

H.R. 1960—FY14 NATIONAL DEFENSE AUTHORIZATION BILL

SUBCOMMITTEE ON READINESS

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SUMMARY OF BILL LANGUAGE

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LEGISLATIVE PROVISIONS

SUBTITLE B—ENERGY AND ENVIRONMENT

Section 3xx—Deadline for Submission of Reports on Proposed Budgets for Activities
Relating to Operational Energy Strategy

This section would modify amend section 138c(e) of title 10, United States Code, to revise the date of submission for the report on the proposed budgets for that fiscal year that were not certified.

Section 3xx—Facilitation of Interagency Cooperation in Conservation Programs of
the Department of Defense, Agriculture, and Interior to Avoid or Reduce Adverse
Impacts on Military Readiness Activities

This section would amend section 2684a of title 10, United States Code, to permit a recipient of funds under the Sikes Act to be able to use the funds for matching funds or cost-sharing requirements of conservation programs. This section would also expire the authority on October 1, 2019, but permit any agreements that were entered into prior to September 30, 2019 to continue according to its terms and conditions.

Section 3xx—Reauthorization of Sikes Act

This section would extend the authority of the Sikes Act through 2019.

Section 3xx—Cooperative Agreements Under Sikes Act for Land Management
Related to Department of Defense Readiness Activities

This section would amend section 103A of the Sikes Act, section 670c-1 of title 16, United States Code, to permit lump sum payment and accrual of interest used for the purposes of the original agreement. This section would also permit the cooperative agreements to be used to acquire property or services for the direct benefit or use of the United States Government, and sets limitations on agreements that are not on military installations. Finally, this section would also expire the authority on October 1, 2019, but permit any agreements that were entered into prior to September 30, 2019 to continue according to its terms and conditions.

Section 3xx—Exclusions from Definition of “Chemical Substance” under Toxic
Substances Control Act

This section would modify section 2602(2)(B) of title 15, United States Code, to add to the exclusions any component of any article including shot, bullets and other projectiles, propellants when manufactured for or used in such an article, and primers.

SUBTITLE C—LOGISTICS AND SUSTAINMENT

Section 3xx—Littoral Combat Ship Strategic Sustainment Plan

This section would direct the Secretary of the Navy to create a Strategic Sustainment Plan for the Littoral Combat Ship and submit this plan to the congressional defense committees not later than 120 days after the date of the enactment of this Act.

SUBTITLE E—REPORTS

Section 3xx—Additional Reporting Requirements Relating to Personnel and Unit Readiness

This section would amend the report required under section 482 of title 10, United States Code, to require the Secretary of Defense to report to the congressional defense committees on the ability of the geographic and functional combatant commanders to successfully meet their respective contingency and operational plans and key mission essential tasks. This section would also require the report to include an assessment by the Chairman of the Joint Chiefs of Staff of the level of risk incurred by using contract support in contingency operations. In addition, this section adds a quarterly readiness reporting requirement for the defense combat support agencies to section 482 of title 10, United States Code. These reports would have to include readiness trends and indicators and an assessment of an agency's ability to execute formal operational plans and to support contingency operations.

The committee is concerned that it does not receive comprehensive reporting on the geographic and functional combatant commanders' ability to successfully execute the full range of their respective operational and contingency plans. The committee believes that absent this information, its ability to make informed oversight decisions regarding the readiness of U.S. forces may be degraded. The committee understands that this lack of visibility may be, in part, due to classification issues. The committee encourages the Secretary of Defense to submit multiple annexes as required to provide complete and timely readiness information to the congressional defense committees.

The committee is also concerned that it lacks visibility on the readiness of the various combat support agencies. These agencies are a key readiness enabler, and the inability to understand how they contribute to military readiness limits the ability of Congress to provide effective oversight of military readiness.

Section 3xx—Repeal of Annual Comptroller General Report on Army Progress

This section would repeal the requirement that the Comptroller General of the United States report on the Army's progress in moving to a modular force design as the Army has completed the transition.

SUBTITLE F—LIMITATIONS AND EXTENSIONS OF AUTHORITY

Section 3xx—Limitation on Reduction of Force Structure at Lajes Air Force Base,
Azores

This section would prohibit the Secretary of the Air Force from reducing the force structure at Lajes Air Force Base, Azores, based on the force structure in existence on October 1, 2013, until the Secretary of Defense briefs the congressional defense committees. This brief shall specifically assess the efficacy of Lajes Air Force Base, Azores in support of the United States overseas force posture.

Section 3xx—Prohibition on Performance of Department of Defense Flight
Demonstration Teams Outside the United States

This section would place a 2 year moratorium on the Department of Defense use of funds for airshows outside the United States.

TITLE X—GENERAL PROVISIONS

LEGISLATIVE PROVISIONS

SUBTITLE H—OTHER MATTERS

Section 10xx—Extension of Authority of Secretary of Transportation to Issue Non-
Premium Aviation Insurance

This section would amend section 44310 of title 49, United States Code, relating to the expiration of non-premium insurance under chapter 443 of that title to extend the authority of the Secretary of Transportation to provide insurance and reinsurance.

Section 10xx—Extension of Authority to Provide Military Transportation Services
to Certain Other Agencies at the Department of Defense Reimbursement Rate

This section would amend section 2642 of title 10, United States Code, to extend the authority to provide other Federal agencies transportation at the same rate the Department of Defense charges its own units for similar transportation. This section would also expand the authority to allow the use of the extra capacity on strategic transportation assets of the military for transportation provided in support of foreign military sales.

TITLE XI—CIVILIAN PERSONNEL MATTERS

LEGISLATIVE PROVISIONS

SUBTITLE A—GENERAL PROVISIONS

Section 11xx—One-Year Extension of Authority To Waive Annual Limitation on Premium Pay and Aggregate Limitation on Pay for Federal Civilian Employees Working Overseas

This section would extend, for 1 year, the authority to waive the limitations on the amount of premium pay that may be paid to a Federal civilian employee who performs certain work in an overseas location that falls under the responsibility of U.S. Central Command, an overseas location that falls under the responsibility of U.S. Africa Command, in support of a military operation, or in response to an emergency declared by the President. The payment may not exceed the annual rate of salary payable to the Vice President under section 104 of title 3, United States Code.

Section 11xx—Defense Science Initiative for Personnel

This section would establish new authorities for personnel hiring and management of Department of Defense Science and Technology Reinvention Laboratories.

Section 11xx—One-year Extension of Discretionary Authority to Grant Allowances, Benefits, and Gratuities to Personnel on Official Duty in a Combat Zone

This section would authorize temporary discretionary authority to Federal agencies to grant allowances, benefits, and gratuities comparable to those provided to members of the foreign service to an agency's civilian employees on official duty in a combat zone.

Section 11xx—Extension of Voluntary Reduction-in Force Authority for Civilian Employees of the Department of Defense

This section would amend 3502(f)(5) of title 5, United States Code, to extend existing reduction in force authority from September 30, 2014, to September 30, 2015.

Section 11xx—Extension of Authority to Make Lump-Sum Severance Payments to Department of Defense Employees

This section would extend by 4 years the authority for the Secretary of Defense or a service secretary to allow eligible Department of Defense employees scheduled to be involuntarily separated from Federal service to request a lump sum severance payment in lieu of biweekly payments.

TITLE XVI—INDUSTRIAL BASE MATTERS

LEGISLATIVE PROVISIONS

Section 16xx—Strategic Plan for Requirements for War Reserve Stocks of Meals Ready-To-Eat

This section would limit the authority of the Defense Logistics Agency (DLA) to alter stockage level requirements for meals ready-to-eat (MRE) war reserves until a strategic plan is developed and is briefed to the congressional defense committees.

The committee is concerned that the Defense Logistics Agency’s potential reduction of its MRE war reserve stockage requirements may adversely impact military readiness. The committee commends DLA for initiating action to study the MRE war reserve but has concerns over potential reductions that could harm the industrial base and threaten military readiness for possible contingencies.

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS

Section 2001—Short Title

This section would cite division B of this Act as the “Military Construction Authorization Act for Fiscal Year 2014.”

Section 2002—Expiration of Authorizations and Amounts Required To Be Specified by Law

This section would ensure that the authorizations provided in titles XXI through XXVII and XXIX shall expire on October 1, 2016, or the date of enactment of an act authorizing funds for military construction for fiscal year 2017, whichever is later.

Section 2003—Effective Date

This section would provide that titles XXI, XXII, XXIII, XXIV, XXV, XXVI, XXVII, and XXIX of this Act take effect on October 1, 2013, or the date of enactment of this Act, whichever is later.

TITLE XXI—ARMY MILITARY CONSTRUCTION

LEGISLATIVE PROVISIONS

Section 2101—Authorized Army Construction and Land Acquisition Projects

This section would contain the list of authorized Army construction projects for fiscal year 2014. The authorized amounts are listed on an installation-by-installation basis. The state list contained in this Act is intended to be the binding list of the specific projects authorized at each location.

Section 2102—Family Housing

This section would authorize new construction and planning and design of family housing units for the Army for fiscal year 2014.

Section 2103—Authorization of Appropriations, Army

This section would authorize appropriations for Army military construction at the levels identified in section 4601 of division D of this Act.

Section 2104—Additional Authority to Carry Out Certain Fiscal Year 2004 Project

This section would reauthorize a project initially provided in section 2101 of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108-136) at Picatinny Arsenal, New Jersey, for construction of a Loading Facility. This section was included in the President's request.

Section 2105—Modification of Authority to Carry Out Certain Fiscal Year 2010 Project

This section would modify the authority provided by section 2101 of the Military Construction Authorization Act for Fiscal Year 2010 (division B of Public Law 111-84) and authorize the Secretary of the Army to make certain modifications to the scope of a previously authorized construction project. This section was included in the President's request.

Section 2106—Modification of Authority to Carry Out Certain Fiscal Year 2011 Project

This section would modify the authority provided by section 2101 of the National Defense Authorization Act for Fiscal Year 2011 (division B of Public Law 111-383) and authorize the Secretary of the Army to make certain modifications to the scope of a previously authorized construction project. This section was included in the President's request.

Section 2107—Extension of Authorizations of Certain Fiscal Year 2010 Projects

This section would extend the authorizations listed until October 1, 2014, or the date of the enactment of an act authorizing funds for military construction for fiscal year 2015, whichever is later. This section was included in the President's request.

Section 2108—Extension of Authorizations of Certain Fiscal Year 2011 Projects

This section would extend the authorizations listed until October 1, 2014, or the date of the enactment of an act authorizing funds for military construction for fiscal year 2015, whichever is later. This section was included in the President's request.

TITLE XXII—NAVY MILITARY CONSTRUCTION

LEGISLATIVE PROVISIONS

Section 2201—Authorized Navy Construction and Land Acquisition Projects

This section would contain the list of authorized Navy construction projects for fiscal year 2014. The authorized amounts are listed on an installation-by-installation basis. The state list contained in this Act is intended to be the binding list of the specific projects authorized at each location.

Section 2202—Family Housing

This section would authorize new construction and planning and design of family housing units for the Navy for fiscal year 2014.

Section 2203—Improvements to Military Family Housing Units

This section would authorize improvements to existing units of family housing for fiscal year 2014.

Section 2204—Authorization of Appropriations, Navy

This section would authorize appropriations for Navy military construction at the levels identified in section 4601 of division D of this Act.

Section 2205—Limitation on Project Authorization to Carry Out Certain Fiscal Year 2014 Project

This section would limit the Secretary of the Navy from expending any funds authorized in this title that are associated with the land acquisition associated with the Townsend Bombing Range near Savannah, Georgia, until the Secretary certifies to the congressional defense committees that an agreement with the local communities has been concluded that mitigates the loss of the real estate tax base.

Section 2206—Modification of Authority to Carry Out Certain Fiscal Year 2011 Project

This section would modify the authority provided by section 2201 of the Military Construction Authorization Act for Fiscal Year 2011 (division B of Public Law 111-383) and authorize the Secretary of the Navy to make certain modifications to the scope of a previously authorized construction project. This section was included in the President's request.

Section 2207—Modification of Authority to Carry Out Certain Fiscal Year 2012 Project

This section would modify the authority provided by section 2201 of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112-81) and authorize the Secretary of the Navy to make certain modifications to the scope of a previously authorized construction project. This section was included in the President's request.

Section 2208—Extension of Authorizations of Certain Fiscal Year 2011 Projects

This section would extend the authorizations listed until October 1, 2014, or the date of the enactment of an act authorizing funds for military construction for fiscal year 2015, whichever is later. This section was included in the President's request.

TITLE XXIII—AIR FORCE MILITARY CONSTRUCTION

LEGISLATIVE PROVISIONS

Section 2301—Authorized Air Force Construction and Land Acquisition Projects

This section would contain the list of authorized Air Force construction projects for fiscal year 2014. The authorized amounts are listed on an installation-by-installation basis. The state list contained in this Act is intended to be the binding list of the specific projects authorized at each location.

Section 2302—Family Housing

This section would authorize new construction and planning and design of family housing units for the Air Force for fiscal year 2014.

Section 2303—Improvements to Military Family Housing Units

This section would authorize improvements to existing units of family housing for fiscal year 2014.

Section 2304—Authorization of Appropriations, Air Force

This section would authorize appropriations for Air Force military construction at the levels identified in section 4601 of division D of this Act.

Section 2305—Modification of Authority to Carry Out Certain Fiscal Year 2013 Project

This section would increase the construction scope associated with a Fuel Systems Maintenance Hangar authorization, provided in the Military Construction Authorization Act for Fiscal Year 2013 (division B of Public Law 112–239), to \$128.0 million. The hangar is to be constructed of cast-in-place reinforced concrete and will be adequately sized to provide repairs, functionality checks, and aircraft inspections in support of the Pacific Airpower Resiliency (PAR) mission.

The committee notes that the Fuel Systems Maintenance Hangar is required to support a Continuous Bomber Presence, Tanker Task Force, Theater Security Packages, and the Global Hawk beddown. The lack of this hardened facility would significantly reduce readiness and could result in degradation of operational capabilities. The committee supports PAR’s balance of dispersal and hardening, and this project is a critical component of that program.

Section 2306—Limitation on Project Authorization to Carry Out Certain Fiscal Year 2014 Project

This section would limit the Secretary of the Air Force from expending any funds authorized by this title that are associated with the construction of a maintenance facility, a hazardous cargo pad, or an airport storage facility at Saipan, Commonwealth of the Northern Mariana Islands, until the Secretary certifies that the Secretary will purchase the requisite real estate necessary to support these projects.

