (NAS) to conduct a study on waste reprocessing and Generation IV reactor technologies. The study would include a review of previous studies on waste reprocessing and a determination on the feasibility of using nuclear reactor technology, including Generation IV reactor technology developed at certain sites, to reprocess and reuse nuclear materials in a proliferation-resistant manner while generating electricity. The report would also determine the waste streams from such reactors and analyze the proliferation risks of these waste streams, including their effects on nuclear nonproliferation efforts of the United States. In addition, the study would compare using Generation IV reactors for reprocessing with nuclear waste reprocessing technologies used in other countries and with direct waste disposal. Finally, the study would conduct a detailed analysis of large-scale deployment of such reactor technology at military installations. The Administrator would be required to submit the report transmitted from the NAS no later than 18 months after the date of enactment of this Act.

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would require the Secretary of Energy, in consultation with the Administrator for Nuclear Security and the Secretary of Defense (as needed), to conduct a study on nuclear waste processing and Generation IV reactor technology. The study would include a review of prior studies conducted by the Department of Energy and the NAS related to nuclear waste reprocessing and the use of mixed oxide fuel in reactors, including Generation IV reactors. The study would determine the waste streams from reprocessing and the use of mixed oxide fuel, analyze the nuclear nonproliferation risks of reprocessing and using mixed oxide fuel, and compare the costs and proliferation risks of nuclear waste reprocessing technologies used in other countries with direct disposal. The

provision would also require the Secretary of Energy, in coordination with the Secretary of Defense, to analyze the feasibility of deploying Generation IV reactors or other nuclear reactors using mixed oxide fuel at military installations. The report would be due 180 days after date of enactment of this Act.

## **Subtitle D-Other Matters**

*Sense of Congress on the use of savings from excess amounts for certain pension plan contributions (sec. 3131)*

The House bill contained a provision (sec. 3113) that as stated in the House report accompanying H.R. 1540 (H. Rept. 112-78) of the National Defense Authorization Act for Fiscal Year 2012 would "require the Administrator for Nuclear Security and the Assistant Secretary of Energy for Environmental Management to make determinations throughout each fiscal year, until the end of fiscal year 2016, regarding the level of funds needed to meet the minimum funding standard required by the Employee Retirement Income Security Act of 1974 (Public Law 93-406) for any defined-benefit pension plan operated by management and operating contractors of either the Department of Energy Office of Environmental Management or National Nuclear Security Administration (NNSA). If economic conditions improve, or efficiencies are identified, such that the amounts originally budgeted for contributions to the contractors' pension plans exceed the minimum required by statute, this section would require the Administrator and the Assistant Secretary to promptly obligate or expend the excess funds on high priority budgetary shortfalls, as identified by the Administrator or the Assistant Secretary, respectively. This section would authorize the Administrator and the Assistant Secretary to transfer any such funds as needed to fulfill this purpose, and would require the Administrator and the Assistant Secretary to promptly notify the congressional defense committees if such excess funds are identified or transferred. The authorities authorized by this section would terminate on September 30, 2016."

The Senate amendment contained no similar provision.

The Senate recedes with an amendment that would express a sense of Congress that employee pension plans maintained by contractors who operate and manage the NNSA and the Office of Environmental Management laboratories, plants, and other facilities, should be fully funded consistent with law to ensure

retention of high quality personnel. The sense of Congress would also state that if economic conditions improve, or efficiencies are identified, any funds appropriated for these pensions that are in excess to the contributions required by law should be re-directed and promptly obligated or expended on high-priority mission activities of the NNSA or the Office of Environmental Management.

### **Legislative Provisions Not Adopted**

#### *Energy security and assurance*

The House bill contained a provision (sec. 3104) that would authorize appropriations for fiscal year 2012 Energy Security and Assurance activities.

The Senate amendment contained no similar provision.

The House recedes.

#### *Consolidated reporting requirements relating to nuclear stockpile stewardship, management, and infrastructure*

The House bill contained a provision (sec. 3111) that would consolidate several existing reporting requirements in the Atomic Energy Defense Act, chapter 42 of title 50, United States Code. Specifically, this provision would repeal reporting requirements in sections 4202, 4203, 4203A, 4204, and 4208 of the Atomic Energy Defense Act and consolidate them into a new section 4203.

The Senate amendment contained no similar provision.

The House recedes.

The conferees encourage the Administrator for Nuclear Security to re-submit the legislative proposal for this consolidation to the Committees on Armed Services of the Senate and the House of Representatives for consideration in the National Defense Authorization Act for Fiscal Year 2013.

#### *Additional budget item relating to Global Threat Reduction Initiative*

The House bill contained a provision (sec. 3115) that would increase the authorized level for the Global Threat Reduction Initiative by \$20.0 million offset by an equal reduction from the Aerostat Joint Project Office set forth in table 4201.

The Senate amendment contained no similar provision.

The House recesses.

The conferees do not support the increase in funding because the funding source crosses jurisdictional accounts. The conferees continue to support the Global Threat Reduction Initiative as an important priority for national security.

*Review of security vulnerabilities of national laboratory computers*

The Senate amendment contained a provision (sec. 3111) that would amend section 2659 of title 50, United States Code, to delete the requirement for an annual independent external red team to review the security and vulnerabilities of the computers at the national laboratories and for the Secretary of Energy to submit an annual report setting forth the results of the red team review. The provision would direct the Secretary of Energy to conduct an annual review of security vulnerabilities of the national laboratory computers. The Secretary would submit a report to the congressional defense committees only if and when a significant vulnerability was discovered.

The House bill contained no similar provision.

The Senate recesses.

*Review by Secretary of Energy and Secretary of Defense of Comptroller General assessment of budget requests with respect to the modernization and refurbishment of the nuclear security complex*

The Senate amendment contained a provision (sec. 3112) that would amend section 3255 of the National Nuclear Security Administration Act (50 U.S.C. 2455(a)) to direct the Secretary of Energy, in consultation with the Secretary of Defense, to review the Government Accountability Office (GAO) report required by this section. Within 30 days of receiving the GAO report, the Secretary of Energy, in consultation with the Secretary of Defense, would complete the review of the GAO report and submit the results to the congressional defense committees. This report would include the results of the review of the GAO report and the views of the two Secretaries with respect to the findings in the GAO report. In addition, the two Secretaries would report on whether the actual funding level in the fiscal year in which the report is submitted is sufficient for the modernization and refurbishment of the nuclear security complex and the refurbishment of the nuclear weapons stockpile.

The House bill contained no similar provision.  
The Senate recesses.

*Report on feasibility of federalizing the security protective forces contract guard workforce at certain Department of Energy facilities*

The Senate amendment contained a provision (sec. 3121) that would direct the Secretary of Energy and the Administrator for Nuclear Security to report on the feasibility of federalizing some or all of the security protective forces contract guard workforce at Department of Energy (DOE) atomic energy facilities. The provision would also direct the Secretary and the Administrator to submit a draft of the report to the Comptroller General. The final report, together with the comments of the Comptroller General, would be submitted to the congressional defense committees not later than 1 year from the date of enactment of this Act.

The House bill contained no similar provision.  
The Senate recesses.

*Comptroller General study on oversight of Department of Energy defense nuclear facilities*

The Senate amendment contained a provision (sec. 3122) that would direct the Comptroller General to conduct a study of the value of and the need for external regulation or external oversight of the safety of nuclear operations and the design and construction of defense nuclear facilities at the Department of Energy (DOE) to protect public health and safety.

The House bill contained no similar provision.  
The Senate recesses.

*Plan to complete the Global Initiatives for Proliferation Prevention program in the Russian Federation*

The Senate amendment contained a provision (sec. 3123) that recommends a provision that would direct the Administrator for Nuclear Security at the Department of Energy to submit a plan with the fiscal year 2013 budget request to complete the Global Initiatives for Proliferation Prevention program in the Russian Federation by the end of calendar year 2013.

The House bill contained no similar provision.  
The Senate recesses.

The conferees request the Administrator to submit a plan for the program over the next 5 years with the President's fiscal year 2013 budget submission to Congress.

## **TITLE XXXII-WAR RELATED NATIONAL NUCLEAR SECURITY ADMINISTRATION AUTHORIZATIONS**

### *Authorization (sec. 3201)*

The House bill contained a provision (sec. 3201) that would authorize the Defense Nuclear Facilities Safety Board at the fiscal year 2012 budget request of \$29,130,000.

The Senate amendment contained a similar provision (sec. 3201) that would authorize the Defense Nuclear Facilities Safety Board at \$33,317,000.

The Senate recedes to the House authorization level.

### **Legislative Provisions Not Adopted**

#### *Additional funding for Defense Nuclear Facilities Safety Board*

The House bill contained a provision (sec. 3202) that would increase the fiscal year 2012 authorization level for the Defense Nuclear Facilities Safety Board by \$2,500,000, with an offsetting reduction from the Joint Tactical Radio System Maritime-Fixed Radios program.

The Senate amendment contained no similar provision.

The House recedes.

#### *Authority of the Defense Nuclear Facilities Safety Board to review the facility design and construction of Construction Project 10-D-904 of the National Nuclear Security Administration*

The Senate amendment contained a provision (sec. 3202) that would amend section 2286g(1)(A) of title 42, United States Code, to provide authority to the Defense Nuclear Facilities Safety Board to review the facility design of, and review and monitor the construction of, construction project 10-D-904 of the National Nuclear Security Administration.

The House bill contained no similar provision.

The Senate recedes.

The conferees direct the Director of Naval Reactors to provide the congressional defense committees Critical Decision 1

(CD-1) and Critical Decision 2 (CD-2) documentation for this construction project, in accordance with Department of Energy (DOE) Order 413.3 or equivalent, when completed, as well as documentation that applicable DOE safety requirements are met.

## **TITLE XXXIV-NAVAL PETROLEUM RESERVES**

*Authorization of appropriation (sec. 3401)*

The House bill contained a provision (sec. 3401) that would authorize \$14.909 million for fiscal year 2012 for operation and maintenance of the Naval Petroleum Reserves.

The Senate amendment did not contain a similar provision.  
The conference agreement includes this provision.

## **TITLE XXXV-MARITIME ADMINISTRATION**

### **Legislative Provisions Adopted**

*Authorization of appropriations for national security aspects of the merchant marine for fiscal year 2012 (sec. 3501)*

The House bill contained a provision (sec. 3501) that would authorize appropriations for the Maritime Administration (MARAD) of the Department of Transportation for those activities of the Maritime Administration associated with maintaining national defense sealift.

The Senate amendment contained no similar provision.  
The Senate recesses.

*Use of National Defense Reserve Fleet and Ready Reserve Force vessels (sec. 3502)*

The House bill contained a provision (sec. 3502) that allows the use of National Defense Reserve Fleet vessels for civil contingency operations when requested by another agency of the government with concurrence of the Secretary of Defense (or a designee).

The Senate amendment contained no similar provision.  
The Senate recesses.

*Recruitment authority (sec. 3503)*

The House bill contained a provision (sec. 3503) that authorizes the Secretary of Transportation to expend available funds for the United States Merchant Marine Academy operating expenses for recruiting activities in order to obtain recruits for the Academy and cadet applications.

The Senate amendment contained no similar provision.  
The Senate recesses.

*Ship scrapping reporting requirement (sec. 3504)*

The House bill contained a provision (sec. 3504) that would modify existing MARAD to eliminate the production of annual ship disposal reports to Congress and instead require MARAD, upon request, to provide Congress with timely briefings on its recycling program.

The Senate amendment contained no similar provision.  
The Senate recesses.

## **Legislative Provisions Not Adopted**

*Strategic Port Assessment and Report*

The House bill contained a provision (sec. 3505) that would require an assessment by the Secretary of Defense of all ports designated by the Department of Defense as strategic ports.

The Senate amendment contained no similar amendment.  
The House recesses.

The conferees acknowledge that Congress in the statement of managers accompanying the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181) mandated that the Military Surface Deployment and Distribution Command (SDDC) conduct a study on the optimal use, and potential expansion, of the Nation's strategic ports. Because of the continuing importance of strategic ports to the national security, the conferees direct the Commander of the SDDC, in consultation with the Administrator of the Maritime Administration, to provide an updated report of the port facilities used for military purposes. Specifically, the report should include: an assessment of the structural integrity and deficiencies of the port facilities and infrastructure improvements needed directly and indirectly to meet national security and readiness requirements; an assessment of the impact on operational readiness if the improvements are not undertaken; an

identification of potential funding sources for the needed improvements from existing authorities; and an opinion of whether the Department of Defense has the necessary authority to support section 50302 of title 46, United States Code.

*Maritime Administration*

The Senate amendment contained a provision (sec. 3301) that would re-authorize certain aspects of the Maritime Administration.

The House bill contained no similar provision.  
The Senate recedes.

## **DIVISION D—FUNDING TABLES**

*Authorization of amounts in funding tables (sec. 4001)*

The House bill contained a provision (sec. 4001) that would provide for the authorization of projects, programs, or activities in accordance with the tables in division D.

The Senate amendment contained a similar provision (sec. 4001).

The Senate recedes.

# TITLE XLI—PROCUREMENT

## SEC. 4101. PROCUREMENT.

SEC. 4101. PROCUREMENT (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
<b>AIRCRAFT PROCUREMENT, ARMY</b>												
<b>FIXED WING</b>												
001	UTILITY F/W AIRCRAFT .....		14,572		14,572		14,572				14,572	14,572
003	AERIAL COMMON SENSOR (ACS) (MP) .....	18	539,574		15,674	18		-18	-539,574			0
	Early to Need .....			[-14]	[-417,900]			[-14]	[-433,574]			
	Program Decrease .....			[-4]	[-106,000]			[-4]	[-106,000]			
	Terminate EMARRS .....											
004	MQ-1 UAV .....	36	658,798	36	658,798	36		-36	-658,798			0
	Transfer to OCO .....							[-36]	[-550,798]			
	Unjustified production ramp .....								[-108,000]			
005	RQ-11 (RAVEN) .....	1,272	70,762	1,272	70,762	1,272				1,272	70,762	
	Army offered program reduction .....								[-11,900]			
<b>ROTARY</b>												
007	HELICOPTER, LIGHT UTILITY (LUH) .....	39	250,415	39	250,415	39				39	250,415	
009	AH-64 APACHE BLOCK IIA REMAN .....	19	411,005	19	411,005	19			-42,500	19	368,505	
	Army offered program reduction .....								[-42,500]			
010	Advance Procurement (CY) .....		192,764		192,764						192,764	
011	Advance Procurement (CY) .....		104,263		104,263						104,263	
012	UH-60 BLACKHAWK M MODEL (MYP) .....	71	1,325,666	71	1,325,666	71			-8,000	71	1,317,666	
	Unjustified program management growth .....								[-8,000]			
013	Advance Procurement (CY) .....		199,781		199,781						199,781	
014	CH-47 HELICOPTER .....	47	1,305,360	47	1,305,360	47			-66,000	47	1,239,360	
	Army requested transfer to APA Line 15 for correct execution .....								[-66,000]			
015	Advance Procurement (CY) .....		54,956		54,956				66,000		120,956	

SEC. 4101. PROCUREMENT (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
Army requested transfer from APA Line 14 for correct execution.												
019	<b>MODIFICATION OF AIRCRAFT</b>											
	MQ-1 PAYLOAD—UAS .....		136,183		136,183							[66,000]
	Administration recommendation .....											[66,000]
	Transfer to OCO .....											
021	GUARDRAIL MODS (MP) .....		27,575		27,575							[-29,000]
022	MULTI SENSOR ABN RECON (MP) .....		8,362		8,362							[-107,183]
023	AH-64 MODS .....		331,230		331,230							[-136,183]
024	CH-47 CARGO HELICOPTER MODS (MNP) .....		79,712		79,712							
	Cargo and ballistic protection contract delays .....											
025	UTILITY/CARGO AIRPLANE MODS .....		22,107		22,107							[-22,700]
	Contract delays .....											[-22,700]
027	UTILITY HELICOPTER MODS .....		80,745		90,745							[-10,000]
	Contract delays .....											[-10,000]
	Modifications to Aircraft .....											[-6,000]
028	KIOWA WARRIOR .....		162,052		162,052							162,052
	Cockpit and Sensor Upgrade Program ahead of need .....											[-69,500]
030	NETWORK AND MISSION PLAN .....		138,832		138,832							136,432
	Aviation Data Exploitation Capability ahead of need .....											[-2,400]
031	COMMS. NAV SURVEILLANCE .....		132,855		132,855							117,855
	JTRS Integration ahead of need .....											[-15,000]
032	GATH ROLLUP .....		105,519		105,519							105,519
033	RQ-7 UAV MODS .....		126,239		126,239							76,239
	Administration recommendation .....											[-50,000]
<b>GROUND SUPPORT AVIONICS</b>												
035	AIRCRAFT SURVIABILITY EQUIPMENT .....		35,993		35,993							35,993
037	CWMS .....		162,811		162,811							104,251
	Production and installation contract delays .....											[-58,560]
<b>OTHER SUPPORT</b>												
038	AVIONICS SUPPORT EQUIPMENT .....		4,840		4,840							4,840
039	COMMON GROUND EQUIPMENT .....		176,212		176,212							95,417
	Army offered program reduction .....											[-19,100]



SEC. 4101. PROCUREMENT (In Thousands of Dollars)													
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
020	ITEMS LESS THAN \$50M (MISSILES)		1,459		1,459		1,459					1,459	
021	PRODUCTION BASE SUPPORT		5,043		5,043		5,043					5,043	
	<b>TOTAL MISSILE PROCUREMENT, ARMY</b>	<b>6,754</b>	<b>1,478,718</b>	<b>6,754</b>	<b>1,484,223</b>	<b>6,754</b>	<b>1,280,218</b>		<b>-17,495</b>	<b>6,754</b>	<b>1,461,223</b>		
<b>PROCUREMENT OF W&amp;TCV, ARMY</b>													
001	<b>TRACKED COMBAT VEHICLES</b>												
	STRYKER VEHICLE	100	632,994	100	632,994	100	606,894		-26,100	100	606,894		
	Prior year unobligated funds available						[-26,100]						
005	<b>MODIFICATION OF TRACKED COMBAT VEHICLES</b>												
	STRYKER (MOD)		52,797		52,797		51,497		-1,300		51,497		
	Excess program management						[-1,300]						
006	FIST VEHICLE (MOD)		43,962		43,962		35,162		-8,800		35,162		
	Funding ahead of need						[-8,800]						
007	BRADLEY PROGRAM (MOD)		250,710		403,710		250,710				250,710		
	Program Increase				[153,000]								
008	HOWITZER, MED SP FT 155MM M109A6 (MOD)		46,876		46,876		46,876				46,876		
009	IMPROVED RECOVERY VEHICLE (M88A2 HERCULES)		10,452		10,452		6,452		-3,000		7,452		
	Excess contractor engineering						[-4,000]						
010	ASSAULT BREACHER VEHICLE	19	99,904	19	99,904	19	95,904		-2,900	19	97,004		
	Unjustified growth in matrix support and engineering change proposals.						[-4,000]						
011	M88 FOV MODS		32,483		32,483		32,483				32,483		
013	M1 ABRAMS TANK (MOD)		160,578		160,578		131,178		-29,400		131,178		
	Unjustified technical support costs						[-29,400]						
014	ABRAMS UPGRADE PROGRAM	21	181,329	21	453,329	21	421,329	49	255,000	70	436,329		
	Program increase to add 49 tanks to bridge production gap				[272,000]		[240,000]	[49]	[255,000]				
<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>													
015	PRODUCTION BASE SUPPORT (TCV-WTCV)		1,073		1,073		1,073				1,073		
<b>WEAPONS &amp; OTHER COMBAT VEHICLES</b>													
017	INTEGRATED AIR BURST WEAPON SYSTEM FAMILY	5	16,046	5	16,046	5	[-16,046]		-16,046	5	0		
	Transfer at Army's request to RDVE, Army PE 64601A						[-16,046]						
019	MACHINE GUN, CAL 50 M2 ROLL	4,700	65,102	4,700	65,102	4,700	[-34,000]		-65,102	4,700	0		
	Transfer at Army request to WTCV line 34						[-34,000]						



SEC. 4101. PROCUREMENT (In Thousands of Dollars)													
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
	Prior year funds available .....												
008	OBJECTIVE FAMILY OF WEAPONS AMMUNITION, ALL T .....		3,399		3,399								0
	Funding ahead of need .....												
009	CTG, 30MM, ALL TYPES .....		118,966		118,966								105,966
	Program growth adjustment .....												
010	CTG, 40MM, ALL TYPES .....		84,799		84,799								82,599
	Excess production engineering .....												
	<b>MORTAR AMMUNITION</b>												
012	60MM MORTAR, ALL TYPES .....		31,287		31,287								31,287
013	81MM MORTAR, ALL TYPES .....		12,187		12,187								12,187
014	120MM MORTAR, ALL TYPES .....		108,416		108,416								106,916
	Excess production engineering .....												
	<b>TANK AMMUNITION</b>												
015	CARTRIDGES, TANK, 105MM AND 120MM, ALL TYPES .....		105,704		105,704								65,205
	Pricing adjustment .....												
	Unjustified request .....												
	<b>ARTILLERY AMMUNITION</b>												
017	ARTILLERY CARTRIDGES, 75MM AND 105MM, ALL TYP .....		103,227		103,227								103,227
019	ARTILLERY PROJECTILE, 155MM, ALL TYPES .....		32,887		32,887								32,887
020	PROJ, 155MM EXTENDED RANGE XM982 .....		69,074		69,074								58,074
	Program restructure .....												
021	ARTILLERY PROPELLANTS, FUZES AND PRIMERS, ALL .....		48,205		48,205								46,705
	Pricing adjustment .....												
	<b>MINES</b>												
023	MINES & CLEARING CHARGES, ALL TYPES .....		2,518		2,518								2,518
	<b>NETWORKED MUNITIONS</b>												
025	SPIDER NETWORK MUNITIONS, ALL TYPES .....		43,123		43,123								43,123
	Full rate production delay .....												
	<b>ROCKETS</b>												
027	SHOULDER LAUNCHED MUNITIONS, ALL TYPES .....		19,254		19,254								17,854
	Excess production engineering .....												
028	ROCKET, HYDRA 70, ALL TYPES .....		127,265		127,265								123,865
	Excess production engineering .....												



SEC. 4101. PROCUREMENT (In Thousands of Dollars)													
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
	Excessive program management and engineering change orders.												
008	PLS ESP .....		251,667		251,667		251,667					251,667	
010	MINE PROTECTION VEHICLE FAMILY .....		56,671		56,671		56,671					56,671	
	Army offered program reduction .....						[-48,000]						
	Transfer to OCO .....						[-8,671]						
012	TRUCK, TRACTOR, LINE HAUL, M915/M916 .....	6	1,461	6	1,461	6						0	
	Prior year unobligated funds available .....												
013	HVY EXPANDED MOBILE TACTICAL TRUCK EXT SERV .....	412	156,747	412	156,747	412						156,747	
014	HMMWV RECAPITALIZATION PROGRAM .....		161,631		161,631							4,313	
	Funding provided in approved prior year reprogramming action .....												
015	TACTICAL WHEELED VEHICLE PROTECTION KITS .....		39,908		39,908							39,908	
	Transfer to OCO .....												
016	MODIFICATION OF IN SVC EQUIP .....		362,672		362,672							344,772	
	Excessive program support costs .....												
	HMMWV installation early to need .....												
017	MINE-RESISTANT AMBUSH-PROTECTED (MRAP) MODS .....		142,862		142,862							127,862	
	Excessive program support costs .....												
	Transfer to OCO .....												
020	AMC CRITICAL ITEMS, OPAL .....		20,156		20,156							0	
	Unjustified request .....												
	<b>NON-TACTICAL VEHICLES</b>												
021	HEAVY ARMORED SEDAN .....	6	1,161	6	1,161	6						1,161	
022	PASSENGER CARRYING VEHICLES .....		3,222		3,222							3,222	
023	NONTACTICAL VEHICLES, OTHER .....		19,869		19,869							19,869	
	<b>COMM—JOINT COMMUNICATIONS</b>												
024	JOINT COMBAT IDENTIFICATION MARKING SYSTEM .....		9,984		9,984							9,984	
025	WIN-T—GROUND FORCES TACTICAL NETWORK .....	3,931	974,186	3,931	974,186	3,931						865,186	
	Increment 2 contract delay .....												
026	JCSE EQUIPMENT (USREDCOM) .....		4,826		4,826							4,826	
	<b>COMM—SATELLITE COMMUNICATIONS</b>												
028	DEFENSE ENTERPRISE WIDEBAND SATCOM SYSTEMS .....	3	123,859	3	123,859	3						123,859	
029	SIF TERM .....	2	8,910	2	8,910	2						8,249	
												-661	

031	Full funding for engineering change proposals in prior years .. NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE) .....	6,312	29,568	6,312	29,568	6,312	25,168	6,312	26,368	[-661]	6,312	26,368
	Fielding cost growth .....						[-4,400]			[-3,200]		
032	SMART-T (SPACE) .....		49,704		49,704		49,704		49,704			49,704
033	SCAMP (SPACE) .....		2,415		2,415		2,415		2,415			2,415
034	GLOBAL BROADCAST SVC—GBS .....		73,374		73,374		64,774		64,774	-8,600		64,774
	Excessive unit cost growth .....						[-8,600]			[-8,600]		
035	MOD OF IN-SVC EQUIP (TAC SAT) .....	140	31,799	140	31,799	140	31,799	140	31,799		140	31,799
	<b>COMM—COMBAT SUPPORT COMM</b> .....											
036	MOD-IN-SERVICE PROFILER .....		969		969		969		969			969
	<b>COMM—C3 SYSTEM</b> .....											
037	ARMY GLOBAL CMD & CONTROL SYS (AGCCS) .....		18,788		18,788		18,788		18,788			18,788
	<b>COMM—COMBAT COMMUNICATIONS</b> .....											
038	ARMY DATA DISTRIBUTION SYSTEM (DATA RADIO) .....		3,994		3,994		3,994		3,994			3,994
039	JOINT TACTICAL RADIO SYSTEM .....	17,120	775,832	17,120	681,532	17,120	206,087	17,120	427,099	-348,733	17,120	427,099
	Airborne, Maritime, Fixed Station program delay .....						[-108,000]			[-106,000]		
	Army requested transfer to RDIE Navy line 100 .....						[-51,000]			[-51,000]		
	Ground Mobile Radio program restructure .....						[-153,833]			[-153,833]		
	Manpack radio program delay .....						[-256,912]					
	Program Decrease - Maritime/Fixed Station .....									[-37,900]		
040	RADIO TERMINAL SET, MIDS LVT(2) .....		8,336		8,336		8,336		8,336			8,336
041	SINGARS FAMILY .....		4,992		4,992		500		500	-4,492		500
	Prior year unobligated funds available .....						[-4,492]			[-4,492]		
043	TRACTOR DESK .....		10,827		10,827		10,827		10,827			10,827
045	SPIDER APLA REMOTE CONTROL UNIT .....		36,224		36,224		14,024		36,224			36,224
	Program delay .....						[-22,200]					
047	SOLDIER ENHANCEMENT PROGRAM COMMELECTRONICS .....		1,843		1,843		1,843		1,843			1,843
049	GUNSHOT DETECTION SYSTEM (GDS) .....		3,939		3,939		3,939		3,939			3,939
	Early to need .....											
050	RADIO, IMPROVED HF (COTS) FAMILY .....	87	38,535	87	38,535	87	29,435	87	38,535	-2,939	87	38,535
	Army offered program reduction .....						[-9,100]			[-2,939]		
051	MEDICAL COMM FOR CBT CASUALTY CARE (MCA) .....	957	26,232	957	26,232	957	26,232	957	26,232		957	26,232
	<b>COMM—INTELLIGENCE COMM</b> .....											
053	CI AUTOMATION ARCHITECTURE .....		1,547		1,547		1,547		1,547			1,547
054	CIVIL AFFAIRS/INFO OPS .....		28,266		28,266		28,266		28,266			28,266
	<b>INFORMATION SECURITY</b> .....											
055	TSEC—ARMY KEY MGT SYS (AKMS) .....	499	12,541	499	12,541	499	11,441	499	12,541		499	12,541
	Army offered program reduction .....						[-1,100]					
056	INFORMATION SYSTEM SECURITY PROGRAM-ISSP .....		39,349		39,349		39,349		39,349			39,349
	Army requested transfer to line 56a .....											

SEC. 4101. PROCUREMENT (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
056A	FAMILY OF BIOMETRICS .....											2,327
	Army requested transfer from line 56 .....											[2,327]
	<b>COMM—LONG HAUL COMMUNICATIONS</b>											
057	TERRESTRIAL TRANSMISSION .....		2,232		2,232		2,232					2,232
058	BASE SUPPORT COMMUNICATIONS .....		37,780		37,780		37,780					37,780
059	WW TECH CON IMP PROG (WVTCIP) .....		12,805		12,805		12,805					12,805
	<b>COMM—BASE COMMUNICATIONS</b>											
060	INFORMATION SYSTEMS .....	164	187,227	164	187,227	164	187,227		-56,000	164	131,227	131,227
	Prior year unobligated funds available .....								[-56,000]			
061	DEFENSE MESSAGE SYSTEM (DMS) .....		4,393		4,393		4,393					4,393
062	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM( .....		310,761		310,761		310,761					310,761
063	PENTAGON INFORMATION MGT AND TELECOM .....		4,992		4,992		4,992					4,992
	<b>ELECT EQUIP—TACT INT REL ACT (TIARA)</b>											
066	JTTCIBS-M .....		4,657		4,657		4,657					4,657
067	PROPHET GROUND .....	23	72,041	23	72,041	23	72,041			23	72,041	72,041
070	DGCS-A (MIP) .....		144,548		144,548		144,548					124,548
	Transfer to OCO .....											
	Unjustified growth .....											
071	JOINT TACTICAL GROUND STATION (JTGS) .....		1,199		1,199		1,199					1,199
	Requirement met with prior year funds .....											
072	TROJAN (MIP) .....	5	32,707	5	32,707	5	32,707			5	32,707	32,707
073	MOD OF IN-SVC EQUIP (INTEL SPT) (MIP) .....		9,163		9,163		9,163					9,163
074	CI HUMINT AUTO REPRINTING AND COLL(CHARCS) (MIP) .....		3,493		3,493		3,493					3,493
075	ITEMS LESS THAN \$5.0M (MIP) .....		802		802		802					802
	<b>ELECT EQUIP—ELECTRONIC WARFARE (EW)</b>											
076	LIGHTWEIGHT COUNTER MORTAR RADAR .....	10	33,810	10	33,810	10	33,810			10	33,810	33,810
	Requirement met with prior year funds .....											
077	CREW .....		24,104		24,104		24,104					0
	Requirement met with prior year funds .....											
080	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES .....		1,252		1,252		1,252					1,252
081	CI MODERNIZATION .....		1,332		1,332		1,332					1,332
	<b>ELECT EQUIP—TACTICAL SURV. (TAC SURV)</b>											
082	FAAD GBS .....		7,958		7,958		7,958					3,958
	Violates full funding .....											[-4,000]

083	SENTINEL MODS .....	47	41,657	47	41,657	47	41,657	47	41,657
084	SENSE THROUGH THE WALL (STW) .....	5,831	47,498	5,831	47,498	5,831	47,498	5,831	47,498
085	NIGHT VISION DEVICES .....	8,793	156,204	8,793	156,204	8,793	156,204	8,793	156,204
	Army offered program reduction .....								
086	LONG RANGE ADVANCED SCOUT SURVEILLANCE SYSTEM .....	118	102,334	118	102,334	118	102,334	118	102,334
087	NIGHT VISION, THERMAL WPN SIGHT .....	186,859	186,859		186,859		186,859		186,859
	Army offered program reduction .....								
088	SMALL TACTICAL OPTICAL RIFLE MOUNTED MLRF .....		10,227		10,227		10,227		10,227
	Army offered program reduction .....								
090	COUNTER-ROCKET, ARTILLERY & MORTAR (C-RAM) .....	7	15,774	7	15,774	7	15,774	7	15,774
	Transfer to OCO .....								
092	GREEN LASER INTERDICTION SYSTEM .....		25,356		25,356		25,356		25,356
	Army offered program reduction .....								
	Transfer to OCO .....								
095	PROFILER .....	1	3,312	1	3,312	1	3,312	1	3,312
096	MOD OF IN-SVC EQUIP (FIREFINDER RADARS) .....	3,005	3,005		3,005		3,005		3,005
098	JOINT BATTLE COMMAND—PLATFORM (JBC-P) .....	69,514	69,514		69,514		69,514		69,514
	Army offered program reduction .....								
099	LIGHTWEIGHT LASER DESIGNATOR/RANGEFINDER .....	171	58,042	171	58,042	171	58,042	171	58,042
101	MORTAR FIRE CONTROL SYSTEM .....	21,022	21,022		21,022		21,022		21,022
	Unjustified request .....								
102	COUNTERFIRE RADARS .....	16	227,629	16	227,629	16	227,629	16	227,629
	Army offered program reduction .....								
103	ARMS CONTROL ENHANCED SENSOR & MONITORING SYSTEM .....		2,226		2,226		2,226		2,226
	Army offered program reduction .....								
	<b>ELECT EQUIP—TACTICAL C2 SYSTEMS</b>								
104	TACTICAL OPERATIONS CENTERS .....	80	54,907	80	54,907	80	54,907	80	54,907
105	FIRE SUPPORT C2 FAMILY .....	898	54,223	898	54,223	898	54,223	898	54,223
	Army offered program reduction .....								
106	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM (BC) .....	612	12,454	612	12,454	612	12,454	612	12,454
	Army offered program reduction .....								
107	FAD C2 .....	5,030	5,030		5,030		5,030		5,030
108	AIR & MSL DEFENSE PLANNING & CONTROL SYS .....	9	62,710	9	62,710	9	62,710	9	62,710
	Army offered program reduction .....								
109	KNIGHT FAMILY .....	12	51,488	12	51,488	12	51,488	12	51,488
	Program growth adjustment .....								
110	LIFE CYCLE SOFTWARE SUPPORT (LCSS) .....	1,807	1,807		1,807		1,807		1,807
111	AUTOMATIC IDENTIFICATION TECHNOLOGY .....	28,924	28,924		28,924		28,924		28,924
	Unjustified request .....								
115	MANEUVER CONTROL SYSTEM (MCS) .....	498	34,031	498	34,031	498	34,031	498	34,031
116	SINGLE ARMY LOGISTICS ENTERPRISE (SALE) .....	26,660	210,312	26,660	210,312	26,660	210,312	26,660	210,312
	Unjustified request .....								

SEC. 4101. PROCUREMENT (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
	Army identified excess											
	Army requested transfer to OMA Budget Activity 04											
	Army requested transfer to OPA line 119											
	Army requested transfer to RDTE Army line 177											
	ARMY RECONNAISSANCE AND SURVEYING INSTRUMENT SET											
117	ELECT EQUIP—AUTOMATION		19,113		19,113							19,113
	GENERAL FUND ENTERPRISE BUSINESS SYSTEM		23,664		23,664							25,459
	Army requested transfer from OPA line 116											[1,795]
120	ARMY TRAINING MODERNIZATION		11,192		11,192							11,192
121	AUTOMATED DATA PROCESSING EQUIP		220,250		220,250							174,772
	Army identified excess											
	Prior year unobligated funds available											
122	CSS COMMUNICATIONS	452	39,310	452	39,310	452	39,310					39,310
123	RESERVE COMPONENT AUTOMATION SYS (RCAS)		41,248		41,248		41,248					41,248
	ELECT EQUIP—AUDIO VISUAL SYS (AV)											
124	ITEMS LESS THAN \$5.0M (AV)		10,437		10,437		10,437					10,437
125	ITEMS LESS THAN \$5M (SURVEYING EQUIPMENT)	168	7,480	168	7,480	168	4,395					4,395
	Excessive design engineering costs											
	ELECT EQUIP—SUPPORT											
126	PRODUCTION BASE SUPPORT (C-E)		571		571		571					571
127	BCT NETWORK						20,334					0
	Budget Adjustment per Army Request						[20,334]					
	CLASSIFIED PROGRAMS											
	UNDISTRIBUTED											
127A	CLASSIFIED PROGRAMS		4,273		4,273		4,273					4,273
127U	UNDISTRIBUTED OP&2						4,000					0
	Electronic Equipment—Automation						[4,000]					
	CHEMICAL DEFENSIVE EQUIPMENT											
129	FAMILY OF NON-LETHAL EQUIPMENT (FNLE)		8,636		8,636		5,213					5,213
	Acoustic hailing device contract delay											
130	BASE DEFENSE SYSTEMS (BDS)		41,204		41,204		[3,423]					[3,423]
	Base Defense Systems											
	Transfer to OCO											
							[41,204]					41,204

131	CBRN SOLDIER PROTECTION .....	10,700	10,700	10,700	10,700	
132	SMOKE & OBSCURANT FAMILY: SOF (NON AAO ITEM) .....	362	362	362	362	
133	<b>BRIDGING EQUIPMENT</b>					
134	TACTICAL BRIDGING .....	77,428	77,428	77,428	77,428	
	TACTICAL BRIDGE, FLOAT-RIBBON .....	49,154	49,154	49,154	45,454	-3,700
	Excessive program support cost growth .....					[-3,700]
	<b>ENGINEER (NON-CONSTRUCTION) EQUIPMENT</b>					
135	HANDHELD STANDOFF MINEFIELD DETECTION SYS-HST .....	39,263	39,263	39,263	39,263	
136	GRND STANDOFF MINE DETECTN SYSM (GSTAMIDS) .....	20,678	20,678	20,678	20,678	
137	ROBOTIC COMBAT SUPPORT SYSTEM (RCSS) .....	30,297	30,297	30,297	22,297	-8,000
	M160 incremental funding .....					[-8,000]
	Transfer to OCO .....					[-22,297]
138	EXPLOSIVE ORDNANCE DISPOSAL EOPMT (EOD EOPMT) .....	17,626	17,626	17,626	17,626	
139	REMOTE DEMOLITION SYSTEMS .....	14,672	14,672	14,672	14,672	
140	< \$5M. COUNTERMINE EQUIPMENT .....	7,352	7,352	7,352	7,352	
	<b>COMBAT SERVICE SUPPORT EQUIPMENT</b>					
142	HEATERS AND ECUS .....	10,109	10,109	10,109	10,109	
144	SOLDIER ENHANCEMENT .....	9,591	9,591	9,591	9,591	
146	PERSONNEL RECOVERY SUPPORT SYSTEM (PRSS) .....	8,509	8,509	8,509	8,509	
147	GROUND SOLDIER SYSTEM .....	184,072	156,072	4,000	63,500	-120,572
	Army requested transfer to RDTA Army line 119 .....					[-13,100]
	Program delay .....					[-7,600]
	Schedule Slip- Net Warrior, Increment One .....					[-107,472]
148	<b>MOUNTED SOLDIER SYSTEM</b>	43,419	43,419	19	5,000	-38,419
	Army offered program reduction .....					[-38,419]
150	FIELD FEEDING EQUIPMENT .....	26,860	26,860	26,860	26,860	
151	CARGO AERIAL DEL & PERSONNEL PARACHUTE SYSTEM .....	68,392	68,392	68,392	68,392	
	Army offered program reduction .....					[-13,000]
152	MOBILE INTEGRATED REMAINS COLLECTION SYSTEM .....	7,384	7,384	7,384	7,384	
153	FAMILY OF ENGR COMBAT AND CONSTRUCTION SETS .....	54,190	54,190	54,190	54,190	
154	ITEMS LESS THAN \$5M (ENG SPT) .....	12,482	12,482	12,482	12,482	
	<b>PETROLEUM EQUIPMENT</b>					
156	DISTRIBUTION SYSTEMS, PETROLEUM & WATER .....	75,457	75,457	75,457	75,457	
	<b>MEDICAL EQUIPMENT</b>					
158	COMBAT SUPPORT MEDICAL .....	53,450	53,450	53,450	53,450	
	<b>MAINTENANCE EQUIPMENT</b>					
159	MOBILE MAINTENANCE EQUIPMENT SYSTEMS .....	16,572	16,572	16,572	16,572	
160	ITEMS LESS THAN \$5.0M (MAINT EQ) .....	3,852	3,852	3,852	3,852	
	<b>CONSTRUCTION EQUIPMENT</b>					
161	GRADER, ROAD MITZD, HYV, 6X4 (CCE) .....	2,201	2,201	2,201	2,201	

SEC. 4101. PROCUREMENT (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
162	SMID STEER LOADER (SSL) FAMILY OF SYSTEM	54	8,584	54	8,584	54	3,984		-4,600	54	3,984	3,984
	Excessive unit cost and program support cost growth						[-4,600]		[-4,600]			
163	SCRAPPERS - EARTHMOVING	30	21,031	30	21,031	30	21,031			30	21,031	21,031
164	MISSION MODULES - ENGINEERING		43,432		43,432		43,432				43,432	43,432
165	COMPACTOR		2,859		2,859						2,859	2,859
	Army offered program reduction						[-2,859]					
168	TRACTOR, FULL TRACKED	171	59,534	171	59,534	171	50,434		-9,100	171	50,434	50,434
	Unjustified program support cost growth						[-9,100]					
169	PLANT, ASPHALT MIXING	4	8,314	4	8,314	4			-7,700	4	614	614
	Prior year unobligated funds available											
170	HIGH MOBILITY ENGINEER EXCAVATOR TYPE - FOS		18,974		18,974		18,974				18,974	18,974
171	ENHANCED RAPID AIRFIELD CONSTRUCTION CAPA		15,833		15,833							0
	Unexecutable acquisition strategy						[-15,833]					
172	CONST EQUIP ESP		9,771		9,771		9,771				9,771	9,771
173	ITEMS LESS THAN \$5.0M (CONST EQUIP)		12,654		12,654		12,654				12,654	12,654
	RAIL FLOAT CONTAINERIZATION EQUIPMENT											
174	JOINT HIGH SPEED VESSEL (JHSV)	1	223,845	1	223,845	1	223,845		-223,845	1	0	0
	Army requested transfer to SC,N line 17								[-187,226]			
	Excess to need								[-36,619]			
176	ITEMS LESS THAN \$5.0M (FLOAT/RAIL)		10,175		10,175		10,175				10,175	10,175
	GENERATORS											
177	GENERATORS AND ASSOCIATED EQUIP		31,897		41,897		31,897				31,897	31,897
	Program Increase				[10,000]							
	MATERIAL HANDLING EQUIPMENT											
179	FAMILY OF FORKLIFTS	101	10,944	101	10,944	101	10,944			101	10,944	10,944
180	ALL TERRAIN LIFTING ARMY SYSTEM	135	21,859	135	21,859	135	21,859			135	21,859	21,859
	TRAINING EQUIPMENT											
181	COMBAT TRAINING CENTERS SUPPORT		133,178		133,178		47,878		-87,061		46,117	46,117
	Army offered program reduction						[-85,300]					
182	TRAINING DEVICES, NONSYSTEM		168,392		168,392		168,392				168,392	168,392
183	CLOSE COMBAT TACTICAL TRAINER		17,760		17,760							13,290
	Prior year unobligated funds available											
184	AVIATION COMBINED ARMS TACTICAL TRAINER		9,413		9,413		9,413		[-4,470]		9,413	9,413



SEC. 4101. PROCUREMENT (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
	Other ILS cost growth .....											[-6,000]
	Reduce Engineering Change Orders (ECO) to fiscal year 2010 levels.											[-7,000]
002	Advance Procurement (CY) .....		28,119		28,119		28,119					28,119
003	F/A-18EF (FIGHTER) HORNET .....	28	2,366,752	28	2,366,752	28	1,772,052					-126,568
	Armament cost growth .....											[-2,548]
	C/E Electronics cost growth .....											[-15,540]
	ECO excess .....											[-21,000]
	Engine cost growth .....											[-15,000]
	Funded in H. R. 1473 .....											[-495,000]
	Government furnished equipment engine cost growth .....											[-4,480]
	Multi-year procurement savings .....											[-68,000]
004	Advance Procurement (CY) .....		64,962		64,962		63,262					-1,700
	Airframe termination liability growth .....											[-1,700]
005	JOINT STRIKE FIGHTER CV .....	7	1,503,096	7	1,503,096	7	1,503,096					-55,000
	Engineering change order carryover .....											[-20,000]
	Logistic support growth .....											[-5,000]
	Peculiar ground support equipment growth .....											[-30,000]
006	Advance Procurement (CY) .....		217,666		217,666		217,666					-108,600
	Reduce advance procurement .....											[-108,600]
007	J5F STOVL .....	6	1,141,933	6	1,141,933	6	1,141,933					1,141,933
008	Advance Procurement (CY) .....		117,229		117,229		117,229					117,229
009	V-22 (MEDIUM LIFT) .....	30	2,224,817	30	2,224,817	30	2,214,317					-25,500
	Reduce ECO .....											[-10,500]
	Support funding carryover .....											[-15,000]
010	Advance Procurement (CY) .....		84,008		84,008		84,008					-20,240
	Advance procurement equipment cost growth .....											[-20,240]
011	UH-1Y/AH-1Z .....	25	700,306	25	700,306	25	664,306					-47,745
	AH-1Z (new build) GFE Electronics cost growth .....											[-2,345]
	AH-1Z (remanufacture) airframe cost growth .....											[-9,400]
	Reduce ECO .....											[-6,000]
	Unjustified support increase .....											[-30,000]
012	Advance Procurement (CY) .....		68,310		68,310		68,310					-11,560

013	Excess advance procurement	18	408,921	18	408,921	18	408,921	18	408,921	18	400,621
	MH-60S (WYP)										[-11,560]
	Support funding carryover										[-8,300]
014	Advance Procurement (CY)		74,040		74,040		74,040		74,040		74,040
015	MH-60R	24	791,025	24	791,025	24	786,825	24	786,825	24	775,525
	Reduce ECO										[-4,200]
	Support funding carryover										[-11,300]
016	Advance Procurement (CY)		209,431		209,431		209,431		209,431		209,431
017	P-8A POSEIDON	11	2,018,851	11	2,018,851	11	2,018,851	11	2,018,851	11	2,008,851
	Support funding increase										[-10,000]
018	Advance Procurement (CY)		256,594		256,594		256,594		256,594		244,894
	Excess advance procurement										[-11,700]
019	E-2D ADV HAWKEYE	5	914,892	5	914,892	5	894,892	5	894,892	5	866,892
	Excess funding reserve										[-28,000]
	Support funding carryover										[-20,000]
020	Advance Procurement (CY)		157,942		157,942		157,942		157,942		157,942
	TRAINER AIRCRAFT										[-8,000]
022	JPATS	36	266,906	36	266,906	36	256,906	36	256,906	36	256,906
	Excess ECO										[-10,000]
	OTHER AIRCRAFT										
024	KC-130J	1	87,288	1	87,288	1	87,288	1	87,288	1	87,288
026	MQ-8 UAV	12	191,986	12	191,986	12	191,986	12	191,986	12	191,986
027	STUASLO UAV	8	12,772	8	12,772	8	12,772	8	12,772	8	0
	Low rate initial production contract award slip										[-12,772]
	MODIFICATION OF AIRCRAFT										[-12,772]
029	EA-6 SERIES		27,734		27,734		27,734		27,734		27,734
030	AEA SYSTEMS		34,065		34,065		31,765		31,765		31,765
	Air launched decoy jammer										[-2,300]
031	AV-8 SERIES		30,762		30,762		30,762		30,762		29,162
	Non-recurring installation funding unjustified increase										[-1,600]
032	F-18 SERIES		499,597		499,597		445,597		445,597		425,167
	Digital Communications System reduce quantities										[-74,430]
	ECP 904 Part 1 cost growth										[-6,930]
	ECP 904 Part 1 procurement ahead of need										[-16,500]
	Integrated Logistics Support excess to need										[-20,900]
	Net Centric Operations reduce A kits										[-6,300]
	OSIP 001-10 ANAV installation kits cost growth										[-1,000]
	OSIP 011-84 installation funds savings										[-9,300]
	OSIP 11-99 installation funding ahead of need										[-7,000]
	Other support growth										[-12,800]

SEC. 4101. PROCUREMENT (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
033	H-46 SERIES .....		27,112		27,112		24,612		-2,500		24,612	24,612
	Unjustified Request .....						[-2,500]		[-2,500]			[-2,500]
034	AH-1W SERIES .....		15,828		15,828		15,828				15,828	15,828
035	H-53 SERIES .....		62,820		62,820		61,820		-2,500		60,320	60,320
	DIRCM Other support excess .....						[-1,000]		[-1,000]			[-1,000]
	Kapton wiring installation kit cost growth .....						[-1,500]		[-1,500]			[-1,500]
036	SH-60 SERIES .....		83,394		87,894		83,394				83,394	83,394
	SH-60 Crew and Passenger Survivability Upgrades .....				[4,500]							
037	H-1 SERIES .....		11,012		11,012		8,412		-2,600		8,412	8,412
	Obsolescence install unjustified growth .....						[-2,600]		[-2,600]			[-2,600]
038	EP-3 SERIES .....		83,181		83,181		83,181		-9,500		73,681	73,681
	Obsolescence ECP installation funding growth .....						[-2,700]		[-2,700]			[-2,700]
	Obsolescence ECP installation funding growth .....						[-5,100]		[-5,100]			[-5,100]
	OSIP 11-01 JMOD obsolescence carryover .....						[-1,700]		[-1,700]			[-1,700]
	Other support growth .....											
039	P-3 SERIES .....		171,466		171,466		169,766		-1,000		170,466	170,466
	HIP modification kit procurement ahead of need .....						[-1,700]		[-1,700]			[-1,700]
	Other support growth .....											
040	E-2 SERIES .....		29,215		29,215		29,215				29,215	29,215
041	TRAINER A/C SERIES .....		22,090		22,090		18,790		-3,300		18,790	18,790
	Training equipment growth .....						[-3,300]		[-3,300]			[-3,300]
042	C-2A .....		16,302		16,302		16,302				16,302	16,302
043	C-130 SERIES .....		27,139		27,139		27,139				27,139	27,139
044	FLEET EW .....		2,773		2,773		1,773		-1,000		1,773	1,773
	Other support growth .....						[-1,000]		[-1,000]			[-1,000]
045	CARGO/TRANSPORT A/C SERIES .....		16,463		16,463		16,463				16,463	16,463
046	E-6 SERIES .....		165,253		165,253		130,653		-17,200		148,053	148,053
	Block I install cost savings .....						[-1,200]		[-1,200]			[-1,200]
	Block II FAB-T non-recurring engineering early to need .....						[-5,200]		[-5,200]			[-5,200]
	Block Recapture program delay .....						[-20,400]		[-20,400]			[-20,400]
	OSIP 008-10 support funding growth .....											
	OSIP 013-10 support funding growth .....											
	Service life extension program install early to need .....						[-7,800]		[-7,800]			[-7,800]
047	EXECUTIVE HELICOPTERS SERIES .....		58,011		58,011		82,011		19,500		77,511	77,511

048	New requested transfer from RDT&E, New line 98, for VH-3/ VH-60 sustainment. OSIP 009-02 excess installation funding .....	12,248	12,248	11,048	[24,000]	11,048	[24,000]
049	SPECIAL PROJECT AIRCRAFT .....	57,779	57,779	45,179	[-1,200]	45,779	[-1,200]
	Install equipment nonrecurring unjustified growth .....			[-6,000]	[-6,000]		[-6,000]
	T-45 SERIES .....			21,847	[-6,000]	21,847	[-6,000]
	Avionics Obsolescence contract support growth .....			1,524	[-1,000]	524	[-1,000]
050	Correction of Deficiencies contract support growth .....	21,847	21,847	1,069	[-1,000]	1,069	[-1,000]
051	AIRCRAFT POWER PLANT CHANGES .....	1,069	1,069	89,272	[-28,300]	1,069	[-28,300]
	JPATS SERIES .....	1,524	1,524	92,072	[-2,800]	63,772	[-2,800]
	Unobligated balances .....				[-2,800]		[-2,800]
052	AVIATION LIFE SUPPORT MODS .....	1,069	1,069		[-2,800]		[-2,800]
053	COMMON ECM EQUIPMENT .....	92,072	92,072		[-2,800]		[-2,800]
	DIRCM A kit savings .....				[-2,800]		[-2,800]
054	COMMON AVIONICS CHANGES .....	147,093	147,093	138,293	[-8,800]	136,293	[-8,800]
	IDECM Block IV concurrency .....				[-8,800]		[-8,800]
	CNS/ATM Other support growth .....				[-8,800]		[-8,800]
056	OSIP 01-02 other support growth .....	37,330	37,330	32,030	[-5,300]	32,030	[-5,300]
	Other support growth .....				[-5,300]		[-5,300]
057	P-8 SERIES .....	2,930	2,930		[-2,930]	0	[-2,930]
	P-8 modifications ahead of need .....				[-2,930]		[-2,930]
058	IMAGT EW FOR AVIATION .....	489	489	489	[-1,419]	489	[-1,419]
059	RA-7 SERIES .....	11,419	11,419	11,419	[-1,419]	0	[-1,419]
	TODL contract delay .....				[-1,419]		[-1,419]
060	V-22 (TILT/ROTOR ACFT) OSPREY .....	60,264	60,264	55,764	[-4,500]	55,764	[-4,500]
	Deficiencies modifications other support growth .....				[-2,500]		[-2,500]
	Reliability modifications other support growth .....				[-2,000]		[-2,000]
061	<b>AIRCRAFT SPARES AND REPAIR PARTS</b> .....	1,331,961	1,331,961	1,171,994	[-168,667]	1,163,294	[-168,667]
	E-20 initial spares cost growth .....				[-8,700]		[-8,700]
	F/A-18EF initial spares cost growth .....				[-23,967]		[-23,967]
	F-35 initial spares execution .....				[-100,000]		[-100,000]
	P-8A initial spares execution .....				[-36,000]		[-36,000]
062	<b>AIRCRAFT SUPPORT EQUIP &amp; FACILITIES</b> .....	351,685	351,685	363,685	12,000	363,685	12,000
	COMMON SUPPORT EQUIPMENT .....				[12,000]		[12,000]
063	Transfer from PE 64273N (RDN 98) for VH-60 trainer .....	22,358	22,358	22,358		22,358	
064	AIRCRAFT INDUSTRIAL FACILITIES .....	27,300	27,300	27,300		27,300	
	WAR CONSUMABLES .....						
	Transfer to OCO .....				[-27,300]		[-27,300]

SEC. 4101. PROCUREMENT (In Thousands of Dollars)													
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
065	OTHER PRODUCTION CHARGES .....		10,124		10,124		10,124					10,124	
066	SPECIAL SUPPORT EQUIPMENT .....		24,395		24,395		21,395		-3,000			21,395	
	Unjustified support increase .....						[-3,000]						
067	FIRST DESTINATION TRANSPORTATION .....		1,719		1,719		1,719					1,719	
	<b>TOTAL AIRCRAFT PROCUREMENT, NAVY .....</b>	<b>223</b>	<b>18,587,033</b>	<b>223</b>	<b>18,591,533</b>	<b>223</b>	<b>17,593,764</b>		<b>-913,499</b>	<b>223</b>		<b>17,673,534</b>	
	<b>WEAPONS PROCUREMENT, NAVY</b>												
	<b>MODIFICATION OF MISSILES</b>												
001	TRIDENT II MOOS .....	24	1,309,102	24	1,309,102	24	1,309,102		-10,000	24		1,299,102	
	Support funding carryover .....								[-10,000]				
002	<b>SUPPORT EQUIPMENT &amp; FACILITIES</b>		3,492		3,492		3,492					3,492	
	MISSILE INDUSTRIAL FACILITIES .....												
003	<b>STRATEGIC MISSILES</b>												
	TOMAHAWK .....	196	303,306	196	303,306	196	303,306		-5,700	196		297,606	
	Submarine capsules cost growth .....								[-5,700]				
	<b>TACTICAL MISSILES</b>												
004	AMR3AM .....	161	188,494	161	188,494	161	119,494		-83,375	161		105,119	
	All Up Round Missile contract delay .....						[-69,000]						
005	SIDEWINDER .....	132	47,098	132	47,098	132	47,098		-4,900	132		42,198	
	Excess Block II support .....								[-4,900]				
006	JSOW .....	266	137,722	266	137,722	266	137,722		-6,000	266		131,722	
	All Up Round Missile cost growth .....								[-6,000]				
007	STANDARD MISSILE .....	89	420,324	89	420,324	89	362,278		-63,446	89		356,878	
	Installation and check out funding growth .....								[-1,900]				
	Support funding growth .....								[-3,500]				
	Unit Cost efficiencies .....								[-58,046]				
008	RAM .....	61	66,197	61	66,197	61	66,197			61		66,197	
009	HELLFIRE .....	281	22,703	281	22,703	281	22,703			281		22,703	
011	AERIAL TARGETS .....		46,359		46,359		46,359					46,359	
012	OTHER MISSILE SUPPORT .....		3,561		3,561		3,561					3,561	
	<b>MODIFICATION OF MISSILES</b>												
013	ESSM .....	35	48,486	35	48,486	35	48,486			35		48,486	
014	HARM MOOS .....	72	73,061	72	73,061	72	73,061		-1,500	72		71,561	



SEC. 4101. PROCUREMENT (In Thousands of Dollars)											
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
	Propulsor cost growth .....										
	Sonar hardware pricing cost growth .....										
004	VIRGINIA CLASS SUBMARINE .....		1,524,761		1,524,761		1,524,761				1,461,361
	Nuclear long lead CFE advance procurement cost growth .....										
006	CVN REFUELING OVERHAULS .....		529,652		529,652		529,652				529,652
008	DDG 1000 .....		453,727		453,727		453,727				453,727
009	DDG-51 .....	1	1,980,709	1	1,980,709	1	1,980,709			1	1,980,709
010	Advance Procurement (CY) .....		100,723		100,723		100,723				100,723
011	LITTORAL COMBAT SHIP .....	4	1,802,093	4	1,802,093	4	1,802,093			4	1,755,093
	Basic construction cost growth .....										
	AMPHIBIOUS SHIPS										
013	LPD-17 .....	1	1,847,444	1	1,847,444	1	1,847,444			1	1,837,444
	Excess ECO funding .....										
015	LHA REPLACEMENT .....		2,018,691		1,988,691		2,018,691				1,999,191
	Contract Delay .....				[-200,000]						
	MK-12 IFF pricing .....				[150,000]						
	Program Increase .....										
	RAM logistics pricing .....										
	SIQ-32(V)2 pricing .....										
	SPQ-9B radar pricing .....										
	SPS-48 radar pricing .....										
	SSDS support pricing .....										
017	JOINT HIGH SPEED VESSEL .....	1	185,106	1	185,106	1	185,106			1	372,332
	Transfer from O.P.A line 174 per Army and Navy Memorandum of Agreement.										
	AUXILIARIES, CRAFT AND PRIOR YR PROGRAM COST										
018	OCEANOGRAPHIC SHIPS .....	1	89,000	1	89,000	1	89,000			1	89,000
019	MOORED TRAINING SHIP .....		155,200		155,200		155,200				131,200
	Excess advance procurement .....										
020	OUTFITTING .....		292,871		292,871		292,871				270,639
	CVN-71 outfitting phasing .....										
	DDG-1001 and 1002 outfitting phasing .....										
	LCS-5 outfitting phasing .....										



