



Fiscal Year 2019 Military Construction Appropriations Act

Summary of the Senate Appropriations Committee's Military Construction and Veterans Affairs Appropriations Bill for Fiscal Year 2019



As of June 15th, 2018

Bill Status

	Passed in Committee	Passed in Chamber	Agreement	Final Passage	Signed into Law
House	<input checked="" type="checkbox"/> May 8, 2018	<input checked="" type="checkbox"/> June 8, 2018			
Senate	<input checked="" type="checkbox"/> June 7, 2018				

Executive Summary

This guide provides only a short summary and analysis of the many provisions in the bill. To obtain a complete understanding of any particular provision, users are encouraged to review the actual legislative language. The bill and accompanying report are available on the NGB-LL web page at www.nationalguard.mil/ll.

Summary:

On Thursday, June 7, 2018 the Senate Appropriations Committee passed its version of the FY19 Military Construction and Veterans Affairs Appropriations Bill. In total, the legislation provides \$225.6 billion in budget authority for fiscal year 2019.

The bill includes \$329.2 million for construction or alteration of National Guard facilities in 14 states. Of this amount, \$190.1 million is provided for Army National Guard military construction and \$139.1 million for Air National Guard military construction – both \$10 million above requested levels.

Section 124 appropriates additional funding for the Army National Guard (\$22 million) and Air National Guard (\$11 million) for projects on the Services Unfunded Priority lists. Section 125 rescinds \$10 million from the Army National Guard, Military Construction account from prior appropriation acts.



Army National Guard

(All Dollars in Thousands)

Army National Guard	FY19 President's Budget Request	HAC-M Mark	Delta from FY19 Request	SAC-M Mark	Delta From FY19 Request	Final Bill	Delta From FY19 Request
Total	\$180,122	\$180,122	-	\$190,122	\$10,000		
Minor Construction	\$18,100	\$18,100	-	\$28,100	\$10,000		
Planning & Design	\$16,622	\$16,622	-	\$16,622	-		
Sec. 124	-	-	-	\$22,000	\$22,000		
Sec. 125	-	\$11,000	\$11,000	-\$10,000	-\$10,000		



Air National Guard

(All Dollars in Thousands)

Air National Guard	FY19 President's Budget Request	HAC-M Mark	Delta from FY19 Request	SAC-M Mark	Delta From FY19 Request	Final Bill	Delta From FY19 Request
Total	\$129,126	\$129,126	-	\$139,126	\$10,000		
Minor Construction	\$23,626	\$23,626	-	\$33,626	\$10,000		
Planning & Design	\$18,500	\$18,500	-	\$18,500	-		
Sec. 124	-	-	-	\$11,000	\$11,000		
Sec. 125	-	\$62,000	\$62,000	-	-		

Senate Provisions of Interest

Sec. 104 – None of the funds made available in this title may be used to begin construction of new bases in the United States for which specific appropriations have not been made.

Sec. 107 – None of the funds made available in this title for minor construction may be used to transfer or relocate any activity from one base or installation to another, without prior notification to the Committees on Appropriations of both Houses of Congress.

Sec. 113 – The Secretary of Defense shall inform the appropriate committees of both Houses of Congress, including the Committees on Appropriations, of plans and scope of any proposed military exercise involving United States personnel 30 days prior to its occurring, if amounts expended for construction, either temporary or permanent, are anticipated to exceed \$100,000.

Sec. 124 - For an additional amount for the accounts and in the amounts specified, to remain available until September 30, 2023: “Military Construction, Army”, \$77,600,000; “Military Construction, Navy and Marine Corps”, \$244,400,000, of which \$10,000,000 is for planning and design; “Military Construction, Air Force”, \$118,516,000, of which \$22,316,000 is for planning and design; **“Military Construction, Army National Guard”, \$22,000,000; “Military Construction, Air National Guard”, \$11,100,000, for planning and design;** “Military Construction, Army Reserve”, \$10,000,000; and “Military Construction, Air Force Reserve”, \$14,400,000, of which \$5,000,000 is for planning and design: *Provided*, That such funds may only be obligated to carry out construction projects identified in the respective military department’s unfunded priority list for fiscal year 2019 submitted to Congress: *Provided further*, That such projects are subject to authorization prior to obligation and expenditure of funds to carry out construction: *Provided further*, That not later than 30 days after enactment of this Act, the Secretary of the military department concerned, or his or her designee, shall submit to the Committees on Appropriations of both Houses of Congress an expenditure plan for funds provided under this section.

Sec. 125 – Of the unobligated balances available to the Department of Defense from prior appropriation Acts, the following funds are hereby rescinded from the following accounts in the amounts specified: “Military Construction, Air Force”, \$31,158,000; **“Military Construction, Army National Guard”, \$10,000,000;** and “Family Housing Construction, Navy and Marine Corps”, \$2,138,000: *Provided*, That no amounts may be rescinded from amounts that were designated by the Congress for Overseas Contingency Operations/Global War on Terrorism or as an emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

Sec. 126 – For the purposes of this Act, the term “congressional defense committees” means the Committees on Armed Services of the House of Representatives and the Senate, the Subcommittee on Military Construction and Veterans Affairs of the Committee on Appropriations of the Senate, and the Subcommittee on Military Construction and Veterans Affairs of the Committee on Appropriations of the House of Representatives.