Section 2307—Extension of Authorization of Certain Fiscal Year 2011 Project

This section would extend the authorization listed until October 1, 2014, or the date of the enactment of an act authorizing funds for military construction for fiscal year 2015, whichever is later. This section was included in the President’s request.

TITLE XXIV—DEFENSE AGENCIES MILITARY CONSTRUCTION

LEGISLATIVE PROVISIONS

SUBTITLE A—DEFENSE AGENCY AUTHORIZATIONS

Section 2401—Authorized Defense Agencies Construction and Land Acquisition Projects

This section would contain the list of authorized defense agencies construction projects for fiscal year 2014. The authorized amounts are listed on an installation-by-installation basis. The state list contained in this Act is intended to be the binding list of the specific projects authorized at each location.

Section 2402—Authorized Energy Conservation Projects

This section would authorize the Secretary of Defense to carry out energy conservation projects at the amounts authorized by each project at a specific location valued at a cost greater than \$2.0 million. This section would also authorize the sum total of projects across various locations, each project of which is less than \$2.0 million.

Section 2403—Authorization of Appropriations, Defense Agencies

This section would authorize appropriations for defense agencies military construction at the levels identified in section 4601 of division D of this Act.

SUBTITLE B—CHEMICAL DEMILITARIZATION AUTHORIZATIONS

Section 2411—Authorization of Appropriations, Chemical Demilitarization Construction, Defense-Wide

This section would authorize appropriations for chemical demilitarization construction at the levels identified in section 4601 of division D of this Act.

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

LEGISLATIVE PROVISIONS

Section 2501—Authorized NATO Construction and Land Acquisition Projects

This section 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 Act and the amount of recoupment due to the United States for construction previously financed by the United States.

Section 2502—Authorization of Appropriations, NATO

This section would authorize appropriations for the North Atlantic Treaty Organization Security Investment Program at the levels identified in section 4601 of division D of this Act.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

LEGISLATIVE PROVISIONS

SUBTITLE A—PROJECT AUTHORIZATIONS AND AUTHORIZATION OF APPROPRIATIONS

Section 2601—Authorized Army National Guard Construction and Land Acquisition Projects

This section would contain the list of authorized Army National Guard construction projects for fiscal year 2014. The authorized amounts are listed on an installation-by-installation basis. The state list contained in this Act is intended to be the binding list of the specific projects authorized at each location.

Section 2602—Authorized Army Reserve Construction and Land Acquisition Projects

This section would contain the list of authorized Army Reserve construction projects for fiscal year 2014. The authorized amounts are listed on an installation-by-installation basis. The state list contained in this Act is intended to be the binding list of the specific projects authorized at each location.

Section 2603—Authorized Navy Reserve and Marine Corps Reserve Construction and Land Acquisition Projects

This section would contain the list of authorized Navy Reserve and Marine Corps Reserve construction projects for fiscal year 2014. The authorized amounts are listed on an installation-by-installation basis. The state list contained in this Act is intended to be the binding list of the specific projects authorized at each location.

Section 2604—Authorized Air National Guard Construction and Land Acquisition Projects

This section would contain the list of authorized Air National Guard construction projects for fiscal year 2014. The authorized amounts are listed on an installation-by-installation basis. The state list contained in this Act is intended to be the binding list of the specific projects authorized at each location.

Section 2605—Authorized Air Force Reserve Construction and Land Acquisition Project

This section would contain the list of authorized Air Force Reserve construction projects for fiscal year 2014. The authorized amounts are listed on an

installation-by-installation basis. The state list contained in this Act is intended to be the binding list of the specific projects authorized at each location.

Section 2606—Authorization of Appropriations, National Guard and Reserve

This section would authorize appropriations for the National Guard and Reserve military construction at the levels identified in section 4601 of division D of this Act.

SUBTITLE B—OTHER MATTERS

Section 2611—Modification of Authority to Carry Out Certain Fiscal Year 2013 Project

This section would modify the authority provided by section 2603 of the Military Construction Authorization Act for Fiscal Year 2013 (division B of Public Law 112-239) and authorize the Secretary of the Navy to make certain modifications to the scope of a previously authorized construction project. This section was included in the President's request.

Section 2612—Extension of Authorization of Certain Fiscal Year 2011 Projects

This section would extend the authorizations listed until October 1, 2014, or the date of the enactment of an act authorizing funds for military construction for fiscal year 2015, whichever is later. This section was included in the President's request.

TITLE XXVII—BASE REALIGNMENT AND CLOSURE ACTIVITIES

LEGISLATIVE PROVISIONS

SUBTITLE A—AUTHORIZATION OF APPROPRIATIONS

Section 2701—Authorization of Appropriations for Base Realignment and Closure Activities Funded Through Department of Defense Base Closure Account

This section would authorize appropriations for ongoing activities that are required to implement the decision of Base Realignment and Closure activities at the levels identified in section 4601 of division D of this Act.

SUBTITLE B—OTHER MATTERS

Section 2711—Prohibition on Conducting Additional Base Realignment and Closure (BRAC) Round

This section would prohibit funds, appropriated pursuant to an authorization of appropriations contained in this Act, to be use to propose, plan for, or execute an additional Base Closure and Realignment round.

Section 2712—Elimination of Quarterly Certification Requirement Regarding Availabilty of Military Health Care in National Capital Region

This section would repeal a quarterly reporting requirement regarding the capacity of the military health care system in the National Capital Region. The committee notes that sufficient capacity has been obtained in the National Capital Region to replace the loss of the former Walter Reed Army Military Medical Center, District of Columbia.

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

LEGISLATIVE PROVISIONS

SUBTITLE A—MILITARY CONSTRUCTION PROGRAM AND MILITARY FAMILY HOUSING CHANGES

Section 2801—Modification of Authority to Carry Out Unspecified Military Construction

The section would modify section 2805 of title 10, United States Code, and allow the threshold of the unspecified minor construction project to be adjusted based on area cost factors. This section would also increase the threshold of application associated with operation and maintenance funding for construction purposes from \$750,000 to \$1.0 million.

Section 2802—Repeal of Requirements for Local Comparability of Room Patterns and Floor Areas for Military Family Housing and Submission of Net Floor Area Information

This section would repeal section 2826 of title 10, Untied States Code, that required the Secretary concerned to acquire military family housing that is comparable in structure to family housing available in the local community. While the committee notes that the Administration has generally adopted this practice, the committee also notes that the Department should be provided latitude in the design and construction of family housing.

Section 2803—Repeal of Separate Authority to Enter into Limited Partnerships with Private Developers of Housing

This section would repeal the limited authority of the Department of Defense to enter into partnerships with private developers for the purpose of providing family housing construction. The committee notes that subchapter IV of chapter 169 of title 10, United States Code, provides the Department of Defense broad authority to implement an extremely successful privatization family housing program which is not being abridged by this section.

Section 2804—Military Construction Standards to Reduce Vulnerability of Structures to Terrorist Attack

This section would provide additional latitude to the Department of Defense (DOD) to apply local threat criteria into the design of DOD facilities.

Currently, the Department of Defense uses a universal design basis threat to develop facilities criteria. Unfortunately, the universal application of a design basis threat drives increased facility costs when no credible threat exists. The committee continues to be concerned about institutional cost additions that only serve to increase the Federal cost premium.

Section 2805—Treatment of Payments Received for Providing Utilities and Services in Connection with Use of Alternative Authority for Acquisition and Improvement of Military Housing

This provision would modify section 2872a of title 10, United States Code, and eliminate the fiscal year reimbursement loss that occurs on late fiscal year reimbursements to the military family housing account. Specifically, payments made for utilities and services would be credited to the appropriation or working capital account that is current at the time the reimbursements are received, instead of the appropriation account from which the services were originally funded.

Section 2806—Repeal of Advance Notification Requirement for Use of Military Family Housing Investment Authority

This section would repeal a family housing notification requirement required in section 2875 of title 10, United States Code, that has been previously assessed in the President's request.

Section 2807—Additional Element for Annual Report on Military Housing Privatization Projects

This section would provide additional oversight and accountability in the pursuit of military family housing privatization projects to include an assessment of litigation costs that are being pursued by the privatization partners.

Section 2808—Extension of Temporary, Limited Authority to Use Operation and Maintenance Funds for Construction Projects in Certain Areas Outside the United States

This section would amend section 2808 of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108-136) and extend the Department of Defense's ability to use operation and maintenance appropriations for military construction purposes for the U.S. Central Command and Horn of Africa area until September 30, 2014.

SUBTITLE B—REAL PROPERTY AND FACILITIES ADMINISTRATION

Section 2811—Codification of Policies and Requirements Regarding Closure and Realignment of United States Military Installations in Foreign Countries

This section would repeal section 2921 of the National Defense Authorization Act for Fiscal Year 1991 (Public Law 101-510) and consolidate the requirements of overseas basing notification process in section 2687a of title 10, United States Code. This section would also remove a redundant reporting requirement associated with the proposed residual value of foreign military closure determinations.

SUBTITLE C—ENERGY SECURITY

Section 2821—Continuation of Limitation on Use of Funds for Leadership in Energy and Environmental Design (LEED) Gold or Platinum Certification

This section would continue the prohibition on the use of funds for Leadership in Energy and Environmental Design gold or platinum certifications for fiscal year 2014, set forth in the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81), as amended by the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112-239).

The committee notes that the Department of Defense has met two of the three requirements to include submission of a report regarding the different design standards and a new high performance and sustainable building unified facilities criteria. The committee looks forward to receiving the updated policy guidance that prescribes building design and certification standards that specifically address energy- and water-efficient standards and sustainable design attributes for military construction based on the cost-benefit analysis, return on investment, total ownership costs, and demonstrated payback applied by specific geographic location and local circumstances to ensure maximum savings.

SUBTITLE D—PROVISIONS RELATED TO GUAM REALIGNMENT

Section 2831—Change From Previous Calendar Year to Previous Fiscal Year for
Period Covered by Annual Report of Interagency Coordination Group of Inspectors
General for Guam Realignment

This section would change the annual inspectors general reporting requirement from the end of each calendar year to the end of the fiscal year.

Section 2832—Repeal of Certain Restrictions on Realignment of Marine Corps
Forces in Asia-Pacific Region

This section would repeal section 2832 of the Military Construction Authorization Act for Fiscal Year 2013 (division B of Public Law 112-239).

SUBTITLE E—LAND CONVEYANCES

Section 2841—Real Property Acquisition, Naval Base Ventura County, California

This section would authorize the Secretary of the Navy to terminate the outlease and acquire certain family housing improvements at Naval Base Ventura County, California. This section would also authorize the continued use of the housing as authorized by section 2835 and section 2835a of title 10, United States Code, pending funding and execution of a Navy project to permanently convert the housing to an alternative use.

Section 2842—Land Conveyance, Former Oxnard Air Force Base, Ventura County,
California

This section would authorize the Secretary of the Navy to convey, without consideration, the Oxnard Air Force Base at Ventura, California, to Ventura County for public purposes.

Section 2843—Land Conveyance, Philadelphia Naval Shipyard, Philadelphia,
Pennsylvania

This section would authorize the Secretary of the Navy to convey certain properties and improvements at the Philadelphia Naval Shipyard, Pennsylvania, for fair market value.

Section 2844—Land Conveyance, Camp Williams, Utah

This section would authorize the Secretary of the Interior to transfer 420 acres to the State of Utah for the purpose of permitting the Utah National Guard to use the conveyed land for military use.

Section 2845—Conveyance, Air National Guard Radar Site, Francis Peak, Wasatch Mountains, Utah

This section would authorize the Secretary of the Air Force to convey, without consideration, certain Air National Guard facilities at Francis Peak, Utah, for purposes of permitting the State to use the structures to support emergency public safety communications. This authority shall expire on September 30, 2014, or enactment of an act authorizing military construction for fiscal year 2015, whichever is later.

Section 2846—Land Conveyance, Former Fort Monroe, Hampton, Virginia

This section would authorize the Secretary of the Army to convey certain properties at Fort Monroe, Virginia, to the Commonwealth of Virginia.

SUBTITLE F—OTHER MATTERS

Section 2863—Redesignation of the Asia-Pacific Center for Security Studies as the Daniel K. Inouye Asia-Pacific Center for Security Studies

This section would name the Asia-Pacific Center for Security Studies at Honolulu, Hawaii, as the "Daniel K. Inouye Asia-Pacific Center for Security Studies", and would make other conforming changes.

Section 2864—Renaming Site of the Dayton Aviation Heritage National Historical Park, Ohio

This section would modify the name of the John W. Berry, Sr. Wright Brothers Aviation Center to the John W. Berry, Sr. Wright Brothers National Museum, Dayton, Ohio.

Section 2865—Distinguished Flying Cross National Memorial in Riverside, California

This section would authorize a memorial to members of the Armed Forces who have been awarded the Distinguished Flying Cross. The memorial is located at March Field Air Museum in Riverside, California, and would hereby be designated as the Distinguished Flying Cross National Memorial.

TITLE XXX—MILITARY LAND TRANSFERS AND WITHDRAWALS TO SUPPORT READINESS AND SECURITY

LEGISLATIVE PROVISIONS

SUBTITLE A—LIMESTONE HILLS TRAINING AREA, MONTANA

Section 3001—Withdrawal and Reservation of Public Lands for Limestone Hills Training Area, Montana

This section would withdraw the lands described at Limestone Hills Training Area, Montana, for use by the Department of the Army.

Section 3002—Management of Withdrawn and Reserved Lands

This section would require the Secretary of the Army to manage the lands withdrawn in section 3001 in accordance with the limitations and restrictions of section.

Section 3003—Special Rules Governing Minerals Management

This section would establish additional rules governing mineral management at Limestone Hills Training Area, Montana.

Section 3004—Grazing

This section would require the Secretary of the Interior to continue and manage grazing permits and leases. The Secretary of the Interior, with the agreement of the Secretary of the Army, may delegate such authority to the Secretary of the Army.

Section 3005—Duration of Withdrawal and Reservation

This section would terminate the land withdrawal authorized in this subtitle on March 31, 2039.

Section 3006—Payments in Lieu of Taxes

This section would authorize the lands withdrawn in section 3001 to remain entitlement land under section 6901 of title 31, United States Code.