SEC. 4101. PROCUREMENT (In Thousands of Dollars)													
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
017	40 MM, ALL TYPES .....		84,864		84,864		72,864		-4,200		80,664		
	BS42 LAP kit cost growth .....						[-12,000]		[-4,200]				
018	60MM, ALL TYPES .....		937		937		937				937		
019	81MM, ALL TYPES .....		26,324		26,324		18,100		-8,224		18,100		
	M913 LAP kit contract delay .....						[-8,224]		[-8,224]				
020	120MM, ALL TYPES .....		9,387		9,387		7,387				9,387		
	Program execution - USMC offered reduction .....						[-2,000]						
021	CTG 25MM, ALL TYPES .....		3,889		3,889		3,889				3,889		
022	GRENADES, ALL TYPES .....		13,452		13,452		13,452				13,452		
023	ROCKETS, ALL TYPES .....		15,556		15,556		15,556				15,556		
	C995 late contract award .....								-3,093				
024	ARTILLERY, ALL TYPES .....		42,526		42,526		42,526		[-3,093]		22,526		
	TNT flake cost growth .....								[-20,000]				
025	DEMOLITION MUNITIONS, ALL TYPES .....		22,786		22,786		1,786		[-20,000]		22,786		
	Program execution - USMC offered reduction .....												
026	FUZE, ALL TYPES .....		9,266		9,266		9,266				9,266		
027	NON LETHALS .....		2,927		2,927		2,927				2,927		
028	AMMO MODERNIZATION .....		8,557		8,557		8,557				8,557		
029	ITEMS LESS THAN \$5 MILLION .....		3,880		3,880		3,880				3,880		
	<b>TOTAL PROCUREMENT OF AMMO, NAVY &amp; MC .....</b>		<b>719,952</b>		<b>719,952</b>		<b>635,841</b>		<b>-93,104</b>		<b>626,846</b>		
	<b>OTHER PROCUREMENT, NAVY</b>												
	<b>SHIP PROPULSION EQUIPMENT</b>												
001	LM-2500 GAS TURBINE .....		13,794		13,794		13,794				13,794		
002	ALLISON 501K GAS TURBINE .....		8,643		8,643		8,643				8,643		
	<b>NAVIGATION EQUIPMENT</b>												
003	OTHER NAVIGATION EQUIPMENT .....		22,982		22,982		22,982				20,582		
	ECDIS-M installation funding carryover .....										[-1,000]		
	Support funding carryover .....										[-1,400]		
	<b>PERISCOPES</b>												
004	SUB PERISCOPES & IMAGING EQUIP .....		60,860		60,860		60,860				57,033		
	ISIS capability insertion procurement ahead of need .....										[-3,827]		
	<b>OTHER SHIPBOARD EQUIPMENT</b>												

005	DDG MOD .....	119,522	119,522	119,522	-2,000	117,522
	Engineering services carryover .....				[-2,000]	
006	FIREFIGHTING EQUIPMENT .....	17,637	17,637	17,637		17,637
007	COMMAND AND CONTROL SWITCHBOARD .....	3,049	3,049	3,049		3,049
008	POLLUTION CONTROL EQUIPMENT .....	22,266	22,266	22,266		22,266
009	SUBMARINE SUPPORT EQUIPMENT .....	15,892	15,892	15,892	-1,770	14,122
	SSG governor procurement ahead of need .....				[-1,770]	
010	VIRGINIA CLASS SUPPORT EQUIPMENT .....	100,693	100,693	100,693	-7,206	93,487
	ISEA labs growth .....				[-2,100]	
	SCS modernization backfit funding ahead of need .....				[-2,106]	
	Technology inserton/technology refresh growth .....				[-3,000]	
011	SUBMARINE BATTERIES .....	42,296	42,296	42,296		42,296
012	STRATEGIC PLATFORM SUPPORT EQUIP .....	25,228	25,228	25,228		25,228
013	DEEP SUBMERGENCE SYSTEMS .....	2,600	2,600	2,600		2,600
014	CG MODERNIZATION .....	590,349	590,349	585,349	-17,000	573,349
	Engineering services carryover .....				[-6,000]	
	Shore Site Upgrades--Excessive Growth .....				[-11,000]	
016	UNDERWATER EOD PROGRAMS .....	18,499	18,499	18,499	-1,000	17,499
	Support funding carryover .....				[-1,000]	
017	ITEMS LESS THAN \$5 MILLION .....	113,809	113,809	99,470	-20,408	93,401
	AS-39 modernization traveling crane funding previously ap- propriated .....				[-3,369]	
	Auto Voltage Regulators--Ahead of Need .....				[-3,480]	
	LCS Waterjet Impellers--No Longer Required .....				[-10,859]	
	Machalts growth .....				[-2,700]	
018	CHEMICAL WARFARE DETECTORS .....	5,508	5,508	5,508		5,508
019	SUBMARINE LIFE SUPPORT SYSTEM .....	13,397	13,397	13,397		13,397
	<b>REACTOR PLANT EQUIPMENT</b> .....					
020	REACTOR POWER UNITS .....	436,838	436,838	436,838		436,838
021	REACTOR COMPONENTS .....	271,600	271,600	271,600		271,600
	<b>OCEAN ENGINEERING</b> .....					
022	DIVING AND SALVAGE EQUIPMENT .....	11,244	11,244	11,244	-1,600	9,644
	Outfitting equipment package cost growth .....				[-1,600]	
	<b>SMALL BOATS</b> .....					
023	STANDARD BOATS .....	39,793	39,793	39,793	-6,140	33,653
	7M RIB contract delay .....				[-4,140]	
	Medium sized force protection boats cost growth .....				[-2,000]	
024	<b>TRAINING EQUIPMENT</b> .....	29,913	29,913	29,913		29,913
	<b>OTHER SHIPS TRAINING EQUIPMENT</b> .....					
	<b>PRODUCTION FACILITIES EQUIPMENT</b> .....					

SEC. 4101. PROCUREMENT (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
025	OPERATING FORCES IPE .....		54,642		54,642		54,642					54,642
	<b>OTHER SHIP SUPPORT</b>											
026	NUCLEAR ALTERATIONS .....		144,175		144,175		144,175					144,175
027	LOS MODULES .....		79,583		79,583		68,163		-16,135			63,448
	AN/AS-20A--Contract Delay .....						[-8,920]					
	Engineering change proposal growth .....											
	Production Support--Excess to Need .....						[-2,500]					
	<b>LOGISTIC SUPPORT</b>											
028	LSD MIDLIFE .....		143,483		143,483		143,483					132,733
	Air conditioner plant upgrades installation ahead of need .....											
	RO desalinator units installation funding ahead of need .....											
	Steering control upgrade installation funding ahead of need .....											
	<b>SHIP RADARS</b>											
029	RADAR SUPPORT .....		18,818		23,818		18,818		-8,200			10,618
	Excess ECO funding .....				[5,000]							
	Program Increase .....											
	Radar procurement ahead of need .....											
	<b>SHIP SONARS</b>											
030	SPQ-9B RADAR .....		24,613		24,613		24,613		-6,377			18,236
	Radar procurement ahead of need .....											
031	AN/SQQ-89 SURF ASW COMBAT SYSTEM .....		73,829		73,829		73,829		-2,058			71,771
	Sonar upgrade cost growth .....											
032	SSN ACOUSTICS .....		212,913		212,913		212,913					212,913
033	UNDERSEA WARFARE SUPPORT EQUIPMENT .....		29,686		29,686		29,686		-4,000			25,686
	Mission integration installation funding ahead of need .....											
034	SOMAR SWITCHES AND TRANSDUCERS .....		13,537		13,537		13,537					13,537
035	ELECTRONIC WARFARE MILDEC .....		18,141		18,141		18,141		-1,300			16,841
	ICADS cost growth .....											
	<b>ASW ELECTRONIC EQUIPMENT</b>											
036	SUBMARINE ACOUSTIC WARFARE SYSTEM .....		20,554		20,554		20,554		-1,000			20,554
037	SSIT .....		2,257		2,257		2,257					1,257
	Excess support funding .....											
038	FIXED SURVEILLANCE SYSTEM .....		60,141		60,141		60,141					60,141

039	SURTASS ICP installation funding ahead of need Integrated Common Processor [ICP] Procurement--Ahead of Need.	29,247	29,247	27,047	-3,700 [-1,500] [-2,200]	25,547
040	MARTIME PATROL AND RECONNAISSANCE FORCE	13,453	13,453	13,453		13,453
040A	UNDISTRIBUTED Anti-Submarine Warfare Electronic Equipment	9,600 [9,600]				0
041	ELECTRONIC WARFARE EQUIPMENT AN/SIQ-32 Block 1B3 Units--No Longer Required	43,096	43,096	39,902 [-3,194]	-3,194 [-3,194]	39,902
042	RECONNAISSANCE EQUIPMENT SHIPBOARD IW EXPLOIT	103,645	103,645	100,745 [-2,900]	-2,900 [-2,900]	100,745
043	Paragon Systems--Change to Procurement Strategy	1,364	1,364	1,364		1,364
044	AUTOMATED IDENTIFICATION SYSTEM (AIS) SUBMARINE SURVEILLANCE EQUIPMENT SUBMARINE SUPPORT EQUIPMENT PROG ICADF antenna installation delay Support funding carryover Tech and capability insertion procurement ahead of need	100,793	100,793	100,793		89,241
045	OTHER SHIP ELECTRONIC EQUIPMENT COOPERATIVE ENGAGEMENT CAPABILITY PAA4 Backfit Installation Funding--No Longer Required Signal Data Processors Backfits [AN/USC-2A]--Ahead of Need Signal Data Processors Backfits--Ahead of Need	23,332	23,332	17,032 [-2,000] [-2,300]	-4,000 [-2,000] [-2,000]	19,332
046	TRUSTED INFORMATION SYSTEM (TIS)	426	426	426		426
047	NAVAL TACTICAL COMMAND SUPPORT SYSTEM (NTCSS)	33,017	33,017	33,017		33,017
048	ATDLS	942	942	942		942
049	NAVY COMMAND AND CONTROL SYSTEM (NCCS)	7,896	7,896	7,896		7,896
050	MINESWEEPING SYSTEM REPLACEMENT	27,868	27,868	27,868		27,868
051	SHALLOW WATER MCM Shallow Water Mine Counter Measures	9,023 [7,975]	9,023	1,048		1,048
052	NAVSTAR GPS RECEIVERS (SPACE)	9,926	9,926	9,926		9,926
053	AMERICAN FORCES RADIO AND TV SERVICE	4,370	4,370	4,370		4,370
054	STRATEGIC PLATFORM SUPPORT EQUIP TRAINING EQUIPMENT	4,143	4,143	4,143		4,143
055	OTHER TRAINING EQUIPMENT COTS obsolescence excessive growth	45,989	45,989	45,989		35,189
056	AVIATION ELECTRONIC EQUIPMENT MATCALS Radar upgrade transfer from Title XV	8,136	8,136	8,136	5,232 [7,232]	13,368

SEC. 4101. PROCUREMENT (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
	Support funding carryover .....											
057	SHIPBOARD AIR TRAFFIC CONTROL .....		7,394		7,394		7,394					7,394
058	AUTOMATIC CARRIER LANDING SYSTEM .....		18,518		18,518		18,518					17,018
	ECO growth .....											(-1,500)
059	NATIONAL AIR SPACE SYSTEM .....		26,054		26,054		26,054					24,581
	Digital Airport Surveillance Radar cost growth .....											(-1,473)
060	FLEET AIR TRAFFIC CONTROL SYSTEMS .....		7,213		7,213		7,213					7,213
061	LANDING SYSTEMS .....		7,138		7,138		7,138					7,138
062	ID SYSTEMS .....		33,170		33,170		31,470					31,470
	Mark XII Mode 5—Ahead of Need .....						(-1,700)					(-1,700)
063	NAVAL MISSION PLANNING SYSTEMS .....		8,941		8,941		8,941					8,941
	<b>OTHER SHORE ELECTRONIC EQUIPMENT</b> .....											
064	DEPLOYABLE JOINT COMMAND AND CONT .....		8,994		8,994		8,994					8,994
065	MARITIME INTEGRATED BROADCAST SYSTEM .....		13,529		13,529		13,529					13,529
066	TACTICAL/MOBILE C4I SYSTEMS .....		12,776		12,776		10,876					10,876
	Tactical/Mobile C4I Systems Increment 2.1 Ahead of Need .....						(-1,900)					(-1,900)
067	DCGS-N .....		11,201		11,201		11,201					11,201
068	CANES .....		195,141		195,141		105,541					96,088
	Installation ahead of need .....											(-89,053)
	Support funding carryover .....											
	Transfer to PE 33138N (RDN 201) per USN request .....											(-7,153)
	Transfer to Ship Communications Automation (OPN 76) per USN request .....											(-2,300)
	USN request .....											(-12,000)
												(-77,600)
069	RADAC .....		6,201		6,201		6,201					6,201
070	CANES-INTELL .....		75,084		75,084		75,084					72,313
	Installation ahead of need .....											(-2,771)
071	ELECTRONIC TEST EQUIPMENT .....		6,010		6,010		6,010					6,010
072	INTEG COMBAT SYSTEM TEST FACILITY .....		4,441		4,441		4,441					4,441
073	EMI CONTROL INSTRUMENTATION .....		4,741		4,741		4,741					4,741
074	ITEMS LESS THAN \$5 MILLION .....		51,716		51,716		51,716					42,416
	SPS-48 radar cost growth .....											(-9,300)
	SPS-48 radar upgrade procurement ahead of need .....											(-2,500)
												(-6,800)
	<b>SHIPBOARD COMMUNICATIONS</b> .....											

075	SHIPBOARD TACTICAL COMMUNICATIONS .....	26,197	2,397	1,494	-24,703	1,494
	Airborne Maritime - Fixed Radios .....		[-8,800]			
	ITRS AMF--Program Delay .....			[-24,703]		
	Program Decrease .....					
076	SHIP COMMUNICATIONS AUTOMATION .....	177,510	[-15,000]	255,110	77,600	255,110
	Transfer from CANES (OPN 68) per USN request .....		177,510	(77,600)	(77,600)	
077	MARTIME DOMAIN AWARENESS (MDA) .....	24,022	24,022	24,022		24,022
078	COMMUNICATIONS ITEMS UNDER \$5M .....	33,644	33,644	[-2,800]	-6,100	27,544
	BFTM--Installations Ahead of Need .....			[-2,800]		
	HMS Radios--Contract Delays .....			[-3,300]		
079	SUBMARINE COMMUNICATIONS .....	10,357	10,357	10,357		10,357
080	SUBMARINE BROADCAST SUPPORT .....	75,447	75,447	75,447	-1,400	74,047
	Support funding carryover .....				[-1,400]	
081	SATELLITE COMMUNICATIONS SYSTEMS .....	25,522	25,522	25,522		25,522
082	NAVY MULTIBAND TERMINAL (NMT) .....	109,022	109,022	94,022	-1,780	107,242
	Revised Pricing .....			[-15,000]		
	Submarine terminal cost growth .....				[-1,780]	
083	SHORE COMMUNICATIONS .....	2,186	2,186	2,186		2,186
084	ICS COMMUNICATIONS EQUIPMENT .....	1,329	1,329	1,329		1,329
085	NAVAL SHORE COMMUNICATIONS .....	2,418	2,418	2,418		2,418
	CRYPTOGRAPHIC EQUIPMENT .....					
086	INFO SYSTEMS SECURITY PROGRAM (ISSP) .....	119,857	119,857	114,257	-10,463	109,394
	EKMS Afloat--KMI Ahead of Need .....			[-1,000]	[-2,074]	
	Excess installation funding .....				[-3,789]	
	VACM Program Delay .....				[-4,600]	
087	CRYPTOLOGIC EQUIPMENT .....	14,820	14,820	14,820		14,820
	CRYPTOLOGIC COMMUNICATIONS EQUIP .....					
088	OTHER ELECTRONIC SUPPORT .....	6,848	6,848	6,848		6,848
	COAST GUARD EQUIPMENT .....					
089	OTHER DRUG INTERDICTION SUPPORT .....	2,290	2,290	2,290		2,290
	SONOBUOYS .....					
090	SONOBUOYS--ALL TYPES .....	96,314	96,314	84,464	-1,500	94,814
	AN/SSQ-110 cost growth .....					
	AN/SSQ-125--Ahead of Need .....				[-1,500]	
091	AIRCRAFT SUPPORT EQUIPMENT .....	40,697	40,697	40,697		40,697
	WEAPONS RANGE SUPPORT EQUIPMENT .....					

SEC. 4101. PROCUREMENT (In Thousands of Dollars)													
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
092	Threat presentation program growth												
	EXPEDITIONARY AIRFIELDS		8,561		8,561		8,561					8,561	
093	AIRCRAFT REARMING EQUIPMENT		8,941		8,941		8,941					8,941	
	Munitions trailer contract delay												
	Ordnance trailer contract delay												
094	AIRCRAFT LAUNCH & RECOVERY EQUIPMENT		19,777		19,777		19,777					19,777	
095	METEOROLOGICAL EQUIPMENT		22,003		22,003		22,003					22,003	
	Meteorological Mobile Facility (Replacement) Next Generation contract delay.												
096	DIGITAL CAMERA RECEIVING STATION		1,595		1,595		1,595					1,595	
097	AVIATION LIFE SUPPORT		66,031		66,031		66,031					66,031	
	Flight deck cranial cost growth												
098	AIRBORNE MINE COUNTERMEASURES		49,668		49,668		49,668					49,668	
	AWAQS-20A--Contract Delay												
	Production line set up excess funding												
099	LAMPS MK III SHIPBOARD EQUIPMENT		18,471		18,471		18,471					18,471	
	Modification kit procurement ahead of need												
100	PORTABLE ELECTRONIC MAINTENANCE AIDS		7,875		7,875		7,875					7,875	
101	OTHER AVIATION SUPPORT EQUIPMENT		12,553		12,553		12,553					12,553	
	SHIP GUN SYSTEM EQUIPMENT												
102	NAVAL FIRES CONTROL SYSTEM		2,049		2,049		2,049					2,049	
103	GUN FIRE CONTROL EQUIPMENT		4,488		4,488		4,488					4,488	
	SHIP MISSILE SYSTEMS EQUIPMENT												
104	MATO SEASPARROW		8,926		8,926		8,926					8,926	
105	RAM GMLS		4,321		4,321		4,321					4,321	
	Installation funding ahead of need												
106	SHIP SELF DEFENSE SYSTEM		60,700		60,700		60,700					60,700	
	SSDS COTS Conversion Kits Ahead of Need												
107	AEGIS SUPPORT EQUIPMENT		43,148		43,148		43,148					43,148	
108	TOMAHAWK SUPPORT EQUIPMENT		72,861		72,861		72,861					72,861	
	Support funding carryover												
109	VERTICAL LAUNCH SYSTEMS		732		732		732					732	
110	MARTIME INTEGRATED PLANNING SYSTEM-MIPS		4,823		4,823		4,823					4,823	

111	<b>FBM SUPPORT EQUIPMENT</b>	187,807	187,807	187,807	187,807	187,807
	STRATEGIC MISSILE SYSTEMS EQUIP .....					
	<b>ASW SUPPORT EQUIPMENT</b>					
112	SSN COMBAT CONTROL SYSTEMS .....	81,596	81,596	81,596	81,596	81,596
	Naval Intelligence Fusion Tool transfer from Title XV .....				7,500	7,500
113	SUBMARINE ASW SUPPORT EQUIPMENT .....	5,241	5,241	5,241	5,241	5,241
114	SURFACE ASW SUPPORT EQUIPMENT .....	5,816	5,816	5,816	5,816	5,816
115	ASW RANGE SUPPORT EQUIPMENT .....	7,842	7,842	7,842	7,842	7,842
	<b>OTHER ORDNANCE SUPPORT EQUIPMENT</b>					
116	EXPLOSIVE ORDNANCE DISPOSAL EQUIP .....	98,847	98,847	98,847	-1,900	96,947
	Product improvement funding growth .....				[-1,900]	
117	ITEMS LESS THAN \$5 MILLION .....	4,073	4,073	4,073		4,073
	<b>OTHER EXPENDABLE ORDNANCE</b>					
118	ANTI-SHIP MISSILE DECOY SYSTEM .....	32,716	32,716	32,716		32,716
119	SURFACE TRAINING DEVICE MODS .....	5,814	5,814	5,814		5,814
120	SUBMARINE TRAINING DEVICE MODS .....	36,777	36,777	36,777		36,777
	<b>CIVIL ENGINEERING SUPPORT EQUIPMENT</b>					
121	PASSENGER CARRYING VEHICLES .....	6,271	6,271	6,271	-1,500	4,771
	Non-SOCOM related contract delays .....				[-1,500]	
122	GENERAL PURPOSE TRUCKS .....	3,202	3,202	3,202		3,202
	Unjustified Growth .....				[-2,500]	
123	CONSTRUCTION & MAINTENANCE EQUIP .....	9,850	9,850	9,850		9,850
	Unjustified Growth .....				[-1,000]	
	Contract Delays .....				[-3,000]	
124	FIRE FIGHTING EQUIPMENT .....	14,315	14,315	14,315		14,315
125	TACTICAL VEHICLES .....	16,502	16,502	16,502		16,502
126	AMPHIBIOUS EQUIPMENT .....	3,235	3,235	3,235		3,235
127	POLLUTION CONTROL EQUIPMENT .....	7,175	7,175	7,175		7,175
128	ITEMS UNDER \$5 MILLION .....	20,727	20,727	20,727	-10,000	10,727
	Contract Delays .....				[-10,000]	
129	PHYSICAL SECURITY VEHICLES .....	1,142	1,142	1,142		1,142
	<b>SUPPLY SUPPORT EQUIPMENT</b>					
130	MATERIALS HANDLING EQUIPMENT .....	14,972	14,972	14,972	-5,000	9,972
	Contract Delays .....				[-5,000]	
131	OTHER SUPPLY SUPPORT EQUIPMENT .....	4,453	4,453	4,453		4,453
132	FIRST DESTINATION TRANSPORTATION .....	6,416	6,416	6,416		6,416
133	SPECIAL PURPOSE SUPPLY SYSTEMS (IT) .....	51,894	51,894	51,894		51,894
	<b>TRAINING DEVICES</b>					
134	TRAINING SUPPORT EQUIPMENT .....	16,353	16,353	16,353		16,353
	<b>COMMAND SUPPORT EQUIPMENT</b>					

SEC. 4101. PROCUREMENT (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
135	COMMAND SUPPORT EQUIPMENT .....		28,693		28,693		27,693		-2,372		26,321	
	SPAWAR--Excess to Need .....						[-1,000]		[-1,000]			
	US Fleet Forces equipment growth .....						[-1,372]		[-1,372]			
136	EDUCATION SUPPORT EQUIPMENT .....		2,197		2,197		2,197				2,197	
137	MEDICAL SUPPORT EQUIPMENT .....		7,175		7,175		4,175		-3,000		4,175	
	Medical and dental outfitting kit cost growth .....						[-3,000]		[-3,000]			
138	NAVAL MIP SUPPORT EQUIPMENT .....		1,457		1,457		1,457				1,457	
140	OPERATING FORCES SUPPORT EQUIPMENT .....		15,330		15,330		15,330				15,330	
141	CAISR EQUIPMENT .....		136		136		136				136	
142	ENVIRONMENTAL SUPPORT EQUIPMENT .....		18,639		18,639		18,639				18,639	
143	PHYSICAL SECURITY EQUIPMENT .....		177,240		177,240		177,240				177,240	
144	ENTERPRISE INFORMATION TECHNOLOGY .....		143,022		143,022		143,022				143,022	
	<b>CLASSIFIED PROGRAMS</b> .....											
148A	CLASSIFIED PROGRAMS .....		14,402		14,402		14,402				14,402	
	<b>SPARES AND REPAIR PARTS</b> .....											
149	SPARES AND REPAIR PARTS .....		208,384		208,384		208,384				208,384	
	<b>TOTAL OTHER PROCUREMENT, NAVY</b> .....		<b>6,285,451</b>		<b>6,284,226</b>		<b>6,122,523</b>		<b>-292,276</b>		<b>5,993,175</b>	
	<b>PROCUREMENT, MARINE CORPS</b> .....											
	<b>TRACKED COMBAT VEHICLES</b> .....											
001	AAV/A1 PIP .....		9,894		9,894		9,894				9,894	
002	LAV PIP .....		147,051		147,051		147,051				147,051	
	<b>ARTILLERY AND OTHER WEAPONS</b> .....											
003	EXPEDITIONARY FIRE SUPPORT SYSTEM .....	7	11,961	7	11,961	7	11,961			7	11,961	
004	155MM LIGHTWEIGHT TOWED HOWITZER .....		5,552		5,552		5,552				5,552	
005	HIGH MOBILITY ARTILLERY ROCKET SYSTEM .....		14,695		14,695		14,695				14,695	
006	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION .....		14,868		14,868		14,868				14,868	
	<b>OTHER SUPPORT</b> .....											
007	MODIFICATION KITS .....		53,932		53,932		53,932				53,932	
008	WEAPONS ENHANCEMENT PROGRAM .....		13,795		13,795		13,795				13,795	
	<b>GUIDED MISSILES</b> .....											
009	GROUND BASED AIR DEFENSE .....		12,287		12,287		12,287				12,287	
011	FOLLOW ON TO SMAW .....		46,563		46,563		46,563				46,563	





002	Advance Procurement (CY) .....	323,477	323,477	323,477	-94,500	228,977
	Reduce advance procurement .....				[-94,500]	
003	F-22A .....	104,118	104,118	104,118		104,118
	<b>OTHER AIRLIFT</b>					
005	C-130J .....	72,879	72,879	72,879		72,879
007	HC-130J .....	332,899	332,899	332,899		332,899
009	MC-130J .....	582,466	582,466	582,466		582,466
013	C-27J .....	479,896	479,896	479,896		479,896
	<b>UPT TRAINERS</b>					
015	USAF POWERED FLIGHT PROGRAM .....	1,060	1,060	1,060		1,060
	<b>HELICOPTERS</b>					
017	COMMON VERTICAL LIFT SUPPORT .....	52,800	52,800	52,800		52,800
019	V22 OSPREY .....	339,865	339,865	339,865		339,865
020	Advance Procurement (CY) .....	20,000	20,000	20,000		20,000
	<b>MISSION SUPPORT AIRCRAFT</b>					
023	CIVIL AIR PATROL A/C .....	2,190	2,190	2,190		2,190
024	HH-60M .....	104,711	104,711	34,811		104,711
	Combat losses funded in FY11 .....			[-69,900]		
025	LIGHT ATTACK ARMED RECON ACFT .....					
	Defer production pending R&D completion .....					
	Reduction of three aircraft .....					
	<b>OTHER AIRCRAFT</b>					
029	TARGET DRONES .....	64,268	64,268	64,268		64,268
	Slow execution .....					
030	C-37A .....	77,842	77,842	77,842		77,842
031	RQ-4 .....	323,964	323,964	323,964		323,964
032	Advance Procurement (CY) .....	71,500	71,500	71,500		71,500
033	MC-130 .....	108,470	108,470	108,470		108,470
034	MQ-9 .....	813,092	813,092	813,092		813,092
	ASIP 2C early to need .....					
	Block 5 to Block 1 adjustment .....					
	Transfer to OCO .....					
	<b>STRATEGIC AIRCRAFT</b>					
035	B-2A .....	41,315	41,315	41,315		41,315
	Excess to need .....					
036	B-1B .....	198,007	198,007	198,007		198,007
037	B-52 .....	93,897	93,897	93,897		93,897
	<b>TACTICAL AIRCRAFT</b>					
038	A-10 .....	153,128	153,128	7,328		153,128
	Modification of In Service A-10 Aircraft .....			[5,000]		

SEC. 4101. PROCUREMENT (In Thousands of Dollars)													
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized			
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
	Program reduction--Wing replacement program												
039	F-15		222,386		222,386		222,386		[-145,800]		[-145,800]		208,386
	Early to need--Mode 5 IFF												
040	F-16		73,346		56,746		56,746		[-14,000]		[-14,000]		56,746
	Mode 5 procurement ahead of need												
041	F-22A		232,032		232,032		232,032		[-16,600]		[-16,600]		232,032
	<b>AIRLIFT AIRCRAFT</b>												
043	C-5		11,741		5,741		5,741						11,741
	Program Decrease												
045	C-5M		851,859		851,859		851,859		[-6,000]		[-6,000]		851,859
046	Advance Procurement (CY)		112,200		112,200		112,200						112,200
047	C-9C		9		9		9						9
048	C-17A		202,179		196,179		196,179						202,179
	Program Decrease												
049	C-21		328		328		328						328
050	C-32A		12,157		12,157		12,157						1,757
	Program reduction--SLC3S--A												
051	C-37A		21,986		21,986		21,986		[-10,400]		[-10,400]		486
	Program reduction--SLC3S--A												
052	C-130 AMP		235,635		235,635		235,635		[-21,500]		[-21,500]		208,135
	Early to need--kit installs												
	<b>TRAINER AIRCRAFT</b>												
053	GLIDER MODS		123		123		123						123
054	T-6		15,086		15,086		15,086						15,086
055	T-1		238		238		238						238
056	T-38		31,032		31,032		31,032						31,032
	<b>OTHER AIRCRAFT</b>												
057	KC-10A (ATCA)		27,220		27,220		27,220						9,820
	Early to need--CNS/ATM												
058	C-12		1,777		1,777		1,777		[-17,400]		[-17,400]		1,777
059	MC-12W		16,767		16,767		16,767						16,767
060	C-20 MODS		241		241		241						241
061	VC-25A MOD		387		387		387						387

062	C-40	206	206	206	206	206	206
063	C-130	43,276	45,876	43,276	45,876	43,276	45,876
	Program Decrease	(13,000)		(13,000)		(13,000)	
	Transfer per Air Force Request from RDAF-81						
064	C-130 INTEL	3,593	3,593	3,593	3,593	3,593	3,593
065	C-130I MODS	38,174	38,174	38,174	38,174	38,174	38,174
066	C-135	62,210	62,210	62,210	62,210	62,210	62,210
067	COMPASS CALL MODS	256,624	256,624	256,624	256,624	256,624	256,624
068	RC-135	162,211	162,211	162,211	162,211	162,211	162,211
069	E-3	135,031	135,031	135,031	135,031	135,031	135,031
070	E-4	57,829	57,829	57,829	57,829	57,829	57,829
071	E-8	29,058	29,058	29,058	29,058	29,058	29,058
072	H-1	5,280	5,280	5,280	5,280	5,280	5,280
073	H-60	34,371	34,371	34,371	34,371	34,371	34,371
	Transfer from PE 65299F (RDAF 81) per USAF request						
074	RQ-4 MODS	89,177	89,177	89,177	89,177	89,177	89,177
075	HC/MC-130 MODIFICATIONS	431	431	431	431	431	431
	Transfer from PE 65299F (RDAF 81) per USAF request						
076	OTHER MODIFICATIONS	115,338	115,338	115,338	115,338	115,338	115,338
	Early to need in FAB-T						
077	MQ-1 MODS	158,446	158,446	158,446	158,446	158,446	158,446
078	MQ-9 MODS	181,302	181,302	181,302	181,302	181,302	181,302
	Block 5 fielding early to need						
079	MQ-9 IWS PAYLOADS	74,866	74,866	74,866	74,866	74,866	74,866
080	CV-22 MODS	14,715	14,715	14,715	14,715	14,715	14,715
	AIRCRAFT SPARES + REPAIR PARTS						
	FIGHTER/UAV INITIAL SPARES/REPAIR PARTS						
081	Program reduction--poor execution	1,030,364	927,364	1,030,364	927,364	1,030,364	927,364
	COMMON SUPPORT EQUIPMENT						
	AIRCRAFT REPLACEMENT SUPPORT EQUIP						
082	F-15 ESTS contract delay	92,394	92,394	92,394	92,394	92,394	92,394
	POST PRODUCTION SUPPORT						
083	B-1	4,743	4,743	4,743	4,743	4,743	4,743
084	B-2A	101	101	101	101	101	101
085	B-2A	49,319	49,319	49,319	49,319	49,319	49,319
087	C-5	521	521	521	521	521	521
089	KC-10A (ATCA)	5,691	5,691	5,691	5,691	5,691	5,691
090	C-17A	183,696	183,696	183,696	183,696	183,696	183,696
	Transition to post production						
091	C-130	25,646	25,646	25,646	25,646	25,646	25,646

SEC. 4101. PROCUREMENT (In Thousands of Dollars)													
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost	Qty
		Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty		
093	C-135 .....			2,434		2,434		2,434		2,434		2,434	
094	F-15 .....			2,076		2,076		2,076		2,076		2,076	
095	F-16 .....			4,537		4,537		4,537		4,537		4,537	
097	OTHER AIRCRAFT .....			40,025		40,025		40,025		40,025		40,025	
	F-16 Block 40/50 MTC .....											-16,800	
												[-16,800]	
098	INDUSTRIAL PREPAREDNESS .....			21,050		21,050		21,050		21,050		21,050	
099	WAR CONSUMABLES .....			87,220		87,220		87,220		87,220		87,220	
	Transfer to OCO .....											[-87,220]	
100	OTHER PRODUCTION CHARGES .....			1,072,858		1,072,858		1,072,858		1,072,858		1,072,858	
104	DARP .....			48,875		48,875		48,875		48,875		48,875	
104A	CLASSIFIED PROGRAMS .....			16,502		16,502		16,502		16,502		16,502	
105	UNDISTRIBUTED .....												
	Mobility Aircraft .....			85,000		85,000		85,000		85,000		85,000	
	Mobility Aircraft Simulators .....			[60,000]		[60,000]		[60,000]		[60,000]		[60,000]	
	TOTAL AIRCRAFT PROCUREMENT, AIR FORCE .....	112	112	14,082,527	110	14,126,027	112	12,506,885	-4	-1,740,927	108	12,341,600	
<b>PROCUREMENT OF AMMUNITION, AIR FORCE</b>													
001	ROCKETS .....			23,919		23,919		23,919		23,919		23,919	
002	CARTRIDGES .....			89,771		89,771		89,771		89,771		89,771	
003	BOMBS .....			38,756		38,756		38,756		38,756		38,756	
	BDU-56 CB—Unjustified cost growth .....											-4,880	
004	GENERAL PURPOSE BOMBS .....			168,557		168,557		168,557		168,557		168,557	
	BDU-109—Incorrect cost estimate .....											[-35,000]	
005	JOINT DIRECT ATTACK MUNITION .....			3,250	3,250	3,250	3,250	3,250		3,250		3,250	



SEC. 4101. PROCUREMENT (In Thousands of Dollars)													
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost	Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
	Excess advance procurement—AF program change .....												
020	SPACEBORNE EQUIP (COMSEC) .....		21,568		21,568		21,568					21,568	
021	GLOBAL POSITIONING (SPACE) .....		67,689		67,689		67,689					67,689	
022	DEF METEOROLOGICAL SAT PROG(SPACE) .....		101,397		101,397		101,397					101,397	
023	EVOLVED EXPENDABLE LAUNCH VEH(SPACE) .....	4	1,740,222	4	1,740,222	4	1,740,222		-32,000	4		1,708,222	
	Excess to need due to efficiencies .....												
024	SBIR HIGH (SPACE) .....		81,389		81,389		81,389					81,389	
025	Advance Procurement (CY) .....		243,500		243,500		243,500					243,500	
031	<b>SPECIAL PROGRAMS</b> .....		154,727		154,727		154,727					154,727	
031A	<b>CLASSIFIED PROGRAMS</b> .....		1,159,135		1,159,135		746,980		-412,155			746,980	
	Classified Adjustment .....												
	<b>TOTAL MISSILE PROCUREMENT, AIR FORCE</b> .....	<b>1,025</b>	<b>6,074,017</b>	<b>1,025</b>	<b>6,490,017</b>	<b>1,025</b>	<b>5,520,862</b>		<b>-144,540</b>	<b>1,025</b>		<b>5,829,477</b>	
	<b>OTHER PROCUREMENT, AIR FORCE</b> .....												
001	PASSENGER CARRYING VEHICLES .....		5,621		5,621		5,621					5,621	
002	CARGO + UTILITY VEHICLES .....		18,411		18,411		18,411					18,411	
003	MEDIUM TACTICAL VEHICLE .....		917		917		917					917	
004	CAP VEHICLES .....		18,694		18,694		18,694					18,694	
005	ITEMS LESS THAN \$5,000,000 (CARGO) .....												
	<b>SPECIAL PURPOSE VEHICLES</b> .....		5,982				85		-5,897			85	
	SECURITY AND TACTICAL VEHICLES .....												
	Guardian Angel Contract Delay .....												
	HMMWV—in Excess of Need .....												
006	ITEMS LESS THAN \$5,000,000 (SPECA) .....		20,677		20,677		20,677					20,677	
	Fire Fighting Equipment .....												
007	FIRE FIGHTING/CRASH RESCUE VEHICLES .....		22,881		22,881		22,881					22,881	
008	MATERIALS HANDLING EQUIPMENT .....		14,978		14,978		14,978					14,978	
	ITEMS LESS THAN \$5,000,000 .....												
009	BASE MAINTENANCE SUPPORT .....		16,556		16,556		16,556					16,556	
	RUNWAY SNOW REMOV AND CLEANING EQU .....												

010	ITEMS LESS THAN \$5M BASE MAINT/CONST .....	30,225	30,225	30,225	30,225	
011	COMM SECURITY EQUIPMENT(COMSEC) .....	135,169	135,169	135,169	135,169	
012	MODIFICATIONS (COMSEC) .....	1,263	1,263	1,263	1,263	
014	INTELLIGENCE TRAINING EQUIPMENT .....	2,645	2,645	2,645	2,645	
015	INTELLIGENCE COMM EQUIPMENT .....	21,762	21,762	21,762	21,762	
016	ADVANCE TECH SENSORS .....	899	899	899	899	
017	MISSION PLANNING SYSTEMS .....	18,529	18,529	18,529	18,529	
018	<b>ELECTRONICS PROGRAMS</b>					
018	AIR TRAFFIC CONTROL & LANDING SYS .....	32,473	32,473	32,473	32,473	
019	NATIONAL AIRSPACE SYSTEM .....	51,426	51,426	51,426	51,426	
020	BATTLE CONTROL SYSTEM - FIXED .....	32,468	32,468	32,468	32,468	
021	THEATER AIR CONTROL SYS IMPROVEMEN .....	22,813	22,813	22,813	22,813	
022	WEATHER OBSERVATION FORECAST .....	14,619	14,619	14,619	14,619	
023	STRATEGIC COMMAND AND CONTROL .....	39,144	39,144	39,144	39,144	
024	JFHQ equipment .....					-1,000
024	CHEYENNE MOUNTAIN COMPLEX .....	25,992	25,992	25,992	25,992	[-1,000]
025	TAC SIGNIT SPT .....	217	217	217	217	
027	<b>SPCL COMM-ELECTRONICS PROJECTS</b>					
027	GENERAL INFORMATION TECHNOLOGY .....	52,263	52,263	52,263	52,263	
028	AF GLOBAL COMMAND & CONTROL SYS .....	16,951	16,951	16,951	16,951	
029	MOBILITY COMMAND AND CONTROL .....	26,433	26,433	26,433	26,433	
029	SUCC/Wiper II Excess of Need .....					-9,400
029	Wing LAN infrastructure—slow execution .....					[-7,400]
030	AIR FORCE PHYSICAL SECURITY SYSTEM .....	90,015	90,015	90,015	90,015	[-2,000]
031	COMBAT TRAINING RANGES .....	23,955	23,955	23,955	23,955	
032	C3 COUNTERMEASURES .....	7,518	7,518	7,518	7,518	
033	GGSS-AF FOS .....	72,641	72,641	72,641	72,641	
034	THEATER BATTLE MGT C2 SYSTEM .....	22,301	22,301	22,301	22,301	
035	AIR & SPACE OPERATIONS CTR-WPN SYS .....	15,525	15,525	15,525	15,525	
036	<b>AIR FORCE COMMUNICATIONS</b>					
036	INFORMATION TRANSPORT SYSTEMS .....	49,377	49,377	49,377	49,377	
037	BASE INFRASTRUCTURE .....	41,239	41,239	41,239	41,239	
038	AFNET .....	228,978	228,978	228,978	228,978	
039	Reduce Program Growth .....					-100,000
039	VOICE SYSTEMS .....	43,603	43,603	43,603	43,603	[-100,000]
040	Reduce Program Growth .....					-20,000
040	USCENTCOM- JCSE .....	30,983	30,983	30,983	30,983	[-20,000]
040	<b>DISA PROGRAMS</b>					

SEC. 4101. PROCUREMENT (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
041	SPACE BASED IR SENSOR PGM SPACE .....		49,570		49,570		49,570				49,570	
042	NAVSTAR GPS SPACE .....		2,008		2,008		2,008				2,008	
043	NUDET DETECTION SYS SPACE .....		4,863		4,863		4,863				4,863	
044	AF SATELLITE CONTROL NETWORK SPACE .....		61,386		61,386		61,386				61,386	
045	SPACELIFT RANGE SYSTEM SPACE .....		125,947		125,947		125,947				125,947	
046	MILSATCOM SPACE .....		104,720		104,720		36,570		-68,150		36,570	
	Early to need in FAB-T .....						[-68,150]					
047	SPACE MODS SPACE .....		28,075		28,075		28,075				28,075	
048	COUNTERSPACE SYSTEM .....		20,718		20,718		20,718				20,718	
049	<b>ORGANIZATION AND BASE</b>											
	TACTICAL C-E EQUIPMENT .....		227,866		217,466		153,590		-74,240		153,626	
	JTC Training and Rehearsal Schedule Ahead of Need .....						[-17,140]					
	JTRS AMF Milestone C Delay .....				[-10,400]		[-12,636]					
	JTRS Handheld / Manpack Cost Increases .....						[-44,500]					
050	COMBAT SURVIVOR EVADER LOCATER .....		22,184		22,184		7,184		-15,000		7,184	
	CSEL Contract Delay .....						[-15,000]					
051	RADIO EQUIPMENT .....		11,408		11,408		11,408				11,408	
052	CGT/AUDIOVISUAL EQUIPMENT .....		11,559		11,559		11,559				11,559	
053	BASE COMM INFRASTRUCTURE .....		105,977		105,977		80,977		-25,000		80,977	
	Slow Execution .....						[-25,000]					
	<b>MODIFICATIONS</b>											
054	COMM ELECT MODS .....		76,810		76,810		76,810				76,810	
055	<b>PERSONAL SAFETY &amp; RESCUE EQUIP</b>											
	NIGHT VISION GOGGLES .....		20,008		20,008		1,008		-19,000		1,008	
	Night Vision Cueing and Display Contract Delay .....						[-19,000]					
056	ITEMS LESS THAN \$5,000,000 (SAFETY) .....		25,499		25,499		12,598		-12,901		12,598	
	Laser Eye Protection Contract Delay .....						[-5,800]					
	MACH Early to Need .....						[-7,101]					
057	<b>DEPOT PLANT+MTRLS HANDLING EQ</b>											
	MECHANIZED MATERIAL HANDLING EQUIP .....		37,829		37,829		37,829				37,829	
058	<b>BASE SUPPORT EQUIPMENT</b>											
	BASE PROCURED EQUIPMENT .....		16,483		16,483		16,483				16,483	
059	CONTINGENCY OPERATIONS .....		16,754		16,754		16,754				16,754	

060	PRODUCTIVITY CAPITAL INVESTMENT .....	3,653	3,653	903	-2,750	903
	Unjustified Program Growth .....			[-2,750]		
061	MOBILITY EQUIPMENT .....	30,345	30,345	20,345	-10,000	20,345
	Power Generation--Reduce Growth .....			[-10,000]		
062	ITEMS LESS THAN \$5,000,000 (BASE \$) .....	2,819	2,819	2,819		2,819
	<b>SPECIAL SUPPORT PROJECTS</b>					
064	DARP RC135 .....	23,341	23,341	23,341		23,341
065	DGGS-AF .....	212,146	212,146	212,146		212,146
067	SPECIAL UPDATE PROGRAM .....	410,069	410,069	410,069		410,069
068	DEFENSE SPACE RECONNAISSANCE PROG. ....	41,066	41,066	41,066		41,066
	<b>CLASSIFIED PROGRAMS</b>					
068A	CLASSIFIED PROGRAMS .....	14,618,160	14,618,160	14,788,852	170,692	14,788,852
	Classified Adjustment .....			[-170,692]		
	<b>SPARES AND REPAIR PARTS</b>					
069	SPARES AND REPAIR PARTS .....	14,630	14,630	14,630		14,630
	<b>TOTAL OTHER PROCUREMENT, AIR FORCE</b>	<b>17,602,036</b>	<b>17,585,654</b>	<b>17,392,354</b>	<b>-192,646</b>	<b>17,409,390</b>
	<b>PROCUREMENT, DEFENSE-WIDE</b>					
002	MAOR EQUIPMENT, DCAA	1,473	1,473	1,473		1,473
	ITEMS LESS THAN \$5 MILLION .....					
003	MAOR EQUIPMENT, DCMA	2,076	2,076	2,076		2,076
	MAOR EQUIPMENT .....					
004	PERSONNEL ADMINISTRATION .....	11,019	11,019	11,019		11,019
	<b>MAOR EQUIPMENT, DISA</b>					
014	INFORMATION SYSTEMS SECURITY .....	19,952	19,952	19,952		19,952
015	GLOBAL COMMAND AND CONTROL SYSTEM .....	5,324	5,324	5,324		5,324
016	GLOBAL COMBAT SUPPORT SYSTEM .....	2,955	2,955	2,955		2,955
017	TELEPORT PROGRAM .....	54,743	54,743	54,743		54,743
018	ITEMS LESS THAN \$5 MILLION .....	174,805	174,805	174,805		174,805
019	NET CENTRIC ENTERPRISE SERVICES (NCEs) .....	3,429	3,429	3,429		3,429
020	DEFENSE INFORMATION SYSTEM NETWORK .....	500,932	84,932	200,932	-416,000	84,932
	Other alternatives not evaluated, need to conduct AOA .....			[-300,000]		
	Transfer to MPAF--16 .....			[-416,000]		
021	PUBLIC KEY INFRASTRUCTURE .....	1,788	1,788	1,788		1,788
022	CYBER SECURITY INITIATIVE .....	24,085	24,085	24,085		24,085
	<b>MAOR EQUIPMENT, DLA</b>					
023	MAOR EQUIPMENT .....	11,537	11,537	11,537		11,537
	<b>MAOR EQUIPMENT, DIMACT</b>					
024	MAOR EQUIPMENT .....	5	14,542	5		14,542

SEC. 4101. PROCUREMENT (In Thousands of Dollars)													
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost	Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
025	MAJOR EQUIPMENT, DODEA AUTOMATION/EDUCATIONAL SUPPORT & LOGISTICS		1,444		1,444		1,444					1,444	1,444
026	MAJOR EQUIPMENT, DEFENSE SECURITY COOPERATION AGENCY EQUIPMENT		971		971		971					971	971
027	MAJOR EQUIPMENT, DSS OTHER CAPITAL EQUIPMENT		974		974		974					974	974
028	MAJOR EQUIPMENT, DEFENSE THREAT REDUCTION AGENCY VEHICLES	4	200	4	200	4	200			4	200	200	200
029	OTHER MAJOR EQUIPMENT	3	12,806	3	12,806	3	12,806			3	12,806	12,806	12,806
030	MAJOR EQUIPMENT, DTSA MAJOR EQUIPMENT		447		447		447					447	447
033	MAJOR EQUIPMENT, MISSILE DEFENSE AGENCY THAAD	68	833,150	68	883,150	68	713,150		-124,000	68	709,150	709,150	709,150
	Excess to production capacity				[50,000]		[-120,000]						
	Program Increase				[50,000]								
034	AEGIS BMD	46	565,393	46	615,393	46	250,393			46	565,393	565,393	565,393
	Production delay; transfer to R&D for fixes						[-315,000]						
	Program Increase				[50,000]								
035	BMDs AN/TPY-2 RADARS	2	380,195	2	380,195	2	380,195			2	380,195	380,195	380,195
	Program Increase												
043	MAJOR EQUIPMENT, NSA INFORMATION SYSTEMS SECURITY PROGRAM (ISSP)		5,787		5,787		5,787					5,787	5,787
045	MAJOR EQUIPMENT, OSD		47,123		47,123		47,123					47,123	47,123
046	MAJOR EQUIPMENT, INTELLIGENCE		20,176		20,176		20,176					20,176	20,176
047	MAJOR EQUIPMENT, TJS		29,729		29,729		29,729					29,729	29,729
048	MAJOR EQUIPMENT, WHS		31,974		31,974		31,974					31,974	31,974
048A	CLASSIFIED PROGRAMS		554,408		554,408		554,408					554,408	541,088
	Classified adjustment												[-13,320]
	Classified adjustment												[-13,320]
049	AVIATION PROGRAMS ROTARY WING UPGRADES AND SUSTAINMENT		41,411		41,411		41,411					41,411	41,411

051	MH-60 MODERNIZATION PROGRAM Maintain fiscal year 2011 production rate due to extended modification periods.	171,456	171,456	-26,000 [-26,000]	171,456	145,456
052	NON-STANDARD AVIATION AvFD Funding ahead of need AvFD rotary-wing simulator NSAV-L Transfer from OCO NSAV-M Unjustified Requirement	15	15	-55,000 [-45,000] [-10,000]	15	217,623
054	U-28	5,100	[8,500] [-50,100]			5,100
055	MH-47 CHINOOK	142,783	142,783			142,783
056	RQ-11 UNMANNED AERIAL VEHICLE	486	486			486
057	CV-22 MODIFICATION	118,002	118,002		27	118,002
058	MQ-1 UNMANNED AERIAL VEHICLE	3,025	3,025			3,025
059	MQ-9 UNMANNED AERIAL VEHICLE	3,024	3,024			3,024
060	RQ-7 UNMANNED AERIAL VEHICLE	450	450			450
061	STUASLO	12,276	12,276			12,276
062	AG/MC-130J	74,891	74,891			74,891
063	C-130 MODIFICATIONS	19,665	19,665			19,665
064	AIRCRAFT SUPPORT	6,207	6,207			6,207
065	SHIPBUILDING					
065	UNDERWATER SYSTEMS	6,999	6,999			6,999
067	AMMUNITION PROGRAMS ORDNANCE REPLISHMENT	116,009	116,009	-10,000 [-10,000]		106,009
068	ORDNANCE ACQUISITION Prior year funding carryover Aviation ammunition—prior year funding carryover	28,281	28,281	-10,000 [-10,000]		18,281
069	OTHER PROCUREMENT PROGRAMS COMMUNICATIONS EQUIPMENT AND ELECTRONICS	87,489	87,489	62,800 [62,800]		150,289
070	INTELLIGENCE SYSTEMS Program Growth	74,702	85,702			74,702
071	VSO/ALP Unfunded Requirement SMALL ARMS AND WEAPONS	9,196	[11,000] [13,196]			9,196
072	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS Program Growth	15,621	15,621			15,621
076	COMBATANT CRAFT SYSTEMS HSAC Unfunded Requirement	6,899	21,899	60,000 [60,000]		66,899
077	SPARES AND REPAIR PARTS	594	594			594
078	TACTICAL VEHICLES VSO/ALP Unfunded Requirement	33,915	41,315			33,915





**SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS.**

**SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS**  
(In Thousands of Dollars)

Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
<b>AIRCRAFT PROCUREMENT, ARMY</b>											
<b>FIXED WING</b>											
002	C-12 CARGO AIRPLANE .....	1	10,500	1	10,500	1	10,500		-10,500	1	0
	No justified requirement .....						[-10,500]		[-10,500]		
004	MQ-1 UAV .....						658,798	36	550,798	36	550,798
	Transfer from Base .....						[658,798]	[36]	[550,798]		
<b>ROTARY</b>											
008	AH-64 BLOCK II/WRA .....	1	35,500			1			-35,500	1	0
	Program reduction .....						[-35,500]		[-35,500]		
012	UH-60 BLACKHAWK II MODEL (MYP) .....	4	72,000	4	72,000	4	54,500			4	72,000
	Combat Loss funded in FY11 .....						[-17,500]				
017	KIOWA WARRIOR UPGRADE (OH-58 D)/WRA .....	15	145,500	15	145,500	15	145,500		-44,700	15	100,800
	Limit ramp rate on replacement aircraft by reducing four air-craft.								[-44,700]		
<b>MODIFICATION OF AIRCRAFT</b>											
019	MQ-1 PAYLOAD—UAS .....		10,800		10,800		117,983		136,183		146,983
	Transfer from Base .....						[107,183]		[136,183]		
022	MULTI SENSOR ABN RECON (MIP) .....		54,500		54,500		54,500				54,500
033	RQ-7 UAV MODS .....		94,600		94,600		94,600		-79,800		14,800
	Vader - Incompatible with Host Platform .....								[-79,800]		
<b>SPARES AND REPAIR PARTS</b>											
034	SPARE PARTS (AIR) .....						-79,000				0
	VADER ISR payload not compatible with host platform .....						[-79,000]				
	<b>TOTAL AIRCRAFT PROCUREMENT, ARMY .....</b>	<b>21</b>	<b>423,400</b>	<b>20</b>	<b>387,900</b>	<b>21</b>	<b>1,046,881</b>	<b>36</b>	<b>516,481</b>	<b>57</b>	<b>939,881</b>
<b>MISSILE PROCUREMENT, ARMY</b>											
<b>AIR-TO-SURFACE MISSILE SYSTEM</b>											
004	HELLFIRE SYS SUMMARY .....	907	107,556	907	107,556	907	107,556			907	107,556
<b>ANTI-TANK/ASSAULT MISSILE SYS</b>											
009	GUIDED MLRS ROCKET (GMLRS) .....	210	19,000	210	19,000	210	19,000			210	19,000

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)												
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	
	TOTAL MISSILE PROCUREMENT, ARMY .....	1,117	126,556	1,117	126,556	1,117	126,556			1,117	126,556	
	PROCUREMENT OF W&TCV, ARMY											
	WEAPONS & OTHER COMBAT VEHICLES											
019	MACHINE GUN, CAL .50 M2 ROLL .....						31,102		31,102		31,102	
	Transfer from Base .....						(31,102)		(31,102)			
020	LIGHTWEIGHT .50 CALIBER MACHINE GUN .....	118	5,427	118	5,427	118	5,427			118	5,427	
029	COMMON REMOTELY OPERATED WEAPONS STATION (CRO) .....	64	14,890	64	14,890	64	14,890			64	14,890	
031	HOWITZER LT WT 155MM (T) .....						13,066		13,066		13,066	
	Transfer from Base .....						(13,066)		(13,066)			
	MOD OF WEAPONS AND OTHER COMBAT VEH											
033	M4 CARBINE MODS .....		16,800		16,800		16,800				16,800	
034	M2 50 CAL MACHINE GUN MODS .....						48,856		48,856		0	
	Transfer from Base .....						(48,856)		(48,856)			
	TOTAL PROCUREMENT OF W&TCV, ARMY .....	182	37,117	182	37,117	182	130,141		44,168	182	81,285	
	PROCUREMENT OF AMMUNITION, ARMY											
	SMALL/MEDIUM CAL AMMUNITION											
004	CTG. HANDGUN, ALL TYPES .....		1,200		1,200		1,200				1,200	
009	CTG. 30MM, ALL TYPES .....		4,800		4,800		4,800				4,800	
010	CTG. 40MM, ALL TYPES .....		38,000		38,000		38,000				38,000	
	MORTAR AMMUNITION											
013	81MM MORTAR, ALL TYPES .....		8,000		8,000		8,000				8,000	
014	120MM MORTAR, ALL TYPES .....		49,140		49,140		49,140				49,140	
	ARTILLERY AMMUNITION											
019	ARTILLERY PROJECTILE, 155MM, ALL TYPES .....		10,000		10,000		10,000				10,000	
	ARTILLERY FUZES											
022	ARTILLERY FUZES, ALL TYPES .....		5,000		5,000		5,000				5,000	
	ROCKETS											
027	SHOULDER LAUNCHED MUNITIONS, ALL TYPES .....		5,000		5,000		5,000				5,000	
028	ROCKET, HYDRA 70, ALL TYPES .....		53,841		53,841		53,841				53,841	
	OTHER AMMUNITION											
029	DEMOLITION MUNITIONS, ALL TYPES .....		16,000		16,000		16,000				16,000	

031	SIGNALS, ALL TYPES .....	7,000	7,000	7,000	7,000				
032	SIMULATORS, ALL TYPES .....	8,000	8,000	8,000	8,000				
036	MISCELLANEOUS .....	2,000	2,000	2,000	2,000				
037	CAD/PAD ALL TYPES .....	400	400	400	400				
	ITEMS LESS THAN \$5 MILLION .....	208,381	208,381	208,381	208,381				
	<b>TOTAL PROCUREMENT OF AMMUNITION, ARMY .....</b>	<b>208,381</b>	<b>208,381</b>	<b>208,381</b>	<b>208,381</b>				
	<b>OTHER PROCUREMENT, ARMY</b>								
	<b>TACTICAL VEHICLES</b>								
005	FAMILY OF MEDIUM TACTICAL VEH (FMIV) .....	32	11,094	32	11,094				32
007	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV) .....	47,214	47,214	47,214	47,214				47,214
010	MINE PROTECTION VEHICLE FAMILY .....		8,671		8,671				0
	Transfer from Base .....		[8,671]						
015	TACTICAL WHEELED VEHICLE PROTECTION KITS .....		39,908		39,908				0
	Transfer from Base .....		[39,908]						
017	MINE-RESISTANT AMBUSH-PROTECTED (MRAP) MODS .....		127,862		127,862				0
	Transfer from Base .....		[127,862]						
	<b>NON-TACTICAL VEHICLES</b>								
023	NONTACTICAL VEHICLES, OTHER .....	3,600	3,600	3,600	3,600				3,600
025	<b>COMM—JOINT COMMUNICATIONS</b>	547	547	547	547				547
	WIN-T—GROUND FORCES TACTICAL NETWORK .....								
039	<b>COMM—COMBAT COMMUNICATIONS</b>	450	450	450	450				0
	JOINT TACTICAL RADIO SYSTEM .....								
	Handheld, Manpack, Small Form-fit radios for LEIMWZ early to need.								
042	AMC CRITICAL ITEMS - OPAZ .....	8,141	8,141	8,141	8,141				8,141
049	GUNSHOT DETECTION SYSTEM (GDS) .....	44,100	44,100	44,100	44,100				10,100
	Concurrent development and procurement .....								
051	MEDICAL COMM FOR CBT CASUALTY CARE (MCA) .....	6,443	6,443	6,443	6,443				6,443
	<b>INFORMATION SECURITY</b>								
056	INFORMATION SYSTEM SECURITY PROGRAM-ISSP .....	54,730	54,730	54,730	54,730				0
	Army requested transfer to line 56a, Family of Biometrics .....								
056A	FAMILY OF BIOMETRICS .....								
	Transfer from line 56 .....								
058	<b>COMM—LONG HAUL COMMUNICATIONS</b>	5,000	5,000	5,000	5,000				5,000
	BASE SUPPORT COMMUNICATIONS .....								
062	<b>COMM—BASE COMMUNICATIONS</b>	169,500	169,500	169,500	169,500				169,500
	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM( .....								
	ELECT EQUIP—TACT INT REL ACT (TIARA) .....								
070	DCGS-A (MIP) .....	83,000	83,000	83,000	83,000				83,000

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS  
(In Thousands of Dollars)

Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
	Transfer from Base										
072	TROJAN (MIP) .....		61,100		61,100		[124,548]				61,100
	<b>ELECT EQUIP—ELECTRONIC WARFARE (EW)</b>										
076	LIGHTWEIGHT COUNTER MORTAR RADAR .....		54,100		54,100		54,100				54,100
079	FAMILY OF PERSISTENT SURVEILLANCE CAPABILITIES .....		53,000		53,000		53,000				53,000
080	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES .....		48,600		48,600		48,600		-24,400		24,200
	ISR Task Force identified excess								[-20,000]		
	Platforms unavailable								[-4,400]		
	<b>ELECT EQUIP—TACTICAL SURV. (TAC SURV)</b>										
084	SENSE THROUGH THE WALL (STW) .....		10,000		10,000		10,000				10,000
090	COUNTER-ROCKET, ARTILLERY & MORTAR (C-RAM) .....						15,774				0
	Transfer from Base						[15,774]				
092	GREEN LASER INTERDICTION SYSTEM .....						25,356				0
	Transfer from Base						[25,356]				
095	PROFILER .....		2,000		2,000		2,000				2,000
096	MOD OF M-SVC EQUIP (FINDER RADARS) .....		30,400		30,400		30,400				30,400
098	JOINT BATTLE COMMAND—PLATFORM (JBC-P) .....		148,335		148,335		148,335				148,335
102	COUNTERFIRE RADARS .....		110,548		110,548		110,548				110,548
	<b>ELECT EQUIP—TACTICAL C2 SYSTEMS</b>										
105	FIRE SUPPORT C2 FAMILY .....		15,081		15,081		15,081				15,081
106	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM (BC) .....		10,000		10,000		10,000				10,000
108	AIR & MSL DEFENSE PLANNING & CONTROL SYS .....		28,000		28,000		28,000				28,000
109	KNIGHT FAMILY .....		42,000		42,000		42,000				42,000
114	NETWORK MANAGEMENT INITIALIZATION AND SERVICE .....		32,800		32,800		32,800				32,800
115	MANUEVER CONTROL SYSTEM (MCS) .....		44,000		44,000		44,000				44,000
116	SINGLE ARMY LOGISTICS ENTERPRISE (SALE) .....		18,000		18,000		18,000				18,000
	<b>ELECT EQUIP—AUTOMATION</b>										
121	AUTOMATED DATA PROCESSING EQUIP .....		10,000		10,000		10,000				10,000
	<b>CLASSIFIED PROGRAMS</b>										
	<b>UNDISTRIBUTED</b>										
127A	CLASSIFIED PROGRAMS .....		795		795		795				795
	<b>CHEMICAL DEFENSIVE EQUIPMENT</b>										
128	PROTECTIVE SYSTEMS .....		11,472		11,472		11,472				11,472

129	FAMILY OF NON-LETHAL EQUIPMENT (FNLE) .....	30,000	30,000	30,000	30,000	-20,000	10,000
130	Acoustic Hailing Device contract delay .....				41,204	[ -20,000]	0
131	BASE DEFENSE SYSTEMS (BDS) .....				[41,204]		
	Transfer from Base .....		1,200		1,200		1,200
133	<b>BRIDGING EQUIPMENT</b> .....						
134	TACTICAL BRIDGING .....	15,000	15,000	15,000	15,000		15,000
137	TACTICAL BRIDGE, FLOAT-RIBBON .....	26,900	26,900	26,900	26,900		26,900
138	<b>ENGINEER (NON-CONSTRUCTION) EQUIPMENT</b> .....						
139	ROBOTIC COMBAT SUPPORT SYSTEM (RCSS) .....				22,297		0
	Transfer from Base .....		3,205		[22,297]		
140	EXPLOSIVE ORDNANCE DISPOSAL EOPMT (EOD EOPMT) .....				3,205		3,205
141	<b>COMBAT SERVICE SUPPORT EQUIPMENT</b> .....						
142	FORCE PROVIDER .....	68,000	68,000	68,000	68,000		68,000
143	<b>MEDICAL EQUIPMENT</b> .....						
144	COMBAT SUPPORT MEDICAL .....	15,011	15,011	15,011	15,011		15,011
145	<b>MAINTENANCE EQUIPMENT</b> .....						
146	MOBILE MAINTENANCE EQUIPMENT SYSTEMS .....	25,129	25,129	25,129	25,129		25,129
147	<b>MATERIAL HANDLING EQUIPMENT</b> .....						
148	ALL TERRAIN LIFTING ARMY SYSTEM .....	1,800	1,800	1,800	1,800		1,800
149	<b>OTHER SUPPORT EQUIPMENT</b> .....						
150	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT .....	43,000	43,000	43,000	22,000	-21,000	22,000
	Prior year unobligated funds available .....				[ -21,000]		
151	PHYSICAL SECURITY SYSTEMS (OPA3) .....	4,900	4,900	4,900	4,900		4,900
152	<b>TOTAL OTHER PROCUREMENT, ARMY</b> .....	<b>42</b>	<b>1,398,195</b>	<b>42</b>	<b>1,798,715</b>	<b>-99,650</b>	<b>1,296,345</b>
153	<b>JOINT IMPR EXPLOSIVE DEV DEFEAT FUND</b> .....						
154	<b>NETWORK ATTACK</b> .....						
155	ATTACK THE NETWORK .....	1,368,800	1,368,800	1,368,800	1,211,800	-93,000	1,275,800
	BAA S&T Response—unjustified request .....				[ -50,000]	[ -76,000]	
	Information Fusion—unjustified program growth .....				[ -17,000]	[ -17,000]	
	Undistributed efficiencies reduction .....				[ -90,000]		
156	<b>JIIEDDD DEVICE DEFEAT</b> .....						
157	DEFEAT THE DEVICE .....	961,200	961,200	961,200	811,200	-150,000	811,200
	Undistributed efficiencies reduction .....				[ -150,000]		
158	<b>FORCE TRAINING</b> .....						
159	TRAIN THE FORCE .....	247,500	247,500	247,500	224,450	-23,050	224,450
	Train the Force Response—unjustified program growth .....				[ -18,050]	[ -18,050]	
	Undistributed efficiencies reduction .....				[ -5,000]	[ -5,000]	
160	<b>STAFF AND INFRASTRUCTURE</b> .....						