Sec. 128 – Notwithstanding any other provision of law, none of the funds appropriated or otherwise made available by this or any other Act may be used to consolidate or relocate any element of a United States Air Force Rapid Engineer Deployable Heavy Operational Repair Squadron Engineer (RED HORSE) outside of the United States until the Secretary of the Air Force (1) completes an analysis and comparison of the cost and infrastructure investment required to consolidate or relocate a RED HORSE squadron outside of the United States versus within the United States; (2) provides to the Committees on Appropriations of both Houses of Congress (“the Committees”) a report detailing the findings of the cost analysis; and (3) certifies in writing to the Committees that the preferred site for the consolidation or relocation yields the greatest savings for the Air Force: *Provided*, That the term “United States” in this section does not include any territory or possession of the United States.

Senate Report Language of Interest

Federal, State and Local Intelligence Collaboration — The Committee remains supportive of collaborative intelligence fusion centers that utilize National Guard facilities. These centers allow Federal, state, local, and tribal law enforcement officials to collaborate and share intelligence and threat information, and co-locating them with National Guard facilities offers opportunities for cost savings. The Committee urges the Department, the services, and the National Guard Bureau to prioritize needed workplace replacement projects, including Sensitive Compartmented Information Facility [SCIF] projects to conduct state and Federal intelligence analysis, in the fiscal year 2020 and future budget submissions.

Army National Guard Readiness Center Investment — The Committee remains concerned that the Department of the Army has not adequately prioritized funding to implement the “Affordable Readiness” strategy recommended by the 2014 Army National Guard Readiness Center Transformation Master Plan [RCTMP]. While the committee understands that the Army must balance these additional costs with existing infrastructure demands, the Committee also notes that the fiscal year 2019 Military Construction request for the Army National Guard was a 14 percent decrease from the fiscal year 2018 request, representing its smallest portion of the Army military construction budget since 2008. Except for the fiscal year 2015 budget request, the funding level is at its lowest in the post-2001 era. The Committee urges the Army to provide additional funding for the Army National Guard in its future years defense program in order to expedite execution of the RCTMP.

Canadian Forces Base Gagetown — The Committee is aware that many National Guard veterans engaged in training activities at Canadian Forces Base [CFB] Gagetown in the 1950s and 1960s. The Committee is also aware that Veterans Affairs Canada approved one-time, lump sum payments to eligible veterans exposed to Agent Orange and other defoliants who served at CFB Gagetown, and that American veterans who served there between June 20 and June 24, 1964, are currently eligible for an Agent Orange Registry Health Exam from the Veterans Health Administration. The Committee urges the Department to establish and maintain a health registry for American veterans who were stationed or underwent training at CFB Gagetown between 1956 and 2006 and who have subsequently experienced health problems which may be attributed to Agent Orange or other defoliants. The Committee further urges the Department to commission an independent study tasked with investigating the linkage between service at CFB Gagetown and the development of health problems and disease associated with exposure to Agent Orange.

Rescissions — The Committee recommends an administrative provision rescinding prior year unobligated funds due primarily to project bid savings and the slow execution of projects.



Army National Guard Project List

(All Dollars in Thousands)

State	ARNG Military Construction Project Description	President's Budget Request	HAC-M Mark	SAC-M Mark	Final Bill
AK	Joint Base Elmendorf-Richardson	\$27,000	\$27,000	\$27,000	
IL	Marseilles Automated Record Fire Range	\$5,000	\$5,000	\$5,000	
MT	Malta National Guard Readiness Center	\$15,000	\$15,000	\$15,000	
NV	North Las Vegas National Guard Readiness Center	\$32,000	\$32,000	\$32,000	
NH	Pembroke National Guard Readiness Center	\$12,000	\$12,000	\$12,000	
ND	Fargo National Guard Readiness Center	\$32,000	\$32,000	\$32,000	
OH	Camp Ravenna Automated Multipurpose Machine Gun Range	\$7,400	\$7,400	\$7,400	
SD	Rapid City National Guard Readiness Center	\$15,000	\$15,000	\$15,000	



Air National Guard Project List

(All Dollars in Thousands)

State	ANG Military Construction Project Description	President's Budget Request	HAC-M Mark	SAC-M Mark	Final Bill
CA	Channel Islands ANGS – C-130J Flight Simulator Facility	\$8,000	\$8,000	\$8,000	
HI	Joint Base Pearl Harbor-Hickam – Addition to F-22 LO/CRF B3408	\$17,000	\$17,000	\$17,000	
IL	Greater Peoria Regional Airport – New Fire Crash/Rescue Station	\$9,000	\$9,000	\$9,000	
LA	New Orleans NORTHCOM – Construct Alert Apron	\$15,000	\$15,000	\$15,000	
NY	Francis S. Gabreski Airport – Security Forces/ Comm. Training Facility	\$20,000	\$20,000	\$20,000	
PA	Fort Indiantown Gap – Replace Operations Training/Dining Hall	\$8,000	\$8,000	\$8,000	
VA	Joint Base Langley-Eustis Construct Cyber Ops Facility	\$10,000	\$10,000	\$10,000	