Section 3007—Hunting, Fishing and Trapping

This section would require hunting, fishing and trapping on the lands withdrawn in section 3001 to be conducted in accordance with section 2671 of title 10, United States Code.

Section 3008—Water Rights

This section would retain water rights in existence prior to the withdrawal authorized in section 3001.

Section 3009—Brush and Range Fire Prevention and Suppression

This section would require the Secretary of the Army to take necessary precautions to prevent, and actions to suppress, brush and range fires occurring as a result of military activities on the lands withdrawn by section 3001.

Section 3010—On-Going Decontamination

This section would require the Secretary of the Army to maintain a program of decontamination on the withdrawn land provided by section 3001.

Section 3011—Application for Renewal of a Withdrawal and Reservation

This section would require the Secretary of the Army to notify the Secretary of the Interior 5-year years before the termination of the withdrawal. The Secretary of the Army shall provide to the Secretary of the Interior notice as to the Army's intent to continue defense related functions after the term of the withdrawal.

Section 3012—Limitation on Subsequent Availability of Lands for Appropriation

This section would withdraw the lands transferred in section 3001 from all forms of appropriation under public land laws.

Section 3013—Relinquishment

This section would provide authority and procedures for the Secretary of the Army to relinquish any or all of the lands withdrawn or reserved authorized in section 3001.

SUBTITLE B—WHITE SANDS MISSILE RANGE, NEW MEXICO

Section 3021—Transfer of Administrative Jurisdiction, White Sands Missile Range, New Mexico

This section would transfer the administrative jurisdiction of certain lands located in Dona Ana County, New Mexico, from the Secretary of the Interior to the Secretary of the Army.

Section 3022—Water Rights

This section would retain water rights in existence prior to the transfer of administrative jurisdiction authorized in section 3021.

Section 3023—Withdrawal

This section would withdraw the lands transferred in section 3021 from all forms of appropriation under public land laws so long as the lands remain under the administrative jurisdiction of the Secretary of the Army.

SUBTITLE C—NAVAL AIR WEAPONS STATION CHINA LAKE, CALIFORNIA

Section 3031—Transfer of Administrative Jurisdiction, Naval Air Weapons Station China Lake, California

This section would transfer the administrative jurisdiction of certain lands located in Inyo, Kern and San Bernardino Counties, California, from the Secretary of the Interior to the Secretary of the Navy.

Section 3032—Water Rights

This section would retain water rights in existence prior to the transfer of administrative jurisdiction authorized in section 3031.

Section 3033—Withdrawal

This section would withdraw the lands transferred in section 3031 from all forms of appropriation under public land laws so long as the lands remain under the administrative jurisdiction of the Secretary of the Navy.

SUBTITLE D—CHOCOLATE MOUNTAIN AERIAL GUNNERY RANGE, CALIFORNIA

Section 3041—Transfer of Administrative Jurisdiction Chocolate Mountain Aerial Gunnery Range, California

This section would transfer the administrative jurisdiction of certain lands located in Imperial and Riverside Counties, California, from the Secretary of the Interior to the Secretary of the Navy.

Section 3042—Management and Use of Transferred Land

This section would authorize the Secretary of the Navy to use the lands transferred in section 3041 for military purposes. This section would also limit any diminution of these lands as critical habitat for the desert tortoise. Finally, this section would withdraw the lands transferred in section 3041 from all forms of appropriation under public land laws so long as the lands remain under the administrative jurisdiction of the Secretary of the Navy.

Section 3043—Realignment of Range Boundary and Related Transfer of Title

This section would authorize the realignment of the range boundary to ensure that the northwestern boundary of the Chocolate Mountain Aerial Gunnery Range shall be realigned to the edge of the Bradshaw trail so that the trail remains entirely under the jurisdiction of the Department of the Interior. The National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) shall not apply to any transfer provided by this section.

Section 3044—Effect of Termination of Military Use

This section would require that if the Secretary of the Navy determines that there is no longer a military need for the lands transferred by section 3041, the Secretary of the Navy shall assess the level of contamination and determine, in consultation with the Secretary of the Interior, whether decontamination is practical and economically feasible. If the Secretary of the Navy determines that decontamination is practical, the Secretary of the Navy shall provide funds for such decontamination.

Section 3045—Temporary Extension of Existing Withdrawal Period

This section would find that notwithstanding subsection (a) of section 806 of the California Military Lands Withdrawal and Overflight Act of 1994 (title VIII of Public Law 103-433), the withdrawal and reservation of land transferred under section 3041 shall not terminate until the date on which the land transfer required by section 3041 is executed.

Section 3046—Water Rights

This section would retain water rights in existence prior to the transfer of administrative jurisdiction authorized in section 3041.

SUBTITLE E—MARINE CORPS AIR GROUND COMBAT CENTER TWENTYNINE PALMS, CALIFORNIA

Section 3051—Designation of Johnson Valley National Off-Highway Vehicle Recreation Area

This section would designate certain lands administered by the Secretary of the Interior in San Bernardino County, California, as the “Johnson Valley National Off-Highway Vehicle Recreation Area”. This section would further withdraw the lands designated in this section from all forms of appropriation under public land laws.

Section 3052—Limited Biannual Marine Corps Air Ground Combat Center Twentynine Palms Use of Johnson Valley National Off-Highway Vehicle Recreation Area

This section would authorize the Secretary of the Interior to provide for the Secretary of the Navy’s use of the Johnson Valley National Off-Highway Vehicle Recreation Area twice in each calendar year for up to a total of 60 days per year for certain purposes. Any agreement for the military use of the Johnson Valley National Off-Highway Vehicle Recreation Area shall terminate not later than March 31, 2039.

Section 3053—Transfer of Administrative Jurisdiction, Southern Study Area,
Marine Corps Air Ground Combat Center Twentynine Palms, California

This section would transfer certain lands in San Bernardino County, California, as generally depicted as the “Southern Study Area” to be transferred from the Secretary of the Interior to the Secretary of the Navy for military purposes.

Section 3054—Water Rights

This section would retain water rights in existence prior to the transfer of administrative jurisdiction authorized in section 3051.

SUBTITLE F—NAVAL AIR STATION FALLON, NEVADA

Section 3061—Transfer of Administrative Jurisdiction, Naval Air Station Fallon,
Nevada

This section would transfer certain lands in Churchill County, Nevada, from the Secretary of the Interior to the Secretary of the Navy for military purposes.

Section 3062—Water Rights

This section would retain water rights in existence prior to the transfer of administrative jurisdiction authorized in section 3061.

Section 3063—Withdrawal

This section would withdraw the lands transferred in section 3031 from all forms of appropriation under public land laws so long as the lands remain under the administrative jurisdiction of the Secretary of the Navy.

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

TITLE XXXIV—NAVAL PETROLEUM RESERVES

LEGISLATIVE PROVISIONS

Section 3401—Authorization of Appropriations

This section would authorize \$20.0 million for fiscal year 2014 for operation and maintenance of the Naval Petroleum and Oil Reserves.

BILL LANGUAGE

Subtitle B—Energy and Environment

SEC. 3 ____ [Log 50396]. DEADLINE FOR SUBMISSION OF RE- PORTS ON PROPOSED BUDGETS FOR ACTIV- ITIES RELATING TO OPERATIONAL ENERGY STRATEGY.

Section 138c(e) of title 10, United States Code, is amended—

(1) in paragraph (4), by striking “Not later than 30 days after the date on which the budget for a fiscal year is submitted to Congress pursuant to section 1105 of title 31, the Secretary of Defense shall submit to Congress a report on the proposed budgets for that fiscal year” and inserting “The Secretary of Defense shall submit to Congress a report on the proposed budgets for a fiscal year”; and

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

“(6) The report required by paragraph (4) for a fiscal year shall be submitted by the later of the following dates:

“(A) The date that is 30 days after the date on which the budget for that fiscal year is submitted to Congress pursuant to section 1105 of title 31.

“(B) March 31 of the previous fiscal year.”.

1 **SEC. 3** ____ **[Log50399]. FACILITATION OF INTERAGENCY CO-**
2 **OPERATION IN CONSERVATION PROGRAMS**
3 **OF THE DEPARTMENTS OF DEFENSE, AGRI-**
4 **CULTURE, AND INTERIOR TO AVOID OR RE-**
5 **DUCE ADVERSE IMPACTS ON MILITARY**
6 **READINESS ACTIVITIES.**

7 (a) USE OF FUNDS UNDER CERTAIN AGREE-
8 MENTS.—Section 2684a of title 10, United States Code,
9 is amended—

10 (1) by redesignating subsections (h) and (i) as
11 subsections (i) and (j); and

12 (2) by inserting after subsection (g) the fol-
13 lowing new subsection (h):

14 “(h) INTERAGENCY COOPERATION IN CONSERVATION
15 PROGRAMS TO AVOID OR REDUCE ADVERSE IMPACTS ON
16 MILITARY READINESS ACTIVITIES.—In order to facilitate
17 interagency cooperation and enhance the effectiveness of
18 actions that will protect both the environment and military
19 readiness, the recipient of funds provided pursuant an
20 agreement under this section or under the Sikes Act (16
21 U.S.C. et seq.) may, with regard to the lands and waters
22 within the scope of the agreement, use such funds to sat-
23 isfy any matching funds or cost-sharing requirement of
24 any conservation program of the Department of Agri-
25 culture or the Department of the Interior notwithstanding

1 any limitation of such program on the source of matching
2 or cost-sharing funds.”.

3 (b) SUNSET.—This section and subsection (h) of sec-
4 tion 2684a of title 10, United States Code, as added by
5 this section, shall expire on October 1, 2019, except that
6 any agreement referred to in such subsection that is en-
7 tered into on or before September 30, 2019, shall continue
8 according to its terms and conditions as if this section has
9 not expired.

1 **SEC. 3**____ **[Log50401]. REAUTHORIZATION OF SIKES ACT.**

2 Section 108 of the Sikes Act (16 U.S.C. 670f) is
3 amended by striking “fiscal years 2009 through 2014”
4 each place it appears and inserting “fiscal years 2014
5 through 2019”.

1 **SEC. 3** ____ **[Log 50402]. COOPERATIVE AGREEMENTS UNDER**
2 **SIKES ACT FOR LAND MANAGEMENT RE-**
3 **LATED TO DEPARTMENT OF DEFENSE READI-**
4 **NESS ACTIVITIES.**

5 (a) **MULTIYEAR AGREEMENTS TO FUND LONG-TERM**
6 **MANAGEMENT.**—Subsection (b) of section 103A of the
7 Sikes Act (16 U.S.C. 670c–1) is amended—

8 (1) by inserting “(1)” before “Funds”; and

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

11 “(2) In the case of a cooperative agreement under
12 subsection (a)(2), funds referred to in paragraph (1)—

13 “(A) may be paid in a lump sum and include
14 an amount intended to cover the future costs of the
15 natural resource maintenance and improvement ac-
16 tivities provided for under the agreement; and

17 “(B) may be invested by the recipient in ac-
18 cordance with the recipient’s own guidelines for the
19 management and investment of financial assets, and
20 any interest or income derived from such investment
21 may be applied for the same purposes as the prin-
22 cipal.”.

23 (b) **AVAILABILITY OF FUNDS AND RELATION TO**
24 **OTHER LAWS.**—Subsection (c) of such section is amended
25 to read as follows:

1 “(c) AVAILABILITY OF FUNDS AND RELATION TO
2 OTHER LAWS.—(1) Cooperative agreements and inter-
3 agency agreements entered into under this section shall
4 be subject to the availability of funds.

5 “(2) Notwithstanding chapter 63 of title 31, United
6 States Code, a cooperative agreement under this section
7 may be used to acquire property or services for the direct
8 benefit or use of the United States Government.

9 “(3) Amounts available to the Department of Defense
10 that are provided to any Federal, State, local, or non-
11 governmental entity for conservation and rehabilitation of
12 natural resources in an area that is not on a military in-
13 stallation—

14 “(A) may only be used for payment of direct
15 costs associated with the management of such area;
16 and

17 “(B) may be used to pay not more than 3 per-
18 cent of total project administrative costs, fees, and
19 management charges.

20 “(4) Amounts available to the Department of Defense
21 may not be used under this Act to acquire fee title interest
22 in real property for natural resources projects that are not
23 on a military installation.”.

1 (c) ANNUAL AUDITS.—Such section is further
2 amended by adding at the end the following new sub-
3 section:

4 “(d) ANNUAL AUDITS.—The Inspector General of the
5 Department of Defense shall annually audit each natural
6 resources project funded with amounts available to the De-
7 partment of Defense under this Act that is not on a mili-
8 tary installation.”.

9 (d) SUNSET.—This section and the provisions of law
10 enacted by the amendments made by this section shall ex-
11 pire on October 1, 2019, except that any cooperative
12 agreement referred to in such provisions that is entered
13 into on or before September 30, 2019, shall continue ac-
14 cording to its terms and conditions as if this section has
15 not expired.

1 **SEC. 3** ____ **[Log 50520]. EXCLUSIONS FROM DEFINITION OF**
2 **“CHEMICAL SUBSTANCE” UNDER TOXIC SUB-**
3 **STANCES CONTROL ACT.**

4 Section 3(2)(B)(v) of the Toxic Substances Control
5 Act (15 U.S.C. 2602(2)(B)(v)) is amended by striking “,
6 and” and inserting “and any component of such an article
7 (including, without limitation, shot, bullets and other pro-
8 jectiles, propellants when manufactured for or used in
9 such an article, and primers), and”.

1 **Subtitle C—Logistics and**
2 **Sustainment**

3 **SEC. 3** ____ **[Log 50701]. LITTORAL COMBAT SHIP STRATEGIC**
4 **SUSTAINMENT PLAN.**

5 (a) IN GENERAL.—Not later than 120 days after the
6 date of the enactment of this Act, the Secretary of the
7 Navy shall submit to the congressional defense committees
8 and to the Comptroller General of the United States a
9 strategic sustainment plan for the Littoral Combat Ship.
10 Such plan shall include each of the following:

11 (1) An estimate of the cost and schedule of im-
12 plementing the plan.

13 (2) An identification of the requirements and
14 planning for the long-term sustainment of the Lit-
15 toral Combat Ship and its mission modules in ac-
16 cordance with section 2366b of title 10, United
17 States Code, as amended by section 801 of the Na-
18 tional Defense Authorization Act for Fiscal Year
19 2012 (Public Law 112–81; 125 Stat. 1482).