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS  
(In Thousands of Dollars)

Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
004	OPERATIONS .....						200,634		199,134		199,134
	Civilian Pay Freeze .....								(-1,500)		(-1,500)
	Transfer from Base Operations .....						(220,634)		(220,634)		(220,634)
	Undistributed efficiencies reduction .....						(-20,000)		(-20,000)		(-20,000)
	<b>TOTAL JOINT IMPR EXPLOSIVE DEV DEFEAT FUND</b> .....		2,577,500		2,577,500		2,448,084		-66,916		2,510,584
	<b>AIRCRAFT PROCUREMENT, NAVY</b>										
	<b>COMBAT AIRCRAFT</b>										
011	UH-1Y/AH-1Z .....	1	30,000	1	30,000	1	24,875		-5,125	1	24,875
	Excessive unit cost growth .....						(-5,125)		(-5,125)		
019	E-20 ADV HAWKEYE .....	1	163,500	1	163,500	1			-163,500	1	0
	Combat loss funded in fiscal year 2011 .....						(-163,500)		(-163,500)		
	<b>OTHER AIRCRAFT</b>										
028	OTHER SUPPORT AIRCRAFT .....		21,882		21,882		21,882		-21,882		0
	Aircraft excess to requirement .....								(-21,882)		
	<b>MODIFICATION OF AIRCRAFT</b>										
	<b>AEA SYSTEMS</b> .....										
030	Intrepid Tiger .....		53,100		53,100		53,100		-7,500		45,600
031	AV-8 SERIES .....		53,485		53,485		53,485				53,485
032	F-18 SERIES .....		46,992		46,992		46,992				46,992
034	AH-1W SERIES .....		39,418		39,418		37,918		-1,500		37,918
	ANVIS HUD install kit pricing .....						(-1,500)		(-1,500)		
035	H-53 SERIES .....		70,747		70,747		63,747		-7,000		63,747
	Excess hardware support .....						(-2,000)		(-2,000)		
	Excess NRE for Blue Force Tracker modifications .....						(-5,000)		(-5,000)		
037	H-1 SERIES .....		6,420		6,420		6,420		-6,420		0
038	EP-3 SERIES .....		20,800		20,800		20,800				20,800
043	C-130 SERIES .....		59,625		59,625		45,825		-15,400		44,225
	LAIRCM install unit cost .....						(-3,600)		(-3,600)		
	Targeting Sight Systems exceed requirement .....						(-10,200)		(-10,200)		
045	CARGO/TRANSPORT A/C SERIES .....		25,880		25,880		18,280		-7,600		18,280
	Excess C-20G installation NRE .....						(-4,000)		(-4,000)		

∞

048	UC-12W excess to need	11,184	11,184	[-3,600]	11,184	[-3,600]	11,184
053	SPECIAL PROJECT AIRCRAFT	27,200	27,200	[-3,000]	24,200	-3,000	24,200
054	COMMON ECM EQUIPMENT	13,467	13,467	[-2,000]	11,467	-2,000	11,467
055	COMMON AVIONICS CHANGES	3,300	3,300	[-2,000]	3,300	-4,500	3,300
060	OSIP 10-11 other support growth	30,000	30,000	[-2,500]	25,500	[-2,000]	25,500
061	COMMON DEFENSIVE WEAPON SYSTEM	39,060	39,060	[-2,000]	39,060	-4,598	34,462
	V-22 (TILT/ROTOR ACFT) OSPREY					[-3,631]	
	Deficiencies modifications other support growth					[-967]	
	Reliability modifications other support growth						
	<b>AIRCRAFT SPARES AND REPAIR PARTS</b>						
	SPARES AND REPAIR PARTS	39,060	39,060		39,060		39,060
	MQ-8 spares excess to requirement						
	Other Support Aircraft spares						
	<b>AIRCRAFT SUPPORT EQUIP. &amp; FACILITIES</b>						
062	COMMON GROUND EQUIPMENT	10,800	10,800		10,800		10,800
064	WAR CONSUMABLES				27,300		0
	Transfer from Base						
065	OTHER PRODUCTION CHARGES	4,100	4,100		4,100		4,100
	<b>TOTAL AIRCRAFT PROCUREMENT, NAVY</b>	<b>2</b>	<b>730,960</b>		<b>2</b>	<b>-250,025</b>	<b>480,935</b>
	<b>WEAPONS PROCUREMENT, NAVY</b>						
009	TACTICAL MISSILES	140	14,000		14,000		14,000
010	HELLFIRE	150	20,000		20,000		20,000
	STAND OFF PRECISION GUIDED MUNITIONS (SOPGM)						
027	GUNS AND GUN MOUNTS	290	7,070		7,070		7,070
	SMALL ARMS AND WEAPONS						
	<b>TOTAL WEAPONS PROCUREMENT, NAVY</b>	<b>290</b>	<b>41,070</b>		<b>290</b>	<b>290</b>	<b>41,070</b>
	<b>PROCUREMENT OF AMMO, NAVY &amp; MC</b>						
	<b>NAVY AMMUNITION</b>						
003	AIRBORNE ROCKETS, ALL TYPES	80,200	80,200		80,200		80,200
004	MACHINE GUN AMMUNITION	22,400	22,400		22,400		22,400
007	AIR EXPENDABLE COUNTERMEASURES	20,000	20,000		20,000		20,000
011	OTHER SHIP GUN AMMUNITION	182	182		182		182
012	SMALL ARMS & LANDING PARTY AMMO	4,545	4,545		4,545		4,545
013	PROTECHNIC AND DEMOLITION	1,656	1,656		1,656		1,656
014	AMMUNITION LESS THAN \$5 MILLION	6,000	6,000		6,000		6,000
	<b>MARINE CORPS AMMUNITION</b>						
015	SMALL ARMS AMMUNITION	19,575	19,575		19,575		19,575

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS  
(In Thousands of Dollars)

Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
016	LINEAR CHARGES, ALL TYPES .....		6,691		6,691		6,691				6,691
017	40 MM, ALL TYPES .....		12,184		12,184		12,184				12,184
018	60MM, ALL TYPES .....		10,988		10,988		10,988				10,988
019	81MM, ALL TYPES .....		24,515		24,515		24,515				24,515
020	120MM, ALL TYPES .....		11,227		11,227		11,227				11,227
021	CTG 25MM, ALL TYPES .....		802		802		802				802
022	GRENADES, ALL TYPES .....		5,911		5,911		5,911				5,911
023	ROCKETS, ALL TYPES .....		18,871		18,871		18,871				18,871
024	ARTILLERY, ALL TYPES .....		57,003		57,003		57,003				57,003
025	DEMOLITION MUNITIONS, ALL TYPES .....		7,831		7,831		7,831				7,831
026	FUZE, ALL TYPES .....		5,177		5,177		5,177				5,177
027	NON LETHALS .....		712		712		712				712
029	ITEMS LESS THAN \$5 MILLION .....		630		630		630				630
	<b>TOTAL PROCUREMENT OF AMMO, NAVY &amp; MC</b> .....		<b>317,100</b>		<b>317,100</b>		<b>317,100</b>				<b>317,100</b>
	<b>OTHER PROCUREMENT, NAVY</b>										
	<b>SMALL BOATS</b>										
023	STANDARD BOATS .....		13,729		13,729		13,729				0
	Coastal force protection boats contract delay .....										[-13,729]
	<b>AVIATION ELECTRONIC EQUIPMENT</b>										
056	IMATCALS .....		7,232		7,232		7,232				0
	Radar upgrade - Transfer to Title I .....										[-7,232]
	<b>OTHER SHORE ELECTRONIC EQUIPMENT</b>										
066	TACTICAL/MOBILE C4I SYSTEMS .....		4,000		4,000		4,000				0
	Unjustified request for tech refresh upgrades .....										[-4,000]
	<b>AIRCRAFT SUPPORT EQUIPMENT</b>										
092	EXPEDITIONARY AIRFIELDS .....		47,000		47,000		47,000				47,000
095	METEOROLOGICAL EQUIPMENT .....		10,800		10,800		10,800				10,800
097	AVIATION LIFE SUPPORT .....		14,000		14,000		14,000				14,000
101	OTHER AVIATION SUPPORT EQUIPMENT .....		18,226		18,226		18,226				18,226
	<b>ASW SUPPORT EQUIPMENT</b>										
112	SSN COMBAT CONTROL SYSTEMS .....		7,500		7,500		7,500				0
	Naval Intelligence Fusion Tool—Transfer to Title I .....										[-7,500]

116	OTHER ORDNANCE SUPPORT EQUIPMENT	15,700	15,700	15,700	15,700			
	EXPLOSIVE ORDNANCE DISPOSAL EQUIP .....							15,700
121	CIVIL ENGINEERING SUPPORT EQUIPMENT	2,628	1,155	2,628	2,628			2,628
	PASSENGER CARRYING VEHICLES .....							
	Unjustified Growth .....		[-1,473]					
123	CONSTRUCTION & MAINTENANCE EQUIP	13,290	13,290	13,290	13,290			13,290
124	FIRE FIGHTING EQUIPMENT .....	3,672	3,672	3,672	3,672			3,672
128	ITEMS UNDER \$5 MILLION .....	1,002	1,002	1,002	1,002			1,002
130	SUPPLY SUPPORT EQUIPMENT	3,644	3,644	3,644	3,644			3,644
	MATERIALS HANDLING EQUIPMENT .....							
	TRAINING DEVICES	5,789	5,789	5,789	5,789			0
134	TRAINING SUPPORT EQUIPMENT .....							
	Funding No Longer Required .....							
	Intelligence Kits - Funding No Longer Required Due to Force							
	Structure Reductions .....							
	COMMAND SUPPORT EQUIPMENT .....	3,310	3,310	3,310	3,310			3,310
135	COMMAND SUPPORT EQUIPMENT	6,977	6,977	6,977	6,977			6,977
140	OPERATING FORCES SUPPORT EQUIPMENT	24,762	24,762	24,762	24,762			24,762
141	CHSR EQUIPMENT .....	78,241	78,241	78,241	78,241			78,241
143	PHYSICAL SECURITY EQUIPMENT .....							
	Intelligence Kits - Funding No Longer Required Due to Force							
	Structure Reductions .....							
	SPARES AND REPAIR PARTS	473	473	473	473			473
149	SPARES AND REPAIR PARTS .....							
	Intelligence Kits - Funding No Longer Required Due to Force							
	Structure Reductions .....							
	TOTAL OTHER PROCUREMENT, NAVY .....	281,975	267,113	281,975	267,113			236,125
	SPARES AND REPAIR PARTS	473	473	473	473			473
	Intelligence Kits - Funding No Longer Required Due to Force							
	Structure Reductions .....							
	PROCUREMENT, MARINE CORPS	23,962	23,962	23,962	23,962			23,962
002	TRACKED COMBAT VEHICLES	16,000	16,000	16,000	16,000			16,000
	LAV PIP .....							
004	ARTILLERY AND OTHER WEAPONS	10,488	10,488	10,488	10,488			10,488
	155MM LIGHTWEIGHT TOWED HOWITZER .....							
005	HIGH MOBILITY ARTILLERY ROCKET SYSTEM	27,373	27,373	27,373	27,373			27,373
006	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION	2,527	2,527	2,527	2,527			2,527
	GUIDED MISSILES	59,730	59,730	59,730	59,730			59,730
010	JAVELIN .....							
	OTHER SUPPORT	19,040	19,040	19,040	19,040			19,040
013	MODIFICATION KITS .....							
015	REPAIR AND TEST EQUIPMENT	2,331	2,331	2,331	2,331			2,331
	REPAIR AND TEST EQUIPMENT .....							
017	OTHER SUPPORT (TEL)							
	MODIFICATION KITS .....							
	COMMAND AND CONTROL SYSTEM (NON-TEL)							





SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS  
(In Thousands of Dollars)

Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost
	Transfer from Base				[87,220]		[87,220]				
	OTHER PRODUCTION CHARGES		23,000		23,000		23,000				23,000
100	DARP										
	U-2		42,300		42,300		42,300				13,400
104	Sensors						[28,900]				[28,900]
	TOTAL AIRCRAFT PROCUREMENT, AIR FORCE	4	527,865	2	457,865	4	1,289,777			4	1,235,777
	PROCUREMENT OF AMMUNITION, AIR FORCE										
	ROCKETS										
001	ROCKETS		329		329		329				329
	CARTRIDGES										
002	CARTRIDGES		8,014		8,014		8,014				8,014
	BOMBS										
004	GENERAL PURPOSE BOMBS		17,385		17,385		17,385				17,385
005	JOINT DIRECT ATTACK MUNITION	1,338	34,100	1,338	34,100	1,338	34,100			1,338	34,100
	FLARE, IR M1U-7B										
007	EXPLOSIVE ORDNANCE DISPOSAL (EOD)		1,200		1,200		1,200				1,200
	FUZES										
011	FLARES		11,217		11,217		11,217				11,217
012	FUZES		8,765		8,765		8,765				8,765
	SMALL ARMS										
013	SMALL ARMS		11,500		11,500		11,500				11,500
	TOTAL PROCUREMENT OF AMMUNITION, AIR FORCE	1,338	92,510	1,338	92,510	1,338	92,510			1,338	92,510
	MISSILE PROCUREMENT, AIR FORCE										
	TACTICAL										
005	PREDATOR HELFIRE MISSILE	154	16,120	154	16,120	154	16,120			154	16,120
006	SMALL DIAMETER BOMB	100	12,300	100	12,300	100	12,300			100	12,300
	TOTAL MISSILE PROCUREMENT, AIR FORCE	254	28,420	254	28,420	254	28,420			254	28,420
	OTHER PROCUREMENT, AIR FORCE										
	PASSENGER CARRYING VEHICLES										



SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)													
Line	Item	FY 2012 Request		House Authorized		Senate Authorized		Conference Change		Conference Authorized		Cost	
		Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost	Qty	Cost		
043	INFORMATION SYSTEMS SECURITY PROGRAM (ISSP) .....		3,000		3,000		3,000					3,000	
	MAJOR EQUIPMENT, OSD .....												
046	MAJOR EQUIPMENT, INTELLIGENCE .....		8,300		8,300		8,300					8,300	
	CLASSIFIED PROGRAMS .....												
048A	CLASSIFIED PROGRAMS .....		101,548		101,548		101,548					96,548	
	Program adjustment .....											[-5,000]	
	AVIATION PROGRAMS .....												
050	MH-47 SERVICE LIFE EXTENSION PROGRAM .....	2	40,500	2	40,500	2	40,500					0	
	Combat Loss funded in FY11 .....						[-40,500]					-40,500	
051	MH-60 MODERNIZATION PROGRAM .....	1	7,800			1						0	
	Combat Loss funded in FY11 .....						[-7,800]					-7,800	
052	NON-STANDARD AVIATION .....	9	8,500	9	8,500	9	8,500					8,500	
	Combat Loss funded in FY11 .....						[-7,800]					-7,800	
	NSAW-L Transfer to Base .....						[-8,500]					-8,500	
057	CV-22 MODIFICATION .....	1	15,000			1						0	
	Combat Loss funded in FY11 .....						[-15,000]					-15,000	
063	C-130 MODIFICATIONS .....	5	4,800	5	4,800	5	4,800					4,800	
	Combat Loss funded in FY11 .....						[-15,000]					-15,000	
	AMMUNITION PROGRAMS .....												
067	ORDNANCE REPLENISHMENT .....	8,682,966	71,659	8,682,966	71,659	8,682,966	71,659					71,659	
068	ORDNANCE ACQUISITION .....	235	25,400	235	25,400	235	25,400					15,400	
	Prior year funding carryover .....											[-10,000]	
	OTHER PROGRAMS .....												
069	COMMUNICATIONS EQUIPMENT AND ELECTRONICS .....	5	2,325	5	2,325	5	2,325					2,325	
070	INTELLIGENCE SYSTEMS .....	149	43,558	149	43,558	149	36,758					49,058	
	Funded by reprogramming .....						[-6,800]						
	Village Stability Operations (VSO) unfunded requirement .....												
071	SMALL ARMS AND WEAPONS .....	2,522	6,488	2,522	6,488	2,522	6,488					8,488	
	VSO unfunded requirement .....											2,000	
072	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS .....	1	2,601	1	2,601	1	2,601					2,601	
078	TACTICAL VEHICLES .....	88	15,818	88	15,818	88	15,818					19,818	
	VSO unfunded requirement .....											4,000	
085	AUTOMATION SYSTEMS .....	15	13,387	15	13,387	15	13,387					13,387	
087	OPERATIONAL ENHANCEMENTS, INTELLIGENCE .....	4	5,800	4	5,800	4	4,800					5,800	
	Funded by reprogramming .....						[-1,000]						

088	SOLDIER PROTECTION AND SURVIVAL SYSTEMS .....	1,103	34,900	1,103	34,900	2,600	1,103	37,500
	VSO unfunded requirement .....					[2,600]		
089	VISUAL AUGMENTATION LASERS AND SENSOR SYSTEMS .....	578	3,531	578	3,531		578	3,531
090	TACTICAL RADIO SYSTEMS .....	18	2,894	18	2,894		18	2,894
093	MISCELLANEOUS EQUIPMENT .....	30	7,220	30	7,220		30	7,220
094	OPERATIONAL ENHANCEMENTS .....	50	41,632	50	41,632		50	41,632
	<b>TOTAL PROCUREMENT, DEFENSE-WIDE .....</b>	<b>8,667,782</b>	<b>469,968</b>	<b>8,667,780</b>	<b>447,168</b>	<b>-84,200</b>	<b>8,667,781</b>	<b>405,766</b>
	<b>JOINT URGENT OPERATIONAL NEEDS FUND</b>							
001	JOINT URGENT OPERATIONAL NEEDS FUND .....		100,000		100,000	-100,000		0
	Unjustified Requirement .....		[50,000]		[50,000]			
	<b>TOTAL JOINT URGENT OPERATIONAL NEEDS FUND .....</b>		<b>100,000</b>		<b>100,000</b>	<b>-100,000</b>		<b>0</b>
	<b>MINE RESISTANT AMBUSH PROT VEH FUND</b>							
001	MINE RESISTANT AMBUSH PROT VEH FUND .....		3,195,170		3,195,170	-595,000		2,600,170
	Funds previously provided by Department of Army in FY11 .....					[595,000]		
	<b>TOTAL MINE RESISTANT AMBUSH PROT VEH FUND .....</b>		<b>3,195,170</b>		<b>3,195,170</b>	<b>-595,000</b>		<b>2,600,170</b>
	<b>NATIONAL GUARD &amp; RESERVE EQUIPMENT</b>							
007	UNDISTRIBUTED .....		225,000		225,000			225,000
	Program Increase .....		[225,000]		[225,000]			
	<b>TOTAL NATIONAL GUARD &amp; RESERVE EQUIPMENT .....</b>		<b>225,000</b>		<b>225,000</b>			<b>225,000</b>
	<b>TOTAL PROCUREMENT .....</b>	<b>8,661,884</b>	<b>15,021,824</b>	<b>8,661,879</b>	<b>15,018,524</b>	<b>62,589</b>	<b>8,661,919</b>	<b>15,084,413</b>

## TITLE XLII—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

### SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)							
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>RESEARCH, DEVELOPMENT, TEST &amp; EVAL, ARMY</b>							
<b>BASIC RESEARCH</b>							
001	0601101A	IN-HOUSE LABORATORY INDEPENDENT RESEARCH .....	21,064	21,064	21,064		21,064
002	0601102A	DEFENSE RESEARCH SCIENCES .....	213,942	215,942	213,942		213,942
		Program Increase .....		[2,000]			
003	0601103A	UNIVERSITY RESEARCH INITIATIVES .....	80,977	89,977	80,977		80,977
		Clinical Care and Research .....		[2,000]			
		Program Increase .....		[7,000]			
004	0601104A	UNIVERSITY AND INDUSTRY RESEARCH CENTERS .....	120,937	105,692	120,937		120,937
		Realignment of Funds for Proper Oversight and Execution .....		[-15,245]			
		<b>SUBTOTAL BASIC RESEARCH</b> .....	<b>436,920</b>	<b>432,675</b>	<b>436,920</b>		<b>436,920</b>
<b>APPLIED RESEARCH</b>							
005	0602105A	MATERIALS TECHNOLOGY .....	30,258	40,758	30,258		30,258
		Program Increase .....		[10,500]			
006	0602120A	SENSORS AND ELECTRONIC SURVIVABILITY .....	43,521	53,521	43,521		43,521
		Program Increase .....		[10,000]			
007	0602122A	TRACTOR HIP .....	14,230	14,230	14,230		14,230

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Authorized
008	0602211A	AVIATION TECHNOLOGY .....	44,610	44,610	44,610	44,610
009	0602270A	ELECTRONIC WARFARE TECHNOLOGY .....	15,790	15,790	15,790	15,790
010	0602303A	MISSILE TECHNOLOGY .....	50,685	50,685	50,685	50,685
011	0602307A	ADVANCED WEAPONS TECHNOLOGY .....	20,034	20,034	20,034	20,034
012	0602308A	ADVANCED CONCEPTS AND SIMULATION .....	20,933	30,933	20,933	20,933
		Program Increase .....		[10,000]		
013	0602601A	COMBAT VEHICLE AND AUTOMOTIVE TECHNOLOGY .....	64,306	64,306	64,306	64,306
014	0602618A	BALLISTICS TECHNOLOGY .....	59,214	59,214	59,214	59,214
015	0602622A	CHEMICAL, SMOKE AND EQUIPMENT DEFEATING TECHNOLOGY .....	4,877	4,877	4,877	4,877
016	0602623A	JOINT SERVICE SMALL ARMS PROGRAM .....	8,244	8,244	8,244	8,244
017	0602624A	WEAPONS AND MUNITIONS TECHNOLOGY .....	39,813	69,813	39,813	39,813
		Program Increase .....		[30,000]		
018	0602705A	ELECTRONICS AND ELECTRONIC DEVICES .....	62,962	62,962	62,962	62,962
019	0602709A	NIGHT VISION TECHNOLOGY .....	57,203	69,203	57,203	55,203
		Program growth adjustment .....				-2,000
		Program Increase .....				[-2,000]
020	0602712A	COUNTERMINE SYSTEMS .....	20,280	24,780	20,280	20,280
		Program Increase .....		[4,500]		
021	0602716A	HUMAN FACTORS ENGINEERING TECHNOLOGY .....	21,801	21,801	21,801	21,801
022	0602720A	ENVIRONMENTAL QUALITY TECHNOLOGY .....	20,837	20,837	20,837	20,837
023	0602782A	COMMAND, CONTROL, COMMUNICATIONS TECHNOLOGY .....	26,116	26,116	26,116	26,116
024	0602783A	COMPUTER AND SOFTWARE TECHNOLOGY .....	8,591	8,591	8,591	8,591
025	0602784A	MILITARY ENGINEERING TECHNOLOGY .....	80,317	86,317	80,317	80,317
		Rotary Wing Surfaces .....		[6,000]		
026	0602785A	MANPOWER/PERSONNEL/TRAINING TECHNOLOGY .....	18,946	18,946	18,946	18,946
027	0602786A	WARFIGHTER TECHNOLOGY .....	29,835	29,835	29,835	29,835
028	0602787A	MEDICAL TECHNOLOGY .....	105,929	118,897	105,929	105,929



SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Authorized
048	0603606A	LANDMINE WARFARE AND BARRIER ADVANCED TECHNOLOGY .....	31,541	31,541	31,541	31,541
049	0603607A	JOINT SERVICE SMALL ARMS PROGRAM .....	7,686	7,686	7,686	7,686
050	0603710A	NIGHT VISION ADVANCED TECHNOLOGY .....	42,414	56,214	42,414	42,414
		Night Vision Advanced Technology .....		[4,800]		
		Program Increase .....		[9,000]		
051	0603728A	ENVIRONMENTAL QUALITY TECHNOLOGY DEMONSTRATIONS .....	15,959	15,959	15,959	15,959
052	0603734A	MILITARY ENGINEERING ADVANCED TECHNOLOGY .....	36,516	43,516	36,516	36,516
		Base Camp Fuel .....		[2,000]		
		Military Engineering Advanced Technology .....		[5,000]		
053	0603772A	ADVANCED TACTICAL COMPUTER SCIENCE AND SENSOR TECHNOLOGY .....	30,600	30,600	30,600	30,600
		<b>SUBTOTAL ADVANCED TECHNOLOGY DEVELOPMENT .....</b>	<b>976,812</b>	<b>1,074,962</b>	<b>972,812</b>	<b>976,812</b>
		<b>ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES</b>				
055	0603305A	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION(WON SPACE) .....	21,126	21,126	9,126	9,126
		Excess growth and delays .....			[-12,000]	[-12,000]
055A	0603XXXX	INDIRECT FIRE PROTECTION .....	14,883	14,883	14,883	14,883
056	0603308A	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION (SPACE) .....	9,612	9,612	9,612	9,612
058	0603619A	LANDMINE WARFARE AND BARRIER—ADV DEV .....	35,383	35,383	19,293	19,293
		Excess to Army requirement .....			[-16,090]	[-16,090]
059	0603627A	SMOKE, OBSCURANT AND TARGET DEFEATING SYS-ADV DEV .....	9,501	4,501	5,265	4,501
		Engineering, Modeling and Environmental Studies for SOD and SOM systems — funding unjustified.		[-5,000]		
		Program growth adjustment .....				[-5,000]
060	0603639A	Projected and Generated Obscuration System unexecutable .....	39,693	39,693	[-4,236]	39,693
061	0603653A	TANK AND MEDIUM CALIBER AMMUNITION .....	101,408	101,408	64,408	64,408
		ADVANCED TANK ARMAMENT SYSTEM (ATAS) .....				
		Program growth adjustment .....			[-37,000]	[-37,000]

062	0603747A	SOLDIER SUPPORT AND SURVIVABILITY .....	9,747	9,747	9,747	9,747	3,843
		Rapid Equipping Force- Lack of baseline requirement .....				-5,904	
063	0603766A	TACTICAL ELECTRONIC SURVEILLANCE SYSTEM—ADV DEV .....	5,766	5,766	5,766	5,766	
065	0603779A	ENVIRONMENTAL QUALITY TECHNOLOGY .....	4,946	4,946	4,946	4,946	
		Army Net Zero Programs .....					
066	0603782A	WARFIGHTER INFORMATION NETWORK-TACTICAL .....	297,955	297,955	182,955	182,955	
		Program reduction Increment III .....					
067	0603790A	NATO RESEARCH AND DEVELOPMENT .....	4,765	4,765	4,765	4,765	
068	0603801A	AVIATION—ADV DEV .....	7,107	7,107	7,107	7,107	
069	0603804A	LOGISTICS AND ENGINEER EQUIPMENT—ADV DEV .....	19,509	19,509	12,509	12,509	
		Army requested transfer LAMPS to RDTE Army line 109 .....					
070	0603805A	COMBAT SERVICE SUPPORT CONTROL SYSTEM EVALUATION AND ANALYSIS .....	5,258	5,258	5,258	5,258	
071	0603807A	MEDICAL SYSTEMS—ADV DEV .....	34,997	34,997	34,997	34,997	
072	0603827A	SOLDIER SYSTEMS—ADVANCED DEVELOPMENT .....	19,598	19,598	19,598	19,598	
073	0603850A	INTEGRATED BROADCAST SERVICE .....	1,496	1,496	1,496	1,496	
074	0604115A	TECHNOLOGY MATURATION INITIATIVES .....	10,181	10,181	10,181	10,181	
075	0604131A	TRACTOR JUTE .....	15,609	15,609	15,609	15,609	
		Unjustified requirement .....					
076	0604284A	JOINT COOPERATIVE TARGET IDENTIFICATION—GROUND (JCTI-G) / TECH- NOLOGY DEVELOPME. ....	41,652	41,652	[-15,609]	15,052	
		Army offered program reduction .....					
077	0305205A	ENDURANCE UAVS .....	42,892	42,892	[-41,652]	42,892	
		<b>SUBTOTAL ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES .....</b>	<b>753,084</b>	<b>740,475</b>	<b>504,497</b>	<b>528,490</b>	
		<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION</b>					
078	0604201A	AIRCRAFT AVIONICS .....	144,687	144,687	119,187	119,687	
		JTRS AMF delays and JPALS excessive growth .....					
079	0604220A	ARMED, DEPLOYABLE HELOS .....	166,132	131,132	[-25,500]	82,442	
		Army offered program reduction .....					
080	0604270A	ELECTRONIC WARFARE DEVELOPMENT .....	101,265	101,265	[-73,929]	34,265	
		Army offered program reduction .....					
082	0604321A	ALL SOURCE ANALYSIS SYSTEM .....	17,412	17,412	[-74,393]	7,412	

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)							
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
083	0604328A	Machine—Foreign Language Translation System contract delay			[-10,000]	[-10,000]	
		TRACTOR CAGE	26,577	26,577	26,577		26,577
084	0604601A	INFANTRY SUPPORT WEAPONS	73,728	76,728	91,474	9,746	83,474
		Army requested transfer from WTCV Army line 17		[3,000]	[46]		
		Portable Helicopter Oxygen Delivery Systems					
		S61—High concurrency of incremental efforts					
		Transfer at Army request from WTCV line 17			[16,000]	[-8,000]	
		Transfer at Army request from WTCV line 20			[1,700]	[16,046]	
085	0604604A	MEDIUM TACTICAL VEHICLES	3,961	3,961	3,961		3,961
087	0604611A	JAVELIN	17,340	17,340	9,940	-7,400	9,940
		Excess to requirement			[-7,400]	[-7,400]	
088	0604622A	FAMILY OF HEAVY TACTICAL VEHICLES	5,478	5,478	5,478		5,478
089	0604633A	AIR TRAFFIC CONTROL	22,922	22,922	22,922		22,922
090	0604642A	LIGHT TACTICAL WHEELED VEHICLES			20,000	20,000	20,000
		Army requested transfer from RDTE line 109			[20,000]	[20,000]	
093	0604661A	FCS SYSTEMS OF SYSTEMS ENGR & PROGRAM MGMT	383,872	383,872	283,872	-85,000	298,872
		Unjustified requirement			[-100,000]	[-85,000]	
095	0604663A	FCS UNMANNED GROUND VEHICLES	143,840	143,840	26,840	-107,840	36,000
		Program adjustment			[-117,000]	[-107,840]	
096	0604664A	FCS UNATTENDED GROUND SENSORS	499	499		-499	0
		Program termination			[-499]	[-499]	
098	0604710A	NIGHT VISION SYSTEMS—SDD	59,265	59,265	59,265		59,265
099	0604713A	COMBAT FEEDING, CLOTHING, AND EQUIPMENT	2,075	2,075	2,075		2,075
100	0604715A	NON-SYSTEM TRAINING DEVICES—SDD	30,021	30,021	30,021		30,021
101	0604716A	TERRAIN INFORMATION—SDD	1,596	1,596	1,596		1,596
102	0604741A	AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE—SDD	83,010	83,010	83,010		83,010
103	0604742A	CONSTRUCTIVE SIMULATION SYSTEMS DEVELOPMENT	28,305	28,305	28,305		28,305

∞

104	0604746A	AUTOMATIC TEST EQUIPMENT DEVELOPMENT .....	14,375	14,375	14,375	14,375	14,375	14,375
105	0604760A	DISTRIBUTIVE INTERACTIVE SIMULATIONS (DIS)—SDD .....	15,803	15,803	15,803	15,803	15,803	15,803
107	0604780A	COMBINED ARMS TACTICAL TRAINER (CATT) CORE .....	22,226	22,226	22,226	22,226	22,226	22,226
108	0604802A	WEAPONS AND MUNITIONS—SDD .....	13,828	3,828	13,828	13,828	13,828	13,828
		Program Reduction- Precision Guidance Kit .....		[-10,000]				
109	0604804A	LOGISTICS AND ENGINEER EQUIPMENT—SDD .....	251,104	226,104	238,104	238,104	173,311	173,311
		Army request transfer from RDTE line 69 .....			7,000	7,000	7,000	
		Army requested transfer to RDTE Army line 90 .....		[-20,000]				
		Joint Light Tactical Vehicle Schedule Slip .....						
110	0604805A	COMMAND, CONTROL, COMMUNICATIONS SYSTEMS—SDD .....	137,811	137,811	81,811	81,811	81,811	81,811
		Excessive growth Joint Battle Command-Platform .....		[-25,000]				
111	0604807A	MEDICAL MATERIEL/MEDICAL BIOLOGICAL DEFENSE EQUIPMENT—SDD .....	27,160	27,160	27,160	27,160	27,160	27,160
112	0604808A	LANDMINE WARFARE/BARRIER—SDD .....	87,426	87,426	66,326	66,326	76,326	76,326
		Explosive Hazard Pre-Detonation (EHP) Roller contract delay .....		[-21,100]				
113	0604814A	ARTILLERY MUNITIONS .....	42,627	42,627	35,627	35,627	37,627	37,627
		Program growth adjustment .....		[-7,000]				
115	0604818A	ARMY TACTICAL COMMAND & CONTROL HARDWARE & SOFTWARE .....	123,935	125,935	93,935	93,935	93,935	93,935
		Army Tactical Command and Control Hardware and Software .....		[2,000]				
		Excessive Growth .....						
116	0604820A	RADAR DEVELOPMENT .....	2,890	2,890	2,890	2,890	2,890	2,890
117	0604822A	GENERAL FUND ENTERPRISE BUSINESS SYSTEM (GFEB5) .....	794	794	794	794	794	794
118	0604823A	FIREFINDER .....	10,358	10,358	10,358	10,358	10,358	10,358
119	0604827A	SOLDIER SYSTEMS—WARRIOR DEMVAL .....	48,309	40,709	55,909	55,909	61,409	61,409
		Early to Need- Nett Warrior .....		[-7,600]				
		Transfer at Army request from OPA line 147 .....			7,600	7,600		
120	0604854A	ARTILLERY SYSTEMS .....	120,146	120,146	120,146	120,146	120,146	120,146
121	0604869A	PATRIOT/MEADS COMBINED AGGREGATE PROGRAM (CAP) .....	406,605	257,105				
		Program Decrease .....		[-149,500]				
122	0604870A	NUCLEAR ARMS CONTROL MONITORING SENSOR NETWORK .....	7,398	7,398	7,398	7,398	7,398	7,398
123	0605013A	INFORMATION TECHNOLOGY DEVELOPMENT .....	37,098	37,098	32,098	32,098	32,098	32,098
		Unjustified cost growth .....						
124	0605018A	ARMY INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (A-IMHRS) .....	68,693	68,693	68,693	68,693	68,693	68,693

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Authorized
125	0605450A	JOINT AIR-TO-GROUND MISSILE (JAGM)	127,095	127,095	127,095	127,095
126	0605455A	SLAMRAAM	19,931	19,931	1,531	1,531
		Excess to program termination requirements			[-18,400]	[-18,400]
127	0605456A	PAC-3/MSE MISSILE	88,993	88,993	88,993	88,993
128	0605457A	ARMY INTEGRATED AIR AND MISSILE DEFENSE (AIAMD)	270,607	270,607	270,607	270,607
129	0605625A	MANNED GROUND VEHICLE	884,387	884,387	884,387	449,387
		Excessive Technology Ramp-up prior to completion of Analysis of Alternatives.				[-435,000]
130	0605626A	AERIAL COMMON SENSOR	31,465	31,465		31,465
		Program termination			[-31,465]	
131	0303032A	TROJAN—RH12	3,920	3,920	3,920	3,920
132	0304270A	ELECTRONIC WARFARE DEVELOPMENT	13,819	13,819	13,819	13,819
		<b>SUBTOTAL SYSTEM DEVELOPMENT &amp; DEMONSTRATION</b>	<b>4,190,788</b>	<b>3,968,688</b>	<b>3,238,843</b>	<b>3,192,307</b>
		<b>CONFERENCE CHANGE</b>				<b>-998,481</b>
<b>RD&amp;E MANAGEMENT SUPPORT</b>						
133	0604256A	THREAT SIMULATOR DEVELOPMENT	16,992	16,992	16,992	16,992
134	0604258A	TARGET SYSTEMS DEVELOPMENT	11,247	11,247	11,247	11,247
135	0604759A	MAJOR T&E INVESTMENT	49,437	49,437	49,437	49,437
136	0605103A	RAND ARROYO CENTER	20,384	20,384	20,384	20,384
137	0605301A	ARMY KWALEIN ATOLL	145,606	145,606	145,606	145,606
138	0605326A	CONCEPTS EXPERIMENTATION PROGRAM	28,800	28,800	28,800	28,800
139	0605502A	SMALL BUSINESS INNOVATIVE RESEARCH		5,000		0
		Small Business Innovative Research		[5,000]		
140	0605601A	ARMY TEST RANGES AND FACILITIES	262,456	362,456	312,456	312,456
		Program Increase		[100,000]	[50,000]	[50,000]
141	0605602A	ARMY TECHNICAL TEST INSTRUMENTATION AND TARGETS	70,227	70,227	70,227	70,227
142	0605604A	SURVIVABILITY/LETHALITY ANALYSIS	43,483	43,483	43,483	43,483

143	0605605A	DOD HIGH ENERGY LASER TEST FACILITY .....	18	18	18
144	0605606A	AIRCRAFT CERTIFICATION .....	5,630	5,630	5,630
145	0605702A	METEOROLOGICAL SUPPORT TO RDT&E ACTIVITIES .....	7,182	7,182	7,182
146	0605706A	MATERIEL SYSTEMS ANALYSIS .....	19,669	19,669	19,669
147	0605709A	EXPLOITATION OF FOREIGN ITEMS .....	5,445	5,445	5,445
148	0605712A	SUPPORT OF OPERATIONAL TESTING .....	68,786	68,786	68,786
149	0605716A	ARMY EVALUATION CENTER .....	63,302	63,302	63,302
150	0605718A	ARMY MODELING & SIM X-CMD COLLABORATION & INTEG .....	3,420	3,420	3,420
151	0605801A	PROGRAMWIDE ACTIVITIES .....	83,054	83,054	83,054
152	0605803A	TECHNICAL INFORMATION ACTIVITIES .....	63,872	63,872	58,872
		Program Reduction .....	[-5,000]		[-5,000]
153	0605805A	MUNITIONS STANDARDIZATION, EFFECTIVENESS AND SAFETY .....	57,142	57,142	57,142
		Program Increase .....	[5,000]		
154	0605857A	ENVIRONMENTAL QUALITY TECHNOLOGY MGMT SUPPORT .....	4,961	4,961	4,961
155	0605898A	MANAGEMENT HQ—R&D .....	17,558	17,558	17,558
		<b>SUBTOTAL RDT&amp;E MANAGEMENT SUPPORT .....</b>	<b>1,048,671</b>	<b>1,153,671</b>	<b>1,098,671</b>
		<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>			
158	0603778A	MLRS PRODUCT IMPROVEMENT PROGRAM .....	66,641	66,641	66,641
159	0603820A	WEAPONS CAPABILITY MODIFICATIONS UAV .....	24,142	7,500	7,500
		Excess funds only to the analysis of alternatives .....	[-24,142]	[-16,642]	[-16,642]
160	0102419A	AEROSTAT JOINT PROJECT OFFICE .....	344,655	323,655	327,855
		Excess program growth .....	[-21,000]	[-16,800]	[-16,800]
162	0203726A	ADV FIELD ARTILLERY TACTICAL DATA SYSTEM .....	29,546	29,546	29,546
163	0203735A	COMBAT VEHICLE IMPROVEMENT PROGRAMS .....	53,307	78,307	36,207
		AMPV .....			[-17,100]
		Program Increase .....	[25,000]		
164	0203740A	MANEUVER CONTROL SYSTEM .....	65,002	65,002	42,414
		Unjustified program growth .....			[-22,588]
165	0203744A	AIRCRAFT MODIFICATIONS/PRODUCT IMPROVEMENT PROGRAMS .....	163,205	163,205	149,705
		Excess funds to Black Hawk Recapitalization/Modernization for anal- ysis of alternatives.			[-13,500]

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Authorized
				Change	Change	Change
166	0203752A	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	823	823	823	823
167	0203758A	DIGITIZATION	8,029	8,029	8,029	8,029
169	0203801A	MISSILE/AIR DEFENSE PRODUCT IMPROVEMENT PROGRAM	44,560	59,060	59,060	54,560
		Transfer at Army Request from MPA line 13		[14,500]	[14,500]	[10,000]
171	0203808A	TRACTOR CARD	42,554	42,554	42,554	42,554
172	0208053A	JOINT TACTICAL GROUND SYSTEM	27,630	27,630	27,630	27,630
173	0208058A	JOINT HIGH SPEED VESSEL (HHSV)	3,044	3,044	3,044	3,044
175	0303028A	SECURITY AND INTELLIGENCE ACTIVITIES	2,854	2,854	2,854	2,854
176	0303140A	INFORMATION SYSTEMS SECURITY PROGRAM	61,220	61,220	58,720	61,220
		Army offered program reduction			[-2,500]	
177	0303141A	GLOBAL COMBAT SUPPORT SYSTEM	100,505	100,505	160,745	160,745
		Army requested transfer for AESIP from OPA line 116			[13,000]	[13,000]
		Army requested transfer for GCSS-Army from OPA line 116			[47,240]	[47,240]
178	0303142A	SATCOM GROUND ENVIRONMENT (SPACE)	12,104	12,104	12,104	12,104
179	0303150A	WMWCS/GLOBAL COMMAND AND CONTROL SYSTEM	23,937	23,937	23,937	23,937
181	0305204A	TACTICAL UNMANNED AERIAL VEHICLES	40,650	40,650	26,550	26,550
		Contract award delays			[-14,100]	[-14,100]
182	0305208A	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	44,198	44,198	31,699	31,699
		Unjustified requirements growth			[-12,499]	[-12,499]
183	0305219A	MQ-1 SKY WARRIOR A UAV	137,038	137,038	122,038	122,038
		Excessive growth			[-15,000]	[-15,000]
184	0305232A	RQ-11 UAV	1,938	1,938	1,938	1,938
185	0305233A	RQ-7 UAV	31,940	31,940	31,940	31,940
187	0307665A	BIOMETRICS ENABLED INTELLIGENCE	15,018	15,018	15,018	15,018
188	0708045A	END ITEM INDUSTRIAL PREPAREDNESS ACTIVITIES	59,297	66,297	59,297	59,297
		End Item Industrial Preparedness Activities		[7,000]		
188A	9999999999	CLASSIFIED PROGRAMS	4,536	4,536	4,536	4,536

			1,408,373	1,409,731	1,369,484	-57,989	1,350,384
		<b>SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT .....</b>					
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, ARMY .....</b>	9,683,980	9,745,502	8,490,559	-1,238,064	8,445,916
		<b>RESEARCH, DEVELOPMENT, TEST &amp; EVAL, NAVY</b>					
		<b>BASIC RESEARCH</b>					
		UNIVERSITY RESEARCH INITIATIVES .....	113,157	123,157	113,157		113,157
		Program Increase .....		[10,000]			
	001	0601103N	18,092	18,092	18,092		18,092
		IN-HOUSE LABORATORY INDEPENDENT RESEARCH .....	446,123	450,623	446,123		446,123
	002	0601152N		[2,500]			
	003	0601153N		[2,000]			
		Program Increase .....					
		Study of Renewable and Alternative Energy Applications in the Pacific Region.					
		<b>SUBTOTAL BASIC RESEARCH .....</b>	577,372	591,872	577,372		577,372
		<b>APPLIED RESEARCH</b>					
		POWER PROJECTION APPLIED RESEARCH .....	104,804	104,804	64,804		104,804
		Program Decrease- Electromagnetic railgun .....			[-10,000]		
		Program Decrease- Free Electron Laser .....			[-30,000]		
	004	0602114N	156,901	158,901	156,901		156,901
		FORCE PROTECTION APPLIED RESEARCH .....		[2,000]			
	005	0602123N	44,845	47,845	44,845		44,845
		Alternative Energy for Mobile Power Applications .....		[3,000]			
	006	0602131M	65,448	65,448	65,448		65,448
		MARINE CORPS LANDING FORCE TECHNOLOGY .....	101,205	103,705	101,205		101,205
	008	0602235N	108,329	108,329	108,329		108,329
	009	0602236N	50,076	50,076	50,076		50,076
		Warfighter Sustainment Applied Research .....		[2,500]			
	010	0602271M	5,937	5,937	5,937		5,937
	011	0602435N	108,666	108,666	108,666		108,666
	012	0602651M	37,583	45,583	37,583		37,583
	013	0602747N		[8,000]			
	014	0602782N					
		MINE AND EXPEDITIONARY WARFARE APPLIED RESEARCH .....					
		Mine and Expeditionary Warfare Applied Research .....					



029	0603251N	AIRCRAFT SYSTEMS .....	10,497	10,497	10,497	10,497	10,497
030	0603254N	ASW SYSTEMS DEVELOPMENT .....	7,915	7,915	7,915	7,915	7,915
031	0603261N	TACTICAL AIRBORNE RECONNAISSANCE .....	5,978	5,978	5,978	5,978	5,978
032	0603382N	ADVANCED COMBAT SYSTEMS TECHNOLOGY .....	1,418	1,418	1,418	1,418	1,418
033	0603502N	SURFACE AND SHALLOW WATER MINE COUNTERMEASURES .....	142,657	142,657	142,657	142,657	127,757
		Program execution .....					[-14,900]
		UUV program delay .....					[-8,900]
							[-6,000]
034	0603506N	SURFACE SHIP TORPEDO DEFENSE .....	118,764	118,764	118,764	118,764	118,764
035	0603512N	CARRIER SYSTEMS DEVELOPMENT .....	54,072	54,072	54,072	54,072	54,072
037	0603525N	PILOT FISH .....	96,012	96,012	96,012	96,012	96,012
038	0603527N	RETRACT LARCH .....	73,421	73,421	73,421	73,421	73,421
039	0603536N	RETRACT JUNIPER .....	130,267	130,267	130,267	130,267	130,267
040	0603542N	RADIOLOGICAL CONTROL .....	1,338	1,338	1,338	1,338	1,338
041	0603553N	SURFACE ASW .....	29,797	33,297	29,797	29,797	29,797
		Surface Anti-Submarine Warfare .....		[3,500]			
042	0603561N	ADVANCED SUBMARINE SYSTEM DEVELOPMENT .....	856,326	856,326	856,326	856,326	856,326
		Program Increase .....		[9,000]			
043	0603562N	SUBMARINE TACTICAL WARFARE SYSTEMS .....	9,253	9,253	9,253	9,253	9,253
044	0603563N	SHIP CONCEPT ADVANCED DESIGN .....	14,308	14,308	14,308	14,308	14,308
045	0603564N	SHIP PRELIMINARY DESIGN & FEASIBILITY STUDIES .....	22,213	42,113	22,213	22,213	22,213
		Ship Preliminary Design and Feasibility Studies .....		[19,900]			
046	0603570N	ADVANCED NUCLEAR POWER SYSTEMS .....	463,683	463,683	463,683	463,683	463,683
047	0603573N	ADVANCED SURFACE MACHINERY SYSTEMS .....	18,249	28,249	18,249	18,249	18,249
		Program Increase .....		[10,000]			
048	0603576N	CHALK EAGLE .....	584,159	584,159	584,159	584,159	584,159
049	0603581N	LITTORAL COMBAT SHIP (LCS) .....	286,784	286,784	286,784	286,784	282,784
		Defer development of Irregular Warfare mission package .....					[-4,000]
050	0603582N	COMBAT SYSTEM INTEGRATION .....	34,157	34,157	34,157	34,157	34,157
051	0603609N	CONVENTIONAL MUNITIONS .....	4,753	4,753	4,753	4,753	4,753
052	0603611M	MARINE CORPS ASSAULT VEHICLES .....	12,000	12,000	12,000	12,000	12,000
053	0603635M	MARINE CORPS GROUND COMBAT/SUPPORT SYSTEM .....	79,858	54,858	79,858	79,858	54,981
		Joint Light Tactical Vehicle Schedule Slip .....					[-24,877]
							[-25,000]

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Authorized
054	0603654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT .....	33,654	33,654	33,654	33,654
055	0603658N	COOPERATIVE ENGAGEMENT .....	54,783	54,783	54,783	54,783
056	0603713N	OCEAN ENGINEERING TECHNOLOGY DEVELOPMENT .....	9,996	9,996	9,996	9,996
057	0603721N	ENVIRONMENTAL PROTECTION .....	21,714	21,714	21,714	21,714
058	0603724N	NAVY ENERGY PROGRAM .....	70,538	70,538	70,538	70,538
059	0603725N	FACILITIES IMPROVEMENT .....	3,754	3,754	3,754	3,754
060	0603734N	CHALK CORAL .....	79,415	79,415	79,415	79,415
061	0603739N	NAVY LOGISTIC PRODUCTIVITY .....	4,137	4,137	4,137	4,137
062	0603746N	RETRACT MAPLE .....	276,383	276,383	276,383	276,383
063	0603748N	LINK PLUMERIA .....	52,721	52,721	52,721	52,721
064	0603751N	RETRACT ELM .....	160,964	160,964	160,964	150,964
		Classified adjustment .....				[-10,000]
066	0603764N	LINK EVERGREEN .....	144,985	144,985	144,985	144,985
067	0603787N	SPECIAL PROCESSES .....	43,704	43,704	43,704	43,704
068	0603790N	NATO RESEARCH AND DEVELOPMENT .....	9,140	9,140	9,140	9,140
069	0603795N	LAND ATTACK TECHNOLOGY .....	421	421	421	421
070	0603851M	NONLETHAL WEAPONS .....	40,992	40,992	40,992	40,992
071	0603860N	JOINT PRECISION APPROACH AND LANDING SYSTEMS .....	121,455	121,455	121,455	118,255
		Excess management services funding .....				[-3,200]
075	0604272N	TACTICAL AIR DIRECTIONAL INFRARED COUNTERMEASURES (TADIRCM) .....	64,107	64,107	64,107	64,107
076	0604279N	ASE SELF-PROTECTION OPTIMIZATION .....	711	711	711	711
077	0604653N	JOINT COUNTER RADIO CONTROLLED IED ELECTRONIC WARFARE (JCREW) .....	62,044	62,044	62,044	62,044
078	0604659N	PRECISION STRIKE WEAPONS DEVELOPMENT PROGRAM .....	22,665	4,465	4,450	3,450
		Excess support funding .....				[-1,000]
		FMU-164 fuze program termination .....		[-18,200]	[-18,215]	[-18,215]
079	0604707N	SPACE AND ELECTRONIC WARFARE (SEW) ARCHITECTURE/ENGINEERING SUPPORT.	33,621	33,621	33,621	33,621

080	0303354N	ASW SYSTEMS DEVELOPMENT—MIP .....	1,078	1,078	1,078	1,078			
082	0304270N	ELECTRONIC WARFARE DEVELOPMENT—MIP .....	625	625	625	625			
		<b>SUBTOTAL ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES .....</b>	<b>4,481,053</b>	<b>4,480,253</b>	<b>4,437,538</b>	<b>-86,192</b>		<b>4,394,861</b>	
<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION</b>									
083	0604212N	OTHER HELO DEVELOPMENT .....	35,651	35,651	42,651	7,000		42,651	
		Navy requested transfer from line 98 for VH-37VH-60 sustainment ..			[7,000]				
084	0604214N	AV-8B AIRCRAFT—ENG DEV .....	30,676	30,676	30,676			30,676	
085	0604215N	STANDARDS DEVELOPMENT .....	51,191	51,191	51,191	-1,700		49,491	
		Collision avoidance safety program delay .....				[-1,700]			
086	0604216N	MULTI-MISSION HELICOPTER UPGRADE DEVELOPMENT .....	17,673	17,673	17,673			17,673	
087	0604218N	AIR/OCEAN EQUIPMENT ENGINEERING .....	5,922	5,922	5,922			5,922	
088	0604221N	P-3 MODERNIZATION PROGRAM .....	3,417	3,417	3,417			3,417	
089	0604230N	WARFARE SUPPORT SYSTEM .....	9,944	9,944	9,944			9,944	
090	0604231N	TACTICAL COMMAND SYSTEM .....	81,257	81,257	77,257	-4,000		77,257	
		NTCSS--reduce program growth .....			[-4,000]				
091	0604234N	ADVANCED HAWKEYE .....	110,994	110,994	110,994			110,994	
092	0604245N	H-1 UPGRADES .....	72,569	72,569	72,569			67,569	
		Development support funding growth .....				-5,000			
093	0604261N	ACOUSTIC SEARCH SENSORS .....	56,509	56,509	56,509			48,898	
		High Altitude ASW program delay .....				[-1,611]			
		Management services funding growth .....				[-6,000]			
094	0604262N	V-22A .....	84,477	84,477	84,477			84,477	
095	0604264N	AIR CREW SYSTEMS DEVELOPMENT .....	3,249	3,249	3,249			3,249	
096	0604269N	EA-18 .....	17,100	17,100	17,100			17,100	
097	0604270N	ELECTRONIC WARFARE DEVELOPMENT .....	89,418	89,418	89,418			89,418	
098	0604273N	VH-71A EXECUTIVE HELO DEVELOPMENT .....	180,070	180,070	60,770	-119,300		60,770	
		Early to need .....				[-76,300]			
		Navy requested transfer to APN line 47 .....				[-24,000]			
		Navy requested transfer to APN line 62 .....				[-12,000]			
		Navy requested transfer to line 83 .....				[-7,000]			
099	0604274N	NEXT GENERATION JAMMER (NG) .....	189,919	189,919	154,919	-19,000		170,919	