20 (3) A description of the current and future op-
21 erating environments of the Littoral Combat Ship,
22 as specified or referred to in strategic guidance and
23 planning documents of the Department of Defense.

24 (4) The facility, supply, and logistics systems
25 requirements of the Littoral Combat Ship when for-

1 ward deployed, and an estimate of the cost and per-
2 sonnel required to conduct the necessary mainte-
3 nance activities.

4 (5) Any required updates to host-nation agree-
5 ments to facilitate the forward-deployed maintenance
6 requirements of the Littoral Combat Ship, including
7 a discussion of overseas management of Ship ord-
8 nance and hazardous materials and delivery of
9 equipment and spare parts needed for emergent re-
10 pair.

11 (6) An evaluation of the forward-deployed
12 maintenance requirements of the Littoral Combat
13 Ship and a schedule of pier-side maintenance
14 timelines when forward-deployed, including require-
15 ments for multiple ships and variants.

16 (7) An assessment of the total quantity of
17 equipment, spare parts, permanently forward-sta-
18 tioned personnel, and size of fly away teams re-
19 quired to support forward-deployed maintenance re-
20 quirements for the U.S.S. Freedom while in Singa-
21 pore, and estimates for follow-on deployments of Lit-
22 toral Combat Ships of both variants.

23 (8) A detailed description of the continuity of
24 operations plans for the Littoral Combat Ship

1 Squadron and of any plans to increase the number
2 of Squadron personnel.

3 (9) An identification of mission critical single
4 point of failure equipment for which a sufficient
5 number spare parts are necessary to have on hand,
6 and determination of Littoral Combat Ship forward
7 deployed equipment and spare parts locations and
8 levels.

9 (b) FORM.—The plan required under subsection (a)
10 shall be submitted in unclassified form but may have a
11 classified annex.

Subtitle D—Readiness**Subtitle E—Reports**

SEC. 3 ____ [Log50745]. **ADDITIONAL REPORTING REQUIREMENTS RELATING TO PERSONNEL AND UNIT READINESS.**

(a) **ASSESSMENT OF ASSIGNED MISSIONS AND CON-TRACTOR SUPPORT.**—Section 482 of title 10, United States Code, is amended—

(1) by redesignating subsection (g) as subsection (j); and

(2) by inserting after subsection (f) the following new subsections:

“(g) **COMBATANT COMMAND ASSIGNED MISSION ASSESSMENTS.**—(1) Each report shall also include an assessment by each commander of a geographic or functional combatant command of the ability of the command to successfully execute each of the assigned missions of the command. Each such assessment for a combatant command shall also include a list of the mission essential tasks for each assigned mission of the command and an assessment of the ability of the command to successfully complete each task within prescribed timeframes.

“(2) For purposes of this subsection, the term ‘assigned mission’ means any contingency response program

1 plan, theater campaign plan, or named operation that is
2 approved and assigned by the Joint Chiefs of Staff.

3 “(h) RISK ASSESSMENT OF DEPENDENCE ON CON-
4 TRACTOR SUPPORT.—Each report shall also include an as-
5 sessment by the Chairman of the Joint Chiefs of Staff
6 of the level of risk incurred by using contract support in
7 contingency operations as required under Department of
8 Defense Instruction 1100.22, ‘Policies and Procedures for
9 Determining Workforce Mix’.

10 “(i) COMBAT SUPPORT AGENCIES ASSESSMENT.—
11 (1) Each report shall also include an assessment by the
12 Secretary of Defense of the military readiness of the com-
13 bat support agencies, including, for each such agency—

14 “(A) a determination with respect to the re-
15 sponsiveness and readiness of the agency to support
16 operating forces in the event of a war or threat to
17 national security, including—

18 “(i) a list of mission essential tasks and an
19 assessment of the ability of the agency to suc-
20 cessfully perform those tasks;

21 “(ii) an assessment of how the ability of
22 the agency to accomplish the tasks referred to
23 in subparagraph (A) affects the ability of the
24 military departments and the unified and geo-

1 graphic combatant commands to execute oper-
2 ations and contingency plans by number;

3 “(iii) any readiness deficiencies and actions
4 recommended to address such deficiencies; and

5 “(iv) key indicators and other relevant in-
6 formation related to any deficiency or other
7 problem identified;

8 “(B) any recommendations that the Secretary
9 considers appropriate.

10 “(2) In this subsection, the term ‘combat support
11 agency’ means any of the following Defense Agencies:

12 “(A) The Defense Information Systems Agency.

13 “(B) The Defense Intelligence Agency.

14 “(C) The Defense Logistics Agency.

15 “(D) The National Geospatial-Intelligence
16 Agency (but only with respect to combat support
17 functions that the agencies perform for the Depart-
18 ment of Defense).

19 “(E) The Defense Contract Management Agen-
20 cy.

21 “(F) The Defense Threat Reduction Agency.

22 “(G) The National Reconnaissance Office.

23 “(H) The National Security Agency (but only
24 with respect to combat support functions that the

1 agencies perform for the Department of Defense)
2 and Central Security Service.

3 “(I) Any other Defense Agency designated as a
4 combat support agency by the Secretary of De-
5 fense.”.

6 (b) CONFORMING AMENDMENT.—Such section is fur-
7 ther amended in subsection (a), by striking “and (f)” and
8 inserting “(f), (g), (h), and (i)”.

1 **SEC. 3** ____ **[Log 50936]. REPEAL OF ANNUAL COMPTROLLER**

2 **GENERAL REPORT ON ARMY PROGRESS.**

3 Section 323 of the John Warner National Defense
4 Authorization Act for Fiscal Year 2007 (Public Law 109–
5 364; 120 Stat. 2146; 10 U.S.C. 229 note) is amended—

6 (1) by striking subsection (d);

7 (2) by redesignating subsections (e) and (f) as
8 subsections (d) and (e), respectively; and

9 (3) in subsection (e), as so redesignated, by
10 striking “or (d)”.

1 **Subtitle F—Limitations and**
2 **Extensions of Authority**

3 **SEC. 3**____[Log 50636]. **LIMITATION ON REDUCTION OF**
4 **FORCE STRUCTURE AT LAJES AIR FORCE**
5 **BASE, AZORES.**

6 The Secretary of the Air Force may not reduce the
7 force structure at Lajes Air Force Base, Azores, relative
8 to the force structure at such Air Force Base as of Octo-
9 ber 1, 2013, until 30 days after the Secretary of Defense
10 concludes the European Infrastructure Consolidation As-
11 sessment initiated by the Secretary on January 25, 2013,
12 and briefs the congressional defense committees regarding
13 such Assessment. Such briefing shall include a specific as-
14 sessment of the efficacy of Lajes Air Force Base, Azores,
15 in supporting the United States overseas force posture.

1 **SEC. 3** ____ **[Log 50736]. PROHIBITION ON PERFORMANCE OF**
2 **DEPARTMENT OF DEFENSE FLIGHT DEM-**
3 **ONSTRATION TEAMS OUTSIDE THE UNITED**
4 **STATES.**

5 (a) PROHIBITION.—None of the funds authorized to
6 be appropriated or otherwise available to the Secretary of
7 Defense for fiscal year 2014 or 2015 may be used for the
8 performance of flight demonstration teams under the ju-
9 risdiction of the Secretary at any location outside the
10 United States.

11 (b) UNITED STATES.—In this section, the term
12 “United States” means the several States of the United
13 States, the District of Columbia, and the commonwealths,
14 territories, and possessions of the United States.

1 **SEC. 10** ____ **[Log 50740]. EXTENSION OF AUTHORITY OF SEC-**
2 **RETARY OF TRANSPORTATION TO ISSUE**
3 **NON-PREMIUM AVIATION INSURANCE.**

4 Section 44310 of title 49, United States Code, is
5 amended—

6 (1) by inserting “(a) IN GENERAL.—” before
7 “The authority”;

8 (2) by striking “this chapter” and inserting
9 “any provision of this chapter other than section
10 44305”; and

11 (3) by adding at the end the following new sub-
12 section:

13 “(b) INSURANCE OF UNITED STATES GOVERNMENT
14 PROPERTY.—The authority of the Secretary of Transpor-
15 tation to provide insurance and reinsurance for a depart-
16 ment, agency, or instrumentality of the United States
17 Government under section 44305 is not effective after De-
18 cember 31, 2018.”.

1 **SEC. 10**____[Log 50901]. **EXTENSION OF AUTHORITY TO PRO-**
2 **VIDE MILITARY TRANSPORTATION SERVICES**
3 **TO CERTAIN OTHER AGENCIES AT THE DE-**
4 **PARTMENT OF DEFENSE REIMBURSEMENT**
5 **RATE.**

6 (a) IN GENERAL.—Section 2642(a) of title 10,
7 United States Code, is amended—

8 (1) by striking “airlift” each place it appears
9 and inserting “transportation”; and

10 (2) in paragraph (3)—

11 (A) by striking “October 28, 2014” and
12 inserting “September 30, 2019”;

13 (B) by inserting and “military transpor-
14 tation services provided in support of foreign
15 military sales” after “Department of Defense”;
16 and

17 (C) by striking “air industry” and insert-
18 ing “transportation industry”.

19 (b) TECHNICAL AMENDMENT.—The heading for such
20 section is amended by striking “**Airlift**” and inserting
21 “**Transportation**”.

22 (c) CLERICAL AMENDMENT.—The table of sections
23 at the beginning of chapter 157 of such title is amended

1 by striking the item relating to section 2642 and inserting

2 the following new item:

“2642. Transportation services provided to certain other agencies: use of Department of Defense reimbursement rates”.

1 **SEC. 11____ [Log 50721]. ONE-YEAR EXTENSION OF AUTHOR-**
2 **ITY TO WAIVE ANNUAL LIMITATION ON PRE-**
3 **MIUM PAY AND AGGREGATE LIMITATION ON**
4 **PAY FOR FEDERAL CIVILIAN EMPLOYEES**
5 **WORKING OVERSEAS.**

6 Effective January 1, 2014, section 1101(a) of the
7 Duncan Hunter National Defense Authorization Act for
8 Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4615),
9 as most recently amended by section 1101 of the National
10 Defense Authorization Act for Fiscal Year 2013 (Public
11 Law 112–239; 126 Stat. 1973), is further amended by
12 striking “through 2013” and inserting “through 2014”.

1 **SEC. 11____ [Log 50732]. DEFENSE SCIENCE INITIATIVE FOR**
2 **PERSONNEL.**

3 (a) STATEMENT OF POLICY.—It is the policy of the
4 United States to assure the scientific and technological
5 preeminence of its defense laboratories, which are essen-
6 tial to the national security, by requiring the Department
7 of Defense to provide to its science and technology labora-
8 tories—

9 (1) the personnel and support services needed
10 to carry out their mission; and

11 (2) decentralized management authority.

12 (b) ESTABLISHMENT OF INITIATIVE.—There is here-
13 by established within the Department of Defense a pro-
14 gram to be known as the Defense Science Initiative for
15 Personnel (hereinafter in this section referred to as the
16 “Initiative”).

17 (c) LABORATORIES COVERED BY INITIATIVE.—The
18 laboratories covered by the Initiative—

19 (1) shall be those designated as Science and
20 Technology Reinvention Laboratories (hereinafter in
21 this section referred to as “STRs”) by the Sec-
22 retary or by paragraph (2); and

23 (2) shall include the laboratories enumerated in
24 section 1105 of the National Defense Authorization

1 Act for Fiscal Year 2010 (10 U.S.C. 2358 note),
2 which laboratories are hereby designated as STRLs.

3 (d) SCIENCE AND ENGINEERING DEGREED AND
4 TECHNICAL POSITIONS AT STRLs.—

5 (1) IN GENERAL.—The director of any STRL
6 may appoint qualified candidates, without regard to
7 sections 3309-3319 of title 5, United States Code,
8 directly to scientific, technical, engineering, mathe-
9 matical, or medical positions within such STRL, on
10 either a temporary, term, or permanent basis.

11 (2) QUALIFIED CANDIDATE DEFINED.—Not-
12 withstanding any provision of chapter 51 of title 5,
13 United States Code, for purposes of this subsection,
14 the term “qualified candidate” means an individual
15 who is—

16 (A) a candidate who has earned a bach-
17 elor’s or master’s degree;

18 (B) a student enrolled in a program of un-
19 dergraduate or graduate instruction leading to
20 a bachelor’s or master’s degree in a scientific,
21 technical, engineering, mathematical, or medical
22 course of study at an institution of higher edu-
23 cation (as that term is defined in section 101
24 of the Higher Education Act of 1965 (20
25 U.S.C. 1001); or

1 (C) a veteran, as defined in section 2108
2 of title 5, United States Code, who served in
3 the armed forces in an engineering, scientific,
4 or medical technician occupational specialty.

5 (3) RULE OF CONSTRUCTION.—Any exercise of
6 authority under paragraph (1) shall be considered to
7 satisfy section 2301(b)(1) of title 5, United States
8 Code.

9 (e) EXCLUSION FROM PERSONNEL LIMITATIONS,
10 ETC.—The director of any STRL shall manage the work-
11 force strength of such STRL—

12 (1) without regard to any limitation on appoint-
13 ments or any allocation of positions with respect to
14 such STRL, subject to paragraph (2); and

15 (2) in a manner consistent with the budget
16 available with respect to such STRL.

17 (f) SENIOR EXECUTIVE SERVICE ROTATION AU-
18 THORITY.—Section 3131 of title 5, United States Code,
19 is amended—

20 (1) in paragraph (5), by striking “mission;”
21 and inserting “mission, subject to paragraph (15);”;

22 (2) in paragraph (13), by striking “and” at the
23 end;

24 (3) in paragraph (14), by striking the period
25 and inserting “; and”; and

1 (4) by adding at the end the following new
2 paragraph:

3 “(15) permit the director of each Science and
4 Technology Reinvention Laboratory (as described in
5 **【section 11__ (c)】** of the National Defense Author-
6 ization Act for Fiscal Year 2014) to determine the
7 duration of appointments for senior executives
8 (which shall in no event be less than 5 years), con-
9 sistent with carrying out the mission of that labora-
10 tory.”.