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)							
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
100	0604280N	Technology Development late contract award JOINT TACTICAL RADIO SYSTEM—NAVY (JTRS-NAVY)	688,146	688,146	568,146	[-19,000]	676,146
		HMS capability enhancements unjustified request			[-120,000]	[-60,000]	
		Management services funding growth			[-3,000]	[51,000]	
		Transfer from OP_A line 39 for GMR correction of deficiencies					
101	0604307N	SURFACE COMBATANT COMBAT SYSTEM ENGINEERING	223,283	223,283	223,283		223,283
102	0604311N	LPD-17 CLASS SYSTEMS INTEGRATION	884	884	884		884
103	0604329N	SMALL DIAMETER BOMB (SDB)	47,635	47,635	29,635	-18,000	29,635
		Defer Integration on Joint Strike Fighter			[-18,000]	[-18,000]	
104	0604366N	STANDARD MISSILE IMPROVEMENTS	46,705	46,705	46,705		46,705
105	0604373N	AIRBORNE MCM	41,142	41,142	41,142		41,142
106	0604378N	NAVAL INTEGRATED FIRE CONTROL—COUNTER AIR SYSTEMS ENGINEERING	24,898	24,898	24,898		24,898
107	0604404N	FUTURE UNMANNED CARRIER-BASED STRIKE SYSTEM	121,150	121,150	51,150	-45,450	75,700
		Delay to Technology Development contract award			[-70,000]	[-45,450]	
108	0604501N	ADVANCED ABOVE WATER SENSORS	60,790	60,790	60,790		60,790
108A	0604XXXN	AIR AND MISSILE DEFENSE RADAR	166,568	166,568	166,568		166,568
109	0604503N	SSN-688 AND TRIDENT MODERNIZATION	100,591	100,591	95,671	-4,920	95,671
		TB-33 program cancellation			[-4,920]	[-4,920]	
110	0604504N	AIR CONTROL	5,521	5,521	5,521		5,521
111	0604512N	SHIPBOARD AVIATION SYSTEMS	45,445	45,445	45,445		45,445
112	0604518N	COMBAT INFORMATION CENTER CONVERSION	3,400	3,400	3,400		3,400
113	0604558N	NEW DESIGN SSN	97,235	107,235	97,235		97,235
		Program Increase		[10,000]			
114	0604562N	SUBMARINE TACTICAL WARFARE SYSTEM	48,466	48,466	48,466		48,466
115	0604567N	SHIP CONTRACT DESIGN/ LIVE FIRE T&E	161,099	161,099	98,099	-40,000	121,099
		Ship-to-Shore Connector--contract award delay			[-63,000]	[-40,000]	
116	0604574N	NAVY TACTICAL COMPUTER RESOURCES	3,848	3,848	3,848		3,848

117	0604601N	MINE DEVELOPMENT .....	3,933	3,933	3,933	3,933	3,933	3,933	3,933
118	0604610N	LIGHTWEIGHT TORPEDO DEVELOPMENT .....	32,592	32,592	32,592	32,592	32,592	32,592	32,592
119	0604654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT .....	9,960	9,960	9,960	9,960	9,960	9,960	9,960
120	0604703N	PERSONNEL, TRAINING, SIMULATION, AND HUMAN FACTORS .....	12,992	12,992	12,992	12,992	12,992	12,992	12,992
121	0604727N	JOINT STANDOFF WEAPON SYSTEMS .....	7,506	7,506	7,506	7,506	7,506	7,506	7,506
122	0604755N	SHIP SELF DEFENSE (DETECT & CONTROL) .....	71,222	71,222	71,222	71,222	71,222	71,222	71,222
123	0604756N	SHIP SELF DEFENSE (ENGAGE; HARD KILL) .....	6,631	6,631	6,631	6,631	6,631	6,631	6,631
124	0604757N	SHIP SELF DEFENSE (ENGAGE; SOFT KILL/EW) .....	184,095	184,095	184,095	184,095	184,095	184,095	184,095
125	0604761N	INTELLIGENCE ENGINEERING .....	2,217	2,217	2,217	2,217	2,217	2,217	2,217
126	0604771N	MEDICAL DEVELOPMENT .....	12,984	12,984	12,984	12,984	12,984	12,984	12,984
127	0604777N	NAVIGATION/VID SYSTEM .....	50,178	50,178	50,178	50,178	50,178	50,178	39,378
		Mode 5 program delay .....							(-10,800)
128	0604800M	JOINT STRIKE FIGHTER (JSF)—EMD .....	670,723	670,723	651,786	651,786	651,786	651,786	651,786
		Block IV development ahead of need .....			(-18,937)	(-18,937)	(-18,937)	(-18,937)	(-18,937)
129	0604800N	JOINT STRIKE FIGHTER (JSF) .....	677,486	677,486	658,549	658,549	658,549	658,549	658,549
		Block IV development ahead of need .....			(-18,937)	(-18,937)	(-18,937)	(-18,937)	(-18,937)
130	0605013M	INFORMATION TECHNOLOGY DEVELOPMENT .....	27,461	27,461	19,461	19,461	19,461	19,461	19,461
		Program underexecution .....			(-8,000)	(-8,000)	(-8,000)	(-8,000)	(-8,000)
131	0605013N	INFORMATION TECHNOLOGY DEVELOPMENT .....	58,764	58,764	29,764	29,764	29,764	29,764	29,764
		Reduction to fourth quarter contract awards .....			(-29,000)	(-29,000)	(-29,000)	(-29,000)	(-29,000)
132	0605018N	NAVY INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (N-IMHRS) .....	55,050	55,050	55,050	55,050	55,050	55,050	55,050
133	0605212N	CH-53K RDTE .....	629,461	629,461	629,461	629,461	629,461	629,461	624,461
		Management services funding growth .....							(-5,000)
135	0605450N	JOINT AIR-TO-GROUND MISSILE (JAGM) .....	118,395	118,395	118,395	118,395	118,395	118,395	118,395
		Program delay .....							(-10,000)
136	0605500N	MULTI-MISSION MARITIME AIRCRAFT (MMA) .....	622,713	622,713	608,713	608,713	608,713	608,713	608,713
		Increment 3—development ahead of need .....			(-14,000)	(-14,000)	(-14,000)	(-14,000)	(-14,000)
138	0204202N	DDG-1000 .....	261,604	261,604	261,604	261,604	261,604	261,604	257,604
		Government technical services growth .....							(-4,000)
139	0304231N	TACTICAL COMMAND SYSTEM—MIP .....	979	979	979	979	979	979	979
141	0304785N	TACTICAL CRYPTOLOGIC SYSTEMS .....	31,740	31,740	31,740	31,740	31,740	31,740	31,740
		<b>SUBTOTAL SYSTEM DEVELOPMENT &amp; DEMONSTRATION .....</b>	<b>6,475,528</b>	<b>6,485,528</b>	<b>5,959,434</b>	<b>5,959,434</b>	<b>5,959,434</b>	<b>5,959,434</b>	<b>6,086,873</b>
									<b>-388,655</b>

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change
		<b>RDTE&amp; MANAGEMENT SUPPORT</b>				
142	0604256N	THREAT SIMULATOR DEVELOPMENT .....	28,318	28,318	28,318	28,318
143	0604258N	TARGET SYSTEMS DEVELOPMENT .....	44,700	44,700	44,700	44,700
144	0604759N	MAJOR T&E INVESTMENT .....	37,957	37,957	37,957	37,957
145	0605126N	JOINT THEATER AIR AND MISSILE DEFENSE ORGANIZATION .....	2,970	2,970	2,970	2,970
146	0605152N	STUDIES AND ANALYSIS SUPPORT—NAVY .....	23,454	23,454	17,454	-6,000
		Reduction to growth .....			[-6,000]	[-6,000]
147	0605154N	CENTER FOR NAVAL ANALYSES .....	47,127	47,127	47,127	47,127
148	060502N	SMALL BUSINESS INNOVATIVE RESEARCH .....	10	10	10	10
149	0605804N	TECHNICAL INFORMATION SERVICES .....	571	571	571	571
150	0605853N	MANAGEMENT, TECHNICAL & INTERNATIONAL SUPPORT .....	68,301	68,301	58,301	-10,000
		OASUW--defer new start .....			[-10,000]	[-10,000]
151	0605856N	STRATEGIC TECHNICAL SUPPORT .....	3,277	3,277	3,277	3,277
152	0605861N	RDTE& SCIENCE AND TECHNOLOGY MANAGEMENT .....	73,917	73,917	73,917	73,917
153	0605863N	RDTE& SHIP AND AIRCRAFT SUPPORT .....	136,531	136,531	136,531	136,531
154	0605864N	TEST AND EVALUATION SUPPORT .....	335,367	335,367	335,367	335,367
155	0605865N	OPERATIONAL TEST AND EVALUATION CAPABILITY .....	16,634	16,634	16,634	16,634
156	0605866N	NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT .....	4,228	4,228	4,228	4,228
157	0605867N	SEW SURVEILLANCE/RECONNAISSANCE SUPPORT .....	7,642	7,642	7,642	7,642
158	0605873M	MARINE CORPS PROGRAM WIDE SUPPORT .....	25,655	25,655	25,655	25,655
159	0305885N	TACTICAL CRYPTOLOGIC ACTIVITIES .....	2,764	2,764	2,764	2,764
		<b>SUBTOTAL RDTE&amp; MANAGEMENT SUPPORT .....</b>	<b>859,423</b>	<b>859,423</b>	<b>843,423</b>	<b>-16,000</b>
		<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>				
164	0604402N	UNMANNED COMBAT AIR VEHICLE (UCAV) ADVANCED COMPONENT AND PROTOTYPE DEVELOPMENT.	198,298	198,298	198,298	198,298

165	0604717M	MARINE CORPS COMBAT SERVICES SUPPORT .....	400	400	400	400
166	0604766M	MARINE CORPS DATA SYSTEMS .....	1,650	1,650	1,650	1,650
167	0101221N	STRATEGIC SUB & WEAPONS SYSTEM SUPPORT .....	88,873	88,873	88,873	88,873
168	0101224N	SSBN SECURITY TECHNOLOGY PROGRAM .....	33,553	33,553	33,553	33,553
169	0101226N	SUBMARINE ACOUSTIC WARFARE DEVELOPMENT .....	6,360	6,360	6,360	6,360
170	0101402N	NAVY STRATEGIC COMMUNICATIONS .....	23,208	23,208	23,208	23,208
171	0203761N	RAPID TECHNOLOGY TRANSITION (RTT) .....	30,021	30,021	30,021	30,021
172	0204136N	F/A-18 SQUADRONS .....	151,030	151,030	151,030	145,161
		Radar upgrade program delay .....				[-5,869]
173	0204152N	E-2 SQUADRONS .....	6,696	6,696	6,696	6,696
174	0204163N	FLEET TELECOMMUNICATIONS (TACTICAL) .....	1,739	1,739	1,739	1,739
175	0204228N	SURFACE SUPPORT .....	3,377	3,377	3,377	3,377
176	0204229N	TOMAHAWK AND TOMAHAWK MISSION PLANNING CENTER (TMPC) .....	8,819	8,819	8,819	8,819
177	0204311N	INTEGRATED SURVEILLANCE SYSTEM .....	21,259	21,259	21,259	21,259
178	0204413N	AMPHIBIOUS TACTICAL SUPPORT UNITS (DISPLACEMENT CRAFT) .....	5,214	5,214	5,214	5,214
179	0204571N	CONSOLIDATED TRAINING SYSTEMS DEVELOPMENT .....	42,244	42,244	42,244	42,244
180	0204574N	CRYPTOLOGIC DIRECT SUPPORT .....	1,447	1,447	1,447	1,447
181	0204575N	ELECTRONIC WARFARE (EW) READINESS SUPPORT .....	18,142	18,142	18,142	18,142
182	0205601N	HARM IMPROVEMENT .....	11,147	11,147	11,147	11,147
183	0205604N	TACTICAL DATA LINKS .....	69,224	69,224	69,224	69,224
184	0205620N	SURFACE ASW COMBAT SYSTEM INTEGRATION .....	22,010	22,010	22,010	22,010
185	0205632N	MK-48 ADCAP .....	39,288	39,288	39,288	39,288
186	0205633N	AVIATION IMPROVEMENTS .....	123,012	110,412	123,012	100,423
		Cancellation of Multi-Purpose Bomb Racks Program .....		[-22,600]		
		Electrophotonic Component Capability Development .....		[10,000]		
187	0205658N	NAVY SCIENCE ASSISTANCE PROGRAM .....	1,957	1,957	1,957	1,957
188	0205675N	OPERATIONAL NUCLEAR POWER SYSTEMS .....	82,705	82,705	82,705	82,705
189	0206313M	MARINE CORPS COMMUNICATIONS SYSTEMS .....	320,864	320,864	320,864	320,864
190	0206623M	MARINE CORPS GROUND COMBAT/SUPPORTING ARMS SYSTEMS .....	209,396	209,396	184,396	184,396
		<b>Amphibious Combat Vehicle (non-add)</b> .....				
		Excess funds for Marine Personnel Carrier & AAV Upgrade .....		[-25,000]		
191	0206624M	MARINE CORPS COMBAT SERVICES SUPPORT .....	45,172	45,172	45,172	27,072
						[-18,100]

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change
192	0206625M	Program execution	14,101	14,101	14,101	[-18,100]
193	0207161N	USMC INTELLIGENCE/ELECTRONIC WARFARE SYSTEMS (MIP)	8,765	8,765	8,765	
194	0207163N	TACTICAL AIM MISSILES	2,913	2,913	2,913	
195	0208058N	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	4,108	4,108	4,108	
200	0303109N	JOINT HIGH SPEED VESSEL (JHSV)	263,712	263,712	263,712	
201	0303138N	SATELLITE COMMUNICATIONS (SPACE)	12,906	12,906	24,906	12,000
		CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (CANES)			[12,000]	
		Transfer from CANES (OPN 68) per USN request				
202	0303140N	INFORMATION SYSTEMS SECURITY PROGRAM	25,229	25,229	25,229	
203	0303150M	WMCCS/GLOBAL COMMAND AND CONTROL SYSTEM	1,250	1,250	1,250	
204	0303238N	CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (CANES)—MIP	6,602	6,602	6,602	
206	0305149N	COBRA JUDY	40,605	40,605	40,605	
207	0305160N	NAVY METEOROLOGICAL AND OCEAN SENSORS-SPACE (METOC)	904	904	904	
208	0305192N	MILITARY INTELLIGENCE PROGRAM (MIP) ACTIVITIES	4,099	4,099	4,099	
209	0305204N	TACTICAL UNMANNED AERIAL VEHICLES	9,353	19,353	9,353	
		TACAIR-Launched UAS Capability Development		[10,000]		
210	0305206N	AIRBORNE RECONNAISSANCE SYSTEMS	3,000	3,000		0
		Program Increase		[3,000]		
212	0305208M	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	23,785	23,785	23,785	
213	0305208N	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	25,487	25,487	25,487	
214	0305220N	RQ-4 UAV	548,482	548,482	548,482	
215	0305231N	MQ-8 UAV	108,248	108,248	3,648	
		ECP for SOCOM urgent needs statement--transfer to Title XV			[-104,600]	
216	0305232M	RQ-11 UAV	979	979	979	
217	0305233N	RQ-7 UAV	872	872	872	
219	0305234N	SMALL (LEVEL 0) TACTICAL UAS (STUASLO)	22,698	22,698	22,698	
		Excess support funding				[-1,300]
						[-1,300]

220	0305237N	MEDIUM RANGE MARITIME UAS .....	15,000	15,000	33,823	15,000	33,823	15,000
		Transfer from line 16 .....			[18,823]		[18,823]	
221	0305239M	RQ-21A .....	26,301	26,301	21,301	26,301	21,301	24,201
		Program Delays .....			[-5,000]		[-5,000]	[-2,100]
223	030860IN	MODELING AND SIMULATION SUPPORT .....	8,292	8,292	8,292	8,292	8,292	8,292
224	0702207N	DEPOT MAINTENANCE (NON-IF) .....	21,609	21,609	21,609	21,609	21,609	21,609
226	070801IN	INDUSTRIAL PREPAREDNESS .....	54,031	59,031	54,031	59,031	54,031	54,031
		Industrial Preparedness .....		[5,000]				
227	0708730N	MARITIME TECHNOLOGY (MARITECH) .....	5,000	5,000	5,000	5,000	5,000	5,000
227A	9999999999	CLASSIFIED PROGRAMS .....	1,308,608	1,308,608	1,306,945	1,308,608	1,306,945	1,306,945
		Classified Adjustment .....			[-1,663]		[-1,663]	
		Aviation Component Development .....		[10,000]				
		Program Decrease .....		[-20,000]				
		UAS Development .....		[10,000]				
		<b>SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT .....</b>	<b>4,131,044</b>	<b>4,136,444</b>	<b>4,025,604</b>	<b>4,136,444</b>	<b>4,025,604</b>	<b>4,066,423</b>
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, NAVY .....</b>	<b>17,956,431</b>	<b>18,008,131</b>	<b>17,161,659</b>	<b>18,008,131</b>	<b>17,161,659</b>	<b>17,382,140</b>
		<b>RESEARCH, DEVELOPMENT, TEST &amp; EVAL, AF</b>						
		<b>BASIC RESEARCH</b>						
001	0601102F	DEFENSE RESEARCH SCIENCES .....	364,328	364,328	364,328	364,328	364,328	364,328
002	0601103F	UNIVERSITY RESEARCH INITIATIVES .....	140,273	147,273	140,273	147,273	140,273	140,273
		Program Increase .....		[7,000]				
003	0601108F	HIGH ENERGY LASER RESEARCH INITIATIVES .....	14,258	14,258	14,258	14,258	14,258	14,258
		<b>SUBTOTAL BASIC RESEARCH .....</b>	<b>518,859</b>	<b>525,859</b>	<b>518,859</b>	<b>525,859</b>	<b>518,859</b>	<b>518,859</b>
		<b>APPLIED RESEARCH</b>						
004	0602102F	MATERIALS .....	136,230	136,230	136,230	136,230	136,230	136,230
005	0602201F	AEROSPACE VEHICLE TECHNOLOGIES .....	147,628	147,628	147,628	147,628	147,628	147,628
006	0602202F	HUMAN EFFECTIVENESS APPLIED RESEARCH .....	86,663	88,863	86,663	88,863	86,663	86,663
		Program Increase .....		[2,200]				
007	0602203F	AEROSPACE PROPULSION .....	207,508	209,508	207,508	209,508	207,508	207,508

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change
		Program Increase .....		[2,000]		
008	0602204F	AEROSPACE SENSORS .....	134,787	134,787	134,787	134,787
009	0602601F	SPACE TECHNOLOGY .....	115,285	118,285	115,285	115,285
		Program Increase .....		[3,000]		
010	0602602F	CONVENTIONAL MUNITIONS .....	60,692	60,692	60,692	60,692
011	0602605F	DIRECTED ENERGY TECHNOLOGY .....	111,156	111,156	111,156	111,156
012	0602788F	DOMINANT INFORMATION SCIENCES AND METHODS .....	127,866	127,866	127,866	127,866
013	0602890F	HIGH ENERGY LASER RESEARCH .....	54,059	54,059	54,059	54,059
		<b>SUBTOTAL APPLIED RESEARCH .....</b>	<b>1,181,874</b>	<b>1,189,074</b>	<b>1,181,874</b>	<b>1,181,874</b>
<b>ADVANCED TECHNOLOGY DEVELOPMENT</b>						
014	0603112F	ADVANCED MATERIALS FOR WEAPON SYSTEMS .....	39,738	49,738	49,738	48,238
		Program Increase—Metals Affordability Initiative .....		[10,000]		[8,500]
015	0603199F	SUSTAINMENT SCIENCE AND TECHNOLOGY (S&T) .....	5,780	5,780	5,780	5,780
016	0603203F	ADVANCED AEROSPACE SENSORS .....	53,075	53,075	53,075	53,075
017	0603211F	AEROSPACE TECHNOLOGY DEV/DEMO .....	67,474	67,474	67,474	67,474
018A	0603XXF	FUELS .....	6,770	6,770	6,770	6,770
018B	0603XXF	POWER TECHNOLOGY .....	5,747	5,747	5,747	5,747
018C	0603XXF	PROPULSION .....	80,833	80,833	80,833	80,833
018D	0603XXF	ROCKET PROPULSION .....	27,603	27,603	27,603	27,603
019	0603270F	ELECTRONIC COMBAT TECHNOLOGY .....	22,268	22,268	22,268	22,268
020	0603401F	ADVANCED SPACECRAFT TECHNOLOGY .....	74,636	74,636	74,636	74,636
021	0603444F	MAUI SPACE SURVEILLANCE SYSTEM (MSSS) .....	13,555	13,555	13,555	13,555
022	0603456F	HUMAN EFFECTIVENESS ADVANCED TECHNOLOGY DEVELOPMENT .....	25,319	25,319	25,319	25,319
023	0603601F	CONVENTIONAL WEAPONS TECHNOLOGY .....	54,042	54,042	34,042	-8,500
		High Velocity Penetrating Weapon—ahead of need .....		[-20,000]		[-8,500]
024	0603605F	ADVANCED WEAPONS TECHNOLOGY .....	28,683	28,683	28,683	28,683

025	0603880F	MANUFACTURING TECHNOLOGY PROGRAM .....	40,103	40,103	40,103	40,103	40,103	40,103
026	0603788F	BATTLESPACE KNOWLEDGE DEVELOPMENT AND DEMONSTRATION .....	38,656	42,656	38,656	38,656	38,656	38,656
		Program Increase .....		[4,000]		1,122	1,122	1,122
027	0603924F	HIGH ENERGY LASER ADVANCED TECHNOLOGY PROGRAM .....	1,122	1,122	1,122	1,122	1,122	1,122
		<b>SUBTOTAL ADVANCED TECHNOLOGY DEVELOPMENT .....</b>	<b>585,404</b>	<b>599,404</b>	<b>575,404</b>	<b>585,404</b>	<b>585,404</b>	<b>585,404</b>
<b>ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES</b>								
028	0603260F	INTELLIGENCE ADVANCED DEVELOPMENT .....	4,013	4,013	4,013	4,013	4,013	4,013
029	0603287F	PHYSICAL SECURITY EQUIPMENT .....	3,586	3,586	3,586	3,586	3,586	3,586
031	0603430F	ADVANCED EHF MILSATCOM (SPACE) .....	421,687	279,487	421,687	421,687	401,687	401,687
		Excess to need—poor justification .....					[-20,000]	
		Transfer to RDAF-49 .....		[-142,200]			[-20,000]	
032	0603432F	POLAR MILSATCOM (SPACE) .....	122,991	122,991	122,991	122,991	102,991	102,991
		Development schedule delay .....					[-20,000]	
033	0603438F	SPACE CONTROL TECHNOLOGY .....	45,755	45,755	45,755	45,755	45,755	45,755
034	0603742F	COMBAT IDENTIFICATION TECHNOLOGY .....	38,496	38,496	38,496	38,496	38,496	38,496
035	0603790F	NATO RESEARCH AND DEVELOPMENT .....	4,424	4,424	4,424	4,424	4,424	4,424
036	0603791F	INTERNATIONAL SPACE COOPERATIVE R&D .....	642	642	642	642	642	642
037	0603830F	SPACE PROTECTION PROGRAM (SPP) .....	9,819	9,819	9,819	9,819	7,319	7,319
		Excess to need .....					[-2,500]	
038	0603850F	INTEGRATED BROADCAST SERVICE .....	20,046	20,046	20,046	20,046	20,046	20,046
039	0603851F	INTERCONTINENTAL BALLISTIC MISSILE .....	67,202	87,202	72,202	72,202	69,702	69,702
		ICBM .....			[-15,000]			
		Program increase .....		[20,000]		[2,500]		
040	0603854F	WIDEBAND GLOBAL SATCOM RDT&E (SPACE) .....	12,804	12,804	12,804	12,804	12,804	12,804
041	0603859F	POLLUTION PREVENTION .....	2,075	2,075	2,075	2,075	2,075	2,075
042	0603860F	JOINT PRECISION APPROACH AND LANDING SYSTEMS .....	20,112	20,112	20,112	20,112	20,112	20,112
043	0604015F	NEXT GENERATION BOMBER .....	197,023	197,023	197,023	197,023	197,023	197,023
044	0604283F	BATTLE MGMT COM & CTRL SENSOR DEVELOPMENT .....	60,250	60,250	31,250	31,250	31,250	31,250
		3DELRR Contract Delays .....			[-29,000]			
045	0604317F	TECHNOLOGY TRANSFER .....	2,553	11,553	2,553	2,553	2,553	2,553
		Program Increase .....		[9,000]				

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change
046	0604327F	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTDS) PROGRAM .. Program reduction .....	38,248	38,248	38,248	-5,000 [-5,000]
047	0604330F	JOINT DUAL ROLE AIR DOMINANCE MISSILE .....	29,759	29,759	29,759	29,759
048	0604337F	REQUIREMENTS ANALYSIS AND MATURATION .....	24,217	24,217	24,217	24,217
049	0604366F	NEXT-GENERATION MILSATCOM TECHNOLOGY DEVELOPMENT .....		142,200 [142,200]		0
		Transfer from RDAF-031 .....				
050	0604635F	GROUND ATTACK WEAPONS FUZE DEVELOPMENT .....	24,467	24,467	24,467	24,467
053	0604857F	OPERATIONALLY RESPONSIVE SPACE .....	86,543	106,543 [20,000]	86,543	86,543
		Program Increase .....				
054	0604858F	TECH TRANSITION PROGRAM .....	2,773	2,773	2,773	2,773
055	0305178F	NATIONAL POLAR-ORBITING OPERATIONAL ENVIRONMENTAL SATELLITE SYS- TEM (NPOESS). DWSS program termination .....	444,900	444,900	444,900	-401,900
		Termination liability .....				[-444,900]
		<b>SUBTOTAL ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES .....</b>	<b>1,684,385</b>	<b>1,733,385</b>	<b>1,660,385</b>	<b>-475,900</b>
		<b>1,208,485</b>				
<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION</b>						
056	0603840F	GLOBAL BROADCAST SERVICE (GBS) .....	5,680	5,680	5,680	5,680
057	0604222F	NUCLEAR WEAPONS SUPPORT .....	18,538	18,538	18,538	18,538
058	0604233F	SPECIALIZED UNDERGRADUATE FLIGHT TRAINING .....	21,780	21,780	21,780	21,780
059	0604270F	ELECTRONIC WARFARE DEVELOPMENT .....	26,880	26,880	16,880	-10,000
		MALD-J Increment 2--Technology Development Contract Delay .....			[-10,000]	
061	0604281F	TACTICAL DATA NETWORKS ENTERPRISE .....	52,355	52,355	48,105	-4,250
		CLIP--Contract Delays .....			[-1,250]	
		STRATCOM DNC2 Contract Delays .....			[-3,000]	
062	0604287F	PHYSICAL SECURITY EQUIPMENT .....	51	51	51	51
063	0604329F	SMALL DIAMETER BOMB (SDB) .....	132,891	132,891	132,891	132,891

064	060442IF	COUNTERSPACE SYSTEMS .....	31,913	31,913	31,913	31,913	31,913	31,913
065	0604425F	SPACE SITUATION AWARENESS SYSTEMS .....	273,689	273,689	273,689	273,689	273,689	241,089
		Space Based Space Surveillance excess to need .....					-32,600	
		Space Fence—poor justification .....					[-12,600]	
		Space Surveillance Telescope .....					[-20,000]	
		Space Surveillance Telescope military utility assessment .....						
066	0604429F	AIRBORNE ELECTRONIC ATTACK .....	47,100	47,100	47,100	47,100	-6,100	41,000
		AEA SoS—Contract Delays .....					[-2,600]	
		Electronic Attack Pod—Delayed Start .....					[-3,500]	
067	0604441F	SPACE BASED INFRARED SYSTEM (SBIRS) HIGH EMD .....	621,629	641,629	641,629	621,629		621,629
		Data exploitation .....					[-15,000]	
		Data exploitation .....					[15,000]	
		Program Increase .....						
069	0604602F	ARMAMENT/ORDNANCE DEVELOPMENT .....	10,055	10,055	10,055	10,055	-2,300	7,755
		Universal Armament Interface Contract Delay .....					[-4,000]	
070	0604604F	SUBMUNITIONS .....	2,427	2,427	2,427	2,427		2,427
071	0604617F	AGILE COMBAT SUPPORT .....	11,878	11,878	11,878	3,920	-3,900	7,978
		Airfield Damage Repair—Ahead of Need .....					[-4,058]	
		BEAR—Ahead of Need .....					[-3,900]	
073	0604706F	LIFE SUPPORT SYSTEMS .....	11,280	11,280	11,280	9,280	-2,000	9,280
		Integrated Aircrew Ensemble—Contract Award Delays .....					[-2,000]	
074	0604735F	COMBAT TRAINING RANGES .....	28,106	28,106	28,106	8,106	-20,000	8,106
		Air Combat Training Systems (P5) Upgrades—Contract Delay .....					[-8,000]	
		Joint Threat Emitter Increment 2—Rephased Program .....					[-12,000]	
075	0604740F	INTEGRATED COMMAND & CONTROL APPLICATIONS (IC2A) .....	10	10	10	10		10
076	0604750F	INTELLIGENCE EQUIPMENT .....	995	995	995	995		995
077	0604800F	JOINT STRIKE FIGHTER (JSF) .....	1,387,926	1,388,926	1,388,926	1,387,926		1,387,926
		Establish Protocols for Joint Strike Fighter Lead-Free Electronic Com-ponents. ....						
078	0604851F	INTERCONTINENTAL BALLISTIC MISSILE .....	158,477	158,477	158,477	158,477	-10,000	148,477
		Support Equipment—contract savings .....					[-10,000]	
079	0604853F	EVOLVED EXPENDABLE LAUNCH VEHICLE PROGRAM (SPACE) .....	20,028	20,028	20,028	20,028	-5,000	15,028

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)							
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
080	0605221F	Program underexecution due to schedule delay NEXT GENERATION AERIAL REFUELING AIRCRAFT	877,084	849,884	742,084	[-5,000]	877,084
		Align funding to signed KC-46A contract			[-127,100]		
		Excess to Requirement			[-7,900]		
081	0605229F	Program Reduction CSAR HH-60 RECAPITALIZATION	94,113	[-27,200]	600	-83,113	11,000
		Budget Adjustment per Air Force Request to APAF-63		[-10,400]	[-10,400]	[-10,400]	
		Budget Adjustment per Air Force Request to APAF-73		[-54,600]	[-54,600]	[-54,600]	
		Program Reduction		[-18,113]	[-18,113]	[-18,113]	
		Transfer to HC-130 modifications (APAF 75) per USAF request		[-10,400]	[-10,400]		
083	0605278F	HC/MC-130 RECAP RDT&E	27,071	27,071	22,071	-5,000	22,071
		Contract Savings			[-5,000]	[-5,000]	
085	0101125F	NUCLEAR WEAPONS MODERNIZATION	93,867	93,867	93,867		93,867
086	0207100F	LIGHT ATTACK ARMED RECONNAISSANCE (LAAR) SQUADRONS	23,721	23,721	23,721		13,721
		Program reduction				[-10,000]	
088	0207701F	FULL COMBAT MISSION TRAINING	39,826	39,826	25,826	-10,000	29,826
		Block 40/50 Mission Training Center--Excess to need			[-14,000]	[-10,000]	
089	0401138F	JOINT CARGO AIRCRAFT (JCA)	27,089	27,089	27,089		27,089
090	0401318F	CV-22	20,723	20,723	10,723	-7,500	13,223
		Contract Delay			[-10,000]	[-7,500]	
091	0401845F	AIRBORNE SENIOR LEADER C3 (SLC3S)	12,535	12,535			0
		Program Termination			[-12,535]	[-12,535]	
		<b>SUBTOTAL SYSTEM DEVELOPMENT &amp; DEMONSTRATION</b>	<b>4,079,717</b>	<b>3,990,404</b>	<b>3,753,361</b>	<b>-224,298</b>	<b>3,855,419</b>
<b>RDT&amp;E MANAGEMENT SUPPORT</b>							
092	0604256F	THREAT SIMULATOR DEVELOPMENT	22,420	22,420	22,420		22,420
093	0604759F	MAJOR T&E INVESTMENT	62,206	62,206	62,206		62,206

094	0605101F	RAND PROJECT AIR FORCE .....	27,579	27,579	27,579	27,579	27,579		
096	0605712F	INITIAL OPERATIONAL TEST & EVALUATION .....	17,767	17,767	17,767	17,767	17,767		
097	0605807F	TEST AND EVALUATION SUPPORT .....	654,475	763,475	704,475	704,475	704,475	50,000	
		Program Increase .....		(109,000)	[50,000]			[50,000]	
098	0605860F	ROCKET SYSTEMS LAUNCH PROGRAM (SPACE) .....	158,096	33,596	158,096	158,096	158,096		
		Program Reduction .....		[-124,500]					
099	0605864F	SPACE TEST PROGRAM (STP) .....	47,926	47,926	47,926	47,926	47,926		
100	0605976F	FACILITIES RESTORATION AND MODERNIZATION—TEST AND EVALUATION SUPPORT .....	44,547	44,547	44,547	44,547	44,547		
101	0605978F	FACILITIES SUSTAINMENT—TEST AND EVALUATION SUPPORT .....	27,953	27,953	27,953	27,953	27,953		
102	0606233F	MULTI-SERVICE SYSTEMS ENGINEERING INITIATIVE .....	13,953	13,953	13,953	13,953	13,953		
103	0702806F	ACQUISITION AND MANAGEMENT SUPPORT .....	31,966	31,966	31,966	31,966	31,966		
104	0804731F	GENERAL SKILL TRAINING .....	1,510	1,510	1,510	1,510	1,510		
106	1001004F	INTERNATIONAL ACTIVITIES .....	3,798	3,798	3,798	3,798	3,798		
		<b>SUBTOTAL RDT&amp;E MANAGEMENT SUPPORT .....</b>	<b>1,114,196</b>	<b>1,098,696</b>	<b>1,164,196</b>	<b>1,164,196</b>	<b>1,164,196</b>	<b>50,000</b>	<b>1,164,196</b>
<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>									
107	0603423F	GLOBAL POSITIONING SYSTEM III—OPERATIONAL CONTROL SEGMENT .....	390,889	390,889	366,889	366,889	366,889	-24,000	
		Slow execution .....			[-24,000]			[-24,000]	
108	0604263F	COMMON VERTICAL LIFT SUPPORT PLATFORM .....	5,365	5,365	5,365	5,365	5,365		
109	0605018F	AF INTEGRATED PERSONNEL AND PAY SYSTEM (AF-IPPS) .....	91,866	91,866	91,866	91,866	91,866		
110	0605024F	ANTI-TAMPER TECHNOLOGY EXECUTIVE AGENCY .....	35,467	35,467	35,467	35,467	35,467		
112	0101113F	B-52 SQUADRONS .....	133,261	133,261	133,261	133,261	133,261	-39,265	
		1760 IBU contract delays .....						[-10,000]	
		EHF contract delays .....						[-13,000]	
		IFF Mode S/5 Development contract delays .....						[-5,000]	
		SR2 excess to requirement .....						[-11,265]	
113	0101122F	AIR-LAUNCHED CRUISE MISSILE (ALCM) .....	803	803	803	803	803		803
114	0101126F	B-1B SQUADRONS .....	33,011	33,011	33,011	33,011	33,011		33,011
115	0101127F	B-2 SQUADRONS .....	340,819	340,819	226,836	226,836	280,319	-60,500	
		Delay in EHF communications development due to FAB-T delay .....			[-113,983]			[-60,500]	
116	0101313F	STRAT WAR PLANNING SYSTEM—USSTRATCOM .....	23,072	23,072	23,072	23,072	23,072		23,072

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)							
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
117	0101314F	NIGHT FIST—USSTRATCOM .....	5,421		5,421	-3,421	2,000
		Program Termination .....		[-5,421]		[-3,421]	
119	0102325F	ATMOSPHERIC EARLY WARNING SYSTEM .....	4,485	4,485	4,485	-4,485	0
		Unjustified request .....				[-4,485]	
120	0102326F	REGION/SECTOR OPERATION CONTROL CENTER MODERNIZATION PROGRAM .....	12,672	12,672	12,672	-6,000	6,672
		BCS-F excess to requirement .....				[-6,000]	
121	0102823F	STRATEGIC AEROSPACE INTELLIGENCE SYSTEM ACTIVITIES .....	14	14	14		14
122	0203761F	WARFIGHTER RAPID ACQUISITION PROCESS (WRAP) RAPID TRANSITION FUND .....	19,934	39,934	19,934		19,934
		Mixed Conventional Load Capacity for Bomber Aircraft .....		[20,000]			
123	0205219F	MQ-9 UAV .....	146,824	146,824	126,824	-20,000	126,824
		Contract Delays .....			[-20,000]		
125	0207131F	A-10 SQUADRONS .....	11,051	11,051	11,051		11,051
126	0207133F	F-16 SQUADRONS .....	143,869	143,869	131,069	-12,800	131,069
		SLEP Contract Delay .....			[-12,800]		
127	0207134F	F-15E SQUADRONS .....	207,531	207,531	194,831	-12,700	194,831
		ADCP--Excess to Requirement .....			[-12,700]		
128	0207136F	MANNED DESTRUCTIVE SUPPRESSION .....	13,253	13,253	13,253		13,253
129	0207138F	F-22A SQUADRONS .....	718,432	718,432	511,432	-147,000	571,432
		Program Growth .....			[-67,000]		
		Provide funds that Air Force can execute in FY12 .....			[-140,000]		
130	0207142F	F-35 SQUADRONS .....	47,841	47,841		-37,874	9,967
		Block IV Development--Ahead of need .....			[-47,841]		
131	0207161F	TACTICAL AIM MISSILES .....	8,023	8,023	8,023		8,023
132	0207163F	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM) .....	77,830	77,830	77,830		77,830
133	0207170F	JOINT HELMET MOUNTED CUEING SYSTEM (JHMCS) .....	1,436	1,436	1,436		1,436
134	0207224F	COMBAT RESCUE AND RECOVERY .....	2,292	2,292	2,292		2,292

		927	927	927	927	927	927
135	0207227F	COMBAT RESCUE--PARARESCUE .....	20,727	20,727	20,727	20,727	20,727
136	0207247F	AF TENCAP .....	3,128	3,128	3,128	3,128	3,128
137	0207249F	PRECISION ATTACK SYSTEMS PROCUREMENT .....	18,509	18,509	18,509	18,509	18,509
138	0207253F	COMPASS CALL .....	182,967	182,967	182,967	182,967	182,967
139	0207268F	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM .....					
		Excess to Requirement .....					
141	0207325F	JOINT AIR-TO-SURFACE STANDOFF MISSILE (JASSM) .....	5,796	5,796	5,796	5,796	5,796
142	0207410F	AIR & SPACE OPERATIONS CENTER (AOC) .....	121,880	121,880	121,880	121,880	121,880
143	0207412F	CONTROL AND REPORTING CENTER (CRC) .....	3,954	3,954	3,954	3,954	3,954
144	0207417F	AIRBORNE WARNING AND CONTROL SYSTEM (AWACS) .....	135,961	135,961	135,961	135,961	135,961
		DRAGON--Contract Delays .....					
		NGIFF--Contract Delays .....					
		Poor program execution .....					
145	0207418F	TACTICAL AIRBORNE CONTROL SYSTEMS .....	8,309	8,309	8,309	8,309	8,309
146	0207423F	ADVANCED COMMUNICATIONS SYSTEMS .....	90,083	90,083	90,083	90,083	90,083
		Common Processing Environment--Schedule Delays .....					
		JTRS Integration and Engineering Support--Schedule Delays .....					
148	0207431F	COMBAT AIR INTELLIGENCE SYSTEM ACTIVITIES .....	5,428	5,428	5,428	5,428	5,428
149	0207438F	THEATER BATTLE MANAGEMENT (TBM) C4I .....	15,528	15,528	15,528	15,528	15,528
150	0207444F	TACTICAL AIR CONTROL PARTY-MOD .....	15,978	15,978	15,978	15,978	15,978
		JETS Contract Delays .....					
		VCS--Program Termination and Restructure .....					
152	0207448F	C2ISR TACTICAL DATA LINK .....	1,536	1,536	1,536	1,536	1,536
153	0207449F	COMMAND AND CONTROL (C2) CONSTELLATION .....	18,102	18,102	18,102	18,102	18,102
154	0207581F	JOINT SURVEILLANCE/TARGET ATTACK RADAR SYSTEM (JSTARS) .....	121,610	121,610	121,610	121,610	121,610
		Unjustified Request Based on Program Restructure .....					
155	0207590F	SEEK EAGLE .....	18,599	18,599	18,599	18,599	18,599
156	0207601F	USAF MODELING AND SIMULATION .....	23,091	23,091	23,091	23,091	23,091
157	0207605F	WARGAMING AND SIMULATION CENTERS .....	5,779	5,779	5,779	5,779	5,779
158	0207697F	DISTRIBUTED TRAINING AND EXERCISES .....	5,264	5,264	5,264	5,264	5,264
		Unjustified growth .....					
159	0208006F	MISSION PLANNING SYSTEMS .....	69,918	69,918	69,918	69,918	69,918

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)							
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
160	0208021F	CAF Increment IV--Critical Change Delay .....			[-6,500]	[-6,500]	
		INFORMATION WARFARE SUPPORT .....	2,322	2,322	2,322		2,322
161	0208059F	CYBER COMMAND ACTIVITIES .....	702	702	702		702
168	0301400F	SPACE SUPERIORITY INTELLIGENCE .....	11,866	11,866	8,866	-3,000	8,866
		Program underexecution due to schedule delays .....			[-3,000]	[-3,000]	
169	0302015F	E-4B NATIONAL AIRBORNE OPERATIONS CENTER (NAOC) .....	5,845	5,845	5,845	-1,000	4,845
		Secure, Survivable Communications delayed program start .....				[-1,000]	
170	0303131F	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK (MEECN) .....	43,811	43,811	43,811		43,811
171	0303140F	INFORMATION SYSTEMS SECURITY PROGRAM .....	101,788	101,788	92,788	-9,000	92,788
		Delay due to protest .....			[-9,000]	[-9,000]	
172	0303141F	GLOBAL COMBAT SUPPORT SYSTEM .....	449	449	449		449
173	0303150F	GLOBAL COMMAND AND CONTROL SYSTEM .....	3,854	3,854	3,854		3,854
175	0303601F	MILSATCOM TERMINALS .....	238,729	238,729	188,729	-42,000	196,729
		Transfer to FAB-T alternative line 175a .....			[-50,000]	[-42,000]	
175A	0303XXXF	FAB-T ALTERNATIVE .....			50,000	42,000	42,000
		Transfer from FAB-T line 175 .....			[50,000]	[42,000]	
177	0304260F	AIRBORNE SIGINT ENTERPRISE .....			-13,500	-13,500	-13,500
		Contract/Program Delays .....			[-13,500]	[-13,500]	
177A	0304XXXF	RC-135 .....	34,744	34,744	34,744		34,744
177B	0304XXXF	COMMON DEVELOPMENT .....	87,004	87,004	87,004		87,004
180	0305099F	GLOBAL AIR TRAFFIC MANAGEMENT (GATM) .....	4,604	4,604	4,604		4,604
181	0305103F	CYBER SECURITY INITIATIVE .....	2,026	2,026	2,026		2,026
182	0305105F	DOD CYBER CRIME CENTER .....	282	282	282		282
183	0305110F	SATELLITE CONTROL NETWORK (SPACE) .....	18,337	18,337	18,337		18,337
184	0305111F	WEATHER SERVICE .....	31,084	31,084	31,084		31,084
185	0305114F	AIR TRAFFIC CONTROL, APPROACH, AND LANDING SYSTEM (ATCAL) .....	63,367	63,367	9,867	-42,000	21,367
		D--RAPCON Contract Delay .....			[-53,500]	[-42,000]	

186	0305116F	AERIAL TARGETS .....	50,620	50,620	45,620	-5,000	45,620
		QF-16—Excess to Need .....			[-5,000]		
189	0305128F	SECURITY AND INVESTIGATIVE ACTIVITIES .....	366	366	366		366
190	0305146F	DEFENSE JOINT COUNTERINTELLIGENCE ACTIVITIES .....	39	39	39		39
191	0305159F	ENTERPRISE QUERY & CORRELATION .....			10,000		0
		Classified Adjustment .....			[-10,000]		
		Enterprise query & correlation .....			[20,000]		
192	0305164F	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT) (SPACE) .....	133,601	133,601	42,601		133,601
		Contract delay .....			[-91,000]		
193	0305165F	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE AND CONTROL SEGMENTS) .....	17,893	17,893	17,893		17,893
195	0305173F	SPACE AND MISSILE TEST AND EVALUATION CENTER .....	196,254	196,254	196,254		188,754
		Excess to need .....					[-7,500]
196	0305174F	SPACE INNOVATION AND DEVELOPMENT CENTER .....	2,961	2,961	2,961		2,961
197	0305182F	SPACELIFT RANGE SYSTEM (SPACE) .....	9,940	9,940	9,940		9,940
198	0305193F	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO) .....	1,271	1,271	1,271		1,271
200	0305205F	ENDURANCE UNMANNED AERIAL VEHICLES .....	52,425	52,425	15,925		45,925
		Funded via reprogramming action .....			[-6,500]		
		Program reduction .....			[-30,000]		
201	0305206F	AIRBORNE RECONNAISSANCE SYSTEMS .....	106,877	106,877	99,677		99,677
		Unjustified request .....			[-7,200]		
202	0305207F	MANNED RECONNAISSANCE SYSTEMS .....	13,049	13,049	13,049		13,049
203	0305208F	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS .....	90,724	90,724	85,724		85,724
		Contract delays .....			[-5,000]		
204	0305219F	MQ-1 PREDATOR A UAV .....	14,112	14,112	11,642		11,642
		Common Sensor Payload—Ahead of Need .....			[-2,470]		
205	0305220F	RQ-4 UAV .....	423,462	423,462	383,462		423,462
		Contract delays .....			[-40,000]		
206	0305221F	NETWORK-CENTRIC COLLABORATIVE TARGETING .....	7,348	7,348	7,348		7,348
207	0305265F	GPS III SPACE SEGMENT .....	463,081	463,081	463,081		458,081
		GPS III CIP—poor justification .....					[-5,000]
208	0305614F	JSPOC MISSION SYSTEM .....	118,950	118,950	83,950		81,450
		JMS program restructure .....			[-35,000]		

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Authorized
209	0305887F	INTELLIGENCE SUPPORT TO INFORMATION WARFARE .....	14,736	14,736	14,736	14,736
210	0305913F	NUDET DETECTION SYSTEM (SPACE) .....	81,989	81,989	81,989	81,989
212	0305940F	SPACE SITUATION AWARENESS OPERATIONS .....	31,956	31,956	31,956	31,956
213	0307141F	INFORMATION OPERATIONS TECHNOLOGY INTEGRATION & TOOL DEVELOPMENT.	23,931	23,931	23,931	23,931
214	0308699F	SHARED EARLY WARNING (SEW) .....	1,663	1,663	1,663	1,663
215	0401115F	C-130 AIRLIFT SQUADRON .....	24,509	24,509	6,509	6,509
		Contract Delays .....			[-18,000]	[-18,000]
216	0401119F	C-5 AIRLIFT SQUADRONS (IF) .....	24,941	24,941	12,941	12,941
		RERP Program Rephased .....			[-12,000]	[-12,000]
217	0401130F	C-17 AIRCRAFT (IF) .....	128,169	128,169	94,269	94,269
		Contract Delays .....			[-33,900]	[-33,900]
218	0401132F	C-130J PROGRAM .....	39,537	39,537	39,537	39,537
219	0401134F	LARGE AIRCRAFT IR COUNTERMEASURES (LAIRCIM) .....	7,438	7,438	7,438	7,438
220	0401139F	LIGHT MOBILITY AIRCRAFT (LIMA) .....	1,308	1,308	0	0
		Funded in Fiscal Year 2011 .....			[-1,308]	[-1,308]
221	0401218F	KC-135S .....	6,161	6,161	6,161	6,161
222	0401219F	KC-10S .....	30,868	30,868	30,868	30,868
223	0401314F	OPERATIONAL SUPPORT AIRLIFT .....	82,591	82,591	37,591	42,591
		VC-25A--Funding Ahead of Need .....			[-45,000]	[-40,000]
225	0408011F	SPECIAL TACTICS / COMBAT CONTROL .....	7,118	7,118	5,218	5,218
		Line of Sight--Contract Delay .....			[-1,900]	[-1,900]
226	0702207F	DEPOT MAINTENANCE (NON-IF) .....	1,531	1,531	1,531	1,531
228	0708012F	LOGISTICS SUPPORT ACTIVITIES .....	944	944	944	944
229	0708610F	LOGISTICS INFORMATION TECHNOLOGY (LOGIT) .....	140,284	140,284	140,284	140,284
230	0708611F	SUPPORT SYSTEMS DEVELOPMENT .....	10,990	10,990	10,990	10,990
232	0804743F	OTHER FLIGHT TRAINING .....	322	322	322	322

233	0804757F	JOINT NATIONAL TRAINING CENTER .....	11	11	11	11	11	11	11
235	0808716F	OTHER PERSONNEL ACTIVITIES .....	113	113	113	113	113	113	113
236	0901202F	JOINT PERSONNEL RECOVERY AGENCY .....	2,483	2,483	2,483	2,483	2,483	2,483	2,483
237	0901218F	CIVILIAN COMPENSATION PROGRAM .....	1,508	1,508	1,508	1,508	1,508	1,508	1,508
238	0901220F	PERSONNEL ADMINISTRATION .....	8,041	8,041	1,041	1,041	-7,000	1,041	1,041
		Contract Delays .....			[-7,000]		[-7,000]		
239	0901226F	AIR FORCE STUDIES AND ANALYSIS AGENCY .....	928	928	928	928	928	928	928
240	0901279F	FACILITIES OPERATION—ADMINISTRATIVE .....	12,118	12,118	12,118	12,118	12,118	12,118	12,118
241	0901538F	FINANCIAL MANAGEMENT INFORMATION SYSTEMS DEVELOPMENT .....	101,317	101,317	76,317	76,317	-25,000	76,317	76,317
		DEAMS--Excess to Requirement .....			[-25,000]		[-25,000]		
242	0902998F	MANAGEMENT HQ—ADP SUPPORT (AF) .....	299	299	299	299	299	299	299
242A	9999999999	CLASSIFIED PROGRAMS .....	12,063,140	12,088,140	11,829,329	11,829,329	-233,811	11,829,329	11,829,329
		Classified Adjustment .....		[25,000]			[-233,811]		
		Defense Reconnaissance Support Activities .....							
		<b>SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT .....</b>	<b>18,573,266</b>	<b>18,612,845</b>	<b>17,318,853</b>	<b>17,318,853</b>	<b>-972,934</b>	<b>17,600,332</b>	<b>17,600,332</b>
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, AF .....</b>	<b>27,737,701</b>	<b>27,749,667</b>	<b>26,172,932</b>	<b>26,172,932</b>	<b>-1,623,132</b>	<b>26,114,569</b>	<b>26,114,569</b>
		<b>RESEARCH, DEVELOPMENT, TEST &amp; EVAL, DW</b>							
		<b>BASIC RESEARCH</b>							
001	0601000BR	DTRA BASIC RESEARCH INITIATIVE .....	47,737	47,737	47,737	47,737	47,737	47,737	47,737
002	0601101E	DEFENSE RESEARCH SCIENCES .....	290,773	290,773	290,773	290,773	290,773	290,773	290,773
003	060111008Z	BASIC RESEARCH INITIATIVES .....	14,731	14,731	14,731	14,731	-7,000	7,731	7,731
		Reduction to new starts .....					[-7,000]		
005	0601117E	BASIC OPERATIONAL MEDICAL RESEARCH SCIENCE .....	37,870	37,870	37,870	37,870	37,870	37,870	37,870
006	060112008Z	NATIONAL DEFENSE EDUCATION PROGRAM .....	101,591	86,591	86,591	86,591	-15,000	86,591	86,591
		Program Decrease .....		[-15,000]			[-15,000]		
007	0601384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM .....	52,617	52,617	52,617	52,617	52,617	52,617	52,617
		<b>SUBTOTAL BASIC RESEARCH .....</b>	<b>545,319</b>	<b>530,319</b>	<b>530,319</b>	<b>530,319</b>	<b>-22,000</b>	<b>523,319</b>	<b>523,319</b>
		<b>APPLIED RESEARCH</b>							
008	060200008Z	JOINT MUNITIONS TECHNOLOGY .....	21,592	21,592	20,592	20,592	-1,000	20,592	20,592

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)							
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
009	0602115E	Excessive growth BIOMEDICAL TECHNOLOGY	110,000	110,000	[-1,000]	[-1,000]	95,000
		Unstained funding			110,000	[-15,000]	
						[-15,000]	
010	060222808Z	HISTORICALLY BLACK COLLEGES AND UNIVERSITIES (HBCU) SCIENCE		25,245		15,245	15,245
		Program Increase		[10,000]			
		Realignment of Funds for Proper Oversight and Execution		[15,245]		[15,245]	
011	06023408Z	LINCOLN LABORATORY RESEARCH PROGRAM	37,916	37,916	37,916		37,916
012	06025008Z	SYSTEMS 2020 APPLIED RESEARCH	4,381	4,381	4,381	-4,381	0
		Duplication of effort				[-4,381]	
013	0602303E	INFORMATION & COMMUNICATIONS TECHNOLOGY	400,499	350,499	400,499	[-46,374]	354,125
		Program Reduction		[-50,000]			
014	0602304E	COGNITIVE COMPUTING SYSTEMS	49,365	49,365	49,365		49,365
015	0602305E	MACHINE INTELLIGENCE	61,351	61,351	61,351	-9,075	52,276
		Unstained growth				[-9,075]	
016	0602383E	BIOLOGICAL WARFARE DEFENSE	30,421	30,421	30,421		30,421
017	0602384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	219,873	224,873	219,873		219,873
		Program Increase		[5,000]			
018	060266308Z	DATA TO DECISIONS APPLIED RESEARCH	9,235	5,235	5,235	-5,000	4,235
		Program Decrease		[-4,000]		[-5,000]	
019	060266808Z	CYBER SECURITY RESEARCH	9,735	9,735	4,735	-5,000	4,735
		Program Decrease			[-5,000]	[-5,000]	
020	060267008Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) APPLIED RESEARCH	14,923	10,923	10,923	-6,000	8,923
		Excessive growth		[-4,000]		[-6,000]	
021	0602702E	TACTICAL TECHNOLOGY	206,422	206,422	206,422	-4,000	202,422
		Reduction to new starts				[-4,000]	
022	0602715E	MATERIALS AND BIOLOGICAL TECHNOLOGY	237,837	237,837	237,837	-15,000	222,837

023	0602716E	Excessive growth .....	215,178	215,178	215,178	215,178	215,178	215,178
024	06027188R	ELECTRONICS TECHNOLOGY .....	196,954	201,954	186,501	186,501	186,501	196,954
		WEAPONS OF MASS DESTRUCTION DEFEAT TECHNOLOGIES .....						
		Due to slow execution .....						
		Program Increase .....		[5,000]				
025	1160401BB	SPECIAL OPERATIONS TECHNOLOGY DEVELOPMENT .....	26,591	26,591	26,591	26,591	26,591	26,591
		<b>SUBTOTAL APPLIED RESEARCH .....</b>	<b>1,852,273</b>	<b>1,829,518</b>	<b>1,827,820</b>	<b>1,827,820</b>	<b>1,827,820</b>	<b>1,756,688</b>
		<b>ADVANCED TECHNOLOGY DEVELOPMENT (ATD)</b>						
027	0603000D8Z	JOINT MUNITIONS ADVANCED TECHNOLOGY .....	24,771	24,771	20,271	20,271	20,271	15,771
		Excessive growth .....						
028	0603121D8Z	SO/LIC ADVANCED DEVELOPMENT .....	45,028	45,028	45,028	45,028	45,028	45,028
029	0603122D8Z	COMBATING TERRORISM TECHNOLOGY SUPPORT .....	77,019	100,219	77,019	77,019	77,019	77,019
		Program Increase .....		[23,200]				
030	0603160BR	COUNTERPROLIFERATION INITIATIVES—PROLIFERATION PREVENTION AND DEFEAT.	283,073	283,073	271,123	271,123	271,123	283,073
		Due to slow execution .....						
031	0603175C	BALLISTIC MISSILE DEFENSE TECHNOLOGY .....	75,003	75,003	75,003	75,003	75,003	75,003
032	0603200D8Z	JOINT ADVANCED CONCEPTS .....	7,903	7,903	7,903	7,903	7,903	6,803
		Unsustained growth .....						
033	0603225D8Z	JOINT DOD-DOE MUNITIONS TECHNOLOGY DEVELOPMENT .....	20,372	20,372	20,372	20,372	20,372	20,372
034	0603250D8Z	SYSTEMS 2020 ADVANCED TECHNOLOGY DEVELOPMENT .....	4,381	4,381	4,381	4,381	4,381	0
		Lack of transition plan .....						
035	0603264S	AGILE TRANSPORTATION FOR THE 21ST CENTURY (AT21)—THEATER CAPABILITY.	998	998	998	998	998	998
		SPECIAL PROGRAM—MDA TECHNOLOGY .....						
036	0603274C	ADVANCED AEROSPACE SYSTEMS .....	61,458	61,458	61,458	61,458	61,458	61,458
037	0603286E	SPACE PROGRAMS AND TECHNOLOGY .....	98,878	97,541	98,878	98,878	98,878	98,878
038	0603287E	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM—ADVANCED DEVELOPMENT.	229,235	229,235	229,235	229,235	229,235	229,235
039	0603384BP	JOINT ELECTRONIC ADVANCED TECHNOLOGY .....	7,287	7,287	7,287	7,287	7,287	7,287
040	0603618D8Z	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS .....	187,707	167,707	177,707	177,707	177,707	176,707
041	0603648D8Z							

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)							
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
042	0603662D8Z	Unjustified Growth		[-20,000]	[-10,000]	[-11,000]	
		NETWORKED COMMUNICATIONS CAPABILITIES	23,890	23,890	23,890		23,890
043	0603663D8Z	DATA TO DECISIONS ADVANCED TECHNOLOGY DEVELOPMENT	9,235	5,235	5,235	-5,000	4,235
		Program Decrease		[-4,000]	[-4,000]	[-5,000]	
044	0603665D8Z	BIOMETRICS SCIENCE AND TECHNOLOGY	10,762	10,762	10,762		10,762
045	0603668D8Z	CYBER SECURITY ADVANCED RESEARCH	10,709	10,709	5,709	-5,000	5,709
		Program Decrease			[-5,000]	[-5,000]	
046	0603670D8Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) ADVANCED DEVELOPMENT.	18,179	14,179	14,179	-5,000	13,179
		Excessive growth		[-4,000]	[-4,000]	[-5,000]	
047	0603680D8Z	DEFENSE-WIDE MANUFACTURING SCIENCE AND TECHNOLOGY PROGRAM	17,888	19,888	47,888	30,000	47,888
		Defense Alternative Energy		[2,000]			
		Program Increase- Industrial Base Innovation Fund program			[30,000]	[30,000]	
048	0603699D8Z	EMERGING CAPABILITIES TECHNOLOGY DEVELOPMENT	26,972	26,972	13,972		26,972
		Cargo airship demonstration			[2,000]		
		Pelican			[-15,000]		
049	060371D8Z	JOINT ROBOTICS PROGRAM/AUTONOMOUS SYSTEMS	9,756	9,756	9,756		9,756
050	0603712S	GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS	23,887	38,887	23,887		23,887
		Secure Microelectronics		[15,000]			
051	0603713S	DEPLOYMENT AND DISTRIBUTION ENTERPRISE TECHNOLOGY	41,976	41,976	35,976	-12,000	29,976
		Excessive growth			[-6,000]	[-12,000]	
052	0603716D8Z	STRATEGIC ENVIRONMENTAL RESEARCH PROGRAM	66,409	77,159	66,409		66,409
		Offshore Range Environmental Baseline Assessment		[1,750]			
		Program Increase		[5,000]			
		Radiological Contamination Research		[4,000]			
053	0603720S	MICROELECTRONICS TECHNOLOGY DEVELOPMENT AND SUPPORT	91,132	83,132	61,132	-30,000	61,132
		90nm Next Generation Foundry				[-30,000]	

054	0603727D8Z	Microelectronics Technology Development and Support Program Reduction	[3,000]	[-30,000]	10,547	10,547	10,547	10,547	10,547
055	0603739E	JOINT WARFIGHTING PROGRAM ADVANCED ELECTRONICS TECHNOLOGIES	[-11,000]	[-30,000]	10,547	10,547	160,286	160,286	150,286
058	0603760E	Reduction to new starts COMMAND, CONTROL AND COMMUNICATIONS SYSTEMS	246,537	296,537	296,537	296,537	296,537	296,537	261,606
		CCC-01 unsustained growth							
		CCC-02 unsustained growth							
		CCC-CLS unsustained growth							
		Program Reduction	[-50,000]						
059	0603765E	Reduction to new starts	107,226	107,226	107,226	107,226	107,226	107,226	107,226
060	0603766E	CLASSIFIED DARPA PROGRAMS NETWORK-CENTRIC WARFARE TECHNOLOGY	235,245	235,245	235,245	235,245	235,245	235,245	208,503
		NET-01 unsustained growth							
		Reduction to new starts	271,802	271,802	271,802	271,802	271,802	271,802	271,802
061	0603767E	SENSOR TECHNOLOGY	271,802	271,802	271,802	271,802	271,802	271,802	200,000
061A	0604775D8Z	DEFENSE RAPID INNOVATION PROGRAM							
		Program Increase							
063	0603769SE	DISTRIBUTED LEARNING ADVANCED TECHNOLOGY DEVELOPMENT	13,579	13,579	13,579	13,579	13,579	13,579	13,579
064	0603781D8Z	SOFTWARE ENGINEERING INSTITUTE	30,424	30,424	30,424	30,424	30,424	30,424	30,424
065	0603826D8Z	QUICK REACTION SPECIAL PROJECTS	89,925	89,925	89,925	89,925	89,925	89,925	60,765
		P826/P828 excessive growth							
		P832							
		Program Decrease							
066	0603828D8Z	JOINT EXPERIMENTATION	58,130	58,130	58,130	58,130	58,130	58,130	39,130
		Program adjustment							
067	0603832D8Z	DOD MODELING AND SIMULATION MANAGEMENT OFFICE	31,029	31,029	31,029	31,029	31,029	31,029	31,029
		Program Decrease	[-6,000]	[-6,000]	[-6,000]	[-6,000]	[-6,000]	[-6,000]	[-6,000]
068	0603901C	DIRECTED ENERGY RESEARCH	146,329	146,329	146,329	146,329	146,329	146,329	50,000
		Program Decrease—ALTB							
		Program Increase	[50,000]	[50,000]	[50,000]	[50,000]	[50,000]	[50,000]	[50,000]
069	0603902C	NEXT GENERATION AEGIS MISSILE	123,456	123,456	123,456	123,456	123,456	123,456	123,456

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Authorized
						Change
070	0603941D8Z	TEST & EVALUATION SCIENCE & TECHNOLOGY .....	99,593	99,593	99,593	99,593
		Program Increase- Technology Transition Initiative .....		[10,000]		
		Technology Transition Initiative .....		[-10,000]		
072	0604055D8Z	OPERATIONAL ENERGY CAPABILITY IMPROVEMENT .....	20,444	34,444	20,444	20,444
		Operational Energy Improvement Pilot Project .....		[4,000]		
		Program Increase .....		[10,000]		
073	0303310D8Z	CWMD SYSTEMS .....	7,788	7,788	7,788	4,288
		Program reduction .....				[-3,500]
074	1160402B8	SPECIAL OPERATIONS ADVANCED TECHNOLOGY DEVELOPMENT .....	35,242	40,242	30,242	30,242
		Excess to need .....			[-5,000]	
		Program Increase .....		[5,000]		
075	1160422B8	AVIATION ENGINEERING ANALYSIS .....	837	837	837	837
076	1160472B8	SOF INFORMATION AND BROADCAST SYSTEMS ADVANCED TECHNOLOGY .....	4,924	4,924	4,924	4,924
		<b>SUBTOTAL ADVANCED TECHNOLOGY DEVELOPMENT (ATD) .....</b>	<b>3,270,792</b>	<b>3,298,742</b>	<b>3,321,342</b>	<b>-33,143</b>
		<b>ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES</b>				
077	0603161D8Z	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT RDT&E .....	36,798	36,798	36,798	30,798
		ADC&P. .....				
		Unexecutable growth .....				[-6,000]
078	0603527D8Z	RETRACT LARCH .....	21,040	21,040	21,040	21,040
079	0603600D8Z	WALKOFF .....	112,142	112,142	112,142	112,142
080	0603709D8Z	JOINT ROBOTICS PROGRAM .....	11,129	11,129	11,129	11,129
081	0603714D8Z	ADVANCED SENSOR APPLICATIONS PROGRAM .....	18,408	18,408	18,408	18,408
082	0603851D8Z	ENVIRONMENTAL SECURITY TECHNICAL CERTIFICATION PROGRAM .....	63,606	33,606	63,606	63,606
		Realignment to RDDW-082A .....		[-30,000]		
082A	0603XXD8Z	INSTALLATION ENERGY TEST BED .....		47,000		0
		Installation Energy Test Bed Program Increase .....		[15,000]		



SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)							
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
097	0603904C	MISSILE DEFENSE INTEGRATION & OPERATIONS CENTER (MDIOC)	69,325	69,325	69,325		69,325
098	0603906C	REGARDING TRENCH	15,797	15,797	15,797		15,797
099	0603907C	SEA BASED X-BAND RADAR (SBX)	177,058	177,058	157,058	-20,000	157,058
		Program Decrease—Excess funds			[-20,000]		
101	0603913C	ISRAELI COOPERATIVE PROGRAMS	106,100	216,100	156,100	110,000	216,100
		Arrow System Improvement Program		[20,000]		[20,000]	
		Arrow-3 interceptor development		[5,000]		[5,000]	
		David's Sling development		[25,000]		[25,000]	
		Program Increase		[110,000]		[60,000]	
102	0603920D8Z	HUMANITARIAN DEMINING	14,996	14,996	14,996		14,996
103	0603923D8Z	COALITION WARFARE	12,743	12,743	12,743		12,743
104	0604016D8Z	DEPARTMENT OF DEFENSE CORROSION PROGRAM	3,221	13,521	35,321	32,100	35,321
		Program increase—funding shortfall		[10,300]	[32,100]	[32,100]	
105	0604400D8Z	DEPARTMENT OF DEFENSE (DOD) UNMANNED AIRCRAFT SYSTEM (UAS) COMMON DEVELOPMENT	25,120	25,120	25,120		25,120
107	0604670D8Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) RESEARCH AND ENGINEERING	10,309	10,309	8,309	-2,800	7,509
		Program Decrease			[-2,000]		
108	0604787D8Z	JOINT SYSTEMS INTEGRATION COMMAND (JSIC)	13,024	13,024	8,024	[-2,800]	13,024
		Program Decrease			[-5,000]		
109	0604828D8Z	JOINT FIRES INTEGRATION AND INTEROPERABILITY TEAM	9,290	9,290	9,290		9,290
110	0604880C	LAND-BASED SM-3 (LBSW3)	306,595	306,595	306,595		306,595
111	0604881C	AEGIS SM-3 BLOCK IIA CO-DEVELOPMENT	424,454	464,454	444,454		424,454
		Program Increase		[40,000]			
		Program Increase- software Integration			[20,000]		
112	0604883C	PRECISION TRACKING SPACE SENSOR RDT&E	160,818		160,818	-80,000	80,818
		Program Reduction		[-160,818]		[-80,000]	

113	0604884C	AIRBORNE INFRARED (ABIR) .....	46,877	66,877	46,877	46,877
		Program Increase .....		[20,000]		
115	0303191D8Z	JOINT ELECTROMAGNETIC TECHNOLOGY (JET) PROGRAM .....	3,358	3,358	3,358	3,358
		<b>SUBTOTAL ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES .....</b>	<b>6,808,233</b>	<b>6,949,715</b>	<b>7,117,345</b>	<b>6,823,545</b>
					<b>15,312</b>	
<b>SYSTEM DEVELOPMENT AND DEMONSTRATION (SDD)</b>						
117	0604161D8Z	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT RDT&E SDD .....	7,220	7,220	7,220	7,220
118	0604165D8Z	PROMPT GLOBAL STRIKE CAPABILITY DEVELOPMENT .....	204,824	179,824	204,824	179,824
		Program Reduction .....		[-25,000]		[-25,000]
119	0604384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM .....	400,608	400,608	390,608	316,608
		Bioscavenger program delays .....				[-24,000]
		Decontamination FOS delays .....				[-10,000]
		MCMI RFP release delay .....				[-50,000]
120	0604709D8Z	JOINT ROBOTICS PROGRAM .....	2,782	2,782	2,782	2,782
121	0604764K	ADVANCED IT SERVICES JOINT PROGRAM OFFICE (AITS-JPO) .....	49,198	49,198	44,198	38,824
		Cyber threat discovery .....				[-10,374]
		Program growth .....				[15,000]
122	0604771D8Z	JOINT TACTICAL INFORMATION DISTRIBUTION SYSTEM (JTIDS) .....	17,395	17,395	17,395	17,395
123	0605000BR	WEAPONS OF MASS DESTRUCTION DEFEAT CAPABILITIES .....	5,888	5,888	5,285	5,888
		Due to slow execution .....				[-603]
124	0605013BL	INFORMATION TECHNOLOGY DEVELOPMENT .....	12,228	12,228	12,228	12,228
127	0605021SE	HOMELAND PERSONNEL SECURITY INITIATIVE .....	389	389	389	389
128	0605022D8Z	DEFENSE EXPORTABILITY PROGRAM .....	1,929	1,929	1,929	1,929
129	0605027D8Z	OUSD(C) IT DEVELOPMENT INITIATIVES .....	4,993	4,993	4,993	4,993
130	0605070S	DOD ENTERPRISE SYSTEMS DEVELOPMENT AND DEMONSTRATION .....	134,285	134,285	84,285	94,285
		Program Growth .....				[-40,000]
131	0605075D8Z	DCMO POLICY AND INTEGRATION .....	41,808	41,808	31,808	41,808
		Program Growth .....				[-10,000]
133	0605210D8Z	DEFENSE-WIDE ELECTRONIC PROCUREMENT CAPABILITIES .....	14,950	14,950	14,950	14,950
135	0303141K	GLOBAL COMBAT SUPPORT SYSTEM .....	19,837	19,837	19,837	19,837
		<b>SUBTOTAL SYSTEM DEVELOPMENT AND DEMONSTRATION (SDD) .....</b>	<b>918,334</b>	<b>893,334</b>	<b>842,731</b>	<b>758,960</b>
					<b>-159,374</b>	

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Authorized
				Change	Change	
		<b>RDT&amp;E MANAGEMENT SUPPORT</b>				
137	0604774D8Z	DEFENSE READINESS REPORTING SYSTEM (DRRS) .....	6,658	6,658	6,658	6,658
138	0604875D8Z	JOINT SYSTEMS ARCHITECTURE DEVELOPMENT .....	4,731	4,731	4,731	4,731
139	0604940D8Z	CENTRAL TEST AND EVALUATION INVESTMENT DEVELOPMENT (CTEIP) .....	140,231	140,231	140,231	140,231
140	0604942D8Z	ASSESSMENTS AND EVALUATIONS .....	2,757	2,757	2,757	2,757
141	0604943D8Z	THERMAL VICAR .....	7,827	7,827	7,827	7,827
142	0605100D8Z	JOINT MISSION ENVIRONMENT TEST CAPABILITY (JMETC) .....	10,479	10,479	10,479	10,479
143	0605104D8Z	TECHNICAL STUDIES, SUPPORT AND ANALYSIS .....	34,213	34,213	28,213	34,213
		OSD recommendation due to underexecution .....			[-6,000]	
144	0605110D8Z	USD(A&T)--CRITICAL TECHNOLOGY SUPPORT .....	1,486	18	1,486	1,486
		Program Decrease .....		[-1,468]		
145	0605117D8Z	FOREIGN MATERIAL ACQUISITION AND EXPLOITATION .....	64,524	64,524	64,524	64,524
146	0605126J	JOINT INTEGRATED AIR AND MISSILE DEFENSE ORGANIZATION (JIAMDO) .....	79,859	79,859	61,490	79,859
		Underexecution .....			[-18,369]	
148	0605130D8Z	FOREIGN COMPARATIVE TESTING .....	19,080	19,080	19,080	19,080
149	0605142D8Z	SYSTEMS ENGINEERING .....	41,884	41,884	41,884	41,884
150	0605161D8Z	NUCLEAR MATTERS-PHYSICAL SECURITY .....	4,261	4,261	4,261	4,261
151	0605170D8Z	SUPPORT TO NETWORKS AND INFORMATION INTEGRATION .....	9,437	9,437	9,437	9,437
152	0605200D8Z	GENERAL SUPPORT TO USD (INTELLIGENCE) .....	6,549	6,549	6,549	6,549
153	0605384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM .....	92,806	92,806	92,806	92,806
160	0605790D8Z	SMALL BUSINESS INNOVATION RESEARCH (SBIR)/ SMALL BUSINESS TECHNOLOGY TRANSFER (S.....	1,924	1,924	1,924	1,924
161	0605798D8Z	DEFENSE TECHNOLOGY ANALYSIS .....	16,135	16,135	16,135	16,135
163	0605801KA	DEFENSE TECHNICAL INFORMATION CENTER (DTIC) .....	56,269	51,269	52,269	56,269
		Program Decrease .....			[-4,000]	
		Program Increase .....				
164	0605803SE	R&D IN SUPPORT OF DOD ENLISTMENT, TESTING AND EVALUATION .....	49,810	49,810	49,810	49,810

165	0605804D8Z	DEVELOPMENT TEST AND EVALUATION .....	15,805	15,805	20,805	3,500	19,305
		Program Increase .....			[5,000]	[3,500]	
166	0605897E	DARPA AGENCY RELOCATION .....	1,000	1,000	1,000		1,000
167	0605898E	MANAGEMENT HQ—R&D .....	66,689	66,689	66,689		66,689
168	0606100D8Z	BUDGET AND PROGRAM ASSESSMENTS .....	4,528	4,528	4,528		4,528
169	0606301D8Z	AVIATION SAFETY TECHNOLOGIES .....	6,925	6,925	6,925		6,925
170	0203345D8Z	OPERATIONS SECURITY (OPSEC) .....	1,777	1,777	1,777		1,777
171	0204571J	JOINT STAFF ANALYTICAL SUPPORT .....	18	18	18		18
174	0303166D8Z	SUPPORT TO INFORMATION OPERATIONS (IO) CAPABILITIES .....	12,209	12,209	12,209		12,209
175	0303169D8Z	INFORMATION TECHNOLOGY RAPID ACQUISITION .....	4,288	4,288	4,288		4,288
176	0305103E	CYBER SECURITY INITIATIVE .....	10,000	10,000	5,000	-5,000	5,000
		Execution delays .....			[-5,000]		
177	0305193D8Z	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO) .....	15,002	15,002	15,002		15,002
179	0305400D8Z	WARFIGHTING AND INTELLIGENCE-RELATED SUPPORT .....	861	861	861		861
180	0804767D8Z	COCOM EXERCISE ENGAGEMENT AND TRAINING TRANSFORMATION (CE2T2) P754, Duplication with Service initiatives .....	59,958	59,958	59,958	-21,868	38,090
		MANAGEMENT HQ—MDA .....	28,908	28,908	28,908	[-21,868]	28,908
182	0901598C	IT SOFTWARE DEV INITIATIVES .....	167	167	167		167
183	0901598D8W	CLASSIFIED PROGRAMS .....	82,627	82,627	82,627		82,627
184A	9999999999	<b>SUBTOTAL RDT&amp;E MANAGEMENT SUPPORT .....</b>	<b>961,682</b>	<b>955,214</b>	<b>933,313</b>	<b>-23,368</b>	<b>938,314</b>
		<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>					
185	0604130V	ENTERPRISE SECURITY SYSTEM (ESS) .....	8,706	8,706	8,706	-2,500	6,206
		Excessive growth .....				[-2,500]	
186	0605127I	REGIONAL INTERNATIONAL OUTREACH (RIO) AND PARTNERSHIP FOR PEACE INFORMATION MANA. ....	2,165	2,165	2,165		2,165
187	0605147I	OVERSEAS HUMANITARIAN ASSISTANCE SHARED INFORMATION SYSTEM (OHASIS). ....	288	288	288		288
188	0607384BP	CHEMICAL AND BIOLOGICAL DEFENSE (OPERATIONAL SYSTEMS DEVELOP- MENT). ....	15,956	15,956	15,956		15,956
189	0607828D8Z	JOINT INTEGRATION AND INTEROPERABILITY .....	29,880	29,880	29,880		29,880
190	0208043J	CLASSIFIED PROGRAMS .....	2,402	2,402	2,402		2,402

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Authorized
191	0208045K	C4I INTEROPERABILITY .....	72,403	72,403	72,403	72,403
193	0301144K	JOINT/ALLIED COALITION INFORMATION SHARING .....	7,093	7,093	7,093	7,093
200	0302016K	NATIONAL MILITARY COMMAND SYSTEM-WIDE SUPPORT .....	481	481	481	481
201	0302019K	DEFENSE INFO INFRASTRUCTURE ENGINEERING AND INTEGRATION .....	8,366	8,366	18,366	15,866
		Cybersecurity pilots .....			[10,000]	[7,500]
202	0303126K	LONG-HAUL COMMUNICATIONS—DCS .....	11,324	11,324	11,324	11,324
203	0303131K	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK (MEECN) .....	12,514	12,514	12,514	12,514
204	0303135G	PUBLIC KEY INFRASTRUCTURE (PKI) .....	6,548	6,548	6,548	6,548
205	0303136G	KEY MANAGEMENT INFRASTRUCTURE (KMI) .....	33,751	33,751	33,751	33,751
206	0303140D8Z	INFORMATION SYSTEMS SECURITY PROGRAM .....	11,753	11,753	11,753	11,753
207	0303140G	INFORMATION SYSTEMS SECURITY PROGRAM .....	348,593	348,593	351,593	348,593
		File sanitization tool (FIST) .....			[3,000]	
208	0303140K	INFORMATION SYSTEMS SECURITY PROGRAM .....	5,500	5,500	5,500	5,500
211	0303150K	GLOBAL COMMAND AND CONTROL SYSTEM .....	54,739	54,739	54,739	54,739
212	0303153K	DEFENSE SPECTRUM ORGANIZATION .....	29,154	29,154	29,154	29,154
213	0303170K	NET-CENTRIC ENTERPRISE SERVICES (NCES) .....	1,830	1,830	1,830	1,830
214	0303260D8Z	JOINT MILITARY DECEPTION INITIATIVE .....	1,241	1,241	1,241	1,241
215	0303610K	TELEPORT PROGRAM .....	6,418	6,418	6,418	6,418
217	0304210BB	SPECIAL APPLICATIONS FOR CONTINGENCIES .....	5,045	9,045	5,045	5,045
		Program Increase .....		[4,000]		
220	0305103D8Z	CYBER SECURITY INITIATIVE .....	411	411	411	411
222	0305103K	CYBER SECURITY INITIATIVE .....	4,341	4,341	4,341	4,341
223	0305125D8Z	CRITICAL INFRASTRUCTURE PROTECTION (CIP) .....	13,008	13,008	13,008	13,008
227	0305186D8Z	POLICY R&D PROGRAMS .....	6,603	6,603	2,892	6,603
		OSD recommendation due to underexecution .....			[-3,711]	
229	0305199D8Z	NET CENTRICITY .....	14,926	14,926	11,693	14,926
		OSD recommendation due to underexecution .....			[-3,233]	

232	03052088B	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS .....	4,303	4,303	4,303	-3,000	1,303
		Unjustified increase .....				[-3,000]	
235	0305208K	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS .....	3,154	3,154	3,154		3,154
237	03052198B	MQ-1 PREDATOR A UAV .....	2,499	2,499	2,499		2,499
239	0305387D8Z	HOMELAND DEFENSE TECHNOLOGY TRANSFER PROGRAM .....	2,660	2,660	2,660		2,660
240	0305600D8Z	INTERNATIONAL INTELLIGENCE TECHNOLOGY AND ARCHITECTURES .....	1,444	1,444	1,444		1,444
248	0708011S	INDUSTRIAL PREPAREDNESS .....	23,103	23,103	23,103		23,103
		Industrial Preparedness Manufacturing Technology .....	[5,000]				
249	0708012S	LOGISTICS SUPPORT ACTIVITIES .....	2,466	2,466	2,466		2,466
250	0902298J	MANAGEMENT HEADQUARTERS (JCS) .....	2,730	2,730	2,730		2,730
252	11052198B	MQ-9 UAV .....	2,499	2,499	2,499		2,499
253	11052328B	RQ-11 UAV .....	3,000	3,000	3,000		1,500
		Lack of full funding .....				[-1,500]	
254	11052338B	RQ-7 UAV .....	450	450	450		450
256	11604038B	SPECIAL OPERATIONS AVIATION SYSTEMS ADVANCED DEVELOPMENT .....	89,382	89,382	89,382		74,382
		MC-130 TF7A radar contract award delay .....				[-15,000]	
257	11604048B	SPECIAL OPERATIONS TACTICAL SYSTEMS DEVELOPMENT .....	799	799	799		799
258	11604058B	SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOPMENT .....	27,916	27,916	27,916		27,916
259	11604088B	SOF OPERATIONAL ENHANCEMENTS .....	60,915	60,915	60,915		60,915
260	11604218B	SPECIAL OPERATIONS CV-22 DEVELOPMENT .....	10,775	10,775	10,775		10,775
263	11604278B	MISSION TRAINING AND PREPARATION SYSTEMS (MTPS) .....	4,617	4,617	4,617		4,617
265	11604298B	AC/MC-130J .....	18,571	18,571	18,571		18,571
266	11604748B	SOF COMMUNICATIONS EQUIPMENT AND ELECTRONICS SYSTEMS .....	1,392	1,392	1,392		1,392
268	11604778B	SOF WEAPONS SYSTEMS .....	2,610	2,610	2,610		2,610
269	11604788B	SOF SOLDIER PROTECTION AND SURVIVAL SYSTEMS .....	2,971	2,971	2,971		2,971
270	11604798B	SOF VISUAL AUGMENTATION, LASERS AND SENSOR SYSTEMS .....	3,000	3,000	3,000		3,000
271	11604808B	SOF TACTICAL VEHICLES .....	3,522	3,522	3,522		3,522
272	11604818B	SOF MUNITIONS .....	1,500	1,500	1,500		1,500
273	11604828B	SOF ROTARY WING AVIATION .....	51,123	51,123	51,123		51,123
274	11604838B	SOF UNDERWATER SYSTEMS .....	92,424	92,424	92,424		68,424
		Excessive growth .....				[-24,000]	
275	11604848B	SOF SURFACE CRAFT .....	14,475	14,475	14,475		14,475

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION (In Thousands of Dollars)						
Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Authorized
276	11604888B	SOF MILITARY INFORMATION SUPPORT OPERATIONS .....	2,990	2,990	2,990	2,990
277	11604898B	SOF GLOBAL VIDEO SURVEILLANCE ACTIVITIES .....	8,923	8,923	8,923	8,923
278	11604908B	SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE .....	9,473	9,473	9,473	9,473
278A	9999999999	CLASSIFIED PROGRAMS .....	4,227,920	4,227,920	4,263,700	4,265,700
		Classified Adjustment .....			[35,780]	[35,780]
		File sanitization tool (FIST) authorization adjustment .....			[2,000]	[2,000]
		<b>SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT .....</b>	<b>5,399,045</b>	<b>5,408,045</b>	<b>5,440,881</b>	<b>5,398,325</b>
		<b>UNDISTRIBUTED</b>				
279A	0901XXXD	UNDISTRIBUTED .....			-200,000	0
		Undistributed reduction--additional unrestricted cut to DARPA topline .....			[-50,000]	
		Undistributed reduction--DARPA Underexecution .....			[-150,000]	
		<b>SUBTOTAL UNDISTRIBUTED .....</b>			<b>-200,000</b>	<b>0</b>
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, DW .....</b>	<b>19,755,678</b>	<b>19,864,887</b>	<b>19,813,751</b>	<b>19,436,800</b>
		<b>OPERATIONAL TEST &amp; EVAL DEFENSE</b>				
		<b>RDTE&amp; MANAGEMENT SUPPORT</b>				
001	06051180TE	OPERATIONAL TEST AND EVALUATION .....	60,444	60,444	60,444	60,444
002	06051310TE	LIVE FIRE TEST AND EVALUATION .....	12,126	12,126	12,126	12,126
003	06058140TE	OPERATIONAL TEST ACTIVITIES AND ANALYSES .....	118,722	118,722	118,722	118,722
		<b>SUBTOTAL RDTE&amp; MANAGEMENT SUPPORT .....</b>	<b>191,292</b>	<b>191,292</b>	<b>191,292</b>	<b>191,292</b>
		<b>TOTAL OPERATIONAL TEST &amp; EVAL, DEFENSE .....</b>	<b>191,292</b>	<b>191,292</b>	<b>191,292</b>	<b>191,292</b>
		<b>TOTAL RDTE&amp; .....</b>	<b>75,325,082</b>	<b>75,559,479</b>	<b>71,830,193</b>	<b>71,570,717</b>

**SEC. 4202. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS.**

**SEC. 4202. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS**  
(In Thousands of Dollars)

Line	Program Element	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>RD&amp;E MANAGEMENT SUPPORT</b>							
140	0605601A	ARMY TEST RANGES AND FACILITIES .....	8,513	8,513	8,513		8,513
		<b>SUBTOTAL RD&amp;E MANAGEMENT SUPPORT .....</b>	<b>8,513</b>	<b>8,513</b>	<b>8,513</b>		<b>8,513</b>
		<b>TOTAL RESEARCH, DEVELOPMENT, TEST &amp; EVAL, ARMY .....</b>	<b>8,513</b>	<b>8,513</b>	<b>8,513</b>		<b>8,513</b>
<b>ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES</b>							
054	0603654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT .....	1,500	1,500	1,500		1,500
		<b>SUBTOTAL ADVANCED COMPONENT DEVELOPMENT &amp; PROTOTYPES .....</b>	<b>1,500</b>	<b>1,500</b>	<b>1,500</b>		<b>1,500</b>
<b>SYSTEM DEVELOPMENT &amp; DEMONSTRATION</b>							
097	0604270N	ELECTRONIC WARFARE DEVELOPMENT .....	5,600	5,600	5,600		5,600
119	0604654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT .....	3,500	3,500	3,500		3,500
126	0604771N	MEDICAL DEVELOPMENT .....	1,950	1,950	1,950		1,950
		<b>SUBTOTAL SYSTEM DEVELOPMENT &amp; DEMONSTRATION .....</b>	<b>11,050</b>	<b>11,050</b>	<b>11,050</b>		<b>11,050</b>
<b>OPERATIONAL SYSTEMS DEVELOPMENT</b>							
172	0204136N	F/A-18 SQUADRONS .....	2,000	2,000	2,000		2,000
189	0206313M	MARINE CORPS COMMUNICATIONS SYSTEMS .....	1,500	1,500	1,500		1,500
192	0206625M	USMC INTELLIGENCE/ELECTRONIC WARFARE SYSTEMS (MIP) .....	4,050	4,050	4,050		4,050
215	0305231N	MQ-8 UAV .....			104,600		0
		ECP for SOCOM urgent needs statement—transfer from Title II, RDN 215.			[104,600]		
227A	9999999999	CLASSIFIED PROGRAMS .....	33,784	33,784	33,784		33,784
		<b>SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT .....</b>	<b>41,334</b>	<b>41,334</b>	<b>41,334</b>		<b>41,334</b>



## TITLE XLIII—OPERATION AND MAINTENANCE

### SEC. 4301. OPERATION AND MAINTENANCE.

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>OPERATION &amp; MAINTENANCE, ARMY</b>						
<b>OPERATING FORCES</b>						
010	MANEUVER UNITS .....	1,399,804	1,399,804	1,249,071	-368,109	1,031,695
	Transfer to Title XV: Combined Arms Training Strategy .....				[-217,376]	
	Transfer to Title XV: MRAP Vehicle Sustainment .....			[-2,539]	[-2,539]	
	Transfer to Title XV: Theater Demand Reduction .....			[-148,194]	[-148,194]	
020	MODULAR SUPPORT BRIGADES .....	104,629	104,629	102,347	-14,034	90,595
	Transfer to Title XV: Combined Arms Training Strategy .....			[-11,752]	[-11,752]	
	Transfer to Title XV: Theater Demand Reduction .....			[-2,282]	[-2,282]	
030	ECHELONS ABOVE BRIGADE .....	815,920	815,920	815,920	-74,852	741,068
	Transfer to Title XV: Combined Arms Training Strategy .....				[-74,852]	
040	THEATER LEVEL ASSETS .....	825,587	825,587	796,595	-60,769	764,818
	Transfer to Title XV: Chemical Defense Equipment Sustainment .....			[-8,579]	[-8,579]	
	Transfer to Title XV: Combined Arms Training Strategy .....			[-23,198]	[-23,198]	
	Transfer to Title XV: Theater Demand Reduction .....			[-18,692]	[-18,692]	
	Transfer to Title XV: UAS—Gray Eagle Satellite Service .....			[-10,300]	[-10,300]	
050	LAND FORCES OPERATIONS SUPPORT .....	1,245,231	1,245,231	1,199,827	-172,818	1,072,413
	Transfer to Title XV: Combat Training Center Role Players .....				[-30,091]	
	Transfer to Title XV: Fox Nuclear Biological and Chemical Reconnaissance Vehicle Contract Logistics Support .....				[-12,062]	

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
	Transfer to Title XV: Joint Maneuver Readiness Center Opposing Force Augmentation				[-4,545]	
	Transfer to Title XV: Joint Readiness Training Center Opposing Force Augmentation				[-26,940]	
	Transfer to Title XV: MRAP Vehicle Sustainment at Combat Training Centers			[-6,420]	[-6,420]	
	Transfer to Title XV: National Training Center Tier Two Level Maintenance Contract			[-24,000]	[-24,000]	
	Transfer to Title XV: National Training Center Warfighter Focus				[-26,650]	
	Transfer to Title XV: Theater Demand Reduction			[-14,984]	[-14,984]	
	Transfer to Title XV: Tube-Launched, Optically-Tracked, Wire-Guided Missile (TOW) Improved Target Acquisition System (ITAS) Contract Logistics Support				[-6,841]	
	Transfer to TitleXV: Sustainment Brigade and Functional Brigade Warfighter Exercise				[-20,285]	
060	AVIATION ASSETS	1,199,340	1,199,340	1,137,835	-68,112	1,131,228
	Transfer to Title XV: Combined Arms Training Strategy				[-6,607]	
	Transfer to Title XV: Theater Demand Reduction			[-61,505]	[-61,505]	
070	FORCE READINESS OPERATIONS SUPPORT	2,939,455	2,943,455	2,847,795	-160,656	2,778,799
	FOB Baseline Not Taken into Account in Requested Program Growth			[-20,000]	[-20,000]	
	Simulation Training Systems		[4,000]			
	Transfer to Title XV: Battle Simulation Centers				[-59,702]	
	Transfer to Title XV: Body Armor Sustainment			[-71,660]	[-71,660]	
	Transfer to Title XV: Rapid Equipping Force Readiness				[-9,294]	
080	LAND FORCES SYSTEMS READINESS	451,228	451,228	431,228	-46,332	404,896
	Deny Requested Growth for Civilian and Contractor Positions			[-20,000]	[-20,000]	
	Transfer to Title XV: Capability Development and Integration				[-5,161]	
	Transfer to Title XV: Fixed Wing Life Cycle Contract Support				[-21,171]	
090	LAND FORCES DEPOT MAINTENANCE	1,179,675	1,179,675	1,179,675	-147,836	1,031,839



SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>TRAINING AND RECRUITING</b>						
210	OFFICER ACQUISITION .....	113,262	114,662	113,262		113,262
	Expansion of Diversity Recruitment Efforts .....		[1,400]			
220	RECRUIT TRAINING .....	71,012	71,012	71,012		71,012
230	ONE STATION UNIT TRAINING .....	49,275	49,275	49,275		49,275
240	SENIOR RESERVE OFFICERS TRAINING CORPS .....	417,071	417,071	417,071		417,071
250	SPECIALIZED SKILL TRAINING .....	1,045,948	1,045,948	1,045,948	-15,183	1,030,765
	Transfer to Title XV: Survivability and Maneuverability Training .....				[-15,183]	
260	FLIGHT TRAINING .....	1,083,808	1,083,808	1,083,808		1,083,808
270	PROFESSIONAL DEVELOPMENT EDUCATION .....	191,073	191,073	191,073		191,073
280	TRAINING SUPPORT .....	607,896	607,896	607,896		607,896
290	RECRUITING AND ADVERTISING .....	523,501	523,501	523,501		523,501
300	EXAMINING .....	139,159	139,159	139,159		139,159
310	OFF-DUTY AND VOLUNTARY EDUCATION .....	238,978	238,978	238,978		238,978
320	CIVILIAN EDUCATION AND TRAINING .....	221,156	221,156	221,156		221,156
330	JUNIOR ROTC .....	170,889	170,889	170,889		170,889
	<b>SUBTOTAL TRAINING AND RECRUITING .....</b>	<b>4,873,028</b>	<b>4,874,428</b>	<b>4,873,028</b>	<b>-15,183</b>	<b>4,857,845</b>
<b>ADMIN &amp; SRWIDE ACTIVITIES</b>						
340	SECURITY PROGRAMS .....	995,161	995,161	995,161	-1,360	993,801
	Classified Adjustment .....				[-1,360]	
350	SERVICEWIDE TRANSPORTATION .....	524,334	524,334	524,334		524,334
360	CENTRAL SUPPLY ACTIVITIES .....	705,668	705,668	705,668		705,668
370	LOGISTIC SUPPORT ACTIVITIES .....	484,075	490,075	484,075	3,000	487,075
	Army Arsenals .....		[6,000]			
	Army Requested Transfer for Army Enterprise Systems Integration Program from Other Procurement, Army line 116 .....				[3,000]	

380	AMMUNITION MANAGEMENT .....	457,741	457,741	387,741	-70,000	387,741
	Requested Growth Unjustified by Metrics Provided in Performance Criteria .....			[-70,000]		
390	ADMINISTRATION .....	775,313	775,313	775,313		775,313
400	SERVICEWIDE COMMUNICATIONS .....	1,534,706	1,490,706	1,504,706	-23,749	1,510,957
	Army Requested Transfer for General Fund Enterprise Business System (GFEBS) from Other Procurement, Army Line 116 .....				[3,368]	
	Army Requested Transfer for Global Combat Support System—Army (GCSS—Army) from Other Procurement, Army Line 116 .....				[2,883]	
	Budget Justification Does Not Match Summary of Price and Program Changes for DISA .....					
	Realignment of funds to support the Financial Improvement and Audit Readiness Plan .....			[-30,000]		
410	MANPOWER MANAGEMENT .....	316,924	316,924	316,924		316,924
420	OTHER PERSONNEL SUPPORT .....	214,356	214,356	214,356		214,356
430	OTHER SERVICE SUPPORT .....	1,093,877	1,083,877	1,033,877	-60,000	1,033,877
	Budget Justification Does Not Match Summary of Price and Program Changes for DFAS .....					
	Unjustified program growth-joint DOD Support .....				[-50,000]	
	Unjustified program growth-PA Strategic Communications .....				[-5,000]	
440	ARMY CLAIMS ACTIVITIES .....	216,621	216,621	216,621		216,621
450	REAL ESTATE MANAGEMENT .....	180,717	180,717	157,813	-10,000	170,717
	BA-4 Adjustment for Defense Efficiency—Civilian Staffing Reduction .....					
	Budget Justification Does Not Match Summary of Price and Program Changes for the Pentagon Reservation Maintenance Revolving Fund .....					
455	FINANCIAL IMPROVEMENT AND AUDIT READINESS .....		44,000			0
	Realignment of funds to support the Financial Improvement and Audit Readiness Plan .....				[-10,000]	
460	SUPPORT OF NATO OPERATIONS .....	449,901	449,901	449,901		449,901
470	MISC. SUPPORT OF OTHER NATIONS .....	23,886	23,886	23,886		20,886
	Transfer from SAG 411—Military Information Support Operations .....				-3,000	
	<b>SUBTOTAL ADMIN &amp; SRVWIDE ACTIVITIES .....</b>	<b>7,973,280</b>	<b>7,969,280</b>	<b>7,790,376</b>	<b>-165,109</b>	<b>7,808,171</b>

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>UNDISTRIBUTED</b>						
480	UNDISTRIBUTED		-395,600	-3,942,465	-1,079,704	-1,079,704
	Adjustment for Defense Efficiency—Civilian Staffing Reduction			[-166,365]		
	BUDGET ACTIVITY 4 ADJUSTMENT FOR DEFENSE EFFICIENCY CIVILIAN STAFFING REDUCTION					
	Center for Military Family and Community Outreach		[1,000]			
	Decrease in OPTEMPO as cited by Army			[-291,500]		
	IMPROVED MANAGEMENT OF TELECOM SERVICES					
	Management efficiencies in the military intelligence program			[-29,900]		
	Printing & Reproduction (10% cut)—Efficiency		[-10,600]	[-10,600]		
	Reduction in funding for contract services		[-121,700]			
	Reduction in funding for DoD business systems		[-46,000]			
	Section 8089 - Excess Cash Balances in DWCF			[-1,400]		
	Studies, Analysis & Evaluations (10% cut)—Efficiency			[-3,000,000]		
	Transfer to OCO: Readiness and Depot Maintenance (BA-1 Undistributed)			[-275,000]		
	Unobligated balances		[-384,600]			
999	CLASSIFIED			1,600		0
	Classified adjustment			[1,600]		
	<b>SUBTOTAL UNDISTRIBUTED</b>		<b>-395,600</b>	<b>-3,940,865</b>	<b>-1,079,704</b>	<b>-1,079,704</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, ARMY</b>	<b>34,735,216</b>	<b>34,832,396</b>	<b>29,903,371</b>	<b>-4,205,984</b>	<b>30,529,232</b>
<b>OPERATION &amp; MAINTENANCE, NAVY</b>						
<b>OPERATING FORCES</b>						
010	MISSION AND OTHER FLIGHT OPERATIONS	4,762,887	4,762,887	4,762,887	-263,500	4,499,387
	Transfer to Title XV: Flying Hours				[-180,945]	
	Transfer to Title XV: MW 22B Pricing Variance				[-82,555]	

020	FLEET AIR TRAINING .....	1,771,644	1,771,644	1,771,644	1,771,644	1,771,644
030	AVIATION TECHNICAL DATA & ENGINEERING SERVICES .....	46,321	46,321	46,321	46,321	46,321
040	AIR OPERATIONS AND SAFETY SUPPORT .....	104,751	104,751	104,751	104,751	87,751
	Unjustified Growth for Program Related Logistics Support .....				-17,000	
050	AIR SYSTEMS SUPPORT .....	431,576	431,576	431,576	431,576	431,576
060	AIRCRAFT DEPOT MAINTENANCE .....	1,030,303	1,101,503	1,030,303	1,030,303	1,030,303
	Aviation Depot Maintenance (Active) .....		[71,200]			
070	AIRCRAFT DEPOT OPERATIONS SUPPORT .....	37,403	37,403	37,403	37,403	37,403
080	AVIATION LOGISTICS .....	238,007	265,007	238,007	238,007	238,007
	Aviation Logistics .....		[27,000]			
090	MISSION AND OTHER SHIP OPERATIONS .....	3,820,186	3,820,186	3,820,186	3,820,186	3,795,186
	Reduced Number of Deployed Steaming Days .....				-25,000	
100	SHIP OPERATIONS SUPPORT & TRAINING .....	734,866	734,866	734,866	734,866	734,866
110	SHIP DEPOT MAINTENANCE .....	4,972,609	5,338,609	4,972,609	150,000	5,122,609
	Ship Depot Maintenance (Active) .....		[366,000]		[150,000]	
120	SHIP DEPOT OPERATIONS SUPPORT .....	1,304,271	1,304,271	1,304,271	-7,000	1,297,271
	Removal of One-Time Fiscal Year 2011 Costs for Surface Ship Life Cycle Maintenance (SSLCM) Activity and Local Command Office for Navy Enterprise Resource Planning .....					
130	COMBAT COMMUNICATIONS .....	583,659	583,659	583,659	583,659	556,259
	Eliminate Requested Growth of Contractor Full-time Equivalents .....				[-7,000]	
140	ELECTRONIC WARFARE .....	97,011	97,011	97,011	-27,400	97,011
150	SPACE SYSTEMS AND SURVEILLANCE .....	162,303	162,303	137,303	[-27,400]	137,303
	Budget Justification Does Not Match Summary of Price and Program Changes .....			[-25,000]		
160	WARFARE TACTICS .....	423,187	423,187	423,187	423,187	423,187
170	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY .....	320,141	320,141	320,141	320,141	320,141
180	COMBAT SUPPORT FORCES .....	1,076,478	1,076,478	1,076,478	-192,801	883,677
	Transfer to Title XVI: Naval Expeditionary Combat Command Increases .....				[-192,801]	
190	EQUIPMENT MAINTENANCE .....	187,037	187,037	187,037	187,037	187,037
200	DEPOT OPERATIONS SUPPORT .....	4,352	4,352	4,352	4,352	4,352
210	COMBATANT COMMANDERS CORE OPERATIONS .....	103,830	103,830	103,830	103,830	103,830
220	COMBATANT COMMANDERS DIRECT MISSION SUPPORT .....	180,800	180,800	180,800	-14,400	166,400

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
	Military Information Support Operations .....					
	Transfer to Title XV: Joint Special Operations Task Force—Philippines .....					
230	CRUISE MISSILE .....	125,333	125,333	125,333	[-6,100]	125,333
240	FLEET BALLISTIC MISSILE .....	1,209,410	1,209,410	1,209,410	[-8,300]	1,209,410
250	IN-SERVICE WEAPONS SYSTEMS SUPPORT .....	99,063	99,063	99,063	-9,000	90,063
	Transfer to Title XV: Naval Expeditionary Combat Command .....					
260	WEAPONS MAINTENANCE .....	450,454	450,454	450,454	[-9,000]	450,454
270	OTHER WEAPON SYSTEMS SUPPORT .....	358,002	358,002	358,002		358,002
280	ENTERPRISE INFORMATION .....	971,189	971,189	971,189		971,189
290	SUSTAINMENT, RESTORATION AND MODERNIZATION .....	1,946,779	2,298,779	1,946,779		1,946,779
	Navy Metering .....		[3,000]			
	Navy Sustainment Restoration and Modernization to 10% .....		[349,000]			
300	BASE OPERATING SUPPORT .....	4,610,525	4,610,525	4,590,525	-70,000	4,540,525
	Savings from In-sourcing Security Contractor Positions Not Properly Accounted for in Budget Documentation .....					
	Transfer to Title XV: Regional/Emergency Operations Center .....					
305	UNDISTRIBUTED .....		2,000			
	CONTRACTOR LOGISTICS SUPPORT .....					
	Navy Emergency Management and Preparedness .....					
	TRANSFER TO TITLE XV: READINESS AND DEPOT MAINTENANCE .....		[2,000]			
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>32,164,377</b>	<b>32,982,577</b>	<b>32,119,377</b>	<b>[-1,146,101]</b>	<b>31,018,276</b>
	<b>MOBILIZATION</b>					
310	SHIP PREPOSITIONING AND SURGE .....	493,326	493,326	493,326		493,326
320	AIRCRAFT ACTIVATIONS/INACTIVATIONS .....	6,228	6,228	6,228		6,228
330	SHIP ACTIVATIONS/INACTIVATIONS .....	205,898	205,898	205,898		205,898
340	EXPEDITIONARY HEALTH SERVICES SYSTEMS .....	68,634	68,634	68,634	-5,004	63,630

350	Transfer to Title XV: Medical/Equipment costs for USNS MERCY .....								
	INDUSTRIAL READINESS .....	2,684	2,684	2,684				2,684	
360	COAST GUARD SUPPORT .....	25,192	25,192	25,192				25,192	
	<b>SUBTOTAL MOBILIZATION .....</b>	<b>801,962</b>	<b>801,962</b>	<b>801,962</b>				<b>796,958</b>	<b>-5,004</b>
	<b>TRAINING AND RECRUITING</b>								
370	OFFICER ACQUISITION .....	147,540	148,940	147,540				147,540	
	Expansion of Diversity Recruitment Efforts .....		[1,400]						
380	RECRUIT TRAINING .....	10,655	10,655	10,655				10,655	
390	RESERVE OFFICERS TRAINING CORPS .....	151,147	151,147	151,147				148,361	-2,786
	Excessive Program Increase for General Services Administration Lease Cost .....								[-2,786]
400	SPECIALIZED SKILL TRAINING .....	594,799	594,799	594,799				544,278	-50,521
	Transfer to Title XV: Naval Sea Systems Command Visit, Board, Search and Se- zure (VBSS)/Explosive Ordnance Device (EOD) Training .....								[-3,000]
	Unjustified Growth in Moored and Tech Training .....								[-47,521]
410	FLIGHT TRAINING .....	9,034	9,034	9,034				9,034	
420	PROFESSIONAL DEVELOPMENT EDUCATION .....	173,452	173,452	173,452				173,452	
430	TRAINING SUPPORT .....	168,025	168,025	168,025				168,025	
440	RECRUITING AND ADVERTISING .....	254,860	255,843	254,860				255,843	983
	Naval Sea Cadet Corps .....		[983]						[983]
450	OFF-DUTY AND VOLUNTARY EDUCATION .....	140,279	140,279	140,279				140,279	
460	CIVILIAN EDUCATION AND TRAINING .....	107,561	107,561	107,561				107,561	
470	JUNIOR ROTC .....	52,689	52,689	52,689				52,689	
	<b>SUBTOTAL TRAINING AND RECRUITING .....</b>	<b>1,810,041</b>	<b>1,812,424</b>	<b>1,810,041</b>				<b>1,757,717</b>	<b>-52,324</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>								
480	ADMINISTRATION .....	754,483	692,483	754,483				754,483	
	Realignment of funds to support the Financial Improvement and Audit Readiness Plan .....		[-62,000]						
490	EXTERNAL RELATIONS .....	14,275	14,275	14,275				14,275	
500	CIVILIAN MANPOWER AND PERSONNEL MANAGEMENT .....	112,616	112,616	112,616				112,616	
510	MILITARY MANPOWER AND PERSONNEL MANAGEMENT .....	216,483	216,483	216,483				203,926	-12,557

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
	Transfer to Title XV: Family Readiness Programs .....				[-3,557]	
	Transfer to Title XV: Navy Manpower and Personnel System/NSIPS .....				[-9,000]	
520	OTHER PERSONNEL SUPPORT .....	282,295	282,295	282,295		282,295
530	SERVICEWIDE COMMUNICATIONS .....	534,873	534,873	534,873		534,873
545	FINANCIAL IMPROVEMENT AND AUDIT READINESS .....		62,000			0
	Realignment of funds to support the Financial Improvement and Audit Readiness Plan .....		[62,000]			
550	SERVICEWIDE TRANSPORTATION .....	190,662	190,662	190,662		190,662
570	PLANNING, ENGINEERING AND DESIGN .....	303,636	303,636	303,636	-10,000	293,636
	Unjustified Growth for Installation Emergency Management .....				[-10,000]	
580	ACQUISITION AND PROGRAM MANAGEMENT .....	903,885	903,885	903,885		903,885
590	HULL, MECHANICAL AND ELECTRICAL SUPPORT .....	54,880	54,880	54,880		54,880
600	COMBAT/WEAPONS SYSTEMS .....	20,687	20,687	20,687		20,687
610	SPACE AND ELECTRONIC WARFARE SYSTEMS .....	68,374	68,374	68,374		68,374
620	NAVAL INVESTIGATIVE SERVICE .....	572,928	572,928	572,928		572,928
680	INTERNATIONAL HEADQUARTERS AND AGENCIES .....	5,516	5,516	5,516		5,516
705	CLASSIFIED PROGRAMS .....	552,715	552,715	546,715	-2,381	550,334
	Classified adjustment .....			[-6,000]	[-2,381]	
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>4,588,308</b>	<b>4,588,308</b>	<b>4,582,308</b>	<b>-24,938</b>	<b>4,563,370</b>
<b>UNDISTRIBUTED</b>						
710	UNDISTRIBUTED .....		-445,700	-1,320,600	-67,000	-67,000
	Deny FY12 Budget Price Growth for Civilian Personnel Compensation .....			[-5,000]	[-5,000]	
	IMPROVED MANAGEMENT OF TELECOM SERVICES .....				[-10,000]	
	Management efficiencies in the military intelligence program .....			[-11,300]		
	Printing & Reproduction (10% cut)—Efficiency .....			[-7,100]		
	Reduction in funding for contract services .....			[-122,800]		



SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
130	TRAINING SUPPORT .....	324,643	324,643	324,643		324,643
140	RECRUITING AND ADVERTISING .....	184,432	184,432	184,432		184,432
150	OFF-DUTY AND VOLUNTARY EDUCATION .....	43,708	43,708	43,708		43,708
160	JUNIOR ROTC .....	19,671	19,671	19,671		19,671
	<b>SUBTOTAL TRAINING AND RECRUITING .....</b>	<b>710,512</b>	<b>710,512</b>	<b>710,512</b>		<b>710,512</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>					
180	SERVICEWIDE TRANSPORTATION .....	36,021	36,021	31,021		36,021
	Incorrect Price Growth Rate Used for Commercial Transportation .....			[-5,000]		
190	ADMINISTRATION .....	405,431	414,431	405,431		405,431
	USMC Expeditionary Energy Office—Experimental Forward Operating Base .....		[9,000]			
200	ACQUISITION & PROGRAM MANAGEMENT .....	91,153	91,153	91,153		91,153
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>532,605</b>	<b>541,605</b>	<b>527,605</b>		<b>532,605</b>
	<b>UNDISTRIBUTED</b>					
210	UNDISTRIBUTED .....		-70,000	-199,300		-38,000
	Mental Health Support for Military Personnel and Families .....		[3,000]			
	OMMC Request Inconsistent with Information Technology Budget Justification for the Operational Support Systems—Command and Control .....			[-20,000]		
	Printing & Reproduction (10% cut)—Efficiency .....		[-6,500]	[-6,500]		
	Reduction in funding for DoD business systems .....			[-5,700]		
	Studies, Analysis & Evaluations (10% cut)—Efficiency .....		[-500]	[-500]		
	Target area for reduction as cited by Marine Corps .....		[-145,000]	[-145,000]		
	Unobligated balances .....		[-66,000]	[-21,600]		
	<b>SUBTOTAL UNDISTRIBUTED .....</b>		<b>-70,000</b>	<b>-199,300</b>		<b>-38,000</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, MARINE CORPS .....</b>	<b>5,960,437</b>	<b>5,975,937</b>	<b>5,409,137</b>	<b>-425,000</b>	<b>5,535,437</b>

010	<b>OPERATION &amp; MAINTENANCE, AIR FORCE</b>							
	<b>OPERATING FORCES</b>							
	PRIMARY COMBAT FORCES	4,224,400	4,224,400	4,154,400	-660,158	3,564,242		
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG				[-590,158]			
	Transfer to Title XV: Theater Security Package			[-70,000]				
020	COMBAT ENHANCEMENT FORCES	3,417,731	3,417,731	3,379,731	-711,292	2,706,439		
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG				[-673,292]			
	Removal of One-Time FY11 Costs for Administrative Support for Contractor to Civilian Conversions			[-4,000]				
	Removal of One-Time FY11 Costs for Software Maintenance Requirements			[-24,000]				
	Unjustified Increase in Travel			[-10,000]				
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS)	1,482,814	1,482,814	1,482,814	-102,550	1,380,264		
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG				[-102,550]			
050	DEPOT MAINTENANCE	2,204,131	2,204,131	2,204,131	1,584,475	3,788,606		
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG				[1,584,475]			
060	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	1,652,318	1,924,238	1,652,318		1,652,318		
	Air Force Sustainment, Restoration and Modernization to 100%		[271,920]					
070	BASE SUPPORT	2,507,179	2,507,179	2,482,179	-25,000	2,482,179		
	Budget Justification Does Not Match Summary of Price and Program Changes for Utilities							
080	GLOBAL C3I AND EARLY WARNING	1,492,459	1,492,459	1,492,459	[-25,000]	1,282,024		
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG				-210,435			
	Removal of One-Time Fiscal Year 2011 Costs for Long Range Radar Service Life Extension Program				[-198,435]			
090	OTHER COMBAT OPS SPT PROGRAMS	1,046,226	1,046,226	1,032,226	[-12,000]	1,019,538		
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG				-26,688			
	Removal of One-Time Fiscal Year 2011 Costs for Administrative Support for Contractor to Civilian Conversions				[-12,688]			
100	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES	696,188	696,188	696,188	[-14,000]	691,188		
	Classified Adjustment				-5,000			
110	LAUNCH FACILITIES	321,484	321,484	321,484	[-5,000]	313,484		
					-8,000			

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
	Overstated Requirement for Additional Fiscal Year 2012 Funding for Satellite and Launcher Control Ranges .....					
120	SPACE CONTROL SYSTEMS .....	633,738	633,738	626,738	[-8,000] -14,186 [-7,186]	619,552
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....					
	Removal of One-Time Fiscal Year 2011 Costs for Administrative Support for Contractor to Civilian Conversions .....					
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT .....	735,488	735,488	[-7,000] 698,128	[-7,000] -71,226 [-166] [-33,700]	664,262
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....					
	Military Information Support Operations .....					
	Strategic Command Program Decreases Not Accounted for in Budget Documentation .....					
	Transfer to Title XV: CENTCOM HQ C4 .....			[-20,000]	[-20,000]	
	Transfer to Title XV: CENTCOM Public Affairs .....			[-12,500]	[-12,500]	
140	COMBATANT COMMANDERS CORE OPERATIONS .....	170,481	170,481	170,481	[-4,860]	170,481
145	UNDISTRIBUTED .....				-670,000	-670,000
	CONTRACTOR LOGISTICS SUPPORT .....				[-200,000]	
	TRANSFER TO TITLE XV: READINESS AND DEPOT MAINTENANCE .....				[-470,000]	
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>20,584,637</b>	<b>20,856,557</b>	<b>20,393,277</b>	<b>-920,060</b>	<b>19,664,577</b>
<b>MOBILIZATION</b>						
150	AIRLIFT OPERATIONS .....	2,988,221	2,988,221	2,988,221	-444,832	2,543,389
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....				[-444,832]	
160	MOBILIZATION PREPAREDNESS .....	150,724	150,724	150,724		150,724
170	DEPOT MAINTENANCE .....	373,568	373,568	373,568	444,832	818,400
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG .....				[444,832]	
180	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	388,103	442,221	388,103		388,103
	Air Force Sustainment, Restoration and Modernization to 100% .....		[54,118]			

190	BASE SUPPORT	674,230	674,230	634,230	674,230
	Budget Justification Does Not Match Summary of Price and Program Changes for Utilities			[-25,000]	
	Unjustified Growth for Competitive Sourcing and Privatization			[-15,000]	
	<b>SUBTOTAL MOBILIZATION</b>	<b>4,574,846</b>	<b>4,628,964</b>	<b>4,534,846</b>	<b>4,574,846</b>
<b>TRAINING AND RECRUITING</b>					
200	OFFICER ACQUISITION	114,448	115,848	114,448	114,448
	Expansion of Diversity Recruitment Efforts		[-1,400]		
210	RECRUIT TRAINING	22,192	22,192	22,192	22,192
220	RESERVE OFFICERS TRAINING CORPS (ROTC)	90,545	90,545	90,545	90,545
230	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	430,090	501,430	430,090	430,090
	Air Force Sustainment, Restoration and Modernization to 100%		[71,340]		
240	BASE SUPPORT	789,654	789,654	789,654	749,654
	Budget Justification Does Not Match Summary of Price and Program Changes for Utilities				-40,000
	Unjustified Growth for Competitive Sourcing and Privatization				[-25,000]
250	SPECIALIZED SKILL TRAINING	481,357	481,357	471,357	471,357
	Budget Justification Does Not Match Summary of Price and Program Changes for Equipment Maintenance by Contract				[-15,000]
260	FLIGHT TRAINING	957,538	957,538	957,538	957,538
270	PROFESSIONAL DEVELOPMENT EDUCATION	198,897	198,897	198,897	198,897
280	TRAINING SUPPORT	108,248	108,248	108,248	108,248
290	DEPOT MAINTENANCE	6,386	6,386	6,386	6,386
300	RECRUITING AND ADVERTISING	136,102	136,102	136,102	136,102
310	EXAMINING	3,079	3,079	3,079	3,079
320	OFF-DUTY AND VOLUNTARY EDUCATION	167,660	167,660	167,660	167,660
330	CIVILIAN EDUCATION AND TRAINING	202,767	202,767	202,767	189,767
	Maintain Service Contracts at the fiscal year 2011 Level				-13,000
340	JUNIOR ROTC	75,259	75,259	75,259	75,259
	<b>SUBTOTAL TRAINING AND RECRUITING</b>	<b>3,784,222</b>	<b>3,856,962</b>	<b>3,774,222</b>	<b>3,721,222</b>
					<b>-63,000</b>

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>ADMIN &amp; SRVWD ACTIVITIES</b>						
350	LOGISTICS OPERATIONS	1,112,878	1,112,878	1,112,878	-626	1,112,252
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG				[-626]	
360	TECHNICAL SUPPORT ACTIVITIES	785,150	785,150	785,150		785,150
370	DEPOT MAINTENANCE	14,356	14,356	14,356	626	14,982
	Consolidate Depot Maintenance Funding in the Depot Maintenance SAG				[626]	
380	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	416,588	498,952	416,588		416,588
	Air Force Sustainment, Restoration and Modernization to 100%		[82,364]			
390	BASE SUPPORT	1,219,043	1,219,043	1,219,043		1,219,043
400	ADMINISTRATION	662,180	662,180	497,180		662,180
	Program decrease			[-165,000]		
410	SERVICEWIDE COMMUNICATIONS	650,689	650,689	650,689		650,689
420	OTHER SERVICEWIDE ACTIVITIES	1,078,769	954,769	953,769	-18,000	1,060,769
	Air Force funds for Space Shuttle (for museum)		[-14,000]	[-14,000]		
	Budget Justification Does Not Match Summary of Price and Program Changes for DFAS					
	Program decrease			[-7,000]	[-7,000]	
	Realignment of funds to support the Financial Improvement and Audit Readiness Plan			[-104,000]	[-11,000]	
425	FINANCIAL IMPROVEMENT AND AUDIT READINESS		[-110,000]			0
	Realignment of funds to support the Financial Improvement and Audit Readiness Plan		110,000			
	Realignment of funds to support the Financial Improvement and Audit Readiness Plan		[110,000]			
430	CIVIL AIR PATROL	23,338	23,338	23,338		23,338
460	INTERNATIONAL SUPPORT	72,589	72,589	72,589		72,589
465	CLASSIFIED PROGRAMS	1,215,848	1,215,848	1,217,348	-15,587	1,200,261
	Classified adjustment			[1,500]	[-15,587]	
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES</b>	<b>7,251,428</b>	<b>7,319,792</b>	<b>6,962,928</b>	<b>-33,587</b>	<b>7,217,841</b>