11 (g) SENIOR SCIENTIFIC TECHNICAL MANAGERS.—

12 (1) ESTABLISHMENT.—There is hereby estab-
13 lished in each STRL a category of senior profes-
14 sional scientific positions, the incumbents of which
15 shall be designated as “senior scientific technical
16 managers” and which shall be positions classified
17 above GS-15 of the General Schedule pursuant to
18 section 5108 of title 5, United States Code. The pri-
19 mary functions of such positions shall be—

20 (A) to engage in research and development
21 in the physical, biological, medical, or engineer-
22 ing sciences, or another field closely related to
23 the mission of such STRL; and

24 (B) to carry out technical supervisory re-
25 sponsibilities.

1 (2) APPOINTMENTS.—The positions described
2 in paragraph (1) may be filled, and shall be man-
3 aged, by the director of the STRL involved, under
4 criteria established pursuant to section 342(b) of the
5 National Defense Authorization Act for Fiscal Year
6 1995 (Public Law 103-337; 108 Stat. 2721), relat-
7 ing to personnel demonstration projects at labora-
8 tories of the Department of Defense, except that the
9 director of the laboratory involved shall determine
10 the number of such positions at such laboratory, not
11 to exceed 3 percent of the number of scientists and
12 engineers (determined on a full-time equivalent
13 basis) employed at such laboratory at the end of the
14 fiscal year prior to the fiscal year in which any ap-
15 pointments subject to that numerical limitation are
16 made.

17 (h) SELECTION AND COMPENSATION OF SPECIALLY-
18 QUALIFIED SCIENTIFIC AND PROFESSIONAL PER-
19 SONNEL.—Section 3104 of title 5, United States Code, is
20 amended by adding at the end the following new sub-
21 section:

22 “(d) In addition to the number of positions author-
23 ized by subsection (a), the director of each Science and
24 Technology Reinvention Laboratory (as described in [sec-
25 tion 11__(c) of the National Defense Authorization Act

1 for Fiscal Year 2014)】, may establish, without regard to
2 the second sentence of subsection (a), such number of sci-
3 entific or professional positions as may be necessary to
4 carry out the research and development functions of the
5 laboratory and which require the services of specially-
6 qualified personnel. The selection process governing ap-
7 pointments made under this subsection shall be deter-
8 mined by the director of the laboratory involved, and the
9 rate of basic pay for the employee holding any such posi-
10 tion shall be set by the laboratory director at a rate not
11 to exceed the rate for level II of the Executive Schedule.”.

1 **SEC. 11____ [Log 50749]. ONE-YEAR EXTENSION OF DISCRE-**
2 **TIONARY AUTHORITY TO GRANT ALLOW-**
3 **ANCES, BENEFITS, AND GRATUITIES TO PER-**
4 **SONNEL ON OFFICIAL DUTY IN A COMBAT**
5 **ZONE.**

6 Paragraph (2) of section 1603(a) of the Emergency
7 Supplemental Appropriations Act for Defense, the Global
8 War on Terror, and Hurricane Recovery, 2006 (Public
9 Law 109–234; 120 Stat. 443), as added by section 1102
10 of the Duncan Hunter National Defense Authorization
11 Act for Fiscal Year 2009 (Public Law 110–417; 122 Stat.
12 4616) and most recently amended by section 1104 of the
13 National Defense Authorization Act for Fiscal Year 2013
14 (Public Law 112–239; 125 Stat. 1973), is further amend-
15 ed by striking “2014” and inserting “2015”.

1 **SEC. 11____ [Log 50949]. EXTENSION OF VOLUNTARY REDUC-**
2 **TION-IN-FORCE AUTHORITY FOR CIVILIAN**
3 **EMPLOYEES OF DEPARTMENT OF DEFENSE.**

4 Section 3502(f)(5) of title 5, United States Code, is
5 amended by striking “September 30, 2014” and inserting
6 “September 30, 2015”.

1 **SEC. 11____ [Log 50950]. EXTENSION OF AUTHORITY TO**
2 **MAKE LUMP-SUM SEVERANCE PAYMENTS TO**
3 **DEPARTMENT OF DEFENSE EMPLOYEES.**

4 Section 5595(i)(4) of title 5, United States Code, is
5 amended by striking “October 1, 2014” and inserting
6 “October 1, 2018”.

1 **SEC. 16** ____ **[Log 50766]. STRATEGIC PLAN FOR REQUIRE-**
2 **MENTS FOR WAR RESERVE STOCKS OF**
3 **MEALS READY-TO-EAT.**

4 (a) **LIMITATION; STRATEGIC PLAN.**—The Adminis-
5 trator of the Defense Logistics Agency may not make any
6 reductions in the requirements for war reserve stocks of
7 meals ready-to-eat until the Administrator and the heads
8 of the military services, in consultation with manufactur-
9 ers of meals ready-to-eat, develop a comprehensive stra-
10 tegic plan to address—

11 (1) the aggregate meals ready-to-eat require-
12 ments for each of the military departments;

13 (2) industrial base sustainment and war-time
14 surge capacity requirements for meals ready-to-eat;
15 and

16 (3) timely rotation of the war reserves of meals-
17 ready-to-eat.

18 (b) **BRIEFING REQUIRED.**—The Administrator shall
19 brief the congressional defense committees on the strategic
20 plan developed under subsection (a) before making any re-
21 ductions in the requirements for war reserve stocks of
22 meals ready-to-eat.

1 **DIVISION B—MILITARY CON-**
2 **STRUCTION AUTHORIZA-**
3 **TIONS**

4 **SEC. 2001 [Log 50668]. SHORT TITLE.**

5 This division may be cited as the “Military Construc-
6 tion Authorization Act for Fiscal Year 2014”.

1 **SEC. 2002 [Log 50670]. EXPIRATION OF AUTHORIZATIONS**
2 **AND AMOUNTS REQUIRED TO BE SPECIFIED**
3 **BY LAW.**

4 (a) EXPIRATION OF AUTHORIZATIONS AFTER THREE
5 YEARS.—Except as provided in subsection (b), all author-
6 izations contained in titles XXI through XXVII and title
7 XXIX of this division for military construction projects,
8 land acquisition, family housing projects and facilities, and
9 contributions to the North Atlantic Treaty Organization
10 Security Investment Program (and authorizations of ap-
11 propriations therefor) shall expire on the later of—

12 (1) October 1, 2016; or

13 (2) the date of the enactment of an Act author-
14 izing funds for military construction for fiscal year
15 2017.

16 (b) EXCEPTION.—Subsection (a) shall not apply to
17 authorizations for military construction projects, land ac-
18 quisition, family housing projects and facilities, and con-
19 tributions to the North Atlantic Treaty Organization Se-
20 curity Investment Program (and authorizations of appro-
21 priations therefor), for which appropriated funds have
22 been obligated before the later of—

23 (1) October 1, 2016; or

24 (2) the date of the enactment of an Act author-
25 izing funds for fiscal year 2017 for military con-
26 struction projects, land acquisition, family housing

- 1 projects and facilities, or contributions to the North
- 2 Atlantic Treaty Organization Security Investment
- 3 Program.

1 **SEC. 2003 [Log 50671]. EFFECTIVE DATE.**

2 Titles XXI through XXVII and title XXIX shall take
3 effect on the later of—

4 (1) October 1, 2013; or

5 (2) the date of the enactment of this Act.

1 **TITLE XXI—ARMY MILITARY**

2 **CONSTRUCTION**

Sec. 2101 [Log 50669]. Authorized Army construction and land acquisition projects.

Sec. 2102 [Log 50673]. Family housing.

Sec. 2103 [Log 50674]. Authorization of appropriations, Army.

Sec. 2104 [Log 50871]. Additional authority to carry out certain fiscal year 2004 project.

Sec. 2105 [Log 50873]. Modification of authority to carry out certain fiscal year 2010 project.

Sec. 2106 [Log 50872]. Modification of authority to carry out certain fiscal year 2011 project.

Sec. 2107 [Log 50978]. Extension of authorizations of certain fiscal year 2010 projects.

Sec. 2108 [Log 50979]. Extension of authorizations of certain fiscal year 2011 projects.

3 **SEC. 2101 [Log 50669]. AUTHORIZED ARMY CONSTRUCTION**

4 **AND LAND ACQUISITION PROJECTS.**

5 (a) INSIDE THE UNITED STATES.—Using amounts
6 appropriated pursuant to the authorization of appropria-
7 tions in section 2103 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 Army
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:

Army: Inside the United States

State	Installation or Location	Amount
Alaska	Fort Wainwright	\$103,000,000
Colorado	Fort Carson, Colorado	\$242,200,000
Florida	Eglin AFB	\$4,700,000
Georgia	Fort Gordon	\$61,000,000
Hawaii	Fort Shafter	\$65,000,000
Kansas	Fort Leavenworth	\$17,000,000
Kentucky	Fort Campbell, Kentucky	\$4,800,000
Maryland	Aberdeen Proving Ground	\$21,000,000
	Fort Detrick	\$7,100,000
Missouri	Fort Leonard Wood	\$90,700,000

Army: Inside the United States—Continued

State	Installation or Location	Amount
North Carolina	Fort Bragg	\$5,900,000
Texas	Fort Bliss	\$46,800,000
Virginia	Joint Base Langley-Eustis	\$50,000,000
Washington	Joint Base Lewis-Mechord	\$144,000,000
	Yakima	\$9,100,00

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2103 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 the military con-
7 struction project for the installation or location outside the
8 United States, and in the amount, set forth in the fol-
9 lowing table:

Army: Outside the United States

Country	Installation or Location	Amount
Marshall Islands	Kwajalein Atoll	\$63,000,000

10 (c) UNSPECIFIED WORLDWIDE.—Using amounts ap-
11 propriated pursuant to the authorization of appropriations
12 in section 2103 and available for military construction
13 projects at unspecified worldwide locations as specified in
14 the funding table in section 4601, the Secretary of the
15 Army may acquire real property and carry out military
16 construction projects for unspecified installations or loca-
17 tions in the amounts set forth in the following table:

Army: Unspecified

Location	Location or Installation	Amount
Worldwide Unspecified	Unspecified Worldwide Locations	\$33,000,000

1 SEC. 2102 [Log50673]. FAMILY HOUSING.

2 (a) CONSTRUCTION AND ACQUISITION.—Using
3 amounts appropriated pursuant to the authorization of ap-
4 propriations in section 2103 and available for military
5 family housing functions as specified in the funding table
6 in section 4601, the Secretary of the Army may construct
7 or acquire family housing units (including land acquisition
8 and supporting facilities) at the installations or locations,
9 in the number of units, and in the amounts set forth in
10 the following table:

Army: Family Housing

Country	Installation	Units	Amount
Germany	South Camp Vilseck	29	\$16,600,000
Wisconsin	Fort McCoy	56	\$23,000,000

11 (a) PLANNING AND DESIGN.—Using amounts appro-
12 priated pursuant to the authorization of appropriations in
13 section 2103 and available for military family housing
14 functions as specified in the funding table in section 4601,
15 the Secretary of the Army may carry out architectural and
16 engineering services and construction design activities
17 with respect to the construction or improvement of family
18 housing units in an amount not to exceed \$4,408,000.

1 **SEC. 2103 [Log 50674]. AUTHORIZATION OF APPROPRIA-**
2 **TIONS, ARMY.**

3 Funds are hereby authorized to be appropriated for
4 fiscal years beginning after September 30, 2013, for mili-
5 tary construction, land acquisition, and military family
6 housing functions of the Department of the Army as speci-
7 fied in the funding table in section 4601.

1 **SEC. 2104 [Log 50871]. ADDITIONAL AUTHORITY TO CARRY**
2 **OUT CERTAIN FISCAL YEAR 2004 PROJECT.**

3 (a) PROJECT AUTHORIZATION.—In connection with
4 the authorization contained in the table in section 2101(a)
5 of the Military Construction Authorization Act for Fiscal
6 Year 2004 (division B of Public Law 108–136; 117 Stat.
7 1697) for Picatinny Arsenal, New Jersey, for construction
8 of a Research and Development Loading Facility, the Sec-
9 retary of the Army may carry out a military construction
10 project in the amount of \$4,500,000 to complete work on
11 the facility within the initial scope of the project.

12 (b) USE OF UNOBLIGATED PRIOR-YEAR ARMY MILI-
13 TARY CONSTRUCTION FUNDS.—For the project described
14 in subsection (a), the Secretary of the Army shall use un-
15 obligated Army military construction funds that were ap-
16 propriated for a fiscal year before fiscal year 2014 and
17 are available because of savings resulting from favorable
18 bids.

19 (c) CONGRESSIONAL NOTIFICATION.—The Secretary
20 of the Army shall provide information in accordance with
21 section 2851(c) of title 10, United States Code, regarding
22 the project described in subsection (a). If it becomes nec-
23 essary to exceed the estimated project cost, the Secretary
24 shall utilize the authority provided by section 2853 of such
25 title regarding authorized cost and scope of work vari-
26 ations.

1 **SEC. 2105 [Log 50873]. MODIFICATION OF AUTHORITY TO**
2 **CARRY OUT CERTAIN FISCAL YEAR 2010**
3 **PROJECT.**

4 In the case of the authorization contained in the table
5 in section 2101(b) of the Military Construction Authoriza-
6 tion Act for Fiscal Year 2010 (division B of Public Law
7 111–84; 123 Stat. 2629) for Camp Arifjan, Kuwait, for
8 construction of APS Warehouses, the Secretary of the
9 Army may construct up to 74,976 square meters of
10 hardstand parking, 22,741 square meters of access roads,
11 a 6 megawatt power plant, and 50,724 square meters of
12 humidity-controlled warehouses.

1 **SEC. 2106 [Log 50872]. MODIFICATION OF AUTHORITY TO**
2 **CARRY OUT CERTAIN FISCAL YEAR 2011**
3 **PROJECT.**

4 In the case of the authorization contained in the table
5 in section 2101(a) of the National Defense Authorization
6 Act for Fiscal Year 2011 (division B of Public Law 111–
7 383; 124 Stat. 4437) for Joint Base Lewis-McCord,
8 Washington, for construction of a Regional Logistics Sup-
9 port Complex, the Secretary of the Army may construct
10 up to 98,381 square yards of Organizational Vehicle Park-
11 ing.