470	<b>UNDISTRIBUTED</b>								
	UNDISTRIBUTED								
	AUTHORIZATION ADJUSTMENT—UNOBLIGATED BALANCES								
	EXCESS WORKING CAPITAL FUND CARRYOVER								
	Management efficiencies in the military intelligence program								
	Printing & Reproduction (10% cut)—Efficiency								
	Reduction in funding for contract services								
	Reduction in funding for DoD business systems								
	Studies, Analysis & Evaluations (10% cut)—Efficiency								
	Target area for reduction as cited by Air Force								
	Transfer to Title XV: Readiness and Depot Maintenance (BA-1 Undistributed)								
	Unobligated balances								
	<b>SUBTOTAL UNDISTRIBUTED</b>								
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR FORCE</b>								
	<b>OPERATION &amp; MAINTENANCE, DEFENSE-WIDE</b>								
	<b>OPERATING FORCES</b>								
010	JOINT CHIEFS OF STAFF								
	Reduce Civilian Personnel Fiscal Year 2012 Average Salary Growth								
020	SPECIAL OPERATIONS COMMAND								
	Transfer to Title XV: Military Information Support Activities								
	Aviation Foreign Internal Defense								
	Cold Weather Protective Equipment								
	Reduce Civilian Personnel fiscal year 2012 Average Salary Growth								
	Sustaining Base Communications—Excessive Growth								
	<b>SUBTOTAL OPERATING FORCES</b>								
	<b>TRAINING AND RECRUITING</b>								
030	DEFENSE ACQUISITION UNIVERSITY								
040	NATIONAL DEFENSE UNIVERSITY								

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
	<b>SUBTOTAL TRAINING AND RECRUITING</b>	<b>217,423</b>	<b>217,423</b>	<b>217,423</b>		<b>217,423</b>
	<b>ADMIN &amp; SRWD ACTIVITIES</b>					
050	CIVIL MILITARY PROGRAMS	159,692	149,323	159,692		159,692
	Innovative Readiness Training (Section 591)		[-10,369]			
080	DEFENSE CONTRACT AUDIT AGENCY	508,822	508,822	508,822	-39,200	469,622
	Reduction in Non-Pay Personnel Support Overhead Costs				[-39,200]	
090	DEFENSE CONTRACT MANAGEMENT AGENCY	1,147,366	1,147,366	1,147,366		1,147,366
100	DEFENSE FINANCE AND ACCOUNTING SERVICE	12,000	12,000	12,000		12,000
110	DEFENSE HUMAN RESOURCES ACTIVITY	676,419	677,419	646,419	-30,430	645,989
	Overstatement of Fiscal Year 2012 Costs for Civilian Personnel			[-30,000]	[-30,000]	
	Unjustified Increase for the Request for Defense Advisory Committee on Women in the Services Program Reporting				[-430]	
	Voluntary Separation Repayment		[1,000]			
120	DEFENSE INFORMATION SYSTEMS AGENCY	1,360,392	1,360,392	1,360,392		1,360,392
140	DEFENSE LEGAL SERVICES AGENCY	37,367	37,367	37,367		37,367
150	DEFENSE LOGISTICS AGENCY	450,863	456,863	450,863	1,400	452,263
	Efficiencies in the Continuity of Operations Policy				[-3,000]	
	Procurement Technical Assistance Centers		[6,000]			
	Procurement Technical Assistance Program				[6,000]	
	Unjustified Request for the Defense Property Accountability System Program Office				[-1,600]	
160	DEFENSE MEDIA ACTIVITY	256,133	256,133	256,133		256,133
170	DEFENSE POW/MIA OFFICE	22,372	22,372	22,372		22,372
180	DEFENSE SECURITY COOPERATION AGENCY - GLOBAL TRAIN AND EQUIP	500,000	400,000	350,000	-150,000	350,000
	Reduction to Global Train and Equip				[-150,000]	
185	DEFENSE SECURITY COOPERATION AGENCY - OTHER	182,831	182,831	180,551	-2,280	180,551
	Authorization Adjustment—Security Cooperation Assessment Office				[-2,280]	

190	DEFENSE SECURITY SERVICE .....	505,366	505,366	505,366	505,366	
200	DEFENSE TECHNOLOGY SECURITY ADMINISTRATION .....	33,848	33,848	33,848	33,848	
210	DEFENSE THREAT REDUCTION AGENCY .....	432,133	432,133	432,133	432,133	
220	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY .....	2,768,677	2,768,677	2,648,677	2,695,677	-73,000
	DoD recommended reduction to MyCAA .....			[-120,000]		
	Transfer to Title XV: Child Care and Counseling .....					[-73,000]
230	MISSILE DEFENSE AGENCY .....	202,758	202,758	202,758	202,758	
250	OFFICE OF ECONOMIC ADJUSTMENT .....	81,754	81,754	48,754	48,754	-33,000
	Ahead of need - Guam FSRM .....			[-33,000]		[-33,000]
260	OFFICE OF THE SECRETARY OF DEFENSE .....	2,201,964	2,313,964	2,181,964	2,164,564	-37,400
	Additional Efficiencies Based on Disestablishment of the Assistant Secretary of Defense (Networks and Information Integration) .....					[-10,000]
	Department of Defense Corrosion Protection Projects .....		[22,700]			
	DOD Installation Energy Manager Training Program .....		[3,000]			
	Education and Employment Advocacy Program for Wounded Members of the Armed Forces .....		[15,000]			
	Establish Office of Language and Policy .....		[6,000]			
	Insider Threat Detection Program .....		[5,000]			
	Office of Net Assessment .....		[1,300]			
	Postal Benefits Program .....		[12,000]			
	Sexual Assault Response Coordinators and Victim Advocates .....		[45,000]			
	Substance Abuse Prevention Pilot Program .....		[1,000]			
	Unjustified Growth for Boards and Commissions .....					[-7,300]
	Unjustified Growth for Equipment Maintenance by Contract .....					[-10,000]
	Unjustified Growth for the Office of the Under Secretary of Defense, Policy and for other OSD Programs .....					[-10,100]
	Wounded Warriors Career Program .....		[1,000]			
270	WASHINGTON HEADQUARTERS SERVICE .....	563,184	563,184	550,684	556,684	-6,500
	Removal of Fiscal Year 2011 Costs Budgeted for the Defense Agencies Initiative .....			[-6,500]		[-6,500]
	Removal of FY11 Costs Budgeted for Boards, Commissions and Task Forces .....			[-6,000]		
275	CLASSIFIED PROGRAMS .....	14,068,492	14,068,492	13,911,653	13,628,508	-439,984
	Classified adjustment .....					[-439,984]

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES</b>	26,172,433	26,181,064	25,647,814	-810,394	25,362,039
	<b>UNDISTRIBUTED</b>					
280	UNDISTRIBUTED		-413,000	-874,800	-155,245	-155,245
	DOD Impact Aid (Section 581)		[40,000]	[25,000]	[40,000]	
	Management efficiencies in the military intelligence program			[-41,300]		
	Printing & Reproduction (10% cut)—Efficiency		[-4,300]	[-4,300]		
	Red Cross Reimbursement for Humanitarian Support to Service Members		[25,000]			
	Reduction in funding for contract services			[-694,800]		
	Reduction in funding for DoD business systems			[-27,600]		
	Reduction to Federally Funded Research and Development Centers				[-150,245]	
	Severe disabilities			[5,000]	[5,000]	
	Studies, Analysis & Evaluations (10% cut)—Efficiency		[-16,900]	[-16,900]		
	Unobligated balances		[-456,800]	[-119,900]	[-50,000]	
	<b>SUBTOTAL UNDISTRIBUTED</b>		<b>-413,000</b>	<b>-874,800</b>	<b>-155,245</b>	<b>-155,245</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, DEFENSE-WIDE</b>	<b>30,940,409</b>	<b>30,539,040</b>	<b>29,442,583</b>	<b>-1,064,046</b>	<b>29,876,363</b>
	<b>OPERATION &amp; MAINTENANCE, ARMY RESERVE</b>					
	<b>OPERATING FORCES</b>					
010	MANEUVER UNITS	1,091	1,091	1,091		1,091
020	MODULAR SUPPORT BRIGADES	18,129	18,129	18,129		18,129
030	ECHELONS ABOVE BRIGADE	492,705	492,705	492,705		492,705
040	THEATER LEVEL ASSETS	137,304	137,304	137,304		137,304
050	LAND FORCES OPERATIONS SUPPORT	597,786	597,786	597,786		597,786
060	AVIATION ASSETS	67,366	71,666	67,366		67,366
	Restore Flying Hours to Army Reserve		[4,300]			

070	FORCE READINESS OPERATIONS SUPPORT .....	474,966	474,966	474,966	-26,443	448,523
	Sustainment Costs For Weapons of Mass Destruction Equipment Purchases Not Needed in Fiscal Year 2012 .....				[-6,000]	
	Unjustified Funding for Milcon Planning and Design .....				[-20,443]	
080	LAND FORCES SYSTEMS READINESS .....	69,841	69,841	69,841		69,841
090	LAND FORCES DEPOT MAINTENANCE .....	247,010	247,010	247,010		247,010
100	BASE OPERATIONS SUPPORT .....	590,078	590,078	583,078	-7,000	583,078
	Reduction for Payments to the General Services Administration for Standard Level User Charges Not Properly Accounted for in Budget Documentation .....			[-7,000]		
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION .....	255,618	282,618	255,618		255,618
	Army Reserve Sustainment, Restoration and Modernization to 100% .....		[27,000]			
125	UNDISTRIBUTED .....			-91,000		0
	Decrease in OPTEMPO as cited by Army .....			[-87,000]		
	Deny Increase Budgeted for FY12 Price Growth for Civilian Compensation .....			[-4,000]		
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>2,951,894</b>	<b>2,983,194</b>	<b>2,853,894</b>	<b>-33,443</b>	<b>2,918,451</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>					
130	SERVICEWIDE TRANSPORTATION .....	14,447	14,447	14,447		14,447
140	ADMINISTRATION .....	76,393	76,393	76,393		76,393
150	SERVICEWIDE COMMUNICATIONS .....	3,844	3,844	3,844		3,844
160	MANPOWER MANAGEMENT .....	9,033	9,033	9,033		9,033
170	RECRUITING AND ADVERTISING .....	53,565	53,565	53,565		53,565
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES</b> .....	<b>157,282</b>	<b>157,282</b>	<b>157,282</b>		<b>157,282</b>
	<b>UNDISTRIBUTED</b>					
175	UNDISTRIBUTED .....				-4,000	-4,000
	Unjustified Increase Budgeted for Fiscal Year 2012 Price Growth for Civilian Com- pensation .....				[-4,000]	
	<b>SUBTOTAL UNDISTRIBUTED</b> .....				<b>-4,000</b>	<b>-4,000</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, ARMY RESERVE</b> .....	<b>3,109,176</b>	<b>3,140,476</b>	<b>3,011,176</b>	<b>-37,443</b>	<b>3,071,733</b>

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>OPERATION &amp; MAINTENANCE, NAVY RESERVE</b>						
<b>OPERATING FORCES</b>						
010	MISSION AND OTHER FLIGHT OPERATIONS .....	622,868	622,868	622,868		622,868
020	INTERMEDIATE MAINTENANCE .....	16,041	16,041	16,041		16,041
030	AIR OPERATIONS AND SAFETY SUPPORT .....	1,511	1,511	1,511		1,511
040	AIRCRAFT DEPOT MAINTENANCE .....	123,547	125,047	123,547		123,547
	Aviation Depot Maintenance .....		[1,500]			
050	AIRCRAFT DEPOT OPERATIONS SUPPORT .....	379	379	379		379
060	MISSION AND OTHER SHIP OPERATIONS .....	49,701	49,701	49,701		49,701
070	SHIP OPERATIONS SUPPORT & TRAINING .....	593	593	593		593
080	SHIP DEPOT MAINTENANCE .....	53,916	54,916	53,916		53,916
	Ship Depot Maintenance (Reserve) .....		[1,000]			
090	COMBAT COMMUNICATIONS .....	15,445	15,445	15,445		15,445
100	COMBAT SUPPORT FORCES .....	153,942	153,942	153,942		153,942
110	WEAPONS MAINTENANCE .....	7,292	7,292	7,292		7,292
120	ENTERPRISE INFORMATION .....	75,131	75,131	75,131		75,131
	Unjustified Growth for Next Generation Enterprise Network Seat Services .....				[-18,000]	
130	SUSTAINMENT, RESTORATION AND MODERNIZATION .....	72,083	72,083	72,083		72,083
140	BASE OPERATING SUPPORT .....	109,024	109,024	109,024		109,024
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>1,301,473</b>	<b>1,303,973</b>	<b>1,301,473</b>	<b>-18,000</b>	<b>1,283,473</b>
<b>ADMIN &amp; SRVWD ACTIVITIES</b>						
150	ADMINISTRATION .....	1,857	1,857	1,857		1,857
160	MILITARY MANPOWER AND PERSONNEL MANAGEMENT .....	14,438	14,438	14,438		14,438
170	SERVICEWIDE COMMUNICATIONS .....	2,394	2,394	2,394		2,394
180	ACQUISITION AND PROGRAM MANAGEMENT .....	2,972	2,972	2,972		2,972
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>21,661</b>	<b>21,661</b>	<b>21,661</b>		<b>21,661</b>

	TOTAL OPERATION & MAINTENANCE, NAVY RESERVE .....	1,323,134	1,325,634	1,323,134	-18,000	1,305,134
	OPERATION & MAINTENANCE, MARINE CORPS RESERVE					
	OPERATING FORCES					
010	OPERATING FORCES .....	94,604	94,604	94,604		94,604
020	DEPOT MAINTENANCE .....	16,382	16,382	16,382		16,382
040	SUSTAINMENT, RESTORATION AND MODERNIZATION .....	31,520	31,520	31,520		31,520
050	BASE OPERATING SUPPORT .....	105,809	105,809	105,809		105,809
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>248,315</b>	<b>248,315</b>	<b>248,315</b>		<b>248,315</b>
	ADMIN & SRWD ACTIVITIES					
070	SERVICEWIDE TRANSPORTATION .....	852	852	852		852
080	ADMINISTRATION .....	13,257	13,257	13,257		13,257
090	RECRUITING AND ADVERTISING .....	9,019	9,019	9,019		9,019
	<b>SUBTOTAL ADMIN &amp; SRWD ACTIVITIES .....</b>	<b>23,128</b>	<b>23,128</b>	<b>23,128</b>		<b>23,128</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, MARINE CORPS RESERVE .....</b>	<b>271,443</b>	<b>271,443</b>	<b>271,443</b>		<b>271,443</b>
	OPERATION & MAINTENANCE, AIR FORCE RESERVE					
	OPERATING FORCES					
010	PRIMARY COMBAT FORCES .....	2,171,853	2,208,753	2,171,853		2,171,853
	Restore Flying Hours to FY11 levels .....		[36,900]			
020	MISSION SUPPORT OPERATIONS .....	116,513	116,513	116,513		116,513
030	DEPOT MAINTENANCE .....	471,707	471,707	471,707		471,707
040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	77,161	91,161	77,161		77,161
	Air Force Reserve Sustainment, Restoration and Modernization to 100% .....		[14,000]			
050	BASE SUPPORT .....	308,974	308,974	308,974		308,974
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>3,146,208</b>	<b>3,197,108</b>	<b>3,146,208</b>		<b>3,146,208</b>
	ADMIN & SRWD ACTIVITIES					
060	ADMINISTRATION .....	84,423	84,423	84,423		84,423

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
070	RECRUITING AND ADVERTISING .....	17,076	17,076	17,076		17,076
080	MILITARY MANPOWER AND PERS MGMT (ARPC) .....	19,688	19,688	19,688		19,688
090	OTHER PERS SUPPORT (DISABILITY COMP) .....	6,170	6,170	6,170		6,170
100	AUDIOVISUAL .....	794	794	794		794
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>128,151</b>	<b>128,151</b>	<b>128,151</b>		<b>128,151</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR FORCE RESERVE .....</b>	<b>3,274,359</b>	<b>3,325,259</b>	<b>3,274,359</b>		<b>3,274,359</b>
<b>OPERATION &amp; MAINTENANCE, ARMY NATIONAL GUARD</b>						
<b>OPERATING FORCES</b>						
010	MANEUVER UNITS .....	634,181	634,181	634,181		634,181
020	MODULAR SUPPORT BRIGADES .....	189,899	189,899	189,899		189,899
030	ECHELONS ABOVE BRIGADE .....	751,899	751,899	751,899		751,899
040	THEATER LEVEL ASSETS .....	112,971	112,971	112,971		112,971
050	LAND FORCES OPERATIONS SUPPORT .....	33,972	33,972	33,972		33,972
060	AVIATION ASSETS .....	854,048	861,768	854,048	-16,000	838,048
	Restore O&M Funding for Guard C-23 .....		[7,720]			
	Unjustified Growth for Duty Military Occupation Specialties Qualified (DMOSQ) Training .....				[-16,000]	
070	FORCE READINESS OPERATIONS SUPPORT .....	706,299	713,299	706,299		706,299
	Civil Support Team Information Management Systems .....		[2,000]			
	Increase funding for Guard simulator training .....		[5,000]			
080	LAND FORCES SYSTEMS READINESS .....	50,453	50,453	50,453		50,453
090	LAND FORCES DEPOT MAINTENANCE .....	646,608	646,608	646,608		646,608
100	BASE OPERATIONS SUPPORT .....	1,028,126	1,028,126	988,626	-39,500	988,626
	Unjustified Growth for Public Affairs .....			[-4,500]		[-4,500]
	Unjustified Growth for Travel .....			[-25,000]		[-25,000]



SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
020	MISSION SUPPORT OPERATIONS .....	751,519	751,519	751,519		751,519
030	DEPOT MAINTENANCE .....	753,525	753,525	753,525		753,525
040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	284,348	330,348	284,348		284,348
	Air National Guard Sustainment, Restoration and Modernization to 100% .....		[46,000]			
050	BASE SUPPORT .....	621,942	621,942	588,442	-33,500	588,442
	O&M Air National Guard Request Inconsistent with Information Technology Budget Justification for Base Level Communication Infrastructure .....			[-23,500]	[-23,500]	
	O&M Air National Guard Request Inconsistent with MIP Budget Justification for Air Intelligence Systems .....			[-10,000]	[-10,000]	
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>6,063,234</b>	<b>6,160,334</b>	<b>6,029,734</b>	<b>-37,500</b>	<b>6,025,734</b>
	<b>ADMIN &amp; SRWD ACTIVITIES</b>					
060	ADMINISTRATION .....	39,387	39,387	39,387		39,387
070	RECRUITING AND ADVERTISING .....	33,659	33,659	33,659		33,659
	<b>SUBTOTAL ADMIN &amp; SRWD ACTIVITIES .....</b>	<b>73,046</b>	<b>73,046</b>	<b>73,046</b>		<b>73,046</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR NATIONAL GUARD .....</b>	<b>6,136,280</b>	<b>6,233,380</b>	<b>6,102,780</b>	<b>-37,500</b>	<b>6,098,780</b>
	<b>MISCELLANEOUS APPROPRIATIONS</b>					
010	US COURT OF APPEALS FOR THE ARMED FORCES, DEFENSE .....	13,861	13,861	13,861		13,861
020	OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID .....	107,662	107,662	107,662		107,662
030	COOPERATIVE THREAT REDUCTION .....	508,219	508,219	508,219		508,219
040	ACQ WORKFORCE DEV FD .....	305,501	305,501	305,501	-200,000	105,501
	Program Decrease .....				[-200,000]	
050	ENVIRONMENTAL RESTORATION, ARMY .....	346,031	346,031	346,031		346,031
060	ENVIRONMENTAL RESTORATION, NAVY .....	308,668	308,668	308,668		308,668
070	ENVIRONMENTAL RESTORATION, AIR FORCE .....	525,453	503,453	525,453		525,453

080	Unjustified program growth .....								
	ENVIRONMENTAL RESTORATION, DEFENSE .....	10,716	10,716	10,716	10,716	10,716	10,716	10,716	10,716
090	ENVIRONMENTAL RESTORATION, FORMERLY USED SITES .....	276,495	276,495	276,495	276,495	276,495	276,495	276,495	276,495
100	OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND .....	5,000	5,000	5,000	5,000	5,000	5,000	5,000	5,000
	Program Reduction .....								
	<b>SUBTOTAL MISCELLANEOUS APPROPRIATIONS .....</b>	<b>2,407,606</b>	<b>2,380,606</b>	<b>2,380,606</b>	<b>2,380,606</b>	<b>2,407,606</b>	<b>2,202,606</b>	<b>2,202,606</b>	<b>2,202,606</b>
	<b>TOTAL MISCELLANEOUS APPROPRIATIONS .....</b>	<b>2,407,606</b>	<b>2,380,606</b>	<b>2,380,606</b>	<b>2,380,606</b>	<b>2,407,606</b>	<b>2,202,606</b>	<b>2,202,606</b>	<b>2,202,606</b>
010	DEFERRED EXPENSES FOR FOREIGN OPERATIONS .....								
	Deferred Expenses for foreign operations .....					406,605	406,605	406,605	406,605
	.....					[406,605]	406,605	406,605	406,605
	<b>TOTAL DEFERRED EXPENSES FOR FOREIGN OPERATIONS .....</b>					<b>406,605</b>	<b>406,605</b>	<b>406,605</b>	<b>406,605</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE .....</b>	<b>170,759,313</b>	<b>171,137,669</b>	<b>171,137,669</b>	<b>171,137,669</b>	<b>160,846,587</b>	<b>-8,571,487</b>	<b>162,187,826</b>	<b>162,187,826</b>

**SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS.**

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>OPERATION &amp; MAINTENANCE, ARMY</b>						
<b>OPERATING FORCES</b>						
040	<b>THEATER LEVEL ASSETS</b>	3,424,314	3,424,314	3,453,306	60,769	3,485,083
	Transfer from Title III: Chemical Defense Equipment .....				[8,579]	
	Transfer from Title III: Combined Arms Training Strategy .....				[23,198]	
	Transfer from Title III: Theater Demand Reduction .....			[18,692]	[18,692]	
	Transfer from Title III: UAS—Gray Eagle Satellite Service .....			[10,300]	[10,300]	
050	<b>LAND FORCES OPERATIONS SUPPORT</b>	1,534,886	1,534,886	1,580,290	172,818	1,707,704
	Transfer from Title III: Combat Training Center Role Players .....				[30,091]	
	Transfer from Title III: Fox Nuclear Biological and Chemical Reconnaissance Vehicle Contract Logistics Support .....				[12,062]	
	Transfer from Title III: Joint Maneuver Readiness Center Opposing Force Augmentation .....				[4,545]	
	Transfer from Title III: Joint Readiness Training Center Opposing Force Augmentation .....				[26,940]	
	Transfer from Title III: MRAP Vehicle Sustainment at Combat Training Centers .....			[6,420]	[6,420]	
	Transfer from Title III: National Training Center Tier Two Level Maintenance Contract .....			[24,000]	[24,000]	
	Transfer from Title III: National Training Center War Fighter Focus .....				[26,650]	
	Transfer from Title III: Sustainment Brigade and Functional Brigade Warfighter Exercise .....				[20,285]	
	Transfer from Title III: Theater Demand Reduction .....			[14,984]	[14,984]	
	Transfer from Title III: Tube-Launched, Optically-Tracked, Wire-Guided Missile (TOW) Improved Target Acquisition System (ITAS) Contract Logistics Support .....				[6,841]	

060	AVIATION ASSETS .....	87,166	87,166	148,671	68,112	155,278
	Transfer from Title III: Combined Arms Training Strategy .....			[6,607]	[6,607]	
	Transfer from Title III: Theater Demand Reduction .....			[61,505]	[61,505]	
070	FORCE READINESS OPERATIONS SUPPORT .....	2,675,821	2,675,821	2,747,481	140,656	2,816,477
	Transfer from Title III: Battle Simulation Centers .....			[71,660]	[59,702]	
	Transfer from Title III: Body Armor Sustainment .....				[71,660]	
	Transfer from Title III: Rapid Equipping Force Readiness .....				[9,294]	
080	LAND FORCES SYSTEMS READINESS .....	579,000	579,000	579,000	26,332	605,332
	Transfer from Title III: Capability Development and Integration .....				[5,161]	
	Transfer from Title III: Fixed Wing Life Cycle Contract Support .....				[21,171]	
090	LAND FORCES DEPOT MAINTENANCE .....	1,000,000	1,000,000	1,000,000		1,000,000
100	BASE OPERATIONS SUPPORT .....	951,371	951,371	1,151,371	240,336	1,191,707
	Transfer from Title III: Overseas Security Guards .....			[200,000]	[200,000]	
	Transfer from Title III: Senior Leader Initiative: Comprehensive Soldier Fitness Program .....				[30,000]	
	Transfer from Title III: Training Range Maintenance .....				[10,336]	
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION .....	250,000	250,000	250,000		250,000
140	ADDITIONAL ACTIVITIES .....	22,998,441	22,998,441	23,099,456	1,874,053	24,872,494
	ARGUS A-160 Deployment Delays .....			[-40,000]		
	Military Information Support Operations .....				[-40,625]	
	Synchronization Pre-Deployment and Operational Tracker Fully Funded in O&M DW Base Request in fiscal year 2012 .....			[-12,000]	[-12,000]	
	Transfer from Base, SAG 111: MRAP Vehicle Sustainment .....			[2,539]	[2,539]	
	Transfer from Base, SAG 111: Theater Demand Reduction .....			[148,194]	[148,194]	
	Transfer from Base, SAG 112: Theater Demand Reduction .....			[2,282]	[2,282]	
	Transfer from title III—Readiness (transfer from BA-1 undistributed) .....				[1,454,500]	
	Transfer from title III SAG 111—Combined Arms Training Strategy .....				[217,376]	
	Transfer from title III SAG 112—Combined Arms Training Strategy .....				[11,752]	
	Transfer from title III SAG 113—Combined Arms Training Strategy .....				[74,852]	
	Transfer from title III SAG 321—Survivability and Maneuverability Training .....				[15,183]	
150	COMMANDERS EMERGENCY RESPONSE PROGRAM .....	425,000	425,000	400,000	-25,000	400,000
	Unjustified Request for CERP Iraq .....			[-25,000]	[-25,000]	

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
160	RESET .....	3,955,429	3,955,429	3,955,429		3,955,429
175	UNDISTRIBUTED .....			3,000,000		
	Transfer from Base: Readiness and Depot Maintenance (BA-1 Undistributed) .....			[3,000,000]		
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>37,881,428</b>	<b>37,881,428</b>	<b>41,365,004</b>	<b>2,558,076</b>	<b>40,439,504</b>
	<b>ADMIN &amp; SRWIDE ACTIVITIES</b>					
340	SECURITY PROGRAMS .....	2,476,766	2,476,766	2,476,766	-40,000	2,436,766
	ARGUS A-160 deployment delays .....				[-40,000]	
350	SERVICEMAN TRANSPORTATION .....	3,507,186	3,507,186	3,507,186		3,507,186
360	CENTRAL SUPPLY ACTIVITIES .....	50,740	50,740	50,740		50,740
380	AMMUNITION MANAGEMENT .....	84,427	84,427	84,427		84,427
400	SERVICEMAN COMMUNICATIONS .....	66,275	66,275	66,275	-26,200	40,075
	Transfer to Title II—Automated Biometric Identification System .....				[-26,200]	
420	OTHER PERSONNEL SUPPORT .....	143,391	143,391	143,391		143,391
430	OTHER SERVICE SUPPORT .....	92,067	92,067	92,067		92,067
	<b>SUBTOTAL ADMIN &amp; SRWIDE ACTIVITIES .....</b>	<b>6,420,852</b>	<b>6,420,852</b>	<b>6,420,852</b>	<b>-66,200</b>	<b>6,354,652</b>
	<b>UNDISTRIBUTED</b>					
480	UNDISTRIBUTED .....				-1,195,000	-1,195,000
	Department of Defense—Excess to Requirement .....				[-1,195,000]	
	<b>SUBTOTAL UNDISTRIBUTED .....</b>				<b>-1,195,000</b>	<b>-1,195,000</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, ARMY .....</b>	<b>44,302,280</b>	<b>44,302,280</b>	<b>47,785,856</b>	<b>1,298,876</b>	<b>45,589,156</b>
	<b>OPERATION &amp; MAINTENANCE, NAVY</b>					
	<b>OPERATING FORCES</b>					
010	MISSION AND OTHER FLIGHT OPERATIONS .....	1,058,114	1,058,114	1,038,114	243,500	1,301,614



SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
305	Civilian Pay Overstatement Due to No Requirement for FTE in this SAG .....			[-7,330]	[-7,330]	
	Transfer from Title III: Regional/Emergency Operations Center .....			495,000	[50,000]	495,000
	UNDISTRIBUTED .....			[495,000]	[495,000]	
	Transfer from Base: Readiness and Depot Maintenance (BA-1 Undistributed) .....			6,729,134	926,176	7,187,640
	<b>SUBTOTAL OPERATING FORCES</b> .....	<b>6,261,464</b>	<b>6,261,464</b>			
	<b>MOBILIZATION</b>					
310	SHIP PREPOSITIONING AND SURGE .....	29,010	29,010			29,010
340	EXPEDITIONARY HEALTH SERVICES SYSTEMS .....	34,300	34,300		30,004	64,304
	Realignment of Funding from IBIB not Accounted for in Budget Documentation .....				[25,000]	
	Transfer from Title III: Medical/Equipment costs for USNS MERCY .....				[5,004]	
360	COAST GUARD SUPPORT .....	258,278	258,278		-258,278	
	Direct Appropriation to Department of Homeland Security .....			[-258,278]	[-258,278]	
	<b>SUBTOTAL MOBILIZATION</b> .....	<b>321,588</b>	<b>321,588</b>		<b>-228,274</b>	<b>93,314</b>
	<b>TRAINING AND RECRUITING</b>					
400	SPECIALIZED SKILL TRAINING .....	69,961	69,961		3,000	72,961
	Transfer from Title III: Naval Sea Systems Command Visit, Board, Search and Seizure (VBSS)/Explosive Ordnance Device (EOD) Training .....				[3,000]	
430	TRAINING SUPPORT .....	5,400	5,400			5,400
	<b>SUBTOTAL TRAINING AND RECRUITING</b> .....	<b>75,361</b>	<b>75,361</b>		<b>3,000</b>	<b>78,361</b>
	<b>ADMIN &amp; SRVWD ACTIVITIES</b>					
480	ADMINISTRATION .....	2,348	2,348			2,348
510	MILITARY MANPOWER AND PERSONNEL MANAGEMENT .....	6,142	6,142		12,557	18,699
	Transfer from Title III: Family Readiness Programs .....				[3,557]	
	Transfer from Title III: Navy Manpower and Personnel System/NSIPS .....				[9,000]	

520	OTHER PERSONNEL SUPPORT .....	5,849	5,849	5,849	5,849		
530	SERVICEMAN COMMUNICATIONS .....	28,511	28,511	28,511	28,511		28,511
550	SERVICEMAN TRANSPORTATION .....	263,593	263,593	263,593	263,593	-25,000	238,593
	Unjustified Growth for Transportation Estimates .....					[-25,000]	
580	ACQUISITION AND PROGRAM MANAGEMENT .....	17,414	17,414	17,414	17,414		17,414
610	SPACE AND ELECTRONIC WARFARE SYSTEMS .....	1,075	1,075	1,075	1,075		1,075
620	NAVAL INVESTIGATIVE SERVICE .....	6,564	6,564	6,564	6,564		6,564
650	FOREIGN COUNTERINTELLIGENCE .....	14,598	14,598	14,598	14,598		14,598
705	CLASSIFIED PROGRAMS .....	2,060	2,060	2,060	2,060		2,060
	<b>SUBTOTAL ADMIN &amp; SRWD ACTIVITIES .....</b>	<b>348,154</b>	<b>348,154</b>	<b>348,154</b>	<b>348,154</b>	<b>-12,443</b>	<b>335,711</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, NAVY .....</b>	<b>7,006,567</b>	<b>7,006,567</b>	<b>7,006,567</b>	<b>7,215,959</b>	<b>688,459</b>	<b>7,695,026</b>
	<b>OPERATION &amp; MAINTENANCE, MARINE CORPS</b>						
	<b>OPERATING FORCES</b>						
010	OPERATIONAL FORCES .....	2,069,485	2,069,485	2,069,485	2,096,485	17,000	2,086,485
	Marine Corps Requested Transfer for Family of Shelters from Procurement, Marine Corps line 38 .....				[27,000]	[17,000]	
020	FIELD LOGISTICS .....	575,843	575,843	575,843	575,843		575,843
030	DEPOT MAINTENANCE .....	251,100	251,100	251,100	363,100	112,000	363,100
	Transfer from Title III: Depot Maintenance .....				[112,000]	[112,000]	
070	BASE OPERATING SUPPORT .....	82,514	82,514	82,514	82,514		82,514
075	UNDISTRIBUTED .....				235,000	235,000	235,000
	Transfer from Title III: Readiness and Depot Maintenance (BA-1 Undistributed) .....				[235,000]	[235,000]	
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>2,978,942</b>	<b>2,978,942</b>	<b>2,978,942</b>	<b>3,352,942</b>	<b>364,000</b>	<b>3,342,942</b>
	<b>TRAINING AND RECRUITING</b>						
130	TRAINING SUPPORT .....	209,784	209,784	209,784	209,784		209,784
	<b>SUBTOTAL TRAINING AND RECRUITING .....</b>	<b>209,784</b>	<b>209,784</b>	<b>209,784</b>	<b>209,784</b>		<b>209,784</b>
	<b>ADMIN &amp; SRWD ACTIVITIES</b>						
180	SERVICEMAN TRANSPORTATION .....	376,495	376,495	376,495	376,495		376,495

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
190	ADMINISTRATION .....	5,989	5,989	5,989		5,989
	<b>SUBTOTAL ADMIN &amp; SRVWD ACTIVITIES .....</b>	<b>382,484</b>	<b>382,484</b>	<b>382,484</b>		<b>382,484</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, MARINE CORPS .....</b>	<b>3,571,210</b>	<b>3,571,210</b>	<b>3,945,210</b>	<b>364,000</b>	<b>3,935,210</b>
	<b>OPERATION &amp; MAINTENANCE, AIR FORCE</b>					
	<b>OPERATING FORCES</b>					
010	PRIMARY COMBAT FORCES .....	2,115,901	2,115,901	2,185,901	70,000	2,185,901
	Transfer from Title II—Theater Security Package .....			[70,000]	[70,000]	
020	COMBAT ENHANCEMENT FORCES .....	2,033,929	2,033,929	2,033,929		2,033,929
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS) .....	46,844	46,844	46,844		46,844
050	DEPOT MAINTENANCE .....	312,361	312,361	312,361		312,361
060	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	334,950	334,950	334,950		334,950
070	BASE SUPPORT .....	641,404	641,404	641,404		641,404
080	GLOBAL C3I AND EARLY WARNING .....	69,330	69,330	69,330		69,330
090	OTHER COMBAT OPS SPT PROGRAMS .....	297,015	297,015	297,015		297,015
120	SPACE CONTROL SYSTEMS .....	16,833	16,833	16,833		16,833
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT .....	46,390	46,390	63,750	17,360	63,750
	Transfer from Title III: CENTCOM HQ C4 .....			[12,500]	[12,500]	
	Transfer from Title III: CENTCOM Public Affairs .....			[4,860]	[4,860]	
145	UNDISTRIBUTED .....			470,000	470,000	470,000
	Transfer from Title III: Readiness and Depot Maintenance (BA-1 Undistributed) .....			[470,000]	[470,000]	
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>5,914,957</b>	<b>5,914,957</b>	<b>6,472,317</b>	<b>557,360</b>	<b>6,472,317</b>
	<b>MOBILIZATION</b>					
150	AIRLIFT OPERATIONS .....	3,533,338	3,533,338	3,533,338		3,533,338
160	MOBILIZATION PREPAREDNESS .....	85,416	85,416	85,416		85,416

∞

170	DEPOT MAINTENANCE .....	161,678	161,678	161,678	161,678
180	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	9,485	9,485	9,485	9,485
190	BASE SUPPORT .....	30,033	30,033	30,033	30,033
	<b>SUBTOTAL MOBILIZATION .....</b>	<b>3,819,950</b>	<b>3,819,950</b>	<b>3,819,950</b>	<b>3,819,950</b>
<b>TRAINING AND RECRUITING</b>					
230	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION .....	908	908	908	908
240	BASE SUPPORT .....	2,280	2,280	2,280	2,280
250	SPECIALIZED SKILL TRAINING .....	29,592	29,592	29,592	29,592
260	FLIGHT TRAINING .....	154	154	154	154
270	PROFESSIONAL DEVELOPMENT EDUCATION .....	691	691	691	691
280	TRAINING SUPPORT .....	753	753	753	753
	<b>SUBTOTAL TRAINING AND RECRUITING .....</b>	<b>34,378</b>	<b>34,378</b>	<b>34,378</b>	<b>34,378</b>
<b>ADMIN &amp; SRWD ACTIVITIES</b>					
350	LOGISTICS OPERATIONS .....	155,121	155,121	155,121	155,121
390	BASE SUPPORT .....	20,677	20,677	20,677	20,677
400	ADMINISTRATION .....	3,320	3,320	3,320	3,320
410	SERVICEWIDE COMMUNICATIONS .....	111,561	111,561	111,561	111,561
420	OTHER SERVICEWIDE ACTIVITIES .....	605,223	605,223	605,223	605,223
465	CLASSIFIED PROGRAMS .....	54,000	54,000	54,000	54,000
	<b>SUBTOTAL ADMIN &amp; SRWD ACTIVITIES .....</b>	<b>949,902</b>	<b>949,902</b>	<b>949,902</b>	<b>949,902</b>
<b>UNDISTRIBUTED</b>					
470	UNDISTRIBUTED .....				
	Unjustified Growth in Civilian Personnel Costs .....		-25,000	-25,000	-25,000
	<b>SUBTOTAL UNDISTRIBUTED .....</b>		<b>[-25,000]</b>	<b>[-25,000]</b>	<b>[-25,000]</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR FORCE .....</b>	<b>10,719,187</b>	<b>10,719,187</b>	<b>532,360</b>	<b>11,251,547</b>
<b>OPERATION &amp; MAINTENANCE, DEFENSE-WIDE OPERATING FORCES</b>					

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
010	JOINT CHIEFS OF STAFF .....	2,000	2,000	2,000		2,000
020	SPECIAL OPERATIONS COMMAND .....	3,269,939	3,269,939	3,283,939	25,300	3,295,239
	Military Information Support Activities—Transfer from Base .....			[50,300]	[50,300]	
	Trans Regional Web Initiative .....			[-11,300]		
	Unjustified Program Growth in Operating Support for Operation New Dawn .....			[-25,000]	[-25,000]	
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>3,271,939</b>	<b>3,271,939</b>	<b>3,285,939</b>	<b>25,300</b>	<b>3,297,239</b>
<b>ADMIN &amp; SRWD ACTIVITIES</b>						
080	DEFENSE CONTRACT AUDIT AGENCY .....	23,478	23,478	23,478		23,478
090	DEFENSE CONTRACT MANAGEMENT AGENCY .....	87,925	87,925	87,925		87,925
120	DEFENSE INFORMATION SYSTEMS AGENCY .....	164,520	164,520	164,520		164,520
140	DEFENSE LEGAL SERVICES AGENCY .....	102,322	102,322	67,322	-35,000	67,322
	Unjustified Program Growth .....			[-35,000]	[-35,000]	
160	DEFENSE MEDIA ACTIVITY .....	15,457	15,457	15,457		15,457
185	DEFENSE SECURITY COOPERATION AGENCY—OTHER .....	2,200,000	2,200,000	2,140,000	-60,000	2,140,000
	Coalition Support Funds: Excess to Need for Contract Renewal .....			[-60,000]	[-60,000]	
220	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY .....	194,100	194,100	194,100		267,100
	Transfer from Title III: Child Care and Counseling .....				[73,000]	
260	OFFICE OF THE SECRETARY OF DEFENSE .....	143,870	143,870	143,870		143,870
275	CLASSIFIED PROGRAMS .....	3,065,800	3,065,800	3,065,800	-24,000	3,041,800
	Classified Adjustment .....				[-24,000]	
	<b>SUBTOTAL ADMIN &amp; SRWD ACTIVITIES .....</b>	<b>5,997,472</b>	<b>5,997,472</b>	<b>5,902,472</b>	<b>-46,000</b>	<b>5,951,472</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, DEFENSE-WIDE .....</b>	<b>9,269,411</b>	<b>9,269,411</b>	<b>9,188,411</b>	<b>-20,700</b>	<b>9,248,711</b>
<b>OPERATION &amp; MAINTENANCE, ARMY RESERVE OPERATING FORCES</b>						

030	ECHELONS ABOVE BRIGADE .....	84,200	84,200	84,200	84,200	84,200
050	LAND FORCES OPERATIONS SUPPORT .....	28,100	28,100	28,100	28,100	28,100
070	FORCE READINESS OPERATIONS SUPPORT .....	20,700	20,700	20,700	20,700	20,700
	Duplicate Request for Military Pay Support Contract (requested both in SAG 121 and 131) .....				[-10,000]	
100	BASE OPERATIONS SUPPORT .....	84,500	84,500	84,500	84,500	84,500
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>217,500</b>	<b>217,500</b>	<b>217,500</b>	<b>207,500</b>	<b>217,500</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, ARMY RESERVE .....</b>	<b>217,500</b>	<b>217,500</b>	<b>217,500</b>	<b>207,500</b>	<b>217,500</b>
	<b>OPERATION &amp; MAINTENANCE, NAVY RESERVE</b>					
	<b>OPERATING FORCES</b>					
010	MISSION AND OTHER FLIGHT OPERATIONS .....	38,402	38,402	38,402	38,402	38,402
020	INTERMEDIATE MAINTENANCE .....	400	400	400	400	400
040	AIRCRAFT DEPOT MAINTENANCE .....	11,330	11,330	11,330	11,330	11,330
060	MISSION AND OTHER SHIP OPERATIONS .....	10,137	10,137	10,137	10,137	10,137
100	COMBAT SUPPORT FORCES .....	13,827	13,827	13,827	13,827	13,827
140	BASE OPERATING SUPPORT .....	52	52	52	52	52
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>74,148</b>	<b>74,148</b>	<b>74,148</b>	<b>74,148</b>	<b>74,148</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, NAVY RESERVE .....</b>	<b>74,148</b>	<b>74,148</b>	<b>74,148</b>	<b>74,148</b>	<b>74,148</b>
	<b>OPERATION &amp; MAINTENANCE, MARINE CORPS RESERVE</b>					
	<b>OPERATING FORCES</b>					
010	OPERATING FORCES .....	31,284	31,284	31,284	31,284	31,284
050	BASE OPERATING SUPPORT .....	4,800	4,800	4,800	4,800	4,800
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>36,084</b>	<b>36,084</b>	<b>36,084</b>	<b>36,084</b>	<b>36,084</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, MARINE CORPS RESERVE .....</b>	<b>36,084</b>	<b>36,084</b>	<b>36,084</b>	<b>36,084</b>	<b>36,084</b>
	<b>OPERATION &amp; MAINTENANCE, AIR FORCE RESERVE</b>					
	<b>OPERATING FORCES</b>					

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
010	PRIMARY COMBAT FORCES .....	4,800	4,800	4,800		4,800
030	DEPOT MAINTENANCE .....	131,000	131,000	131,000		131,000
050	BASE SUPPORT .....	6,250	6,250	6,250		6,250
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>142,050</b>	<b>142,050</b>	<b>142,050</b>		<b>142,050</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR FORCE RESERVE .....</b>	<b>142,050</b>	<b>142,050</b>	<b>142,050</b>		<b>142,050</b>
	<b>OPERATION &amp; MAINTENANCE, ARMY NATIONAL GUARD</b>					
	<b>OPERATING FORCES</b>					
010	MANEUVER UNITS .....	89,930	89,930	89,930		89,930
060	AVIATION ASSETS .....	130,848	130,848	130,848		130,848
070	FORCE READINESS OPERATIONS SUPPORT .....	110,011	110,011	110,011	-10,000	100,011
	Duplicate Request for Military Pay Support Contract (Requested in both SAG 121 and SAG 131) .....				[-10,000]	
100	BASE OPERATIONS SUPPORT .....	34,788	34,788	34,788		34,788
120	MANAGEMENT AND OPERATIONAL HQ .....	21,967	21,967	21,967		21,967
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>387,544</b>	<b>387,544</b>	<b>387,544</b>	<b>-10,000</b>	<b>377,544</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, ARMY NATIONAL GUARD .....</b>	<b>387,544</b>	<b>387,544</b>	<b>387,544</b>	<b>-10,000</b>	<b>377,544</b>
	<b>OPERATION &amp; MAINTENANCE, AIR NATIONAL GUARD</b>					
	<b>OPERATING FORCES</b>					
020	MISSION SUPPORT OPERATIONS .....	34,050	34,050	34,050		34,050
	<b>SUBTOTAL OPERATING FORCES .....</b>	<b>34,050</b>	<b>34,050</b>	<b>34,050</b>		<b>34,050</b>
	<b>TOTAL OPERATION &amp; MAINTENANCE, AIR NATIONAL GUARD .....</b>	<b>34,050</b>	<b>34,050</b>	<b>34,050</b>		<b>34,050</b>

<b>AFGHANISTAN SECURITY FORCES FUND</b>					
<b>MINISTRY OF DEFENSE</b>					
010	INFRASTRUCTURE .....	1,304,350	1,304,350	1,304,350	1,304,350
020	EQUIPMENT AND TRANSPORTATION .....	1,667,905	1,667,905	1,432,490	1,432,490
	Revised Combined Security Transition Command—Afghanistan (CSTC-A) require- ment .....			[-235,415]	[-235,415]
030	TRAINING AND OPERATIONS .....	751,073	751,073	751,073	751,073
040	SUSTAINMENT .....	3,331,774	3,331,774	3,033,984	3,033,984
	Revised Combined Security Transition Command—Afghanistan (CSTC-A) require- ment .....			[-297,790]	[-297,790]
	<b>SUBTOTAL MINISTRY OF DEFENSE .....</b>	<b>7,055,102</b>	<b>7,055,102</b>	<b>6,521,897</b>	<b>6,521,897</b>
<b>MINISTRY OF INTERIOR</b>					
060	INFRASTRUCTURE .....	1,128,584	1,128,584	1,128,584	1,128,584
070	EQUIPMENT AND TRANSPORTATION .....	1,530,420	1,530,420	601,915	601,915
	Revised Combined Security Transition Command—Afghanistan (CSTC-A) require- ment .....			[-928,505]	[-928,505]
080	TRAINING AND OPERATIONS .....	1,102,430	1,102,430	1,102,430	1,102,430
090	SUSTAINMENT .....	1,938,715	1,938,715	1,800,425	1,800,425
	Revised Combined Security Transition Command—Afghanistan (CSTC-A) require- ment .....			[-138,290]	[-138,290]
	<b>SUBTOTAL MINISTRY OF INTERIOR .....</b>	<b>5,700,149</b>	<b>5,700,149</b>	<b>4,633,354</b>	<b>4,633,354</b>
<b>ASSOCIATED ACTIVITIES</b>					
110	SUSTAINMENT .....	21,187	21,187	21,187	21,187
120	TRAINING AND OPERATIONS .....	7,344	7,344	7,344	7,344
130	INFRASTRUCTURE .....	15,000	15,000	15,000	15,000
150	EQUIPMENT AND TRANSPORTATION .....	1,218	1,218	1,218	1,218
	<b>SUBTOTAL ASSOCIATED ACTIVITIES .....</b>	<b>44,749</b>	<b>44,749</b>	<b>44,749</b>	<b>44,749</b>
	<b>TOTAL AFGHANISTAN SECURITY FORCES FUND .....</b>	<b>12,800,000</b>	<b>12,800,000</b>	<b>-1,600,000</b>	<b>11,200,000</b>

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)						
Line	Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>PAKISTAN COUNTERINSURGENCY FUND</b>						
	<b>UNDISTRIBUTED</b>					
010	UNDISTRIBUTED .....		1,100,000			
	Realignment of funds from Department of State .....		[1,100,000]			
	<b>SUBTOTAL UNDISTRIBUTED</b> .....		<b>1,100,000</b>			
	<b>TOTAL PAKISTAN COUNTERINSURGENCY FUND</b> .....		<b>1,100,000</b>			
<b>AFGHANISTAN INFRASTRUCTURE FUND</b>						
	<b>POWER</b>					
010	POWER .....	300,000	300,000	300,000		300,000
020	TRANSPORTATION .....	100,000	100,000	100,000		100,000
030	WATER .....	50,000	50,000	50,000		50,000
040	OTHER RELATED ACTIVITIES .....	25,000	25,000	25,000	-75,000	-50,000
	Authorization Adjustment .....				[-75,000]	
050	UNDISTRIBUTED .....			-75,000		
	Undistributed Reduction .....			[-75,000]		
	<b>SUBTOTAL POWER</b> .....	<b>475,000</b>	<b>475,000</b>	<b>400,000</b>	<b>-75,000</b>	<b>400,000</b>
	<b>TOTAL AFGHANISTAN INFRASTRUCTURE FUND</b> .....	<b>475,000</b>	<b>475,000</b>	<b>400,000</b>	<b>-75,000</b>	<b>400,000</b>
<b>UNDISTRIBUTED GENERAL PROVISIONS</b>						
	<b>UNDISTRIBUTED GENERAL PROVISIONS</b>					
010	UNDISTRIBUTED GENERAL PROVISIONS .....			-4,000,000	-4,000,000	-4,000,000
	Reduction to reflect policy change on troop strength in Afghanistan .....			[-4,000,000]	[-4,000,000]	
	<b>SUBTOTAL UNDISTRIBUTED GENERAL PROVISIONS</b> .....			<b>-4,000,000</b>	<b>-4,000,000</b>	<b>-4,000,000</b>

TOTAL UNDISTRIBUTED GENERAL PROVISIONS .....	-4,000,000	-4,000,000	-4,000,000
TOTAL OPERATION & MAINTENANCE .....	89,035,031	90,135,031	87,868,359
			-2,824,005
			86,211,026

## TITLE XLIV—MILITARY PERSONNEL

### SEC. 4401. MILITARY PERSONNEL.

**SEC. 4401. MILITARY PERSONNEL**  
(In Thousands of Dollars)

Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
MILITARY PERSONNEL .....	142,828,848	142,174,158	142,347,648	-836,620	141,992,228
Extension of CENTCOM Rest and Recuperation Benefits .....		[5,000]			
Increase in Authorized Strengths for Marine Corps Officers on Active Duty in Field Grades (Section 501) .....		[6,000]			
Retain Carrier Air Wing Staff (Section 1095) .....		[2,310]			
Suicide Prevention Program .....		[5,000]			
Travel and Transportation Allowances for Non-Medical Attendants .....		[20,000]			
Unobligated Balances (Section 421) .....		[-693,000]	[-368,200]	[-325,620]	
Hostile fire pay prorated .....			[-88,000]	[-42,000]	
Reduction of Army Referral Bonus .....			[-25,000]	[-21,000]	
Undistributed transfer to Title XV .....				[-448,000]	

**SEC. 4402. MILITARY PERSONNEL FOR OVERSEAS CONTINGENCY OPERATIONS.**

SEC. 4402. MILITARY PERSONNEL FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)						
Item	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized	
MILITARY PERSONNEL .....	11,228,566	11,228,566	10,228,566	448,000	11,676,566	
Undistributed Adjustment .....			[-1,000,000]			
Undistributed transfer from Title IV .....				[448,000]		

## TITLE XLV—OTHER AUTHORIZATIONS

### SEC. 4501. OTHER AUTHORIZATIONS.

#### SEC. 4501. OTHER AUTHORIZATIONS (In Thousands of Dollars)

Program Title	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>WORKING CAPITAL FUND, ARMY</b>					
PREPOSITIONED WAR RESERVE STOCKS .....	101,194	101,194	91,594		101,194
Reduction in funding for DoD business systems .....			[-9,600]		
<b>TOTAL WORKING CAPITAL FUND, ARMY .....</b>	<b>101,194</b>	<b>101,194</b>	<b>91,594</b>		<b>101,194</b>
<b>WORKING CAPITAL FUND, AIR FORCE</b>					
CONTAINER DECONSOLIDATION					
WAR RESERVE MATERIAL .....	65,372	65,372	55,872		65,372
Reduction in funding for DoD business systems .....			[-9,500]		
<b>TOTAL WORKING CAPITAL FUND, AIR FORCE .....</b>	<b>65,372</b>	<b>65,372</b>	<b>55,872</b>		<b>65,372</b>
<b>WORKING CAPITAL FUND, DEFENSE-WIDE</b>					
ADJ TO MATCH CONTINUING RESOLUTION					
DEFENSE LOGISTICS AGENCY (DLA) .....	31,614	31,614	31,614		31,614
<b>TOTAL WORKING CAPITAL FUND, DEFENSE-WIDE .....</b>	<b>31,614</b>	<b>31,614</b>	<b>31,614</b>		<b>31,614</b>
<b>WORKING CAPITAL FUND, DECA</b>					
WORKING CAPITAL FUND, DECA .....	1,376,830	1,378,830	1,376,830		1,376,830
Enhanced Commissary Stores Pilot Program .....		[2,000]			
<b>TOTAL WORKING CAPITAL FUND, DECA .....</b>	<b>1,376,830</b>	<b>1,378,830</b>	<b>1,376,830</b>		<b>1,376,830</b>

SEC. 4501. OTHER AUTHORIZATIONS (In Thousands of Dollars)						
Program Title	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized	
<b>NATIONAL DEFENSE SEALIFT FUND</b>						
T-AKE						
MPF MLP	425,865	425,865	425,865	-25,865	400,000	
Revised Mobile Landing Platform acquisition strategy				[-25,865]		
POST DELIVERY AND OUTFITTING	24,161	24,161	24,161		24,161	
NATIONAL DEF SEALIFT VESSEL	1,138	1,138	1,138		1,138	
LG MED SPD RO/RO MAINTENANCE	92,567	92,567	92,567		92,567	
DOD MOBILIZATION ALTERATIONS	184,109	184,109	184,109		184,109	
TAH MAINTENANCE	40,831	40,831	40,831		40,831	
<b>STRATEGIC SEALIFT SUPPORT</b>						
RESEARCH AND DEVELOPMENT	48,443	48,443	48,443		48,443	
READY RESERVE FORCE	309,270	309,270	309,270		309,270	
<b>TOTAL NATIONAL DEFENSE SEALIFT FUND</b>	<b>1,126,384</b>	<b>1,126,384</b>	<b>1,126,384</b>	<b>-25,865</b>	<b>1,100,519</b>	
<b>DEFENSE HEALTH PROGRAM</b>						
IN-HOUSE CARE	8,148,856	8,148,856	8,148,856		8,148,856	
PRIVATE SECTOR CARE	16,377,272	16,377,272	16,047,272	-330,000	16,047,272	
TRICARE Historical Execution			[-330,000]			
CONSOLIDATED HEALTH SUPPORT	2,193,821	2,193,821	2,193,821		2,193,821	
INFORMATION MANAGEMENT	1,422,697	1,403,467	1,422,697		1,422,697	
Electronic Health Record Way Ahead		[-15,480]				
Virtual Electronic Health Record		[-3,750]				
MANAGEMENT ACTIVITIES	312,102	312,102	307,102	-5,000	307,102	
Contract Savings from Web Site Consolidation			[-2,000]			
Strategic Communications			[-3,000]			
EDUCATION AND TRAINING	705,347	705,347	693,647	-11,700	693,647	

Unjustified Growth for Travel .....					
BASE OPERATIONS/COMMUNICATIONS .....	1,742,451	1,742,451	[-11,700]	1,738,840	
Adjustment for Civilian Pay Error .....			-3,611		
UNDISTRIBUTED .....			[-3,611]		
Breast Cancer Study .....		-153,500			
Collaborative Military-Civilian Trauma Training Programs .....		[10,000]			
Competitive Programs for Alcohol and Substance Use Disorders .....		[3,000]			
Cooperative Health Care Agreements .....		[5,000]			
Defense Centers of Excellence for Psychological Health and Traumatic Brain In-		[500]			
jury .....					
GAO Estimate of Unobligated Balances .....		[2,000]			
Mental Health Initiatives .....		[-225,000]			
Military Adaptive Sports Programs Section 582 .....		[10,000]			
Pilot Program for TBI and PTSD Treatment .....		[5,000]			
<b>Prohibit TRICARE Prime Fee Increase for 1 year</b> .....		[10,000]			
TBI and PTSD Initiatives .....		[20,000]			
Traumatic Brain Injury .....		[1,000]			
TRICARE for Certain Individual Ready Reserve members .....		[5,000]			
<b>WOUNDED WARRIOR MILITARY ADAPTIVE SPORTS PROGRAM</b> .....					
IN-HOUSE LABORATORY INDEPENDENT RESEARCH .....	2,935	2,935		2,935	
<b>BASIC OPERATIONAL MEDICAL RESEARCH SCIENCE</b> .....					
APPLIED BIOMEDICAL TECHNOLOGY .....	33,805	33,805		33,805	
MEDICAL TECHNOLOGY .....	3,694	3,694		3,694	
MEDICAL ADVANCED TECHNOLOGY .....	767	767		767	
MEDICAL TECHNOLOGY DEVELOPMENT .....	181,042	181,042		181,042	
MEDICAL PRODUCTS SUPPORT AND ADVANCED CONCEPT DEVELOPMENT .....	167,481	167,481		167,481	
INFORMATION TECHNOLOGY DEVELOPMENT .....	176,345	164,235		176,345	
Electronic Health Record Way Ahead .....		[-11,360]			
Virtual Electronic Health Record .....		[-750]			
MEDICAL PRODUCTS AND SUPPORT SYSTEMS DEVELOPMENT .....	34,559	34,559		34,559	
<b>SMALL BUSINESS INNOVATIVE RESEARCH</b> .....					
MEDICAL PROGRAM-WIDE ACTIVITIES .....	48,313	48,313		48,313	

SEC. 4501. OTHER AUTHORIZATIONS (In Thousands of Dollars)						
Program Title	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized	
MEDICAL PRODUCTS AND CAPABILITIES ENHANCEMENT ACTIVITIES .....	14,765	14,765	14,765		14,765	
UNDISTRIBUTED .....		2,000				
Prostate Cancer Imaging Research Initiative .....		[2,000]				
DEFENSE HEALTH PROGRAM .....	632,518	604,348	632,518		632,518	
Electronic Health Record Way Ahead .....		[-28,170]				
<b>TOTAL DEFENSE HEALTH PROGRAM .....</b>	<b>32,198,770</b>	<b>31,987,760</b>	<b>31,852,070</b>	<b>-350,311</b>	<b>31,848,459</b>	
<b>CHEM AGENTS &amp; MUNITIONS DESTRUCTION</b>						
CHEM DEMILITARIZATION—O&M .....	1,147,691	1,147,691	1,147,691		1,147,691	
CHEM DEMILITARIZATION—RDT&E .....	406,731	406,731	406,731		406,731	
<b>TOTAL CHEM AGENTS &amp; MUNITIONS DESTRUCTION .....</b>	<b>1,554,422</b>	<b>1,554,422</b>	<b>1,554,422</b>		<b>1,554,422</b>	
<b>DRUG INTERDICTION AND COUNTER DRUG ACTIVITIES</b>						
DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE .....	1,156,282	1,156,282	989,282	-2,952	1,153,330	
Office of Naval Intelligence (PC 3359) .....			[-3,500]			
PC 2360 EUCOM Tactical Analysis Team Support—Previously Denied New Start ..				[-952]		
PC 9205 EUCOM Counter narcotics Operations Support—Authorization Adjustment						
for Unjustified Growth .....				[-2,000]		
Strategic communications/program termination (PC 9220) .....			[-500]			
Undistributed Reduction—Excess to Need .....			[-128,000]			
Undistributed reduction for contractor support .....			[-30,000]			
Undistributed reduction to U.S. European Command's counterdrug activities ..			[-5,000]			
<b>TOTAL DRUG INTERDICTION AND COUNTER DRUG ACTIVITIES .....</b>	<b>1,156,282</b>	<b>1,156,282</b>	<b>989,282</b>	<b>-2,952</b>	<b>1,153,330</b>	
<b>OFFICE OF THE INSPECTOR GENERAL</b>						
OPERATION & MAINTENANCE .....	286,919	287,919	327,419	40,500	327,419	
DOD IG Inspection of Military Cemeteries, Section 562 .....		[1,000]				

Program increase—Growth plan .....	1,600	1,600	[40,500]	[40,500]	4,500
RDT&E .....			4,500	2,900	
Program increase—Growth plan .....	1,000	1,000	[2,900]	[2,900]	1,000
PROCUREMENT .....			1,000		
<b>TOTAL OFFICE OF THE INSPECTOR GENERAL .....</b>	<b>289,519</b>	<b>290,519</b>	<b>332,919</b>	<b>43,400</b>	<b>332,919</b>
Creation of the Mission Force Enhancement Transfer Fund .....		[1,000,000]			
Program Decrease .....		[-1,000,000]			
<b>TOTAL OTHER AUTHORIZATIONS .....</b>	<b>37,900,387</b>	<b>37,692,377</b>	<b>37,410,987</b>	<b>-335,728</b>	<b>37,564,659</b>

**SEC. 4502. OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS.**

**SEC. 4502. OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS**  
(In Thousands of Dollars)

Program Title	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>WORKING CAPITAL FUND, ARMY</b>					
PREPOSITIONED WAR RESERVE STOCKS .....	54,000	54,000	54,000		54,000
<b>TOTAL WORKING CAPITAL FUND, ARMY .....</b>	<b>54,000</b>	<b>54,000</b>	<b>54,000</b>		<b>54,000</b>
<b>WORKING CAPITAL FUND, AIR FORCE</b>					
TRANSPORTATION FALLEN HEROES .....	10,000	10,000	10,000		10,000
CONTAINER DECONSOLIDATION .....	2,000	2,000	2,000		2,000
<b>TOTAL WORKING CAPITAL FUND, AIR FORCE .....</b>	<b>12,000</b>	<b>12,000</b>	<b>12,000</b>		<b>12,000</b>
<b>WORKING CAPITAL FUND, DEFENSE-WIDE</b>					
<b>ADJ TO MATCH CONTINUING RESOLUTION</b>					
DEFENSE LOGISTICS AGENCY (DLA) .....	369,013	369,013	316,413		369,013
Reduction in funding for DoD business systems .....			[-52,600]		
<b>TOTAL WORKING CAPITAL FUND, DEFENSE-WIDE .....</b>	<b>369,013</b>	<b>369,013</b>	<b>316,413</b>		<b>369,013</b>
<b>DEFENSE HEALTH PROGRAM</b>					
IN-HOUSE CARE .....	641,996	641,996	641,996		641,996
PRIVATE SECTOR CARE .....	464,869	464,869	464,869		464,869
CONSOLIDATED HEALTH SUPPORT .....	95,994	95,994	95,994		95,994
INFORMATION MANAGEMENT .....	5,548	5,548	5,548		5,548
MANAGEMENT ACTIVITIES .....	751	751	751		751
EDUCATION AND TRAINING .....	16,859	16,859	16,859		16,859
BASE OPERATIONS/COMMUNICATIONS .....	2,271	2,271	2,271		2,271
<b>TOTAL DEFENSE HEALTH PROGRAM .....</b>	<b>1,228,288</b>	<b>1,228,288</b>	<b>1,228,288</b>		<b>1,228,288</b>

SEC. 4502. OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)						
Program Title	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized	Conference Authorized
<b>DRUG INTERDICTION AND COUNTER DRUG ACTIVITIES</b>						
DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE .....	486,458	486,458	486,458	-30,000	456,458	456,458
CTF-Kabul HQ Facility—Funding No Longer Required .....				[-5,000]		
Mi-17s—Change in Acquisition Strategy .....				[-8,000]		
Program adjustment .....				[-7,000]		
Reduce Program Growth (Pakistan) .....				[-10,000]		
<b>TOTAL DRUG INTERDICTION AND COUNTER DRUG ACTIVITIES .....</b>	<b>486,458</b>	<b>486,458</b>	<b>486,458</b>	<b>-30,000</b>	<b>456,458</b>	<b>456,458</b>
<b>OFFICE OF THE INSPECTOR GENERAL</b>						
OPERATION & MAINTENANCE .....	11,055	11,055	11,055		11,055	11,055
<b>TOTAL OFFICE OF THE INSPECTOR GENERAL .....</b>	<b>11,055</b>	<b>11,055</b>	<b>11,055</b>		<b>11,055</b>	<b>11,055</b>
<b>TOTAL OTHER AUTHORIZATIONS .....</b>	<b>2,160,814</b>	<b>2,160,814</b>	<b>2,108,214</b>	<b>-30,000</b>	<b>2,130,814</b>	<b>2,130,814</b>

# TITLE XLVI—MILITARY CONSTRUCTION

## SEC. 4601. MILITARY CONSTRUCTION.

### SEC. 4601. MILITARY CONSTRUCTION (In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Army	AFGHANISTAN	Bagram Air Base	Barracks, Ph 5	29,000	29,000	29,000		29,000
Army	AFGHANISTAN	Bagram Air Base	Construct Drainage System, Ph 3	31,000	31,000	31,000		31,000
Army	AFGHANISTAN	Bagram Air Base	Entry Control Point	20,000	20,000	20,000		20,000
Army	ALABAMA	Fort Rucker	Combat Readiness Center	11,600	11,600	11,600		11,600
Army	ALASKA	Fort Wainwright	Aviation Complex, Ph 3A	114,000	114,000	57,000	-57,000	57,000
Army	ALASKA	Joint Base Elmendorf- Richardson	Brigade Complex, Ph 2	74,000	74,000	74,000		74,000
Army	ALASKA	Joint Base Elmendorf- Richardson	Organizational Parking	3,600	3,600	3,600		3,600
Army	ALASKA	Joint Base Elmendorf- Richardson	Physical Fitness Facility	26,000	26,000	26,000		26,000
Army	CALIFORNIA	Fort Irwin	Infantry Squad Battle Course	7,500	7,500	7,500		7,500
Army	CALIFORNIA	Fort Irwin	Qualification Training Range	15,500	15,500	15,500		15,500
Army	CALIFORNIA	Presidio Monterey	General Instruction Building	3,000	3,000	3,000		3,000
Army	COLORADO	Fort Carson	Aircraft Loading Area	34,000	34,000	34,000		34,000
Army	COLORADO	Fort Carson	Aircraft Maintenance Hangar	63,000	63,000	63,000		63,000
Army	COLORADO	Fort Carson	Barracks	46,000	46,000	46,000		46,000
Army	COLORADO	Fort Carson	Barracks	67,000	67,000	67,000		67,000
Army	COLORADO	Fort Carson	Brigade Headquarters	14,400	14,400	14,400		14,400
Army	COLORADO	Fort Carson	Control Tower	14,200	14,200	14,200		14,200
Army	GEORGIA	Fort Benning	Land Acquisition	25,000	25,000	25,000		25,000
Army	GEORGIA	Fort Benning	Land Acquisition	5,100	5,100	5,100		5,100
Army	GEORGIA	Fort Benning	Rail Loading Facility	13,600	13,600	13,600		13,600
Army	GEORGIA	Fort Benning	Trainee Barracks Complex, Ph 3	23,000	23,000	23,000		23,000

SEC. 4601. MILITARY CONSTRUCTION  
(In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Army	GEORGIA	Fort Gordon	Hand Grenade Familiarization Range	1,450	1,450	1,450		1,450
Army	GEORGIA	Fort Stewart	Dog Kennel	2,600	2,600	2,600		2,600
Army	GERMANY	Germersheim	Central Distribution Facility	21,000	21,000	0	-21,000	0
Army	GERMANY	Grafenwoehr	Infrastructure	16,500	16,500	0	-16,500	0
Army	GERMANY	Grafenwoehr	Barracks	17,500	17,500	17,500		17,500
Army	GERMANY	Grafenwoehr	Chapel	15,500	15,500	0		15,500
Army	GERMANY	Grafenwoehr	Convoy Live Fire Range	5,000	5,000	5,000		5,000
Army	GERMANY	Landstuhl	Satellite Communications Center	24,000	24,000	24,000		24,000
Army	GERMANY	Landstuhl	Satellite Communications Center	39,000	39,000	39,000		39,000
Army	GERMANY	Oberdachstetten	Automated Record Fire Range	12,200	12,200	12,200		12,200
Army	GERMANY	Stuttgart	Access Control Point	12,200	12,200	12,200		12,200
Army	GERMANY	Vilseck	Barracks	20,000	20,000	20,000		20,000
Army	HAWAII	Fort Shafter	Child Development Center	17,500	17,500	17,500		17,500
Army	HAWAII	Schofield Barracks	Centralized Wash Facility	32,000	32,000	32,000		32,000
Army	HAWAII	Schofield Barracks	Combat Aviation Brigade Complex, Ph 1	73,000	73,000	73,000		73,000
Army	HONDURAS	Honduras Various	Barracks	25,000	25,000	0	-25,000	0
Army	KANSAS	Forbes Air Field	Deployment Support Facility	5,300	5,300	5,300		5,300
Army	KANSAS	Fort Riley	Chapel	10,400	10,400	10,400		10,400
Army	KANSAS	Fort Riley	Physical Fitness Facility	13,000	13,000	13,000		13,000
Army	KANSAS	Fort Riley	Unmanned Aerial Vehicle Maintenance Hangar	60,000	60,000	60,000		60,000
Army	KENTUCKY	Fort Campbell	Barracks	23,000	23,000	23,000		23,000
Army	KENTUCKY	Fort Campbell	Barracks Complex	65,000	65,000	65,000		65,000
Army	KENTUCKY	Fort Campbell	Physical Fitness Facility	18,500	18,500	18,500		18,500
Army	KENTUCKY	Fort Campbell	Scout/RECCE Gunnery Range	18,000	18,000	18,000		18,000
Army	KENTUCKY	Fort Campbell	Unmanned Aerial Vehicle Maintenance Hangar	67,000	67,000	67,000		67,000
Army	KENTUCKY	Fort Campbell	Vehicle Maintenance Facility	16,000	16,000	16,000		16,000
Army	KENTUCKY	Fort Campbell	Vehicle Maintenance Facility	40,000	40,000	40,000		40,000
Army	KENTUCKY	Fort Knox	Automated Infantry Platoon Battle Course	7,000	7,000	7,000		7,000
Army	KENTUCKY	Fort Knox	Battalion Complex	48,000	48,000	48,000		48,000
Army	KOREA	Camp Carroll	Barracks	41,000	41,000	41,000		41,000

Army	KOREA	Camp Henry	Barracks Complex	48,000	48,000	48,000	48,000	48,000	48,000
Army	LOUISIANA	Fort Polk	Brigade Complex	23,000	23,000	23,000	23,000	23,000	23,000
Army	LOUISIANA	Fort Polk	Fire Station	9,200	9,200	9,200	9,200	9,200	9,200
Army	LOUISIANA	Fort Polk	Land Acquisition	27,000	27,000	27,000	27,000	27,000	27,000
Army	LOUISIANA	Fort Polk	Military Working Dog Facility	2,600	2,600	2,600	2,600	2,600	2,600
Army	LOUISIANA	Fort Polk	Multipurpose Machine Gun Range	8,300	8,300	8,300	8,300	8,300	8,300
Army	MARYLAND	Aberdeen Proving Ground	Auto Technology Evaluation Fac, Ph 3	15,500	15,500	15,500	15,500	15,500	15,500
Army	MARYLAND	Aberdeen Proving Ground	Command and Control Facility	63,000	63,000	63,000	63,000	63,000	63,000
Army	MARYLAND	Fort Meade	Applied Instruction Facility	43,000	43,000	43,000	43,000	43,000	43,000
Army	MARYLAND	Fort Meade	Brigade Complex	36,000	36,000	36,000	36,000	36,000	36,000
Army	MISSOURI	Fort Leonard Wood	Vehicle Maintenance Facility	49,000	49,000	49,000	49,000	49,000	49,000
Army	NEW YORK	Fort Drum	Ammunition Supply Point	5,700	5,700	5,700	5,700	5,700	5,700
Army	NEW YORK	Fort Drum	Chapel	7,600	7,600	7,600	7,600	7,600	7,600
Army	NORTH CAROLINA	Fort Bragg	Access Roads, Ph 2	18,000	18,000	18,000	18,000	18,000	18,000
Army	NORTH CAROLINA	Fort Bragg	Battle Command Training Center	23,000	23,000	23,000	23,000	23,000	23,000
Army	NORTH CAROLINA	Fort Bragg	Brigade Complex Facilities	49,000	49,000	49,000	49,000	49,000	49,000
Army	NORTH CAROLINA	Fort Bragg	NCO Academy	42,000	42,000	42,000	42,000	42,000	42,000
Army	NORTH CAROLINA	Fort Bragg	Unmanned Aerial Vehicle Maintenance Hangar	54,000	54,000	54,000	54,000	54,000	54,000
Army	OKLAHOMA	Fort Sill	Battle Command Training Center	23,000	23,000	23,000	23,000	23,000	23,000
Army	OKLAHOMA	Fort Sill	Chapel	13,200	13,200	13,200	13,200	13,200	13,200
Army	OKLAHOMA	Fort Sill	Physical Fitness Facility	25,000	25,000	25,000	25,000	25,000	25,000
Army	OKLAHOMA	Fort Sill	Rail Deployment Facility	3,400	3,400	3,400	3,400	3,400	3,400
Army	OKLAHOMA	Fort Sill	Reception Station, Ph 1	36,000	36,000	36,000	36,000	36,000	36,000
Army	OKLAHOMA	Fort Sill	THAAD Instruction Facility	33,000	33,000	33,000	33,000	33,000	33,000
Army	OKLAHOMA	Fort Sill	Vehicle Maintenance Facility	51,000	51,000	51,000	51,000	51,000	51,000
Army	OKLAHOMA	McAlester	Ammunition Loading Pads	1,700	1,700	1,700	1,700	1,700	1,700
Army	OKLAHOMA	McAlester	Railroad Tracks	6,300	6,300	6,300	6,300	6,300	6,300
Army	SOUTH CAROLINA	Fort Jackson	Modified Record Fire Range	4,900	4,900	4,900	4,900	4,900	4,900
Army	SOUTH CAROLINA	Fort Jackson	Trainee Barracks Complex, Ph 2	59,000	59,000	59,000	59,000	59,000	59,000
Army	TEXAS	Fort Bliss	Applied Instruction Building	8,300	8,300	8,300	8,300	8,300	8,300
Army	TEXAS	Fort Bliss	Barracks Complex	13,000	13,000	13,000	13,000	13,000	13,000
Army	TEXAS	Fort Bliss	Electronics Maintenance Facility	14,600	14,600	14,600	14,600	14,600	14,600
Army	TEXAS	Fort Bliss	Infrastructure	14,600	14,600	14,600	14,600	14,600	14,600
Army	TEXAS	Fort Bliss	JLENS Tactical Training Facility	39,000	39,000	39,000	39,000	39,000	39,000
Army	TEXAS	Fort Bliss	Vehicle Maintenance Facility	19,000	19,000	19,000	19,000	19,000	19,000
Army	TEXAS	Fort Bliss	Vehicle Maintenance Facility	14,600	14,600	14,600	14,600	14,600	14,600
									-3,000

SEC. 4601. MILITARY CONSTRUCTION  
(In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Army	TEXAS	Fort Bliss	Vehicle Maintenance Facility	24,000	24,000	0	-24,000	0
Army	TEXAS	Fort Bliss	Water Well, Potable	2,400	2,400	2,400		2,400
Army	TEXAS	Fort Hood	Operational Readiness Training Complex	51,000	51,000	51,000		51,000
Army	TEXAS	Fort Hood	Unmanned Aerial Vehicle Maintenance Hangar	47,000	47,000	47,000		47,000
Army	TEXAS	Fort Hood	Vehicle Maintenance Facility	18,500	18,500	18,500		18,500
Army	TEXAS	Fort Hood	Vehicle Maintenance Facility	15,500	15,500	15,500		15,500
Army	TEXAS	Joint Base San Antonio	Vehicle Maintenance Facility	10,400	10,400	10,400		10,400
Army	TEXAS	Red River Army Depot	Maneuver Systems Sustainment Ctr, Ph 3	44,000	44,000	44,000		44,000
Army	UTAH	Dugway Proving Ground	Life Sciences Test Facility Addition	32,000	32,000	32,000		32,000
Army	VIRGINIA	Fort Belvoir	Information Dominance Center, Ph 1	52,000	52,000	52,000		52,000
Army	VIRGINIA	Fort Belvoir	Road and Infrastructure Improvements	31,000	31,000	0	-31,000	0
Army	VIRGINIA	Joint Base Langley Eustis	Aviation Training Facility	26,000	26,000	26,000		26,000
Army	WASHINGTON	Joint Base Lewis McChord	Air Support Operations Facilities	7,300	7,300	7,300		7,300
Army	WASHINGTON	Joint Base Lewis McChord	Aviation Complex, Ph 1B	48,000	48,000	48,000		48,000
Army	WASHINGTON	Joint Base Lewis McChord	Aviation Unit Complex, Ph 1A	34,000	34,000	34,000		34,000
Army	WASHINGTON	Joint Base Lewis McChord	Battalion Complex	59,000	59,000	59,000		59,000
Army	WASHINGTON	Joint Base Lewis McChord	Brigade Complex, Ph 2	56,000	56,000	56,000		56,000
Army	WASHINGTON	Joint Base Lewis McChord	Infrastructure, Ph 1	64,000	64,000	64,000		64,000
Army	WASHINGTON	Joint Base Lewis McChord	Operational Readiness Training Cplx, Ph 1	28,000	28,000	28,000		28,000
Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Community Facilities	0	10,000	0		0
Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Host Nation Support	25,500	25,500	25,500		25,500
Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Minor Construction	20,000	20,000	20,000		20,000
Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning & Design	229,741	229,741	169,741	-45,000	184,741
Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	R&D Facilities	0	20,000	0		0

Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Supply Facilities	0	0	0	0	0	0	0	0	0
Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Training Facilities	0	20,000	0	0	0	0	0	0	0
Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Troop Housing Facilities	0	10,000	0	0	0	0	0	0	0
Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Troop Housing Facilities	0	0	0	0	0	0	0	0	0
Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Utilities and Ground Improvements	0	10,000	0	0	0	0	0	0	0
<b>Total Military Construction, Army</b>												
Navy	ARIZONA	Yuma	Aircraft Maintenance Hangar	39,515	39,515	39,515	39,515	39,515	39,515	39,515	39,515	39,515
Navy	ARIZONA	Yuma	Double Aircraft Maintenance Hangar	81,897	81,897	81,897	81,897	81,897	81,897	81,897	81,897	81,897
Navy	ARIZONA	Yuma	JSF Auxiliary Landing Field	41,373	41,373	41,373	41,373	41,373	41,373	41,373	41,373	41,373
Navy	BAHRAIN ISLAND	SW Asia	Bachelor Enlisted Quarters	55,010	55,010	55,010	55,010	55,010	55,010	55,010	55,010	55,010
Navy	BAHRAIN ISLAND	SW Asia	Waterfront Development Phase 4	45,194	45,194	45,194	45,194	45,194	45,194	45,194	45,194	45,194
Navy	CALIFORNIA	Barstow	Dip Tank Cleaning Facility	8,590	8,590	8,590	8,590	8,590	8,590	8,590	8,590	8,590
Navy	CALIFORNIA	Bridgeport	Multi-Purpose Building—Addition	19,238	19,238	19,238	19,238	19,238	19,238	19,238	19,238	19,238
Navy	CALIFORNIA	Camp Pendleton	Army, 1ST Marine Division	12,606	12,606	12,606	12,606	12,606	12,606	12,606	12,606	12,606
Navy	CALIFORNIA	Camp Pendleton	Individual Equipment Issue Warehouse	16,411	16,411	16,411	16,411	16,411	16,411	16,411	16,411	16,411
Navy	CALIFORNIA	Camp Pendleton	Infantry Squad Defense Range	29,187	29,187	29,187	29,187	29,187	29,187	29,187	29,187	29,187
Navy	CALIFORNIA	Camp Pendleton	Intersection Bridge and Improvements	12,476	12,476	12,476	12,476	12,476	12,476	12,476	12,476	12,476
Navy	CALIFORNIA	Camp Pendleton	MV-22 Aviation Fuel Storage	6,163	6,163	6,163	6,163	6,163	6,163	6,163	6,163	6,163
Navy	CALIFORNIA	Camp Pendleton	MV-22 Aviation Pavement	18,530	18,530	18,530	18,530	18,530	18,530	18,530	18,530	18,530
Navy	CALIFORNIA	Camp Pendleton	MV-22 Double Hangar Replacement	48,345	48,345	48,345	48,345	48,345	48,345	48,345	48,345	48,345
Navy	CALIFORNIA	Camp Pendleton	New Potable Water Conveyance	113,091	113,091	113,091	113,091	113,091	113,091	113,091	113,091	113,091
Navy	CALIFORNIA	Camp Pendleton	North Area Waste Water Conveyance	78,271	78,271	78,271	78,271	78,271	78,271	78,271	78,271	78,271
Navy	CALIFORNIA	Coronado	Multi Purpose Facility North Island	46,763	46,763	46,763	46,763	46,763	46,763	46,763	46,763	46,763
Navy	CALIFORNIA	Coronado	Rotary Aircraft Depot Maint Fac (North Is.)	61,672	61,672	61,672	61,672	61,672	61,672	61,672	61,672	61,672
Navy	CALIFORNIA	Point Mugu	E-2D AIRCREW TRAINING FACILITY	15,377	15,377	15,377	15,377	15,377	15,377	15,377	15,377	15,377
Navy	CALIFORNIA	Twentymine Palms	Child Development Center	23,743	23,743	23,743	23,743	23,743	23,743	23,743	23,743	23,743
Navy	CALIFORNIA	Twentymine Palms	Land Expansion	8,665	8,665	8,665	8,665	8,665	8,665	8,665	8,665	8,665
Navy	CALIFORNIA	Twentymine Palms	Multi-Use Operational Fitness Area	18,819	18,819	18,819	18,819	18,819	18,819	18,819	18,819	18,819
Navy	CALIFORNIA	Twentymine Palms	Tracked Vehicle Maintenance Cover	15,882	15,882	15,882	15,882	15,882	15,882	15,882	15,882	15,882
Navy	DIEGO GARCIA	Diego Garcia	Potable Water Plant Modernization	35,444	35,444	35,444	35,444	35,444	35,444	35,444	35,444	35,444
				<b>3,235,991</b>	<b>3,305,991</b>	<b>2,971,391</b>	<b>-222,500</b>	<b>3,013,491</b>				

SEC. 4601. MILITARY CONSTRUCTION  
(In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Navy	DJIBOUTI	Camp Lemonier	Aircraft Logistics Apron	35,170	35,170	35,170		35,170
Navy	DJIBOUTI	Camp Lemonier	Bachelor Quarters	43,529	43,529	43,529		43,529
Navy	DJIBOUTI	Camp Lemonier	TAXIWAY ENHANCEMENT	10,800	10,800	10,800		10,800
Navy	FLORIDA	Jacksonville	BAMS UAS Operator Training Facility	4,482	4,482	4,482		4,482
Navy	FLORIDA	Jacksonville	P-8A Hangar Upgrades	6,085	6,085	6,085		6,085
Navy	FLORIDA	Jacksonville	P-8A Training Facility	25,985	25,985	25,985		25,985
Navy	FLORIDA	Mayport	Massey Avenue Corridor Improvements	14,998	0	14,998		14,998
Navy	FLORIDA	Whiting Field	Applied Instruction Facilities, EOD Course	20,620	20,620	20,620		20,620
Navy	GEORGIA	Kings Bay	Crab Island Security Enclave	52,913	52,913	52,913		52,913
Navy	GEORGIA	Kings Bay	WRA Land/Water Interface	33,150	33,150	33,150		33,150
Navy	GUAM	Joint Region Marianas	Finegayan Water Utilities	77,267	77,267	0	-77,267	0
Navy	GUAM	Joint Region Marianas	North Ramp Utilities—Anderson AFB (INC)	78,654	78,654	0	-78,654	0
Navy	HAWAII	Barking Sands	North Loop Electrical Replacement	9,679	9,679	9,679		9,679
Navy	HAWAII	Joint Base Pearl Harbor-	Navy Information Operations Command FES Fac	7,492	7,492	7,492		7,492
Navy	HAWAII	Hickam	MCAS Operations Complex	57,704	57,704	57,704		57,704
Navy	ILLINOIS	Kaneohe Bay	Decentralize Steam System	91,042	91,042	91,042		91,042
Navy	MARYLAND	Great Lakes	Decentralize Steam System	67,779	67,779	67,779		67,779
Navy	MARYLAND	Indian Head	Decentralize Steam System	45,844	45,844	45,844		45,844
Navy	NORTH CAROLINA	Patuxent River	Aircraft Prototype Facility Phase 2	75,214	75,214	75,214		75,214
Navy	NORTH CAROLINA	Camp Lejeune	2nd Combat Engineer Maintenance/Ops Complex	27,439	27,439	27,439		27,439
Navy	NORTH CAROLINA	Camp Lejeune	Bachelor Enlisted Quarters—Wallace Creek	81,008	81,008	81,008		81,008
Navy	NORTH CAROLINA	Camp Lejeune	Base Entry Point and Road	16,821	16,821	16,821		16,821
Navy	NORTH CAROLINA	Camp Lejeune	Squad Battle Course	17,760	17,760	17,760		17,760
Navy	NORTH CAROLINA	Cherry Point Marine Corps	H-1 HELICOPTER GEARBOX REPAIR & TEST FACILITY					
Navy	NORTH CAROLINA	Air Station						
Navy	NORTH CAROLINA	New River	Aircraft Maintenance Hangar and Apron	69,511	69,511	69,511		69,511
Navy	NORTH CAROLINA	New River	Ordnance Loading Area Addition	9,419	9,419	9,419		9,419
Navy	SOUTH CAROLINA	Beaufort	VERTICAL LANDING PADS	21,096	21,096	21,096		21,096
Navy	VIRGINIA	Norfolk	Bachelor Quarters, Homeport Ashore	81,304	81,304	81,304		81,304
Navy	VIRGINIA	Norfolk	Decentralize Steam System	26,924	26,924	26,924		26,924

0

Navy	VIRGINIA	Portsmouth	Controlled Industrial Facility	74,864	74,864	74,864	74,864	74,864	74,864
Navy	VIRGINIA	Quantico	Academic Instruction Facility	75,304	75,304	75,304	75,304	75,304	75,304
Navy	VIRGINIA	Quantico	Bachelor Enlisted Quarters	31,374	31,374	31,374	31,374	31,374	31,374
Navy	VIRGINIA	Quantico	Embassy Security Group Facilities	27,079	27,079	27,079	27,079	27,079	27,079
Navy	VIRGINIA	Quantico	Enlisted Dining Facility	5,034	5,034	5,034	5,034	5,034	5,034
Navy	VIRGINIA	Quantico	Realign Purvis Rd/Russell Rd Intersection	6,442	6,442	6,442	6,442	6,442	6,442
Navy	VIRGINIA	Quantico	The Basic School Student Quarters—Phase 6	28,488	28,488	28,488	28,488	28,488	28,488
Navy	VIRGINIA	Quantico	Waste Water Treatment Plant—Upshur	9,969	9,969	9,969	9,969	9,969	9,969
Navy	WASHINGTON	Bremerton	Integrated Dry Dock Water Treatment Fac Ph1	13,341	13,341	13,341	13,341	13,341	13,341
Navy	WASHINGTON	Kitsap	EHW Security Force Facility (Bangor)	25,948	25,948	25,948	25,948	25,948	25,948
Navy	WASHINGTON	Kitsap	Explosives Handling Wharf #2 (Inc. 1)	78,002	78,002	78,002	78,002	78,002	78,002
Navy	WASHINGTON	Kitsap	WATERFRONT RESTRICTED AREA VEHICLE BARRIERS	17,894	17,894	17,894	17,894	17,894	17,894
Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Maintenance & Production Facilities	0	0	0	0	0	0
Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning And Design	84,362	84,362	69,362	69,362	-15,000	69,362
Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	R&D Facilities	0	0	20,000	0	0	0
Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Troop Housing Facilities	0	0	29,998	0	0	0
Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Unspecified Minor Constr	21,495	21,495	21,495	21,495	21,495	21,495
<b>Total Military Construction, Navy</b>				<b>2,461,547</b>	<b>2,491,547</b>	<b>2,491,547</b>	<b>2,172,622</b>	<b>-219,215</b>	<b>2,242,332</b>
AF	ALASKA	Eielson AFB	Dormitory (168 RM)	45,000	45,000	45,000	45,000	45,000	45,000
AF	ALASKA	Joint Base Elmendorf-Richardson	Brigade Combat Team (Light) Complex, (480 RM)	97,000	97,000	97,000	97,000	97,000	97,000
AF	ARIZONA	Davis-Monthan AFB	EC-130H Simulator/Training Operations	20,500	20,500	20,500	20,500	20,500	20,500
AF	ARIZONA	Davis-Monthan AFB	HC-130J Joint Use Fuel Cell	12,500	12,500	12,500	12,500	12,500	12,500
AF	ARIZONA	Luke AFB	F-35 ADAL Aircraft Maintenance Unit	6,000	6,000	6,000	6,000	6,000	6,000
AF	ARIZONA	Luke AFB	F-35 Squad Ops/AMU 2	18,000	18,000	18,000	18,000	18,000	18,000
AF	CALIFORNIA	Travis AFB	Dormitory (144 RM)	22,000	22,000	22,000	22,000	22,000	22,000
AF	CALIFORNIA	Vandenberg AFB	Education Center	14,200	14,200	14,200	14,200	14,200	14,200
AF	COLORADO	U.S. Air Force Academy	Construct Large Vehicle Inspection Facility	13,400	13,400	13,400	13,400	13,400	13,400
AF	DELAWARE	Dover AFB	C-5M Formal Training Unit Facility	2,800	2,800	2,800	2,800	2,800	2,800
AF	FLORIDA	Patrick AFB	Air Force Technical Applications Ctr—Incr 2	79,000	79,000	49,000	79,000	79,000	79,000

SEC. 4601. MILITARY CONSTRUCTION  
(In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
AF	GERMANY	Ramstein AB	Dormitory (192 RM)	34,697	34,697	34,697		34,697
AF	GREENLAND	Thule AB	Dormitory (72 PN)	28,000	28,000	28,000		28,000
AF	GUAM	Joint Region Marianas	Air Freight Terminal Complex	35,000	35,000	35,000		35,000
AF	GUAM	Joint Region Marianas	Guam Strike Clear Water Rise Facility	7,500	7,500	0		7,500
AF	GUAM	Joint Region Marianas	Guam Strike Conventional Munitions Maintenance	11,700	11,700	0		11,700
AF	GUAM	Joint Region Marianas	Guam Strike Fuel Systems Maintenance Hangar, Incr 1	128,000	64,000	0	-128,000	0
AF	GUAM	Joint Region Marianas	PRTC Combat Communications Combat Support	9,800	9,800	9,800		9,800
AF	GUAM	Joint Region Marianas	PRTC Combat Communications Transmission Syst	5,600	5,600	5,600		5,600
AF	GUAM	Joint Region Marianas	PRTC RED HORSE Cantonment Operations Facility	14,000	14,000	14,000		14,000
AF	ITALY	Signonella	UAS SATCOM Relay Pads and Facility	15,000	15,000	15,000		15,000
AF	KANSAS	Fort Riley	Air Support Operations Center	7,600	7,600	7,600		7,600
AF	KOREA	Osan AB	Dormitory (156 RM)	23,000	23,000	23,000		23,000
AF	LOUISIANA	Barksdale AFB	Mission Support Group Complex	23,500	23,500	23,500		23,500
AF	MISSOURI	Whiteman AFB	WSA Security Control Facility	4,800	4,800	4,800		4,800
AF	NEBRASKA	Offutt AFB	STRATCOM Replacement Facility Incr 1	150,000	150,000	120,000	-30,000	120,000
AF	NEVADA	Nellis AFB	Communications Network Control Center	11,600	11,600	11,600		11,600
AF	NEVADA	Nellis AFB	F-35 Add/Alter Engine Shop	2,750	2,750	2,750		2,750
AF	NEVADA	Nellis AFB	F-35A AGE Facility	21,500	21,500	21,500		21,500
AF	NEW MEXICO	Cannon AFB	ADAL Wastewater Treatment Plant	7,598	7,598	7,598		7,598
AF	NEW MEXICO	Cannon AFB	Dormitory (96 RM)	15,000	15,000	15,000		15,000
AF	NEW MEXICO	Holloman AFB	Child Development Center	11,200	11,200	11,200		11,200
AF	NEW MEXICO	Holloman AFB	F-16 Academic Facility	5,800	5,800	5,800		5,800
AF	NEW MEXICO	Holloman AFB	F-16 SEAD Training Facility	4,200	4,200	4,200		4,200
AF	NEW MEXICO	Holloman AFB	Parallel Taxiway 07/25	8,000	8,000	8,000		8,000
AF	NEW MEXICO	Kirtland AFB	AFNWC Sustainment Center	25,000	25,000	25,000		25,000
AF	NORTH CAROLINA	Pope AFB	C-130 Flight Simulator	6,000	6,000	6,000		6,000
AF	NORTH DAKOTA	Minot AFB	B-52 3-Bay Conventional Munitions Maintenance	11,800	11,800	11,800		11,800
AF	NORTH DAKOTA	Minot AFB	B-52 Two-Bay Phase Maintenance Dock	34,000	34,000	34,000		34,000
AF	NORTH DAKOTA	Minot AFB	Dormitory (168 RM)	22,000	22,000	22,000		22,000

AF	QATAR	Al Udeid	Blatchford Preston Complex, Phase IV	37,000	37,000	0	-37,000	0	0
AF	TEXAS	Joint Base San Antonio	Adv Indiv Training (AIT) Barracks (300 RM)	46,000	46,000	46,000		46,000	
AF	TEXAS	Joint Base San Antonio	BMT Recruit Dormitory 4, Phase IV	64,000	64,000	64,000		64,000	
AF	UTAH	Hill AFB	F-22 System Support Facility	16,500	16,500	16,500		16,500	
AF	UTAH	Hill AFB	F-35 ADAL Hangar 45E/AMU	6,800	6,800	0	-6,800	0	
AF	VIRGINIA	Joint Base Langley Eustis	AIT Barracks Complex, Ph 2	50,000	50,000	50,000		50,000	
AF	WASHINGTON	Fairchild AFB	SERE Force Support Ph 2	14,000	14,000	14,000		14,000	
AF	WASHINGTON	Fairchild AFB	Wing Headquarters	13,600	13,600	13,600		13,600	
AF	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Community Facilities	0	10,000	0		0	
AF	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Community Facilities	0	10,000	0		0	
AF	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Maintenance & Production Facilities	0	10,000	0		0	
AF	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Operational Facilities	0	20,000	0		0	
AF	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	PLANNING & DESIGN	81,913	81,913	67,913	-29,000	52,913	
AF	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Supporting Facilities	0	10,000	0		0	
AF	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Unspecified Minor Construction	20,000	20,000	20,000		20,000	
<b>Total Military Construction, Air Force</b>				<b>1,364,858</b>	<b>1,330,858</b>	<b>1,129,858</b>	<b>-230,800</b>	<b>1,134,058</b>	
Def-Wide	ALABAMA	Maxwell AFB	Expand 800 Area Chiller Loop, Gunter Annex	0	0	0	2,482	2,482	
Def-Wide	ALABAMA	Redstone Arsenal	Von Braun Complex Phase IV	58,800	58,800	58,800		58,800	
Def-Wide	ALASKA	Anchorage	SOF Cold Weather Maritime Training Facility	18,400	18,400	18,400		18,400	
Def-Wide	ALASKA	Eielson AFB	Upgrade Rail Line	14,800	14,800	14,800		14,800	
Def-Wide	ARIZONA	Davis-Monthan AFB	CNS Thermal Storage	0	0	0	4,650	4,650	
Def-Wide	ARIZONA	Davis-Monthan AFB	REPLACE HYDRANT FUEL SYSTEM	23,000	23,000	23,000		23,000	
Def-Wide	BELGIUM	Brussels	NATO Headquarters Facility	24,118	24,118	0	-24,118	0	
Def-Wide	CALIFORNIA	Camp Pendleton	SOF Military Working Dog Facility	3,500	3,500	3,500		3,500	
Def-Wide	CALIFORNIA	Camp Pendleton	SOF Range 130 Support Projects	8,641	8,641	8,641		8,641	
Def-Wide	CALIFORNIA	Coronado	SOF Support Activity Operations Facility	42,000	42,000	42,000		42,000	
Def-Wide	CALIFORNIA	Defense Distribution Depot-Tracy	Replace Public Safety Center	15,500	15,500	15,500		15,500	

SEC. 4601. MILITARY CONSTRUCTION  
(In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Def-Wide	CALIFORNIA	Point Loma Annex	Replace Fuel Storage Facilities Incr 4	27,000	27,000	27,000		27,000
Def-Wide	CALIFORNIA	Presidio of Monterey	1 MW Solar Grid	0	0	0	5,000	5,000
Def-Wide	CALIFORNIA	San Clemente	REPLACE FUEL STORAGE TANKS & PIPELINE	21,800	21,800	21,800		21,800
Def-Wide	CALIFORNIA	San Joaquin/Tracy Site	400 kW Solar PV System; Building 58 Roof	0	0	0	2,860	2,860
Def-Wide	COLORADO	Buckley AFB	Mountainview Operations Facility, Incr 1	140,932	70,932	70,432	-70,500	70,432
Def-Wide	COLORADO	Fort Carson	Microgrid Expansion PEV tie-in (SPIDERS)	0	0	0	4,277	4,277
Def-Wide	DISTRICT OF CO- LUMBIA	Bolling AFB	Cooling Tower Expansion	2,070	2,070	2,070		2,070
Def-Wide	DISTRICT OF CO- LUMBIA	Bolling AFB	DIAC Parking Garage	13,586	13,586	13,586		13,586
Def-Wide	DISTRICT OF CO- LUMBIA	Bolling AFB	Electrical Upgrades	1,080	1,080	1,080		1,080
Def-Wide	FLORIDA	Eglin AFB	Medical Clinic	11,600	11,600	11,600		11,600
Def-Wide	FLORIDA	Eglin AFB	SOF Company Operations Facility (GSB)	21,000	21,000	21,000		21,000
Def-Wide	FLORIDA	Eglin AFB	SOF Company Operations Facility (GSTB)	19,000	19,000	19,000		19,000
Def-Wide	FLORIDA	Eglin AUX 9	SOF Enclosed Engine Noise Suppressors	3,200	3,200	3,200		3,200
Def-Wide	FLORIDA	Eglin AUX 9	SOF Simulator Facility	6,300	6,300	6,300		6,300
Def-Wide	FLORIDA	MacDill AFB	SOF Acquisition Center (Phase II)	15,200	15,200	15,200		15,200
Def-Wide	FLORIDA	Tyndall AFB	Reclaimed Water Irrigation	0	0	0	3,255	3,255
Def-Wide	FLORIDA	Whiting Field	TRUCK LOAD/UNLOAD FACILITY	3,800	3,800	3,800		3,800
Def-Wide	GEORGIA	Fort Benning	Replace McBride Elementary School	37,205	37,205	37,205		37,205
Def-Wide	GEORGIA	Fort Gordon	WHITELAW WEDGE BUILDING ADDITION	11,340	11,340	17,705	6,365	17,705
Def-Wide	GEORGIA	Fort Stewart	Hospital Addition/Alteration Phase 2	72,300	72,300	72,300		72,300
Def-Wide	GEORGIA	MCLB Albany	LFG Generator	0	0	0	3,504	3,504
Def-Wide	GERMANY	Ansbach	Ansbach Middle/High School Addition	11,672	11,672	11,672		11,672
Def-Wide	GERMANY	Baumholder	Replace Wetzel-Smith Elementary Schools	59,419	59,419	0		59,419
Def-Wide	GERMANY	Grafenwoehr	Netzberg MS School Addition	6,529	6,529	6,529		6,529
Def-Wide	GERMANY	Rhine Ordnance Barracks	Medical Center Replacement Incr 1	70,592	70,592	0		70,592
Def-Wide	GERMANY	Spangdalem AB	Replace Bitburg Elementary School	41,876	41,876	41,876		41,876
Def-Wide	GERMANY	Spangdalem AB	Replace Bitburg Middle & High School	87,167	87,167	87,167		87,167



SEC. 4601. MILITARY CONSTRUCTION  
(In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Def-Wide	NEW MEXICO	Cannon AFB	SOF Hangar Aircraft Maintenance Unit	41,200	41,200	41,200		41,200
Def-Wide	NEW MEXICO	Cannon AFB	SOF Squadron Operations Facility	17,300	17,300	17,300		17,300
Def-Wide	NEW YORK	Fort Drum	Dental clinic Addition/Alteration	4,700	4,700	4,700		4,700
Def-Wide	NEW YORK	Fort Drum	Medical Clinic	15,700	15,700	15,700		15,700
Def-Wide	NEW YORK	Fort Drum	Retrocommission Various Buildings	0	0	0	3,500	3,500
Def-Wide	NORTH CAROLINA	Camp Lejeune	SOF Army Facility Expansion	6,670	6,670	6,670		6,670
Def-Wide	NORTH CAROLINA	Fort Bragg	Historic District GSHP & Retro Cx	0	0	0	13,400	13,400
Def-Wide	NORTH CAROLINA	Fort Bragg	Hospital Alteration	57,600	57,600	57,600		57,600
Def-Wide	NORTH CAROLINA	Fort Bragg	Replace District Superintendent's Office	3,138	3,138	3,138		3,138
Def-Wide	NORTH CAROLINA	Fort Bragg	SOF Administrative Annex	12,000	12,000	12,000		12,000
Def-Wide	NORTH CAROLINA	Fort Bragg	SOF Battalion Operations Complex	23,478	23,478	23,478		23,478
Def-Wide	NORTH CAROLINA	Fort Bragg	SOF Battalion Operations Facility	41,000	41,000	41,000		41,000
Def-Wide	NORTH CAROLINA	Fort Bragg	SOF Brigade Headquarters	19,000	19,000	19,000		19,000
Def-Wide	NORTH CAROLINA	Fort Bragg	SOF Communications Training Complex	10,758	10,758	10,758		10,758
Def-Wide	NORTH CAROLINA	Fort Bragg	SOF Entry Control Point	2,300	2,300	2,300		2,300
Def-Wide	NORTH CAROLINA	Fort Bragg	SOF Group Headquarters	26,000	26,000	26,000		26,000
Def-Wide	NORTH CAROLINA	Fort Bragg	SOF Squadron HQ Addition	11,000	11,000	11,000		11,000
Def-Wide	NORTH CAROLINA	MCB Camp Lejeune	Steam Decentralization of Camp Geiger	0	0	0	6,925	6,925
Def-Wide	NORTH CAROLINA	New River	Replace Delallo Elementary School	22,687	22,687	22,687		22,687
Def-Wide	NORTH CAROLINA	Pope AFB	SOF Training Facility	5,400	5,400	5,400		5,400
Def-Wide	OHIO	Columbus	Security Enhancements	10,000	10,000	10,000		10,000
Def-Wide	OKLAHOMA	Altus	Install VCEP for 22 Buildings	0	0	0	5,700	5,700
Def-Wide	OKLAHOMA	Altus AFB	Replace Fuel Transfer Pipeline	8,200	8,200	8,200		8,200
Def-Wide	PENNSYLVANIA	DEF Distribution Depot New Cumberland	Enclose Open-Sided Shed	3,000	3,000	0	-3,000	0
Def-Wide	PENNSYLVANIA	DEF Distribution Depot New Cumberland	Replace General Purpose Warehouse	25,500	25,500	0		25,500
Def-Wide	PENNSYLVANIA	DEF Distribution Depot New Cumberland	UPGRADE ACCESS CONTROL POINTS	17,500	17,500	17,500		17,500
Def-Wide	PENNSYLVANIA	Philadelphia	Upgrade HVAC System	8,000	8,000	8,000		8,000

Def-Wide	SOUTH CAROLINA	Joint Base Charleston	REPLACE FUEL STORAGE & DISTRIBUTION FACILITY	24,868	24,868	24,868	24,868	24,868	24,868
Def-Wide	TENNESSEE	Arnold AFB	Provide Temp. Control Cell Cooling C1 & C2	0	0	0	0	0	24,868
Def-Wide	TENNESSEE	Fort Bliss	Hospital Replacement Incr 3	136,700	136,700	136,700	136,700	136,700	3,300
Def-Wide	TENNESSEE	Joint Base San Antonio	Ambulatory Care Center Phase 3	161,300	161,300	161,300	161,300	161,300	-50,000
Def-Wide	TENNESSEE	Joint Base San Antonio	Hospital Nutrition Care Department Add/Alt	33,000	33,000	33,000	33,000	33,000	-80,700
Def-Wide	UNITED KINGDOM	Menwith Hill Station	MHS PSC CONSTRUCTION GENERATOR PLANT	68,601	68,601	68,601	68,601	68,601	33,000
Def-Wide	UNITED KINGDOM	Royal Air Force Alconbury	Replace Alconbury High School	35,030	35,030	35,030	35,030	35,030	68,601
Def-Wide	UTAH	Camp Williams	IC CNCI Data Center 1 Inc 3	246,401	246,401	246,401	246,401	246,401	35,030
Def-Wide	UTAH	Tooele Army Depot	Install Stirling Solar Array	0	0	0	0	0	-80,000
Def-Wide	VIRGINIA	Charlottesville	Remote Delivery Facility	10,805	10,805	10,805	10,805	10,805	8,200
Def-Wide	VIRGINIA	Dahlgren	Dahlgren E/MS School Addition	1,988	1,988	1,988	1,988	1,988	10,805
Def-Wide	VIRGINIA	Dam Neck	SOF Building Renovation	3,814	3,814	3,814	3,814	3,814	1,988
Def-Wide	VIRGINIA	Dam Neck	SOF Logistic Support Facility	14,402	14,402	14,402	14,402	14,402	3,814
Def-Wide	VIRGINIA	Dam Neck	SOF Military Working Dog Facility	4,900	4,900	4,900	4,900	4,900	14,402
Def-Wide	VIRGINIA	Fort Belvoir	Technology Center Third Floor Fit-out	54,625	54,625	54,625	54,625	54,625	4,900
Def-Wide	VIRGINIA	Joint Expeditionary Base Little Creek—Story	SOF Seal Team Operations Facility	37,000	37,000	37,000	37,000	37,000	0
Def-Wide	VIRGINIA	NRO/Aerospace Data Facility—East	2 MW Bloom Box Fuel Cell	0	0	0	0	0	54,625
Def-Wide	VIRGINIA	Pentagon	Heliprot Control Tower/Fire Station	6,457	6,457	6,457	6,457	6,457	37,000
Def-Wide	VIRGINIA	Pentagon	Pentagon Memorial Pedestrian Plaza	2,285	2,285	2,285	2,285	2,285	2,000
Def-Wide	VIRGINIA	Quantico	Defense Access Road Improvements-Telegraph Rd	4,000	4,000	4,000	4,000	4,000	6,457
Def-Wide	VIRGINIA	Quantico	DSS Headquarters Addition	42,727	42,727	42,727	42,727	42,727	2,285
Def-Wide	WASHINGTON	Joint Base Lewis McChord	REPLACE FUEL DISTRIBUTION FACILITIES	14,000	14,000	14,000	14,000	14,000	4,000
Def-Wide	WASHINGTON	Joint Base Lewis McChord	SOF Company Operations Facility	21,000	21,000	21,000	21,000	21,000	42,727
Def-Wide	WASHINGTON	Whidbey Island	Replace Fuel Pipeline	25,000	25,000	25,000	25,000	25,000	14,000
Def-Wide	WEST VIRGINIA	Camp Dawson	REPLACE HYDRANT FUEL SYSTEM	2,200	2,200	2,200	2,200	2,200	21,000
Def-Wide	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Contingency Construction	10,000	10,000	10,000	10,000	10,000	25,000
Def-Wide	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Defense Access Roads	0	0	0	0	0	2,200
Def-Wide	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Energy Conservation Investment Program	135,000	135,000	135,000	135,000	135,000	10,000
Def-Wide	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Exercise Related Construction	8,417	8,417	8,417	8,417	8,417	0

SEC. 4601. MILITARY CONSTRUCTION (In Thousands of Dollars)								
Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Minor Construction	6,100	6,100	6,100		6,100
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning and Design (General Reduction)	0	0	0	-55,000	-55,000
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning and Design	1,993	1,993	1,993		1,993
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning And Design	8,368	8,368	8,368		8,368
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning and Design	3,043	3,043	3,043		3,043
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning and Design	6,000	6,000	6,000		6,000
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning and Design	52,974	52,974	35,474		52,974
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning And Design	31,468	31,468	28,968		31,468
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	PLANNING AND DESIGN	3,000	3,000	3,000		3,000
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning and Design	5,277	5,277	5,277		5,277
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning And Design	48,007	48,007	43,007		48,007
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	SOF Land Acquisition	0	10,000	0		0
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Supporting Activities	0	0	0		0
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Unspecified Minor Construction	8,876	8,876	8,876		8,876
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Unspecified Minor Construction	3,000	3,000	3,000		3,000

December 11, 2011 (11:34 p.m.)

Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Unspecified Minor Milcon	6,365	6,365	0	-6,365	0
Def-Wide	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Various ECIP	0	0	0	20,444	20,444
Def-Wide	WORLDWIDE UN-SPECIFIED	Various Worldwide Locations	Planning And Design	227,498	227,498	202,498		227,498
Def-Wide	WORLDWIDE UN-SPECIFIED	Various Worldwide Locations	Planning And Design	66,974	66,974	61,974		66,974
Def-Wide	WORLDWIDE UN-SPECIFIED	Various Worldwide Locations	Unspecified Minor Construction	6,571	6,571	6,571		6,571
Def-Wide	WYOMING	FE Warren	Decentralize Base Heat Plant	0	0	0	12,600	12,600
	<b>Total Military Construction, Defense-Wide</b>			<b>3,848,757</b>	<b>3,705,457</b>	<b>3,103,663</b>	<b>-451,918</b>	<b>3,396,839</b>
Chem Demil	COLORADO	Pueblo Depot	Ammunition Demilitarization Facility, Ph XIII	15,338	15,338	15,338		15,338
Chem Demil	KENTUCKY	Blue Grass Army Depot	Ammunition Demilitarization Ph XII	59,974	59,974	59,974		59,974
	<b>Total Chemical Demilitarization Construction, Defense</b>			<b>75,312</b>	<b>75,312</b>	<b>75,312</b>	<b>0</b>	<b>75,312</b>
NATO	WORLDWIDE UN-SPECIFIED	NATO Security Investment Program	Nato Security Investment Program	272,611	272,611	240,611	-15,000	257,611
	<b>Total NATO Security Investment Program</b>			<b>272,611</b>	<b>272,611</b>	<b>240,611</b>	<b>-25,000</b>	<b>247,611</b>
Army NG	ALABAMA	Fort McClellan	Readiness Center PH2	16,500	16,500	16,500		16,500
Army NG	ARIZONA	Papago Military Reservation	Readiness Center	17,800	17,800	17,800		17,800
Army NG	ARKANSAS	Fort Chaffee	Convoy Live Fire/Entry Control Point Range	3,500	3,500	3,500		3,500
Army NG	CALIFORNIA	Camp Roberts	Tactical Unmanned Aircraft System Facility	6,160	6,160	6,160		6,160
Army NG	CALIFORNIA	Camp Roberts	Utilities Replacement Ph I	32,000	32,000	32,000		32,000
Army NG	CALIFORNIA	Camp San Luis Obispo	Field Maintenance Shop	8,000	8,000	8,000		8,000
Army NG	COLORADO	Alamosa	Readiness Center	6,400	6,400	6,400		6,400
Army NG	COLORADO	Aurora	Tactical Unmanned Aircraft System Facility	3,600	3,600	3,600		3,600
Army NG	COLORADO	Fort Carson	Barracks Complex (ORTC)	43,000	43,000	43,000		43,000
Army NG	DISTRICT OF COLUMBIA	Anacostia	US Property & Fiscal Office Add/Alt	5,300	5,300	5,300		5,300
Army NG	FLORIDA	Camp Blanding	Convoy Live Fire/Entry Control Point Range	2,400	2,400	2,400		2,400
Army NG	FLORIDA	Camp Blanding	Live Fire Shoot House	3,100	3,100	3,100		3,100
Army NG	GEORGIA	Atlanta	Readiness Center	11,000	11,000	11,000		11,000

SEC. 4601. MILITARY CONSTRUCTION  
(In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Army NG	GEORGIA	Hinesville	Maneuver Area Training & Equipment Site Ph1	17,500	17,500	17,500		17,500
Army NG	GEORGIA	Macon	Readiness Center Ph1	14,500	14,500	14,500		14,500
Army NG	HAWAII	Kalaheo	Readiness Center Ph1	33,000	33,000	33,000		33,000
Army NG	ILLINOIS	Normal	Readiness Center	10,000	10,000	10,000		10,000
Army NG	INDIANA	Camp Atterbury	Deployment Processing Facility	8,900	8,900	8,900		8,900
Army NG	INDIANA	Camp Atterbury	Operations Readiness Training Cmplx 2	27,000	27,000	27,000		27,000
Army NG	INDIANA	Camp Atterbury	Operations Readiness Training Complex 1	25,000	25,000	25,000		25,000
Army NG	INDIANA	Camp Atterbury	Railhead Expansion & Container Facility	21,000	21,000	21,000		21,000
Army NG	INDIANA	Indianapolis	JFHQ Add/Alt	25,700	25,700	25,700		25,700
Army NG	MAINE	Bangor	Readiness Center	15,600	15,600	15,600		15,600
Army NG	MAINE	Brunswick	Armed Forces Reserve Center	23,000	23,000	23,000		23,000
Army NG	MARYLAND	Dundalk	Readiness Center Add/Alt	16,000	16,000	16,000		16,000
Army NG	MARYLAND	La Plata	Readiness Center	9,000	9,000	9,000		9,000
Army NG	MARYLAND	Westminster	Readiness Center Add/Alt	10,400	10,400	10,400		10,400
Army NG	MASSACHUSETTS	Natick	Readiness Center	9,000	9,000	9,000		9,000
Army NG	MINNESOTA	Camp Ripley	Multipurpose Machine Gun Range	8,400	8,400	8,400		8,400
Army NG	MISSISSIPPI	Camp Shelby	Deployment Processing Facility	12,600	12,600	12,600		12,600
Army NG	MISSISSIPPI	Camp Shelby	Operational Readiness Training Cmplx Ph1	27,000	27,000	27,000		27,000
Army NG	MISSISSIPPI	Camp Shelby	Troop Housing (ORTC) Ph1	25,000	25,000	25,000		25,000
Army NG	NEBRASKA	Grand Island	Readiness Center	22,000	22,000	22,000		22,000
Army NG	NEBRASKA	Mead	Readiness Center	9,100	9,100	9,100		9,100
Army NG	NEVADA	Las Vegas	Field Maintenance Shop	23,000	23,000	23,000		23,000
Army NG	NEW JERSEY	Lakehurst	Army Aviation Support Facility	49,000	49,000	49,000		49,000
Army NG	NEW MEXICO	Santa Fe	Readiness Center Add/Alt	5,200	5,200	5,200		5,200
Army NG	NORTH CAROLINA	Greensboro	Readiness Center Add/Alt	3,700	3,700	3,700		3,700
Army NG	OKLAHOMA	Camp Gruber	Live Fire Shoot House	3,000	3,000	3,000		3,000
Army NG	OKLAHOMA	Camp Gruber	Upgrade-Combined Arms Collective Training Fac	10,361	10,361	10,361		10,361
Army NG	OREGON	The Dalles	Readiness Center	13,800	13,800	13,800		13,800
Army NG	PUERTO RICO	Fort Buchanan	Readiness Center	57,000	57,000	57,000		57,000
Army NG	SOUTH CAROLINA	Allendale	Readiness Center Add/Alt	4,300	4,300	4,300		4,300

Army NG	UTAH	Camp Williams	Multi Purpose Machine Gun Range	6,500	6,500	6,500	6,500	6,500	6,500
Army NG	VIRGINIA	Fort Pickett	Combined Arms Collective Training Facility	11,000	11,000	11,000	11,000	11,000	11,000
Army NG	WEST VIRGINIA	Buckhannon	Readiness Center Ph1	10,000	10,000	10,000	10,000	10,000	10,000
Army NG	WISCONSIN	Camp Williams	Tactical Unmanned Aircraft System Facility	7,000	7,000	7,000	7,000	7,000	7,000
Army NG	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Maintenance & Production Facilities	0	20,000	0	0	0	0
Army NG	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Maintenance & Production Facilities	0	10,000	0	0	0	0
Army NG	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Operational Facilities	0	10,000	0	0	0	0
Army NG	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Planning and Design	20,671	20,671	20,671	20,671	20,671	20,671
Army NG	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Training Facilities	0	10,000	0	0	0	0
Army NG	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Unspecified Construction	0	0	0	0	0	0
Army NG	WORLDWIDE UNSPECIFIED	Unspecified Worldwide Locations	Unspecified Minor Construction	11,700	11,700	11,700	11,700	11,700	11,700
Army NG	WYOMING	Cheyenne	Readiness Center	8,900	8,900	8,900	8,900	8,900	8,900
<b>Total Military Construction, Army National Guard</b>				<b>773,592</b>	<b>823,592</b>	<b>773,592</b>	<b>773,592</b>	<b>773,592</b>	<b>0</b>
Army Res	CALIFORNIA	Fort Hunter Liggett	Automated Multipurpose Machine Gun (MPMG)	5,200	5,200	5,200	5,200	5,200	5,200
Army Res	COLORADO	Fort Collins	Army Reserve Center	13,600	13,600	13,600	13,600	13,600	13,600
Army Res	ILLINOIS	Homewood	Army Reserve Center	16,000	16,000	16,000	16,000	16,000	16,000
Army Res	ILLINOIS	Rockford	Army Reserve Center/Land	12,800	12,800	12,800	12,800	12,800	12,800
Army Res	INDIANA	Fort Benjamin Harrison	Army Reserve Center	57,000	57,000	57,000	57,000	57,000	57,000
Army Res	KANSAS	Kansas City	Army Reserve Center/Land	13,000	13,000	13,000	13,000	13,000	13,000
Army Res	MASSACHUSETTS	Attleboro	Army Reserve Center/Land	22,000	22,000	22,000	22,000	22,000	22,000
Army Res	MINNESOTA	Saint Joseph	Army Reserve Center	11,800	11,800	11,800	11,800	11,800	11,800
Army Res	MISSOURI	Weldon Springs	Army Reserve Center	19,000	19,000	19,000	19,000	19,000	19,000
Army Res	NEW YORK	Schenectady	Army Reserve Center	20,000	20,000	20,000	20,000	20,000	20,000
Army Res	NORTH CAROLINA	Greensboro	Army Reserve Center/Land	19,000	19,000	19,000	19,000	19,000	19,000
Army Res	SOUTH CAROLINA	Orangeburg	Army Reserve Center/Land	12,000	12,000	12,000	12,000	12,000	12,000
Army Res	WISCONSIN	Fort McCoy	Automated Record Fire Range	4,600	4,600	4,600	4,600	4,600	4,600
Army Res	WISCONSIN	Fort McCoy	Container Loading Facility	5,300	5,300	5,300	5,300	5,300	5,300
Army Res	WISCONSIN	Fort McCoy	Modified Record Fire Known Distance Range	5,400	5,400	5,400	5,400	5,400	5,400