1 SEC. 2107 [Log 50978] . EXTENSION OF AUTHORIZATIONS OF
2 CERTAIN FISCAL YEAR 2010 PROJECTS.

3 (a) EXTENSIONS.—Notwithstanding section 2002 of
 4 the Military Construction Authorization Act for Fiscal
 5 Year 2010 (division B of Public Law 111–84; 123 Stat.
 6 2627), the authorizations set forth in the table in sub-
 7 section (b), as provided in section 2101 of that Act (126
 8 Stat. 2628) and extended by section 2106 of the Military
 9 Construction Authorization Act for Fiscal Year 2013 (di-
 10 vision B of Public Law 112–239; 126 Stat. 2121), shall
 11 remain in effect until October 1, 2014, or the date of the
 12 enactment of an Act authorizing funds for military con-
 13 struction for fiscal year 2015, whichever is later:

14 (b) TABLE.—The table referred to in subsection (a)
 15 is as follows:

Army: Extension of 2010 Project Authorizations

State	Installation or Location	Project	Amount
Virginia	Fort Belvoir	Road and Access Control Point ..	\$9,500,000
Washington	Fort Lewis	Fort Lewis-McChord AFB Joint Access	\$9,000,000
Kuwait	Camp Arifjani ...	APS Warehouses	\$82,000,000

16 SEC. 2108 [Log 50979]. EXTENSION OF AUTHORIZATIONS OF
17 CERTAIN FISCAL YEAR 2011 PROJECTS.

18 (a) EXTENSIONS.—Notwithstanding section 2002 of
 19 the Military Construction Authorization Act for Fiscal
 20 Year 2011 (division B of Public Law 111–383; 124 Stat.
 21 4436), the authorizations set forth in the table in sub-
 22 section (b), as provided in section 2101 of that Act (124

1 Stat. 4437), shall remain in effect until October 1, 2014,
 2 or the date of the enactment of an Act authorizing funds
 3 for military construction for fiscal year 2015, whichever
 4 is later:

5 (b) TABLE.—The table referred to in subsection (a)
 6 is as follows:

Army: Extension of 2011 Project Authorizations

State	Installation or Location	Project	Amount
California	Presidio of Monterey	Advanced Individual Training Barracks	\$63,000,000
Georgia	Fort Benning	Land Acquisition	\$12,200,000
New Mexico	White Sands Missile Range ..	Barracks	\$29,000,000
Germany	Wiesbaden Air Base	Access Control Point	\$5,100,000



1 **TITLE XXII—NAVY MILITARY**

2 **CONSTRUCTION**

Sec. 2201 [Log 50675]. Authorized Navy construction and land acquisition projects.

Sec. 2202 [Log 50676]. Family housing.

Sec. 2203 [Log50677]. Improvements to military family housing units.

Sec. 2204 [Log50678]. Authorization of appropriations, Navy.

Sec. 2205 [Log 50913]. Limitation on project authorization to carry out certain fiscal year 2014 project.

Sec. 2206 [Log 50980]. Modification of authority to carry out certain fiscal year 2011 project.

Sec. 2207 [Log 50981]. Modification of authority to carry out certain fiscal year 2012 project.

Sec. 2208 [Log50982&50983]. Extension of authorizations of certain fiscal year 2011 projects.

3 **SEC. 2201 [Log 50675]. AUTHORIZED NAVY CONSTRUCTION**

4 **AND LAND 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
California	Barstow	\$14,998,000
	Camp Pendleton, California	\$13,124,000
	Coronado	\$8,910,000
	Point Mugu	\$24,667,000
	Port Hueneme	\$33,600,000
	San Diego	\$34,331,000
	Twenty-nine Palms, California	\$33,437,000

Navy: Inside the United States—Continued

State	Installation or Location	Amount
Florida	Jacksonville	\$20,752,000
	Key West	\$14,001,000
	Mayport	\$16,093,000
Georgia	Albany	\$16,610,000
	Savannah	\$61,717,000
Guam	Joint Region Marianas	\$318,377,000
Hawaii	Kaneohe Bay	\$236,982,000
	Pearl City	\$30,100,000
	Pearl Harbor	\$57,998,000
Illinois	Great Lakes	\$35,851,000
Maryland	Fort Meade	\$83,988,000
Maine	Bangor	\$13,800,000
	Kittery	\$11,522,000
North Carolina	Camp Lejeune, North Carolina	\$77,999,000
	New River	\$45,863,000
Nevada	Fallon	\$11,334,000
Oklahoma	Tinker Air Force Base	\$14,144,000
Rhode Island	Newport	\$12,422,000
South Carolina	Charleston	\$73,932,000
Virginia	Dam Neck	\$10,587,000
	Norfolk	\$3,380,000
	Quantico	\$38,374,000
	Yorktown	\$18,700,000
Washington	Bremerton	\$18,189,000
	Whidbey Island	\$117,649,000

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
Djibouti	Camp Lemonier	\$29,000,000
Japan	Camp Butler	\$5,820,000
Japan	Yokosuka	\$7,568,000

1 **SEC. 2202 [Log 50676]. FAMILY HOUSING.**

2 Using amounts appropriated pursuant to the author-
3 ization of appropriations in section 2204 and available for
4 military family housing functions as specified in the fund-
5 ing table in section 4601, the Secretary of the Navy may
6 carry out architectural and engineering services and con-
7 struction design activities with respect to the construction
8 or improvement of family housing units in an amount not
9 to exceed \$4,438,000.

1 **SEC. 2203 [Log50677]. IMPROVEMENTS TO MILITARY FAMILY**
2 **HOUSING 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 2204 and avail-
6 able for military family housing functions as specified in
7 the funding table in section 4601, the Secretary of the
8 Navy may improve existing military family housing units
9 in an amount not to exceed \$68,969,000.

1 **SEC. 2204 [Log50678]. AUTHORIZATION OF APPROPRIA-**
2 **TIONS, NAVY.**

3 Funds are hereby authorized to be appropriated for
4 fiscal years beginning after September 30, 2013, for mili-
5 tary construction, land acquisition, and military family
6 housing functions of the Department of the Navy, as spec-
7 ified in the funding table in section 4601.

1 **SEC. 2205 [Log 50913]. LIMITATION ON PROJECT AUTHOR-**
2 **IZATION TO CARRY OUT CERTAIN FISCAL**
3 **YEAR 2014 PROJECT.**

4 The Secretary of the Navy may not obligate or ex-
5 pend any funds authorized in this title for land acquisition
6 related to the Townsend Bombing Range near Savannah,
7 Georgia, until the Secretary certifies in writing to the con-
8 gressional defense committees that the Secretary has en-
9 tered into mutually-acceptable agreements with the gov-
10 ernments of Long and McIntosh Counties, Georgia, that—

11 (1) include specific arrangements to mitigate
12 any economic hardships to be incurred by the coun-
13 ties as a result of revenue loss caused by the acquisi-
14 tion; or

15 (2) affirm that no compensation is required
16 from the Secretary before the acquisition proceeds.

1 **SEC. 2206 [Log 50980]. MODIFICATION OF AUTHORITY TO**
2 **CARRY OUT CERTAIN FISCAL YEAR 2011**
3 **PROJECT.**

4 In the case of the authorization contained in the table
5 in section 2201(b) of the Military Construction Authoriza-
6 tion Act for Fiscal Year 2011 (division B of Public Law
7 111–383; 124 Stat. 4441) for Southwest Asia, Bahrain,
8 for construction of Navy Central Command Ammunition
9 Magazines, the Secretary of the Navy may construct addi-
10 tional Type C earth covered magazines (to provide a
11 project total of eighteen), ten new modular storage maga-
12 zines, an inert storage facility, a maintenance and ground
13 support equipment facility, concrete pads for portable
14 ready service lockers, and associated supporting facilities
15 using appropriations available for the project.

1 **SEC. 2207 [Log 50981]. MODIFICATION OF AUTHORITY TO**
2 **CARRY OUT CERTAIN FISCAL YEAR 2012**
3 **PROJECT.**

4 In the case of the authorization contained in the table
5 in section 2201(a) of the Military Construction Authoriza-
6 tion Act for Fiscal Year 2012 (division B of Public Law
7 112–81; 125 Stat. 1666) for Kitsap, Washington, for con-
8 struction of Explosives Handling Wharf No. 2, the Sec-
9 retary of the Navy may construct new hardened facilities
10 in lieu of hardening existing structures and a new facility
11 to replace the existing Coast Guard Maritime Force Pro-
12 tection Unit and the Naval Undersea Warfare Command
13 unhardened facilities using appropriations available for
14 the project.

1 **SEC. 2208 [Log50982&50983]. EXTENSION OF AUTHORIZA-**
2 **TIONS OF CERTAIN FISCAL YEAR 2011**
3 **PROJECTS.**

4 (a) EXTENSION.—Notwithstanding section 2002 of
5 the Military Construction Authorization Act for Fiscal
6 Year 2011 (division B of Public Law 111–383; 124 Stat.
7 4436), the authorizations set forth in the table in sub-
8 section (b), as provided in section 2201 of that Act (124
9 Stat. 4441), shall remain in effect until October 1, 2014,
10 or the date of the enactment of an Act authorizing funds
11 for military construction for fiscal year 2015, whichever
12 is later.

13 (b) TABLE.—The table referred to in subsection (a)
14 is as follows:

Navy: Extension of 2011 Project Authorizations

State/Country	Installation or Loca- tion	Project	Amount
Bahrain	Southwest Asia	Navy Central Command Ammunition Magazines	\$89,280,000
Guam	Naval Activities	Defense Access Roads Improvements	\$66.730,000



1 **TITLE XXIII—AIR FORCE**

2 **MILITARY CONSTRUCTION**

Sec. 2301 [Log50679]. Authorized Air Force construction and land acquisition projects.

Sec. 2302 [Log 50680]. Family housing.

Sec. 2303 [Log50682]. Improvements to military family housing units.

Sec. 2304 [Log506873]. Authorization of appropriations, Air Force.

Sec. 2305 [Log 50609]. Modification of authority to carry out certain fiscal year 2013 project.

Sec. 2306 [Log 50921]. Limitation on project authorization to carry out certain fiscal year 2014 project.

Sec. 2307 [Log 50984]. Extension of authorization of certain fiscal year 2011 project.

3 **SEC. 2301 [Log50679]. AUTHORIZED AIR FORCE CONSTRUC-**

4 **TION AND LAND ACQUISITION PROJECTS.**

5 (a) INSIDE THE UNITED STATES.—Using amounts

6 appropriated pursuant to the authorization of appropria-

7 tions in section 2304 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 Air

10 Force may acquire real property and carry out military

11 construction projects for the installations or locations in-

12 side the United States, and in the amounts, set forth in

13 the following table:

Air Force: Inside the United States

State	Installation or Location	Amount
Arizona	Luke Air Force Base	\$26,900,000
California	Beale Air Force Base	\$62,000,000
Florida	Tyndall Air Force Base	\$9,100,000
Guam	Joint Region Marianas	\$176,230,000
Hawaii	Joint Base Pearl Harbor-Hickam	\$4,800,000
Kentucky	Fort Campbell, Kentucky	\$8,000,000
Mariana Islands	Saipan	\$29,300,000
Maryland	Fort Meade	\$358,000,000
	Joint Base Andrews	\$30,000,000

Air Force: Inside the United States—Continued

State	Installation or Location	Amount
Missouri	Whiteman Air Force Base	\$5,900,000
North Dakota	Minot Air Force Base	\$23,830,000
New Mexico	Cannon Air Force Base	\$34,100,000
	Holloman Air Force Base	\$2,250,000
	Kirtland Air Force Base	\$30,500,000
	Nellis Air Force Base	\$78,500,000
Nevada	Tinker Air Force Base	\$8,600,000
Oklahoma	Fort Bliss	\$3,350,000
Texas	Hill Air Force Base	\$32,000,000
Utah	Joint Base Langley-Eustis	\$4,800,000
Virginia		

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304 and available for military construction projects outside the United States as specified in the funding table in section 4601, the Secretary of the Air Force 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:

Air Force: Outside the United States

Country	Installation	Amount
Greenland	Thule AB	\$43,904,000
United Kingdom	RAF Croughton	\$12,000,000
	RAF Lakenheath	\$22,047,000

(c) UNSPECIFIED WORLDWIDE.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304 and available for military construction projects at unspecified worldwide locations as specified in the funding table in section 4601, the Secretary of the Air Force may acquire real property and carry out mili-

1 tary construction projects for unspecified installations or
 2 locations in the amounts set forth in the following table:

Air Force: Unspecified

Location	Location or Installation	Amount
Worldwide Unspecified	Unspecified Worldwide Locations	\$255,700,000

3 **SEC. 2302 [Log 50680]. FAMILY HOUSING.**

4 Using amounts appropriated pursuant to the author-
 5 ization of appropriations in section 2304 and available for
 6 military family housing functions as specified in the fund-
 7 ing table in section 4601, the Secretary of the Air Force
 8 may carry out architectural and engineering services and
 9 construction design activities with respect to the construc-
 10 tion or improvement of family housing units in an amount
 11 not to exceed \$4,267,000.

1 **SEC. 2303 [Log50682]. IMPROVEMENTS TO MILITARY FAMILY**
2 **HOUSING 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 2304 and avail-
6 able for military family housing functions as specified in
7 the funding table in section 4601, the Secretary of the
8 Air Force may improve existing military family housing
9 units in an amount not to exceed \$72,093,000.

1 **SEC. 2304 [Log506873]. AUTHORIZATION OF APPROPRIA-**
2 **TIONS, AIR FORCE.**

3 Funds are hereby authorized to be appropriated for
4 fiscal years beginning after September 30, 2013, for mili-
5 tary construction, land acquisition, and military family
6 housing functions of the Department of the Air Force, as
7 specified in the funding table in section 4601.

1 **SEC. 2305 [Log 50609]. MODIFICATION OF AUTHORITY TO**
2 **CARRY OUT CERTAIN FISCAL YEAR 2013**
3 **PROJECT.**

4 The table in section 2301(b) of the Military Con-
5 struction Authorization Act for Fiscal Year 2013 (division
6 B of Public Law 112–239; 126 Stat. 2126) is amended
7 in the item relating to Andersen Air Force Base, Guam,
8 for construction of a hangar by striking “\$58,000,000”
9 in the amount column and inserting “\$128,000,000”.

1 **SEC. 2306 [Log 50921]. LIMITATION ON PROJECT AUTHOR-**
2 **IZATION TO CARRY OUT CERTAIN FISCAL**
3 **YEAR 2014 PROJECT.**

4 The Secretary of the Air Force may not obligate or
5 expend any funds authorized in this title for the construc-
6 tion of a maintenance facility, a hazardous cargo pad, or
7 an airport storage facility at Saipan, Commonwealth of
8 the Northern Mariana Islands, until the Secretary certifies
9 to Congress that the Secretary will purchase an interest
10 in the real estate associated with these military construc-
11 tion projects.