**SEC. 4601. MILITARY CONSTRUCTION**  
(In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
Army Res	WISCONSIN	Fort McCoy	NCOA Phase III—Billeting	12,000	12,000	12,000		12,000
Army Res	WORLDWIDE UN- SPECIFIED	Unspecified Worldwide Lo- cations	Planning and Design	28,924	28,924	28,924		28,924
Army Res	WORLDWIDE UN- SPECIFIED	Unspecified Worldwide Lo- cations	Unspecified Minor Construction	2,925	2,925	2,925		2,925
<b>Total Military Construction, Army Reserve</b>				<b>280,549</b>	<b>280,549</b>	<b>280,549</b>	<b>0</b>	<b>280,549</b>
N/MC Res	PENNSYLVANIA	Pittsburg	Armed Forces Reserve Center (Pittsburgh)	13,759	13,759	13,759		13,759
N/MC Res	TENNESSEE	Memphis	Reserve Training Center	7,949	7,949	7,949		7,949
N/MC Res	WORLDWIDE UN- SPECIFIED	Unspecified Worldwide Lo- cations	MCNR Unspecified Minor Construction	2,000	2,000	2,000		2,000
N/MC Res	WORLDWIDE UN- SPECIFIED	Unspecified Worldwide Lo- cations	Planning And Design	2,591	2,591	2,591		2,591
<b>Total Military Construction, Naval Reserve</b>				<b>26,299</b>	<b>26,299</b>	<b>26,299</b>	<b>0</b>	<b>26,299</b>
Air NG	CALIFORNIA	Beale AFB	Wing Operations and Training Facility	6,100	6,100	6,100		6,100
Air NG	CALIFORNIA	Moffett Field	Replace Pararescue Training Facility	26,000	26,000	26,000		26,000
Air NG	HAWAII	Joint Base Pearl Harbor- Hickam	TF1—F-22 Combat Aircraft Parking Apron	12,721	0	12,721		12,721
Air NG	HAWAII	Joint Base Pearl Harbor- Hickam	TF1—F-22 Flight Simulator Facility	19,800	19,800	19,800		19,800
Air NG	HAWAII	Joint Base Pearl Harbor- Hickam	TF1—F-22 Weapons Load Crew Training Facilit	7,000	7,000	7,000		7,000
Air NG	INDIANA	Fort Wayne IAP	A-10 Facility Conversion—Munitions	4,000	4,000	4,000		4,000
Air NG	MARYLAND	Martin State Airport	TF1—C-27 Conversion - Squadron Operations	4,900	4,900	4,900		4,900
Air NG	MASSACHUSETTS	Otis ANGB	TF1—cNAF Beddown - Upgrade Facility	7,800	7,800	7,800		7,800
Air NG	OHIO	Springfield Beckley-MAP	Alter Predator Operations Center	6,700	6,700	6,700		6,700
Air NG	WORLDWIDE UN- SPECIFIED	Unspecified Worldwide Lo- cations	Maintenance & Production Facilities	0	20,000	0		0

Air NG	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Operational Facilities	0	10,000	0	0	0
Air NG	WORLDWIDE UN-SPECIFIED	Various Worldwide Locations	MINOR CONSTRUCTION	9,000	9,000	9,000	9,000	9,000
Air NG	WORLDWIDE UN-SPECIFIED	Various Worldwide Locations	Planning and Design	12,225	12,225	12,225	12,225	12,225
<b>Total Military Construction, Air National Guard</b>				<b>116,246</b>	<b>133,525</b>	<b>116,246</b>	<b>0</b>	<b>116,246</b>
AF Res	CALIFORNIA	March AFB	Airfield Control Tower/Base Ops	16,393	16,393	16,393	16,393	16,393
AF Res	SOUTH CAROLINA	Charleston AFB	TFI Red Horse Readiness & Trng Center	9,593	9,593	9,593	9,593	9,593
AF Res	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning & Design	2,200	2,200	2,200	2,200	2,200
AF Res	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Training Facilities	0	10,000	0	0	0
AF Res	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Unspecified Minor Construction	5,434	5,434	5,434	5,434	5,434
<b>Total Military Construction, Air Force Reserve</b>				<b>33,620</b>	<b>43,620</b>	<b>33,620</b>	<b>0</b>	<b>33,620</b>
FH Con Army	BELGIUM	Brussels	Land Purchase for GFOQ (10 units)	10,000	10,000	0	-10,000	0
FH Con Army	GERMANY	Grafenwoehr	Family Housing New Construction (26 units)	13,000	13,000	13,000	13,000	13,000
FH Con Army	GERMANY	Illesheim	Family Housing Replacement Construc(80 units)	41,000	41,000	41,000	41,000	41,000
FH Con Army	GERMANY	Vilseck	Family Housing New Construction (22 units)	12,000	12,000	12,000	12,000	12,000
FH Con Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Construction Improvements (276 units)	103,000	103,000	103,000	103,000	103,000
FH Con Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Family Housing P&D	7,897	7,897	7,897	7,897	7,897
<b>Total Family Housing Construction, Army</b>				<b>186,897</b>	<b>186,897</b>	<b>176,897</b>	<b>-10,000</b>	<b>176,897</b>
FH Ops Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Furnishings Account	14,256	14,256	14,256	14,256	14,256
FH Ops Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Leasing	204,426	204,426	204,426	204,426	204,426
FH Ops Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Maintenance of Real Property	105,668	105,668	105,668	105,668	105,668
FH Ops Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Management Account	54,728	54,728	54,728	54,728	54,728

**SEC. 4601. MILITARY CONSTRUCTION**  
(In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
FH Ops Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Miscellaneous Account	605	605	605		605
FH Ops Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Privatization Support Costs	25,741	25,741	25,741		25,741
FH Ops Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Services Account	15,797	15,797	15,797		15,797
FH Ops Army	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Utilities Account	73,637	73,637	73,637		73,637
<b>Total Family Housing Operation And Maintenance, Army</b>				<b>494,858</b>	<b>494,858</b>	<b>494,858</b>	<b>0</b>	<b>494,858</b>
FH Con AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Classified Improvements	50	50	50		50
FH Con AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Construction Improvements	80,546	80,546	80,546		80,546
FH Con AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Planning and Design	4,208	4,208	4,208		4,208
<b>Total Family Housing Construction, Air Force</b>				<b>84,804</b>	<b>84,804</b>	<b>84,804</b>	<b>0</b>	<b>84,804</b>
FH Ops AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Furnishings Account	35,290	35,290	35,290		35,290
FH Ops AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Housing Privatization	47,571	47,571	47,571		47,571
FH Ops AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Leasing	80,775	80,775	80,775		80,775
FH Ops AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Leasing Account	122	122	122		122
FH Ops AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Maintenance (RPMA & RPMC)	98,132	98,132	98,132		98,132
FH Ops AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Maintenance Account	2,001	2,001	2,001		2,001

FH Ops AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Management Account	55,395	55,395	55,395	55,395	55,395	0	404,761	404,761	404,761
FH Ops AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Management Account	1,996	1,996	1,996	1,996	1,996	0	404,761	404,761	404,761
FH Ops AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Miscellaneous Account	2,165	2,165	2,165	2,165	2,165	0	404,761	404,761	404,761
FH Ops AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Services Account	13,675	13,675	13,675	13,675	13,675	0	404,761	404,761	404,761
FH Ops AF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Utilities Account	67,639	67,639	67,639	67,639	67,639	0	404,761	404,761	404,761
<b>Total Family Housing Operation And Maintenance, Air Force</b>												
FH Con Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Design	3,199	3,199	3,199	3,199	3,199	0	100,972	100,972	100,972
FH Con Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Improvements	97,773	97,773	97,773	97,773	97,773	0	100,972	100,972	100,972
<b>Total Family Housing Construction, Navy And Marine Corps</b>												
FH Ops Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Furnishings Account	15,979	15,979	15,979	15,979	15,979	0	100,972	100,972	100,972
FH Ops Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Leasing	79,798	79,798	79,798	79,798	79,798	0	100,972	100,972	100,972
FH Ops Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Maintenance Of Real Property	97,231	97,231	97,231	97,231	97,231	0	100,972	100,972	100,972
FH Ops Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Management Account	61,090	61,090	61,090	61,090	61,090	0	100,972	100,972	100,972
FH Ops Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Miscellaneous Account	476	476	476	476	476	0	100,972	100,972	100,972
FH Ops Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Privatization Support Costs	28,582	28,582	28,582	28,582	28,582	0	100,972	100,972	100,972
FH Ops Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Services Account	14,510	14,510	14,510	14,510	14,510	0	100,972	100,972	100,972
FH Ops Navy	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Utilities Account	70,197	70,197	70,197	70,197	70,197	0	100,972	100,972	100,972
<b>Total Family Housing Operation And Maintenance, Navy And Marine Corps</b>												
				<b>367,863</b>	<b>367,863</b>	<b>367,863</b>	<b>367,863</b>	<b>367,863</b>	<b>0</b>	<b>367,863</b>	<b>367,863</b>	<b>367,863</b>

SEC. 4601. MILITARY CONSTRUCTION  
(In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
FH Ops DW	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Furnishings Account	70	70	70		70
FH Ops DW	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Furnishings Account	19	19	19		19
FH Ops DW	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Furnishings Account	2,699	2,699	2,699		2,699
FH Ops DW	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Leasing	10,100	10,100	10,100		10,100
FH Ops DW	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Leasing	36,552	36,552	36,552		36,552
FH Ops DW	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Maintenance Of Real Property	70	70	70		70
FH Ops DW	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Maintenance Of Real Property	546	546	546		546
FH Ops DW	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Management Account	347	347	347		347
FH Ops DW	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Services Account	30	30	30		30
FH Ops DW	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Utilities Account	280	280	280		280
FH Ops DW	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Utilities Account	10	10	10		10
<b>Total Family Housing Operation And Maintenance, Defense-Wide</b>				<b>50,723</b>	<b>50,723</b>	<b>50,723</b>	<b>0</b>	<b>50,723</b>
HOAP	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Homeowners Assistance Program	1,284	1,284	1,284		1,284
<b>Total Homeowners Assistance Fund</b>				<b>1,284</b>	<b>1,284</b>	<b>1,284</b>	<b>0</b>	<b>1,284</b>
FHIF	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	Family Housing Improvement Fund	2,184	2,184	2,184		2,184

Total DOD Family Housing Improvement Fund		2,184	2,184	2,184	2,184	0	2,184
BRAC 05	Worldwide Unspecified Locations	933	933	933	-933	0	0
BRAC 05	Worldwide Unspecified Locations	6,090	6,090	6,090	-6,090	0	0
BRAC 05	Worldwide Unspecified Locations	5,021	5,021	5,021	-5,021	0	0
BRAC 05	Worldwide Unspecified Locations	325	325	325	-325	0	0
BRAC 05	Worldwide Unspecified Locations	421	421	421	-421	0	0
BRAC 05	Worldwide Unspecified Locations	1,442	1,442	1,442	-1,442	0	0
BRAC 05	Worldwide Unspecified Locations	2,056	2,056	2,056	-2,056	0	0
BRAC 05	Worldwide Unspecified Locations	9,763	9,763	9,763	-9,763	0	0
BRAC 05	Worldwide Unspecified Locations	515	515	515	-515	0	0
BRAC 05	Worldwide Unspecified Locations	196	196	196	-196	0	0
BRAC 05	Worldwide Unspecified Locations	45,769	45,769	45,769	-45,769	0	0
BRAC 05	Worldwide Unspecified Locations	122	122	122	-122	0	0
BRAC 05	Worldwide Unspecified Locations	320	320	320	-320	0	0
BRAC 05	Worldwide Unspecified Locations	34,011	34,011	34,011	-34,011	0	0
BRAC 05	Worldwide Unspecified Locations	467	467	467	-467	0	0
BRAC 05	Worldwide Unspecified Locations	9,092	9,092	9,092	-9,092	0	0

SEC. 4601. MILITARY CONSTRUCTION  
(In Thousands of Dollars)

Account	State/ Country	Installation	Project Title	Budget Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	IND-122: LONE STAR ARMY AMMO PLANT, TX	19,367	19,367	19,367	-19,367	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	INT-4: NGA ACTIVITIES	1,791	1,791	1,791	-1,791	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	MED-2: WALTER REED NMHC, BETHESDA, MD	18,586	18,586	18,586	-18,586	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	MED-57: BROOKS CITY BASE, TX	205	205	205	-205	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	PROGRAM MANAGEMENT VARIOUS LOCATIONS	828	828	828	-828	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	PROGRAM MANAGEMENT VARIOUS LOCATIONS	32,298	32,298	32,298	-32,298	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	USA-113: FORT MONROE, VA	23,601	23,601	23,601	-23,601	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	USA-121: FORT GILLEM, GA	8,903	8,903	8,903	-8,903	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	USA-131: USAR COMMAND AND CONTROL -SE	250	250	250	-250	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	USA-166: USAR COMMAND AND CONTROL-NW	1,000	1,000	1,000	-1,000	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	USA-167: USAR COMMAND AND CONTROL-NE	250	250	250	-250	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	USA-168: USAR COMMAND AND CONTROL-SW	250	250	250	-250	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	USA-222: FORT MCPHERSON, GA	9,921	9,921	9,921	-9,921	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	USA-223: FORT MONMOUTH, NJ	21,908	21,908	21,908	-21,908	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	USA-242: RC TRANSFORMATION IN NY	259	259	259	-259	0

December 11, 2011 (11:34 p.m.)

BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	USA-36: RED RIVER ARMY DEPOT	1,207	1,207	1,207	-1,207	0
BRAC 05	WORLDWIDE UN-SPECIFIED	Unspecified Worldwide Locations	USA-63: U.S. ARMY GARRISON (SELFRIIDGE)	1,609	1,609	1,609	-1,609	0
<b>Total Base Realignment and Closure Account 2005</b>				<b>258,776</b>	<b>258,776</b>	<b>258,776</b>	<b>-258,776</b>	<b>0</b>
BRAC IV	WORLDWIDE UN-SPECIFIED	BASE REALIGNMENT & CLOSURE	Base Realignment & Closure	0	0	0	0	0
BRAC IV	WORLDWIDE UN-SPECIFIED	BASE REALIGNMENT & CLOSURE, AIR FORCE	Base Realignment & Closure	123,476	123,476	123,476	123,476	123,476
BRAC IV	WORLDWIDE UN-SPECIFIED	BASE REALIGNMENT & CLOSURE, ARMY	Base Realignment & Closure	70,716	70,716	70,716	70,716	70,716
BRAC IV	WORLDWIDE UN-SPECIFIED	BASE REALIGNMENT & CLOSURE, NAVY	Base Realignment & Closure	129,351	129,351	129,351	129,351	129,351
<b>Total Base Realignment and Closure Account 1990</b>				<b>323,543</b>	<b>323,543</b>	<b>323,543</b>	<b>0</b>	<b>323,543</b>
PYS	Unspecified	Unspecified Worldwide Locations	Prior Year Savings-Air Force	0	0	0	-32,000	-32,000
PYS	Unspecified	Unspecified Worldwide Locations	Prior Year Savings-Defense-Wide	0	0	0	-131,400	-131,400
PYS	Unspecified	Unspecified Worldwide Locations	Prior Year Savings-Navy	0	0	0	-25,000	-25,000
PYS	Unspecified	Unspecified Worldwide Locations	Prior Year Savings-Army	0	0	0	-100,000	-100,000
<b>Total Prior Year Savings</b>				<b>0</b>	<b>0</b>	<b>0</b>	<b>-288,400</b>	<b>-288,400</b>
<b>Total Division B</b>				<b>14,766,047</b>	<b>14,766,026</b>	<b>13,190,428</b>	<b>-1,696,609</b>	<b>13,069,438</b>
<b>Grand Total</b>				<b>14,766,047</b>	<b>14,766,026</b>	<b>13,190,428</b>	<b>-1,696,609</b>	<b>13,069,438</b>

## TITLE XLVII—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

### SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS.

Program	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized
<b>SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS</b> (In Thousands of Dollars)					
<b>Discretionary Summary By Appropriation</b>					
<b>Energy And Water Development, And Related Agencies</b>					
<b>Appropriation Summary:</b>					
<b>Energy Programs</b>					
ENERGY SECURITY AND ASSURANCE .....	6,187	6,187	0	-6,187	0
<b>Atomic Energy Defense Activities</b>					
<b>National nuclear security administration:</b>					
WEAPONS ACTIVITIES .....	7,629,716	7,629,716	7,628,716	-355,387	7,274,329
DEFENSE NUCLEAR NONPROLIFERATION .....	2,549,492	2,569,492	2,378,679	-216,189	2,333,303
NAVAL REACTORS .....	1,153,662	1,153,662	1,153,662	-73,662	1,080,000
OFFICE OF THE ADMINISTRATOR .....	450,060	450,060	405,092	-67,360	382,700
<b>Total, National nuclear security administration .....</b>	<b>11,782,930</b>	<b>11,802,930</b>	<b>11,566,149</b>	<b>-712,598</b>	<b>11,070,332</b>
<b>Environmental and other defense activities:</b>					
DEFENSE ENVIRONMENTAL CLEANUP .....	5,406,781	5,406,781	5,160,126	-383,781	5,023,000
OTHER DEFENSE ACTIVITIES .....	859,952	859,952	859,952	-36,588	823,364
DEFENSE NUCLEAR WASTE DISPOSAL .....	0	0	0	0	0

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS (In Thousands of Dollars)						
Program	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized	
<b>Total, Environmental &amp; other defense activities</b>	<b>6,266,733</b>	<b>6,266,733</b>	<b>6,020,078</b>	<b>-420,369</b>	<b>5,846,364</b>	
<b>Total, Atomic Energy Defense Activities</b>	<b>18,049,663</b>	<b>18,069,663</b>	<b>17,586,227</b>	<b>-1,132,967</b>	<b>16,916,696</b>	
<b>Total, Discretionary Funding</b>	<b>18,055,850</b>	<b>18,075,850</b>	<b>17,586,227</b>	<b>-1,132,967</b>	<b>16,916,696</b>	
<b>Electricity Delivery &amp; Energy Reliability</b>						
Infrastructure security & energy restoration	6,187	6,187	0	-6,187	0	
<b>Weapons Activities</b>						
<b>Directed stockpile work</b>						
<b>Life extension programs</b>						
B61 Life extension program	223,562	223,562	223,562		223,562	
W76 Life extension program	257,035	257,035	257,035		257,035	
<b>Total, Life extension programs</b>	<b>480,597</b>	<b>480,597</b>	<b>480,597</b>	<b>0</b>	<b>480,597</b>	
<b>Stockpile systems</b>						
B61 Stockpile systems	72,396	72,396	72,396		72,396	
W76 Stockpile systems	63,383	63,383	63,383		63,383	
W78 Stockpile systems	109,518	109,518	107,518	-10,000	99,518	
W80 Stockpile systems	44,444	44,444	44,444		44,444	
B83 Stockpile systems	48,215	48,215	48,215		48,215	
W87 Stockpile systems	83,943	83,943	83,943		83,943	
W88 Stockpile systems	75,728	75,728	75,728		75,728	
<b>Total, Stockpile systems</b>	<b>497,627</b>	<b>497,627</b>	<b>495,627</b>	<b>-10,000</b>	<b>487,627</b>	
<b>Weapons dismantlement and disposition</b>						
Operations and maintenance	56,770	56,770	56,770		56,770	
<b>Total, Weapons dismantlement and disposition</b>	<b>56,770</b>	<b>56,770</b>	<b>56,770</b>	<b>0</b>	<b>56,770</b>	

<b>Stockpile services</b>						
Production support .....	354,502	354,502	354,502	-24,502	330,000	
Research and development support .....	30,264	30,264	30,264		30,264	
R&D certification and safety .....	190,892	190,892	190,892	-25,323	165,569	
Management, technology, and production .....	198,700	198,700	198,700	-10,000	188,700	
Plutonium sustainment .....	154,231	154,231	154,231	-14,231	140,000	
<b>Total, Stockpile services</b> .....	<b>928,589</b>	<b>928,589</b>	<b>928,589</b>	<b>-74,056</b>	<b>854,533</b>	
<b>Total, Directed stockpile work</b> .....	<b>1,963,583</b>	<b>1,963,583</b>	<b>1,961,583</b>	<b>-84,056</b>	<b>1,879,527</b>	
<b>Campaigns:</b>						
<b>Science campaign</b>						
Advanced certification .....	94,929	94,929	94,929	-54,929	40,000	
Primary assessment technologies .....	86,055	86,055	86,055		86,055	
Dynamic materials properties .....	111,836	111,836	111,836	-14,852	96,984	
Advanced radiography .....	27,058	27,058	27,058	-1,058	26,000	
Secondary assessment technologies .....	86,061	86,061	86,061	-1,061	85,000	
<b>Total, Science campaign</b> .....	<b>405,939</b>	<b>405,939</b>	<b>405,939</b>	<b>-71,900</b>	<b>334,039</b>	
<b>Engineering campaign</b>						
Enhanced surety .....	41,696	41,696	41,696		41,696	
Weapon systems engineering assessment technology .....	15,663	15,663	15,663		15,663	
Nuclear survivability .....	19,545	19,545	19,545		19,545	
Enhanced surveillance .....	66,174	66,174	66,174		66,174	
<b>Total, Engineering campaign</b> .....	<b>143,078</b>	<b>143,078</b>	<b>143,078</b>	<b>0</b>	<b>143,078</b>	
<b>Inertial confinement fusion ignition and high yield campaign</b>						
Ignition .....	109,888	109,888	109,888		109,888	
Diagnostics, cryogenics and experimental support .....	86,259	86,259	91,259		86,259	
Pulsed power inertial confinement fusion .....	4,997	4,997	4,997		4,997	
Joint program in high energy density laboratory plasmas .....	9,100	9,100	9,100		9,100	
Facility operations and target production .....	266,030	266,030	266,030		266,030	

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS (In Thousands of Dollars)						
Program	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized	
<b>Total, Inertial confinement fusion and high yield campaign</b>	<b>476,274</b>	<b>476,274</b>	<b>481,274</b>	<b>0</b>	<b>476,274</b>	
<b>Advanced simulation and computing campaign</b>	<b>628,945</b>	<b>628,945</b>	<b>628,945</b>	<b>-8,945</b>	<b>620,000</b>	
<b>Readiness Campaign</b>						
Nonnuclear readiness	65,000	65,000	65,000		65,000	
Tritium readiness	77,491	77,491	70,491	-13,900	63,591	
<b>Total, Readiness campaign</b>	<b>142,491</b>	<b>142,491</b>	<b>135,491</b>	<b>-13,900</b>	<b>128,591</b>	
<b>Total, Campaigns</b>	<b>1,796,727</b>	<b>1,796,727</b>	<b>1,794,727</b>	<b>-94,745</b>	<b>1,701,982</b>	
<b>Readiness in technical base and facilities (RTBF)</b>						
<b>Operations of facilities</b>						
Kansas City Plant	156,217	156,217	151,217		156,217	
Lawrence Livermore National Laboratory	83,990	83,990	83,990		83,990	
Los Alamos National Laboratory	318,526	318,526	318,526		318,526	
Nevada Test Site	97,559	97,559	97,559		97,559	
Pantex	164,848	164,848	164,848		164,848	
Sandia National Laboratory	120,708	120,708	120,708		120,708	
Savannah River Site	97,767	97,767	97,767		97,767	
Y-12 National security complex	246,001	246,001	246,001		246,001	
Institutional site support	199,638	199,638	199,638	-199,638	0	
<b>Total, Operations of facilities</b>	<b>1,485,254</b>	<b>1,485,254</b>	<b>1,480,254</b>	<b>-199,638</b>	<b>1,285,616</b>	
Program readiness	74,180	74,180	74,180		74,180	
Material recycle and recovery	85,939	85,939	85,939	-7,939	78,000	
Containers	28,979	28,979	28,979		28,979	
Storage	31,272	31,272	31,272		31,272	
<b>Subtotal, Readiness in technical base and facilities</b>	<b>1,705,624</b>	<b>1,705,624</b>	<b>1,700,624</b>	<b>-207,577</b>	<b>1,498,047</b>	

<b>Construction:</b>					
12-D-301 TRU waste facilities, LANL .....	9,881	9,881	9,881	9,881	9,881
11-D-801 TA-55 Reinvestment project, LANL .....	19,402	19,402	19,402	19,402	10,000
10-D-501 Nuclear facilities risk reduction Y-12 National security complex, Oakridge, TN ...	35,387	35,387	35,387	-9,402	35,387
09-D-404 Test capabilities revitalization II, Sandia National Laboratories, Albuquerque, NM .....	25,168	25,168	25,168		25,168
08-D-802 High explosive pressing facility Pantex Plant, Amerillo, TX .....	66,960	66,960	66,960		66,960
07-D-140 Project engineering and design (PED) various locations .....	3,518	3,518	3,518		3,518
06-D-141 Project engineering & design (PED) Y-12 National Security Complex, Oakridge, TN .....	160,194	160,194	160,194		160,194
04-D-125 Chemistry and metallurgy facility replacement project, Los Alamos National Laboratory, Los Alamos, NM .....	300,000	300,000	300,000	-100,000	200,000
<b>Total, Construction</b> .....	<b>620,510</b>	<b>620,510</b>	<b>620,510</b>	<b>-109,402</b>	<b>511,108</b>
<b>Total, Readiness in technical base and facilities</b> .....	<b>2,326,134</b>	<b>2,326,134</b>	<b>2,321,134</b>	<b>-316,979</b>	<b>2,009,155</b>
<b>Secure transportation asset</b>					
Operations and equipment .....	149,274	149,274	149,274	-4,000	145,274
Program direction .....	101,998	101,998	101,998	-3,996	98,002
<b>Total, Secure transportation asset</b> .....	<b>251,272</b>	<b>251,272</b>	<b>251,272</b>	<b>-7,996</b>	<b>243,276</b>
<b>Nuclear counterterrorism incident response</b> .....	<b>222,147</b>	<b>222,147</b>	<b>222,147</b>		<b>222,147</b>
<b>Facilities and infrastructure recapitalization program</b>					
Operations and maintenance .....	96,380	96,380	96,380		96,380
<b>Total, Facilities and infrastructure recapitalization program</b> .....	<b>96,380</b>	<b>96,380</b>	<b>96,380</b>	<b>0</b>	<b>96,380</b>
<b>Site stewardship</b>					
Operations and maintenance .....	104,002	104,002	104,002	-25,322	78,680
<b>Total, Site stewardship</b> .....	<b>104,002</b>	<b>104,002</b>	<b>104,002</b>	<b>-25,322</b>	<b>78,680</b>
<b>Safeguards and security</b>					
Defense nuclear security .....					

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS (In Thousands of Dollars)						
Program	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized	
Operations and maintenance .....	711,105	711,105	711,105	-24,853	686,252	
<b>Construction:</b>						
08-D-701 Nuclear materials S&S upgrade project Los Alamos National Laboratory ....	11,752	11,752	9,752		11,752	
<b>Total, Construction</b> .....	<b>11,752</b>	<b>11,752</b>	<b>9,752</b>	<b>0</b>	<b>11,752</b>	
<b>Total, Defense nuclear security</b> .....	<b>722,857</b>	<b>722,857</b>	<b>720,857</b>	<b>-24,853</b>	<b>698,004</b>	
Cyber security .....	126,614	126,614	126,614		126,614	
<b>Total, Safeguards and security</b> .....	<b>849,471</b>	<b>849,471</b>	<b>847,471</b>	<b>-24,853</b>	<b>824,618</b>	
National security applications .....	20,000	20,000	30,000	-10,000	10,000	
<b>Subtotal, Weapons activities</b> .....	<b>7,629,716</b>	<b>7,629,716</b>	<b>7,628,716</b>	<b>-563,951</b>	<b>7,065,765</b>	
Legacy Contractor Pensions .....	0			168,232	168,232	∞
Recission .....				40,332	40,332	
<b>Adjustments</b>						
Use of prior year balances .....	0	0	0		0	
<b>Total, Weapons Activities</b> .....	<b>7,629,716</b>	<b>7,629,716</b>	<b>7,628,716</b>	<b>-355,387</b>	<b>7,274,329</b>	
<b>Defense Nuclear Nonproliferation</b>						
<b>Nonproliferation and verification R&amp;D</b>						
Operations and maintenance .....	417,598	417,598	426,959	-61,448	356,150	
<b>Total, Operations and maintenance</b> .....	<b>417,598</b>	<b>417,598</b>	<b>426,959</b>	<b>-61,448</b>	<b>356,150</b>	
<b>Total, Nonproliferation &amp; verification R&amp;D</b> .....	<b>417,598</b>	<b>417,598</b>	<b>426,959</b>	<b>-61,448</b>	<b>356,150</b>	
<b>Nonproliferation and international security</b> .....	<b>161,833</b>	<b>161,833</b>	<b>159,833</b>	<b>-6,528</b>	<b>155,305</b>	
<b>International nuclear materials protection and cooperation</b> .....	<b>571,639</b>	<b>571,639</b>	<b>571,639</b>		<b>571,639</b>	

<b>Fissile materials disposition</b>							
<b>U.S. surplus fissile materials disposition</b>							
<b>Operations and maintenance</b>							
U.S. plutonium disposition .....	274,790	274,790	234,790	-69,158	205,632		
U.S. uranium disposition .....	26,435	26,435	26,435	-435	26,000		
<b>Total, Operations and maintenance .....</b>	<b>301,225</b>	<b>301,225</b>	<b>261,225</b>	<b>-69,593</b>	<b>231,632</b>		
<b>Construction:</b>							
99-D-143 Mixed oxide fuel fabrication facility, Savannah River, SC .....	385,172	385,172	385,172	50,000	435,172		
99-D-141-01 Pit disassembly and conversion facility, Savannah River, SC .....	176,000	176,000	48,000	-176,000	0		
99-D-141-02 Waste Solidification Building, Savannah River, SC .....	17,582	17,582	17,582		17,582		
<b>Total, Construction .....</b>	<b>578,754</b>	<b>578,754</b>	<b>450,754</b>	<b>-126,000</b>	<b>452,754</b>		
<b>Total, U.S. surplus fissile materials disposition .....</b>	<b>879,979</b>	<b>879,979</b>	<b>711,979</b>	<b>-195,593</b>	<b>684,386</b>		
Russian surplus materials disposition .....	10,174	10,174	0	-9,174	1,000		
<b>Total, Fissile materials disposition .....</b>	<b>890,153</b>	<b>890,153</b>	<b>711,979</b>	<b>-204,767</b>	<b>685,386</b>		
Global threat reduction initiative .....	508,269	528,269	508,269	-8,269	500,000		
Legacy contractor pensions .....	0	0	0	55,823	55,823		
Recission .....				9,000	<del>21,000</del>		
<b>Total, Defense Nuclear Nonproliferation .....</b>	<b>2,549,492</b>	<b>2,569,492</b>	<b>2,378,679</b>	<b>-216,189</b>	<b>2,378,303</b>		<b>9</b>
<b>Naval Reactors</b>							
<b>Naval reactors development</b>							
OHIO replacement reactor systems development .....	0	0	0	121,300	121,300		
S86 Prototype refueling .....	0	0	0	99,500	99,500		
<b>Naval reactors operations and infrastructure .....</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>358,300</b>	<b>358,300</b>		
<b>Operation and maintenance</b>							
Operation and maintenance .....	1,069,262	1,069,262	1,069,262	-648,262	421,000		
<b>Total, Operation and maintenance .....</b>	<b>1,069,262</b>	<b>1,069,262</b>	<b>1,069,262</b>	<b>-69,162</b>	<b>1,000,100</b>		
<b>Construction:</b>							
10-D-903, Security upgrades, KAPL .....	100	100	100		100		
10-D-904, NRF infrastructure upgrades, Idaho .....	12,000	12,000	12,000		12,000		

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS (In Thousands of Dollars)						
Program	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized	
08-D-190 Expended Core Facility M-290 recovering discharge station, Naval Reactor Facility, ID .....	27,800	27,800	27,800		27,800	
<b>Total, Construction</b> .....	<b>39,900</b>	<b>39,900</b>	<b>39,900</b>	<b>0</b>	<b>39,900</b>	
<b>Total, Naval reactors development</b> .....	<b>1,109,162</b>	<b>1,109,162</b>	<b>1,109,162</b>	<b>-648,262</b>	<b>460,900</b>	
Program direction .....	44,500	44,500	44,500	-4,500	40,000	
<b>Total, Naval Reactors</b> .....	<b>1,153,662</b>	<b>1,153,662</b>	<b>1,153,662</b>	<b>-73,662</b>	<b>1,080,000</b>	
<b>Office Of The Administrator</b>						
Office of the administrator .....	450,060	450,060	405,092	-40,060	410,000	
<b>Floor amendment</b>						
Congressionally directed projects .....	0	0	0		0	
<b>Subtotal, Office of the Administrator</b> .....	<b>450,060</b>	<b>450,060</b>	<b>405,092</b>	<b>-40,060</b>	<b>410,000</b>	
<b>General Provision</b>						
Section 309-Contractor Pay Freeze .....	0			-27,300	-27,300	
<b>Security</b>						
<b>Adjustments:</b>						
Use of prior year balances .....	0	0	0		0	
<b>Subtotal, Office of the Administrator</b> .....	<b>450,060</b>	<b>450,060</b>	<b>405,092</b>	<b>-67,360</b>	<b>382,700</b>	
Transfer of prior year balances (OMB scoring) .....	0	0	0		0	
<b>Total, Office Of The Administrator</b> .....	<b>450,060</b>	<b>450,060</b>	<b>405,092</b>	<b>-67,360</b>	<b>382,700</b>	
<b>Defense Environmental Cleanup</b>						
<b>Closure sites:</b>						
Closure sites administration .....	5,375	5,375	5,375		5,375	

	5,375	5,375	5,375	0	5,375
<b>Total, Closure sites</b> .....					
<b>Hanford site:</b>					
Central plateau remediation .....	0				546,890
River corridor and other cleanup operations .....	0			20,000	386,822
Nuclear facility D&D—remainder of Hanford .....	56,288	56,288			
Nuclear facility D&D river corridor closure project .....	330,534	330,534			
Richland community and regulatory support .....	0			19,540	19,540
Nuclear material stabilization and disposition PFF .....	48,458	48,458			
SNF stabilization and disposition .....	112,250	112,250			
Soil and water remediation—groundwater vadose zone .....	222,285	222,285			
Solid waste stabilization and disposition 200 area .....	143,897	143,897			
<b>Total, Hanford site</b> .....	<b>913,712</b>	<b>913,712</b>		<b>39,540</b>	<b>953,252</b>
<b>Idaho National Laboratory:</b>					
Idaho cleanup and waste disposition .....	0				382,769
SNF stabilization and disposition—2012 .....	20,114	20,114			
Solid waste stabilization and disposition .....	165,035	165,035			
Radioactive liquid tank waste stabilization and disposition .....	110,169	110,169			
Soil and water remediation—2012 .....	87,451	87,451			
Idaho community and regulatory support .....	0	0		4,100	4,100
<b>Total, Idaho National Laboratory</b> .....	<b>382,769</b>	<b>382,769</b>		<b>4,100</b>	<b>386,869</b>
<b>NNSA sites</b>					
NNSA sites and Nevada off-sites .....	0				282,393
Lawrence Livermore National Laboratory .....	873	873			
Nuclear facility D & D Separations Process Research Unit .....	1,500	1,500			
Nevada .....	63,380	63,380			
Los Alamos National Laboratory .....	357,939	357,939			
Sandia National Laboratory .....					
<b>Total, NNSA sites and Nevada off-sites</b> .....	<b>423,692</b>	<b>423,692</b>		<b>-141,299</b>	<b>282,393</b>

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS (In Thousands of Dollars)						
Program	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized	
<b>Oak Ridge Reservation:</b>						
Building 3019 .....	0				37,000	
OR nuclear facility D&D .....	0				69,100	
Nuclear facility D & D ORNL .....	44,000	44,000	44,000			
Nuclear facility D & D Y-12 .....	30,000	30,000	30,000			
Nuclear facility D & D, E. Tennessee technology park .....	100	100	100			
OR cleanup and disposition .....	0				87,000	
OR reservation community and regulatory support Soil and water remediation—offsites .....	3,000	3,000	3,000	17,000		
OR reservation community and regulatory support Soil and water remediation—offsites .....	0	0	0	6,409		
Solid waste stabilization and disposition—2012 .....	99,000	99,000	99,000			
<b>Total, Oak Ridge Reservation .....</b>	<b>176,100</b>	<b>176,100</b>	<b>176,100</b>	<b>23,409</b>	<b>199,509</b>	
<b>Office of River Protection:</b>						
<b>Waste treatment and immobilization plant</b>						
Waste treatment & immobilization plant 01-D-16 A-D .....	363,000			67,000	430,000	
Waste treatment & immobilization plant 01-D-16 E .....	477,000			-167,000	310,000	
<b>Total, Waste treatment and immobilization plant .....</b>	<b>840,000</b>	<b>0</b>	<b>0</b>	<b>-100,000</b>	<b>740,000</b>	
<b>Tank farm activities</b>						
Rad liquid tank waste stabilization and disposition .....	521,391	521,391	467,001	-76,391	445,000	
<b>Total, Tank farm activities .....</b>	<b>521,391</b>	<b>521,391</b>	<b>467,001</b>	<b>-76,391</b>	<b>445,000</b>	
<b>Total, Office of River protection .....</b>	<b>1,361,391</b>	<b>521,391</b>	<b>467,001</b>	<b>-176,391</b>	<b>1,185,000</b>	
Savannah River site:						

Savannah River community and regulatory support .....	0	235,000	245,000	9,584
Nuclear material stabilization and disposition .....	235,000	710,487	677,222	667,081
Radioactive liquid tank waste stabilization and disposition .....	0	0	-43,406	343,586
SR site risk management operations .....	0	0	0	3,500
PE&D Glass Waste Storage Building #3 .....	170,071	170,071	170,071	170,071
05-D-405 Salt waste processing facility, Savannah River .....	38,409	0	0	0
Soil and water remediation .....	40,137	40,137	40,137	40,137
SNF stabilization and disposition .....	30,040	30,040	30,040	30,040
Solid waste stabilization and disposition .....	1,224,144	1,185,735	1,162,470	1,193,822
<b>Total, Savannah River site .....</b>	<b>1,224,144</b>	<b>1,185,735</b>	<b>-30,322</b>	<b>1,193,822</b>
<b>Waste Isolation Pilot Plant</b>				
<b>Waste Isolation Pilot Plant .....</b>	<b>0</b>	<b>147,136</b>	<b>147,136</b>	<b>215,134</b>
Waste isolation pilot plant .....	147,136	147,136	147,136	215,134
Central characterization project .....	23,975	23,975	23,975	-13,792
Transportation .....	29,044	29,044	29,044	29,044
Community and regulatory support .....	28,771	28,771	28,771	28,771
<b>Total, Waste Isolation Pilot Plant .....</b>	<b>228,926</b>	<b>228,926</b>	<b>228,926</b>	<b>215,134</b>
Program direction .....	321,628	321,628	321,628	321,628
Program Support .....	0	0	0	20,380
Community, regulatory and program support .....	91,279	91,279	91,279	91,279
<b>Safeguards and Security:</b>				
Oak Ridge Reservation .....	17,300	17,300	17,300	17,300
Paducah .....	9,435	9,435	9,435	9,435
Portsmouth .....	16,412	16,412	16,412	16,412
Richland/Hanford Site .....	69,234	69,234	69,234	69,234
Savannah River Site .....	130,000	130,000	130,000	133,193
Waste Isolation Pilot Project .....	4,845	4,845	4,845	4,845
West Valley .....	1,600	1,600	1,600	1,600
<b>Total, Safeguards and Security .....</b>	<b>248,826</b>	<b>248,826</b>	<b>248,826</b>	<b>252,019</b>
<b>Total, Savannah River site .....</b>	<b>1,224,144</b>	<b>1,185,735</b>	<b>-30,322</b>	<b>1,193,822</b>
<b>Total, Waste Isolation Pilot Plant .....</b>	<b>228,926</b>	<b>228,926</b>	<b>228,926</b>	<b>215,134</b>
<b>Program direction .....</b>	<b>321,628</b>	<b>321,628</b>	<b>321,628</b>	<b>321,628</b>
<b>Program Support .....</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>20,380</b>
<b>Community, regulatory and program support .....</b>	<b>91,279</b>	<b>91,279</b>	<b>91,279</b>	<b>91,279</b>
<b>Safeguards and Security:</b>				
<b>Oak Ridge Reservation .....</b>	<b>17,300</b>	<b>17,300</b>	<b>17,300</b>	<b>17,300</b>
<b>Paducah .....</b>	<b>9,435</b>	<b>9,435</b>	<b>9,435</b>	<b>9,435</b>
<b>Portsmouth .....</b>	<b>16,412</b>	<b>16,412</b>	<b>16,412</b>	<b>16,412</b>
<b>Richland/Hanford Site .....</b>	<b>69,234</b>	<b>69,234</b>	<b>69,234</b>	<b>69,234</b>
<b>Savannah River Site .....</b>	<b>130,000</b>	<b>130,000</b>	<b>130,000</b>	<b>133,193</b>
<b>Waste Isolation Pilot Project .....</b>	<b>4,845</b>	<b>4,845</b>	<b>4,845</b>	<b>4,845</b>
<b>West Valley .....</b>	<b>1,600</b>	<b>1,600</b>	<b>1,600</b>	<b>1,600</b>
<b>Total, Safeguards and Security .....</b>	<b>248,826</b>	<b>248,826</b>	<b>248,826</b>	<b>252,019</b>

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS (In Thousands of Dollars)						
Program	FY 2012 Request	House Authorized	Senate Authorized	Conference Change	Conference Authorized	
Technology development .....	32,320	32,320	32,320	-21,320	11,000	
<b>Subtotal, Defense environmental cleanup .....</b>	<b>5,410,162</b>	<b>4,531,753</b>	<b>4,285,098</b>	<b>-383,781</b>	<b>5,026,381</b>	
Use of prior year balances .....	-3,381	-3,381	-3,381		-3,381	
<b>Total, Defense Environmental Cleanup .....</b>	<b>5,406,781</b>	<b>4,528,372</b>	<b>4,281,717</b>	<b>-383,781</b>	<b>5,023,000</b>	
<b>Other Defense Activities</b>						
<b>Health, safety and security</b>						
Health, safety and security .....	349,445	349,445	349,445	-14,009	335,436	
Program direction .....	107,037	107,037	107,037	-5,037	102,000	
<b>Total, Health, safety and security .....</b>	<b>456,482</b>	<b>456,482</b>	<b>456,482</b>	<b>-19,046</b>	<b>437,436</b>	
<b>Office of Legacy Management</b>						
Legacy management .....	157,514	157,514	157,514		157,514	
Program direction .....	12,586	12,586	12,586	-500	12,086	
<b>Total, Office of Legacy Management .....</b>	<b>170,100</b>	<b>170,100</b>	<b>170,100</b>	<b>-500</b>	<b>169,600</b>	
<b>Defense-related activities</b>						
<b>Infrastructure</b>						
Idaho statewide safeguards and security .....	98,500	98,500	98,500	-5,150	93,350	
<b>Total, Defense-related activities .....</b>	<b>98,500</b>	<b>98,500</b>	<b>98,500</b>	<b>-5,150</b>	<b>93,350</b>	
Defense related administrative support .....	118,836	118,836	118,836		118,836	
Acquisitions workforce improvement .....	11,892	11,892	11,892	-11,892	0	
Office of hearings and appeals .....	4,142	4,142	4,142		4,142	
<b>Total, Other Defense Activities .....</b>	<b>859,952</b>	<b>z</b>	<b>859,952</b>	<b>-36,588</b>	<b>823,364</b>	

## **DIVISION E-SBIR AND STTR REAUTHORIZATION**

*Reauthorization of the SBIR and STTR programs (sec. 5001-5168)*

The Senate amendment contained several provisions (secs. 5001-5503) that would reauthorize the Small Business Innovation Research (SBIR) and the Small Business Technology Transfer (STTR) programs for 8 years. The SBIR/STTR Reauthorization Act of 2011 gradually increases the SBIR allocation from 2.5 percent to 3.5 percent and the STTR allocation from 0.3 percent to 0.6 percent. In addition, it allows entities majority-owned by multiple venture capital firms to compete for SBIR awards.

The House bill contained no similar provisions.

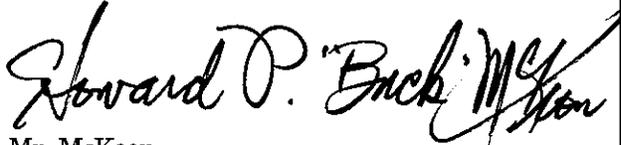
The House recedes and the conferees agree to reauthorize SBIR and STTR for 6 years. The SBIR allocation will increase incrementally from 2.5 percent to 3.2 percent and the STTR allocation will increase incrementally from 0.3 percent to 0.45 percent. The conference agreement also expands the allowance of venture capital firms to include participation by firms that are majority owned by multiple hedge funds or private equity firms.

### H.R. 1540

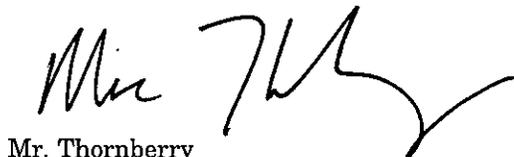
*Managers on the part of the  
HOUSE*

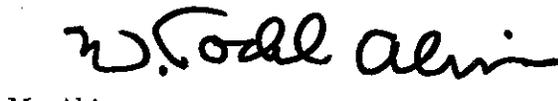
*Managers on the part of the  
SENATE*

From the Committee on Armed Services, for consideration of the House bill and the Senate amendment, and modifications committed to conference:

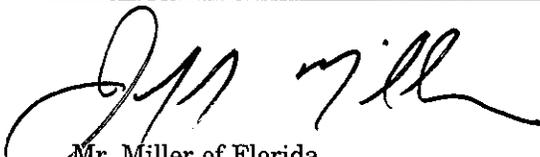
  
Mr. McKeon

  
Mr. Bartlett

  
Mr. Thornberry

  
Mr. Akin

~~\_\_\_\_\_~~

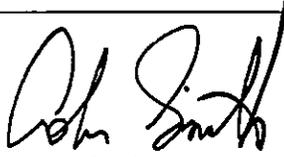
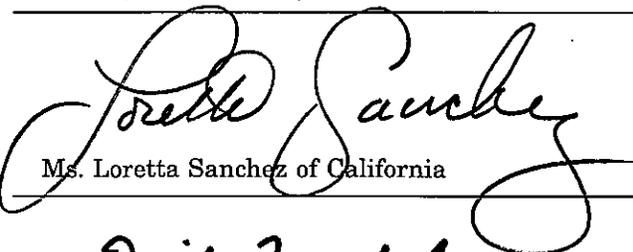
  
Mr. Miller of Florida

  
Mr. LoBiondo

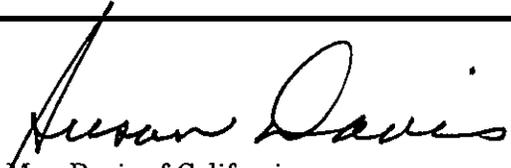
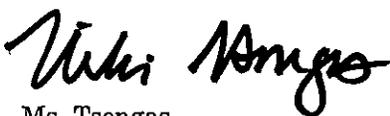
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
 Mr. Turner of Ohio	
 Mr. Kline	
 Mr. Rogers of Alabama	
 Mr. Shuster	
 Mr. Conaway	
 Mr. Wittman	
 Mr. Hunter	
 Mr. Rooney	

### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
 Mr. Schilling	
 Mr. Griffin of Arkansas	
 Mr. West	
 Mr. Smith of Washington	
 Mr. Reyes	
 Ms. Loretta Sanchez of California	
 Mr. McIntyre	
 Mr. Andrews	

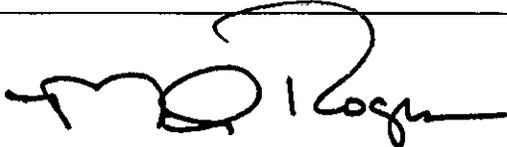
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
 Mrs. Davis of California	
 Mr. Langevin	
 Mr. Larsen of Washington	
 Mr. Cooper	
	
 Mr. Courtney	
 Mr. Loebsack	
 Ms. Tsongas	

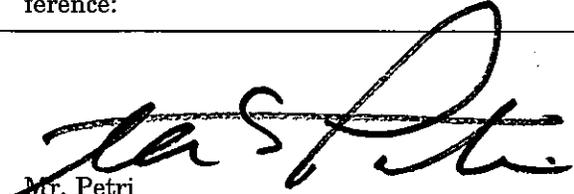
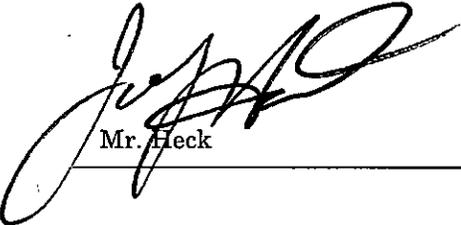
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
	

### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Permanent Select Committee on Intelligence, for consideration of matters within the jurisdiction of that committee under clause 11 of rule X:	
 Mr. Rogers of Michigan	
	
 Mr. Ruppertsberger	

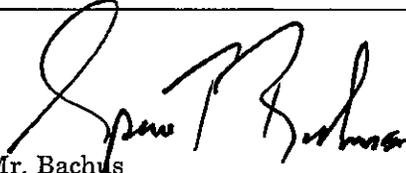
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Education and the Workforce, for consideration of secs. 548 and 572 of the House bill, and secs. 572 and 573 of the Senate amendment, and modifications committed to conference:	
 Mr. Petri	
 Mr. Heck	
	

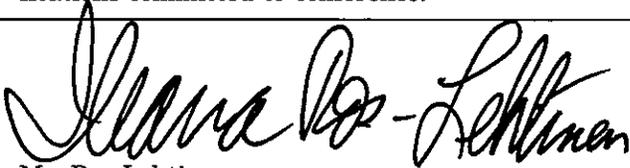
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Energy and Commerce, for consideration of secs. 911, 1099A, 2852 and 3114 of the House bill, and sec. 1089 of the Senate amendment, and modifications committed to conference:	
	
	
	

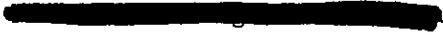
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Financial Services, for consideration of sec. 645 of the House bill, and sec. 1245 of the Senate amendment, and modifications committed to conference:	
 Mr. Bachus	
 Mrs. Capito	
 Mr. Ackerman	

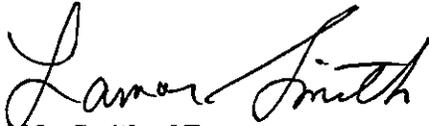
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
<p>From the Committee on Foreign Affairs, for consideration of secs. 1013, 1014, 1055, 1056, 1086, 1092, 1202, 1204, 1205, 1211, 1214, 1216, 1218, 1219, 1226, 1228-1230, 1237, 1301, 1303, 1532, 1533 and 3112 of the House bill, and secs. 159, 1012, 1031, 1033, 1046, 1201, 1203, 1204, 1206-1209, 1221-1225, 1228, 1230, 1245, title XIII and sec. 1609 of the Senate amendment, and modifications committed to conference:</p>	
 <p>Ms. Ros-Lehtinen</p>	
 <p>Mr. Chabot</p>	
	

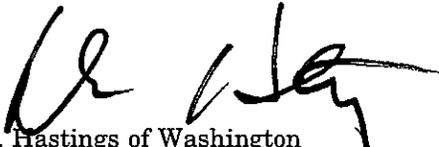
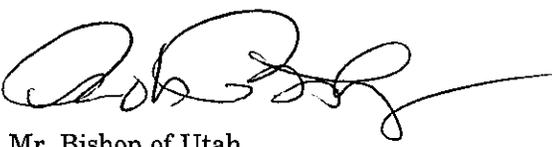
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Homeland Security, for consideration of sec. 1099H of the House bill, and sec. 1092 of the Senate amendment, and modifications committed to conference:	
	
	
 Mr. Thompson of Mississippi	

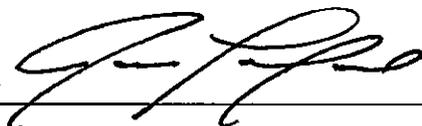
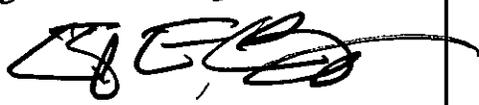
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on the Judiciary, for consideration of secs. 531 of subtitle D of title V, 573, 843 and 2804 of the House bill, and secs. 553 and 848 of the Senate amendment, and modifications committed to conference:	
 Mr. Smith of Texas	
	
	

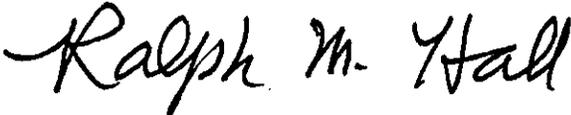
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Natural Resources, for consideration of secs. 313, 601 and 1097 of the House bill, and modifications committed to conference:	
 Mr. Hastings of Washington	
 Mr. Bishop of Utah	
 Mr. Markey	

# H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
<p>From the Committee on Oversight and Government Reform, for consideration of secs. 598, 662, 803, 813, 844, 847, 849, 937-939, 1081, 1091, 1101-1111, 1116 and 2813 of the House bill, and secs. 827, 845, 1044, 1102-1107 and 2812 of the Senate amendment, and modifications committed to conference:</p>	
 <p>Mr. Ross of Florida</p>	
<p>Mr. Lankford</p> 	
 <p>Mr. Cummings</p>	

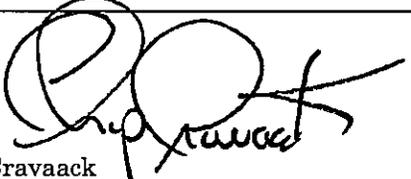
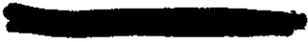
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Science, Space, and Technology, for consideration of secs. 911 and 1098 of the House bill, and secs. 885, 911, 912 and Division E of the Senate amendment, and modifications committed to conference:	
 Mr. Hall	
 Mr. Quayle	
 Ms. Eddie Bernice Johnson of Texas	

### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Small Business, for consideration of sec. 804 of the House bill, and secs. 885-887 and Division E of the Senate amendment, and modifications committed to conference:	
	
 Mrs. Ellmers	
	

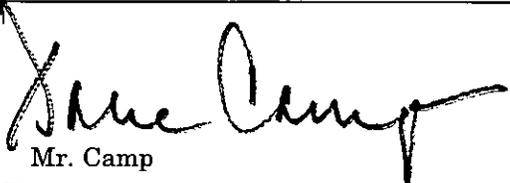
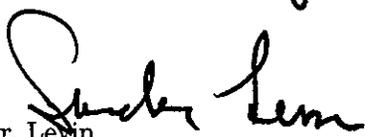
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Transportation and Infrastructure, for consideration of secs. 314, 366, 601, 1098 and 2814 of the House bill, and secs. 262, 313, 315, 1045, 1088 and 3301 of the Senate amendment, and modifications committed to conference:	
 Mr. Mica	
 Mr. Cravaack	
	

### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Veterans' Affairs, for consideration of secs. 551, 573, 705, 731 and 1099C of the House bill, and secs. 631 and 1093 of the Senate amendment, and modifications committed to conference:	
 Mr. Bilirakis	
 Ms. Buerkle	
	

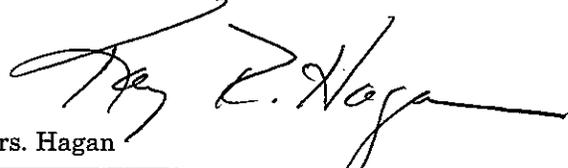
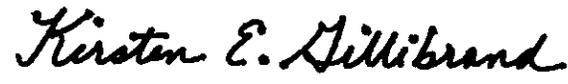
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
From the Committee on Ways and Means, for consideration of secs. 704, 1099A and 1225 of the House bill, and sec. 848 of the Senate amendment, and modifications committed to conference:	
 Mr. Camp	
Mr. Hergert 	
 Mr. Levin	

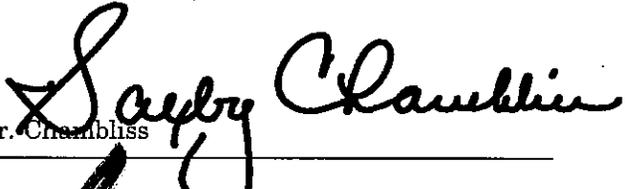
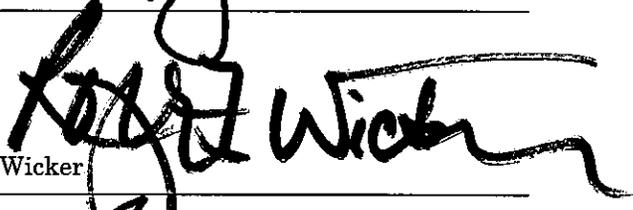
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
	<p>Mr. Levin <i>Carl Levin</i></p>
	<p>Mr. Lieberman <i>J. Lieberman</i></p>
	<p>Mr. Reed <i>J. Reed</i></p>
	<p>Mr. Akaka <i>Daniel K. Akaka</i></p>
	<p>Mr. Nelson of Nebraska <i>Mr. Nelson</i></p>
	<p>Mr. Webb <i>Webb</i></p>
	<p>Mrs. McCaskill <i>Cara McCaskill</i></p>
	<p>Mr. Udall of Colorado <i>Paul Udall except for sec. 1021 and 1022 in subtitle D</i></p>

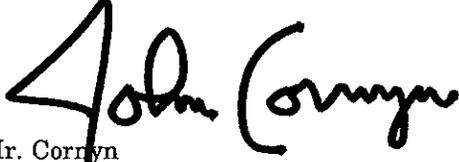
### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
	 Mrs. Hagan
	 Mr. Begich
	 Mr. Manchin
	 Mrs. Shaheen
	 Mrs. Gillibrand
	 Mr. Blumenthal
	 Mr. McCain
	 Mr. Inhofe

# H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
	 Mr. Sessions
	 Mr. Chambliss
	 Mr. Wicker
	 Mr. Brown of Massachusetts
	 Mr. Portman
	 Ms. Ayotte
	 Ms. Collins
	 Mr. Graham

### H.R. 1540—Continued

<i>Managers on the part of the HOUSE</i>	<i>Managers on the part of the SENATE</i>
	 Mr. Corryn
	 Mr. Vitter