1 **SEC. 2307 [Log 50984]. EXTENSION OF AUTHORIZATION OF**
2 **CERTAIN FISCAL YEAR 2011 PROJECT.**

3 (a) EXTENSION.—Notwithstanding section 2002 of
4 the Military Construction Authorization Act for Fiscal
5 Year 2011 (division B of Public Law 111–383; 124 Stat.
6 4436), the authorization set forth in the table in sub-
7 section (b), as provided in section 2301 of that Act (124
8 Stat. 4444), shall remain in effect until October 1, 2014,
9 or the date of the enactment of an Act authorizing funds
10 for military construction for fiscal year 2015, whichever
11 is later.

12 (b) TABLE.—The table referred to in subsection (a)
13 is as follows:

Air Force: Extension of 2011 Project Authorization

State	Installation or Location	Project	Amount
Bahrain	Southwest Asia	North Apron Expansion	\$45,000,000



1 **TITLE XXIV—DEFENSE AGEN-**
 2 **CIES MILITARY CONSTRUC-**
 3 **TION**

Subtitle A—Defense Agency Authorizations

Sec. 2401 [Log50684]. Authorized Defense Agencies construction and land acquisition projects.

Sec. 2402 [Log56085]. Authorized energy conservation projects.

Sec. 2403 [Log 50686]. Authorization of appropriations, Defense Agencies.

Subtitle B—Chemical Demilitarization Authorizations

Sec. 2411 [Log51030]. Authorization of appropriations, chemical demilitarization construction, defense-wide.

4 **Subtitle A—Defense Agency**
 5 **Authorizations**

6 **SEC. 2401 [Log50684]. AUTHORIZED DEFENSE AGENCIES**
 7 **CONSTRUCTION AND LAND ACQUISITION**
 8 **PROJECTS.**

9 (a) INSIDE THE UNITED STATES.—Using amounts
 10 appropriated pursuant to the authorization of appropria-
 11 tions in section 2403 and available for military construc-
 12 tion projects inside the United States as specified in the
 13 funding table in section 4601, the Secretary of Defense
 14 may acquire real property and carry out military construc-
 15 tion projects for the installations or locations inside the
 16 United States, and in the amounts, set forth in the fol-
 17 lowing table:

Defense Agencies: Inside the United States

State	Installation or Location	Amount
Alaska	Clear Air Force Base	\$17,204,000
	Fort Greely	\$82,000,000
California	Brawley	\$23,095,000
	Defense Distribution Depot-Tracy	\$37,554,000
	Miramar	\$6,000,000
Colorado	Fort Carson, Colorado	\$22,282,000
Florida	Hurlburt Field	\$7,900,000
	Jacksonville	\$7,500,000
	Panama City	\$2,600,000
	Tyndall Air Force Base	\$9,500,000
Georgia	Fort Benning	\$43,335,000
	Fort Stewart, Georgia	\$44,504,000
	Hunter Army Airfield	\$13,500,000
	Moody Air Force Base	\$3,800,000
Hawaii	Ford Island	\$2,615,000
	Joint Base Pearl Harbor-Hickam	\$2,800,000
Kentucky	Fort Campbell, Kentucky	\$124,211,000
	Fort Knox	\$303,023,000
Massachusetts	Hanscom Air Force Base	\$36,213,000
Maryland	Aberdeen Proving Ground	\$210,000,000
	Bethesda Naval Hospital	\$66,800,000
North Carolina	Camp Lejeune	\$28,977,000
	Fort Bragg	\$172,065,000
North Dakota	Minot Air Force Base	\$6,400,000
New Jersey	Joint Base McGuire-Dix-Lakehurst	\$10,000,000
New Mexico	Holloman Air Force Base	\$81,400,000
Oklahoma	Altus Air Force Base	\$2,100,000
	Tinker Air Force Base	\$36,000,000
Pennsylvania	Defense Distribution Depot New Cum- berland	\$9,000,000
South Carolina	Beaufort	\$41,324,000
Tennessee	Arnold Air Force Base	\$2,200,000
Texas	Joint Base San Antonio	\$12,600,000
Virginia	Defense Distribution Depot Richmond ... Joint Expeditionary Base Little Creek - Story	\$87,000,000 \$30,404,000
	Pentagon	\$59,450,000
	Quantico	\$40,586,000
Washington	Whidbey Island	\$10,000,000

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-
4 tion projects outside the United States as specified in the
5 funding table in section 4601, the Secretary of Defense
6 may acquire real property and carry out military construc-
7 tion projects for the installations or locations outside the

1 United States, and in the amounts, set forth in the fol-
 2 lowing table:

Defense Agencies: Outside the United States

Country	Installation or Location	Amount
Bahrain Island	Southwest Asia	\$45,400,000
Belgium	Brussels	\$67,613,000
Germany	Kaiserlautern Air Base	\$49,907,000
	Ramstein Air Base	\$98,762,000
	Weisbaden	\$109,655,000
Japan	Atsugi	\$4,100,000
	Iwakuni	\$34,000,000
	Kadena Air Base	\$38,792,000
	Torri Commo Station	\$63,621,000
	Yokosuka	\$10,600,000
Korea, Republic Of	Camp Walker	\$52,164,000
United Kingdom	Raf Mildenhall	\$84,629,000
	Royal Air Force Lakenheath	\$69,638,000

3 (c) UNSPECIFIED CLASSIFIED.—Using amounts ap-
 4 propriated pursuant to the authorization of appropriations
 5 in section 2403 and available for military construction
 6 projects at unspecified worldwide locations as specified in
 7 the funding table in section 4601, the Secretary of De-
 8 fense may acquire real property and carry out military
 9 construction projects for unspecified installations or loca-
 10 tions in the amounts set forth in the following table:

Defense Agencies: Classified

Location	Location or Installation	Amount
Worldwide Classified	Classified Worldwide Locations	\$15,000,000

11 **SEC. 2402 [Log56085]. AUTHORIZED ENERGY CONSERVATION**
 12 **PROJECTS.**

13 (a) INSIDE THE UNITED STATES.—Using amounts
 14 appropriated pursuant to the authorization of appropria-
 15 tions in section 2403 and available for energy conservation

1 projects inside the United States as specified in the fund-
2 ing table in section 4601, the Secretary of Defense may
3 carry out energy conservation projects under chapter 173
4 of title 10, United States Code, for the installations or
5 locations inside the United States, and in the amounts,
6 set forth in the following table:

Energy Conservation Projects: Inside the United States

State	Installation or Location	Amount
Alabama	Anniston Army Depot	\$2,700,000
California	MCAS Miramar	\$17,968,000
	Parks DRTA	\$4,150,000
Florida	NAS Jacksonville	\$2,840,000
Hawaii	Camp Smith	\$7,966,000
	Hickam	\$3,100,000
	Hickam	\$3,000,000
Indiana	Mt. Home	\$2,630,000
Kansas	Tokepa Readiness Center	\$2,050,000
Massachussets	Devens	\$2,600,000
New York	US Military Academy	\$3,200,000
South Carolina	Shaw	\$2,500,000
Texas	NAS Corpus Christi	\$2,340,000
	Sheppard	\$3,779,000
	Laughlin	\$2,800,000
Utah	Dugway Proving Ground	\$9,966,000
	Tooele Army Depot	\$5,900,000
	Tooele Army Depot	\$5,500,000
	Tooele Army Depot	\$4,300,000
Virginia	NSA Hampton Roads	\$4,060,000
	Pentagon	\$2,120,000
Various Locations	Various Locations	\$20,476,000

7 (b) OUTSIDE THE UNITED STATES.—Using amounts
8 appropriated pursuant to the authorization of appropria-
9 tions in section 2403 and available for energy conservation
10 projects outside the United States as specified in the fund-
11 ing table in section 4601, the Secretary of Defense may
12 carry out energy conservation projects under chapter 173
13 of title 10, United States Code, for the installations or
14 locations outside the United States, and in the amounts,
15 set forth in the following table:

Energy Conservation Projects: Outside the United States

Country	Installation or Location	Amount
Italy	NAS Sigonella	\$3,300,000
Japan	CFA Sasebo	\$14,766,000
Japan	Yokota	\$5,674,000
Germany	Ramstein	\$2,140,000
Greenland	Thule	\$5,175,000
Various Locations	Various Locations	\$3,000,000

1 **SEC. 2403 [Log 50686]. AUTHORIZATION OF APPROPRIA-**
2 **TIONS, DEFENSE AGENCIES.**

3 Funds are hereby authorized to be appropriated for
4 fiscal years beginning after September 30, 2013, for mili-
5 tary construction, land acquisition, and military family
6 housing functions of the Department of Defense (other
7 than the military departments), as specified in the funding
8 table in section 4601.

1 **Subtitle B—Chemical**
2 **Demilitarization Authorizations**
3 **SEC. 2411 [Log51030]. AUTHORIZATION OF APPROPRIA-**
4 **TIONS, CHEMICAL DEMILITARIZATION CON-**
5 **STRUCTION, DEFENSE-WIDE.**

6 Funds are hereby authorized to be appropriated for
7 fiscal years beginning after September 30, 2013, for mili-
8 tary construction and land acquisition for chemical demili-
9 tarization, as specified in the funding table in section
10 4601.



1 **TITLE XXV—NORTH ATLANTIC**
2 **TREATY ORGANIZATION SE-**
3 **CURITY INVESTMENT PRO-**
4 **GRAM**

Sec. 2501 [Log 50688]. Authorized NATO construction and land acquisition projects.

Sec. 2502 [Log 50689]. Authorization of appropriations, NATO.

5 **SEC. 2501 [Log 50688]. AUTHORIZED NATO CONSTRUCTION**
6 **AND LAND ACQUISITION PROJECTS.**

7 The Secretary of Defense may make contributions for
8 the North Atlantic Treaty Organization Security Invest-
9 ment Program as provided in section 2806 of title 10,
10 United States Code, in an amount not to exceed the sum
11 of the amount authorized to be appropriated for this pur-
12 pose in section 2502 and the amount collected from the
13 North Atlantic Treaty Organization as a result of con-
14 struction previously financed by the United States.

1 **SEC. 2502 [Log 50689]. AUTHORIZATION OF APPROPRIA-**
2 **TIONS, NATO.**

3 Funds are hereby authorized to be appropriated for
4 fiscal years beginning after September 30, 2013, for con-
5 tributions by the Secretary of Defense under section 2806
6 of title 10, United States Code, for the share of the United
7 States of the cost of projects for the North Atlantic Treaty
8 Organization Security Investment Program authorized by
9 section 2501 as specified in the funding table in section
10 4601.



1 **TITLE XXVI—GUARD AND**
2 **RESERVE FORCES FACILITIES**

Subtitle A—Project Authorizations and Authorization of Appropriations

Sec. 2601 [Log 50690]. Authorized Army National Guard construction and land acquisition projects.

Sec. 2602 [Log50691]. Authorized Army Reserve construction and land acquisition projects.

Sec. 2603 [Log50692]. Authorized Navy Reserve and Marine Corps Reserve construction and land acquisition projects.

Sec. 2604 [Log50693]. Authorized Air National Guard construction and land acquisition projects.

Sec. 2605 [Log 50694]. Authorized Air Force Reserve construction and land acquisition project.

Sec. 2606 [Log 50695]. Authorization of appropriations, National Guard and Reserve.

Subtitle B—Other Matters

Sec. 2611 [Log 50867]. Modification of authority to carry out certain fiscal year 2013 project.

Sec. 2612 [Log 50986&50987]. Extension of authorizations of certain fiscal year 2011 projects.

3 **Subtitle A—Project Authorizations**
4 **and Authorization of Appropria-**
5 **tions**

6 SEC. 2601 [Log 50690]. AUTHORIZED ARMY NATIONAL
7 GUARD CONSTRUCTION AND LAND ACQUI-
8 TION PROJECTS.

9 Using amounts appropriated pursuant to the author-
10 ization of appropriations in section 2606 and available for
11 the National Guard and Reserve as specified in the fund-
12 ing table in section 4601, the Secretary of the Army may
13 acquire real property and carry out military construction
14 projects for the Army National Guard locations inside the

1 United States, and in the amounts, set forth in the fol-
 2 lowing table:

Army National Guard: Inside the United States

State	Location	Amount
Alabama	Decatur	\$4,000,000
Arkansas	Fort Chaffee	\$21,000,000
Florida	Pinellas Park	\$5,700,000
Illinois	Kankakee	\$42,000,000
Massachusetts	Camp Edwards	\$19,000,000
Michigan	Camp Grayling	\$17,000,000
Minnesota	Stillwater	\$17,000,000
Missouri	Macon	\$9,100,000
	Whiteman AFB	\$5,000,000
Mississippi	Camp Shelby	\$3,000,000
	Pascagoula	\$4,500,000
New York	New York	\$31,000,000
Ohio	Ravenna Army Ammunition Plant	\$5,200,000
Pennsylvania	Fort Indiantown Gap	\$40,000,000
Puerto Rico	Camp Santiago	\$5,600,000
South Carolina	Greenville	\$26,000,000
Texas	Fort Worth	\$14,270,000
Wyoming	Afton	\$10,200,000

3 **SEC. 2602 [Log50691]. AUTHORIZED ARMY RESERVE CON-**
 4 **STRUCTION AND LAND ACQUISITION**
 5 **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 Army may
 10 acquire real property and carry out military construction
 11 projects for the Army Reserve locations inside the United
 12 States, and in the amounts, set forth in the following
 13 table:

Army Reserve

State	Location	Amount
California	Camp Parks	\$17,500,000
	Fort Hunter Liggett	\$16,500,000
Maryland	Bowie	\$25,500,000
North Carolina	Fort Bragg	\$24,500,000
New Jersey	Joint Base McGuire-Dix-Lakehurst	\$36,200,000
New York	Bullville	\$14,500,000

Army Reserve—Continued

State	Location	Amount
Wisconsin	Fort Meoy	\$23,400,000

SEC. 2603 [Log50692]. AUTHORIZED NAVY RESERVE AND MARINE CORPS RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2606 and available for the National Guard and Reserve as specified in the funding table in section 4601, the Secretary of the Navy may acquire real property and carry out military construction projects for the Navy Reserve and Marine Corps Reserve locations inside the United States, and in the amounts, set forth in the following table:

Navy Reserve and Marine Corps Reserve

State	Location	Amount
California	March Air Force Base	\$11,086,000
Missouri	Kansas City	\$15,020,000
Tennessee	Memphis	\$4,330,000

SEC. 2604 [Log50693]. AUTHORIZED AIR NATIONAL GUARD CONSTRUCTION AND LAND ACQUISITION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2606 and available for the National Guard and Reserve as specified in the funding table in section 4601, the Secretary of the Air Force may acquire real property and carry out military construction projects for the Air National Guard locations inside

1 the United States, and in the amounts, set forth in the
2 following table:

Air National Guard

State	Location	Amount
Alabama	Birmingham International Airport	\$8,500,000
Indiana	Hulman Regional Airport	\$7,300,000
Montana	Great Falls International Airport	\$22,000,000
New York	Fort Drum, New York	\$4,700,000
Ohio	Springfield Beckley-Map	\$7,200,000
Pennsylvania	Fort Indiantown Gap	\$7,700,000
Rhode Island	Quonset State Airport	\$6,000,000
Tennessee	Meghee-Tyson Airport	\$18,000,000

3 **SEC. 2605 [Log 50694]. AUTHORIZED AIR FORCE RESERVE**
4 **CONSTRUCTION AND LAND ACQUISITION**
5 **PROJECT.**

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 Air Force
10 may acquire real property and carry out a military con-
11 struction project for the Air Force Reserve locations inside
12 the United States, and in the amounts, set forth in the
13 following table:

Air Force Reserve

State	Location	Amount
California	March Air Force Base	\$19,900,000
Florida	Homestead Air Reserve Base	\$9,800,000
Oklahoma	Tinker Air Force Base	\$12,200,000

14 **SEC. 2606 [Log 50695]. AUTHORIZATION OF APPROPRIA-**
15 **TIONS, NATIONAL GUARD AND RESERVE.**

16 Funds are hereby authorized to be appropriated for
17 fiscal years beginning after September 30, 2013, for the

1 costs of acquisition, architectural and engineering services,
2 and construction of facilities for the Guard and Reserve
3 Forces, and for contributions therefor, under chapter
4 1803 of title 10, United States Code (including the cost
5 of acquisition of land for those facilities), as specified in
6 the funding table in section 4601.

1 **Subtitle B—Other Matters**

2 **SEC. 2611 [Log 50867]. MODIFICATION OF AUTHORITY TO**
3 **CARRY OUT CERTAIN FISCAL YEAR 2013**
4 **PROJECT.**

5 In the case of the authorization contained in the table
6 in section 2603 of the Military Construction Authorization
7 Act for Fiscal Year 2013 (division B of Public Law 112–
8 239; 126 Stat. 2135) for Fort Des Moines, Iowa, for con-
9 struction of a Joint Reserve Center at that location, the
10 Secretary of the Navy may, instead of constructing a new
11 facility at Camp Dodge, acquire up to approximately 20
12 acres to construct a Joint Reserve Center and associated
13 supporting facilities in the greater Des Moines, Iowa, area
14 using amounts appropriated for the project pursuant to
15 the authorization of appropriations in section 2606 of such
16 Act (126 Stat. 2136).

1 **SEC. 2612 [Log 50986&50987]. EXTENSION OF AUTHORIZA-**
2 **TIONS OF CERTAIN FISCAL YEAR 2011**
3 **PROJECTS.**

4 (a) EXTENSION.—Notwithstanding section 2002 of
5 the Military Construction Authorization Act for Fiscal
6 Year 2011 (division B of Public Law 111–383; 124 Stat.
7 4436), the authorizations set forth in the table in sub-
8 section (b), as provided in sections 2601 and 2604 of that
9 Act (124 Stat. 4452, 4454), shall remain in effect until
10 October 1, 2014, or the date of the enactment of an Act
11 authorizing funds for military construction for fiscal year
12 2015, whichever is later.

13 (b) TABLE.—The table referred to in subsection (a)
14 is as follows:

Extension of 2011 Army and Air National Guard Project Authorizations

State	Installation or Location	Project	Amount
Puerto Rico	Camp Santiago	Multi Purpose Machine Gun Range	\$9,200,000
Tennessee	Nashville International Airport.	Intelligence Group and Remotely Piloted Air- craft Remote Split Op- erations Group	\$5,500,000



1 **TITLE XXVII—BASE REALIGN-**
2 **MENT AND CLOSURE ACTIVI-**
3 **TIES**

Subtitle A—Authorization of Appropriations

Sec. 2701 [Log 50836]. Authorization of appropriations for base realignment and closure activities funded through Department of Defense Base Closure Account.

Subtitle B—Other Matters

Sec. 2711 [Log 50651]. Prohibition on conducting additional Base Realignment and Closure (BRAC) round.

Sec. 2712 [Log 50327]. Elimination of quarterly certification requirement regarding availability of military health care in National Capital Region.

4 **Subtitle A—Authorization of**
5 **Appropriations**

6 **SEC. 2701 [Log 50836]. AUTHORIZATION OF APPROPRIA-**
7 **TIONS FOR BASE REALIGNMENT AND CLO-**
8 **SURE ACTIVITIES FUNDED THROUGH DE-**
9 **PARTMENT OF DEFENSE BASE CLOSURE AC-**
10 **COUNT.**

11 Funds are hereby authorized to be appropriated for
12 fiscal years beginning after September 30, 2013, for base
13 realignment and closure activities, including real property
14 acquisition and military construction projects, as author-
15 ized by the Defense Base Closure and Realignment Act
16 of 1990 (part A of title XXIX of Public Law 101–510;
17 10 U.S.C. 2687 note) and funded through the Department

1 of Defense Base Closure Account established by section
2 2906 of such Act (as amended by section 2711 of the Mili-
3 tary Construction Authorization Act for Fiscal Year 2013
4 (division B of Public Law 112–239; 126 Stat. 2140)), as
5 specified in the funding table in section 4601.

6 **Subtitle B—Other Matters**

7 **SEC. 2711 [Log 50651]. PROHIBITION ON CONDUCTING ADDI-**
8 **TIONAL BASE REALIGNMENT AND CLOSURE**
9 **(BRAC) ROUND.**

10 Nothing in this Act shall be construed to authorize
11 an additional Base Realignment and Closure (BRAC)
12 round, and none of the funds appropriated pursuant to
13 the authorization of appropriations contained in this Act
14 may be used to propose, plan for, or execute an additional
15 BRAC round.

1 **SEC. 2712 [Log 50327]. ELIMINATION OF QUARTERLY CER-**
2 **TIFICATION REQUIREMENT REGARDING**
3 **AVAILABILITY OF MILITARY HEALTH CARE IN**
4 **NATIONAL CAPITAL REGION.**

5 Section 1674(c) of the Wounded Warrior Act (title
6 XVI of Public Law 110–181; 122 Stat. 483) is amended
7 by striking “on a quarterly basis”.



1 **TITLE XXVIII—MILITARY CON-**

2 **STRUCTION GENERAL PROVI-**

3 **SIONS**

Subtitle A—Military Construction Program and Military Family Housing Changes

- Sec. 2801 [Log 50311]. Modification of authority to carry out unspecified minor military construction.
- Sec. 2802 [Log 50325]. Repeal of requirements for local comparability of room patterns and floor areas for military family housing and submission of net floor area information.
- Sec. 2803 [Log 50329]. Repeal of separate authority to enter into limited partnerships with private developers of housing.
- Sec. 2804 [Log 50635]. Military construction standards to reduce vulnerability of structures to terrorist attack.
- Sec. 2805 [Log 50324]. Treatment of payments received for providing utilities and services in connection with use of alternative authority for acquisition and improvement of military housing.
- Sec. 2806 [Log 50326]. Repeal of advance notification requirement for use of military housing investment authority.
- Sec. 2807 [Log 50850]. Additional element for annual report on military housing privatization projects.
- Sec. 2808 [Log 51019]. Extension of temporary, limited authority to use operation and maintenance funds for construction projects in certain areas outside the United States.

Subtitle B—Real Property and Facilities Administration

- Sec. 2811 [Log 50330]. Codification of policies and requirements regarding closure and realignment of United States military installations in foreign countries.

Subtitle C—Energy Security

- Sec. 2821 [Log 50403]. Continuation of limitation on use of funds for Leadership in Energy and Environmental Design (LEED) gold or platinum certification.

Subtitle D—Provisions Related to Asia-Pacific Military Realignment

- Sec. 2831 [Log 50318]. Change from previous calendar year to previous fiscal year for period covered by annual report of Interagency Coordination Group of Inspectors General for Guam Realignment.
- Sec. 2832 [Log 50653]. Repeal of certain restrictions on realignment of Marine Corps forces in Asia-Pacific region.

Subtitle E—Land Conveyances

- Sec. 2841 [Log 50310]. Real property acquisition, Naval Base Ventura County, California.
- Sec. 2842 [Log 50848]. Land conveyance, former Oxnard Air Force Base, Ventura County, California.
- Sec. 2843 [Log 50312]. Land conveyance, Philadelphia Naval Shipyard, Philadelphia, Pennsylvania.
- Sec. 2844 [Log 50612]. Land conveyance, Camp Williams, Utah.
- Sec. 2845 [Log 51043]. Conveyance, Air National Guard radar site, Francis Peak, Wasatch Mountains, Utah.
- Sec. 2846 [Log 50611]. Land conveyance, Former Fort Monroe, Hampton, Virginia.

Subtitle F—Other Matters

- Sec. 2863 [Log 50791]. Redesignation of the Asia-Pacific Center for Security Studies as the Daniel K. Inouye Asia-Pacific Center for Security Studies.
- Sec. 2864 [Log 50664]. Renaming site of the Dayton Aviation Heritage National Historical Park, Ohio.
- Sec. 2865 [Log 50613]. Designation of Distinguished Flying Cross National Memorial in Riverside, California.

1 Subtitle A—Military Construction
2 Program and Military Family
3 Housing Changes

4 SEC. 2801 [Log 50311]. MODIFICATION OF AUTHORITY TO
5 CARRY OUT UNSPECIFIED MINOR MILITARY
6 CONSTRUCTION.

7 (a) INCREASED THRESHOLD FOR APPLICATION OF
8 SECRETORY APPROVAL AND CONGRESSIONAL NOTIFICA-
9 TION REQUIREMENTS.—Subsection (b)(1) of section 2805
10 of title 10, United States Code, is amended by striking
11 “\$750,000” and inserting “\$1,000,000”.

12 (b) INCREASE IN MAXIMUM AMOUNT OF OPERATION
13 AND MAINTENANCE FUNDS AUTHORIZED TO BE USED
14 FOR CERTAIN PROJECTS.—Subsection (c)(1)(B) of such

1 section is amended by striking “\$750,000” and inserting
2 “\$1,000,000”.

3 (c) ANNUAL LOCATION ADJUSTMENT OF DOLLAR
4 LIMITATIONS.—Such section is further amended by add-
5 ing at the end the following new subsection:

6 “(f) ADJUSTMENT OF DOLLAR LIMITATIONS FOR LO-
7 CATION.—Each fiscal year, the Secretary concerned shall
8 adjust the dollar limitations specified in this section appli-
9 cable to an unspecified minor military construction project
10 to reflect the area construction cost index for military con-
11 struction projects published by the Department of Defense
12 during the prior fiscal year for the location of the
13 project.”.

1 **SEC. 2802 [Log 50325]. REPEAL OF REQUIREMENTS FOR**
2 **LOCAL COMPARABILITY OF ROOM PATTERNS**
3 **AND FLOOR AREAS FOR MILITARY FAMILY**
4 **HOUSING AND SUBMISSION OF NET FLOOR**
5 **AREA INFORMATION.**

6 (a) REPEAL.—Section 2826 of title 10, United States
7 Code, is repealed.

8 (b) CLERICAL AMENDMENT.—The table of sections
9 at the beginning of subchapter II of chapter 169 of such
10 title is amended by striking the item relating to section
11 2826.

1 **SEC. 2803 [Log 50329]. REPEAL OF SEPARATE AUTHORITY**
2 **TO ENTER INTO LIMITED PARTNERSHIPS**
3 **WITH PRIVATE DEVELOPERS OF HOUSING.**

4 (a) REPEAL.—

5 (1) IN GENERAL.—Section 2837 of title 10,
6 United States Code, is repealed.

7 (2) CLERICAL AMENDMENT.—The table of sec-
8 tions at the beginning of subchapter II of chapter
9 169 of such title is amended by striking the item re-
10 lating to section 2837.

11 (b) EFFECT ON EXISTING CONTRACTS.—The repeal
12 of section 2837 of title 10, United States Code, shall not
13 affect the validity or terms of any contract in connection
14 with a limited partnership under subsection (a) or a collat-
15 eral incentive agreement under subsection (b) of such sec-
16 tion entered into before the date of the enactment of this
17 Act.

18 (c) EFFECT ON DEFENSE HOUSING INVESTMENT
19 ACCOUNT.—Any unobligated amounts remaining in the
20 Defense Housing Investment Account on the date of the
21 enactment of this Act shall be transferred to the Depart-
22 ment of Defense Family Housing Improvement Fund.
23 Amounts transferred shall be merged with amounts in
24 such fund and shall be available for the same purposes,
25 and subject to the same conditions and limitations, as
26 amounts in such fund.

1 **SEC. 2804 [Log 50635]. MILITARY CONSTRUCTION STAND-**
2 **ARDS TO REDUCE VULNERABILITY OF**
3 **STRUCTURES TO TERRORIST ATTACK.**

4 Section 2859(a)(2) of title 10, United States Code,
5 is amended by striking “develop construction standards
6 designed” and inserting “develop construction standards
7 that, taking into consideration the probability of a ter-
8 rorist attack, are designed”.

1 **SEC. 2805 [Log 50324]. TREATMENT OF PAYMENTS RE-**
2 **CEIVED FOR PROVIDING UTILITIES AND**
3 **SERVICES IN CONNECTION WITH USE OF AL-**
4 **TERNATIVE AUTHORITY FOR ACQUISITION**
5 **AND IMPROVEMENT OF MILITARY HOUSING.**

6 (a) CREDITING OF PAYMENTS.—Section 2872a(c)(2)
7 of title 10, United States Code, is amended by striking
8 “from which the cost of furnishing the utilities or services
9 concerned was paid” and inserting “available to the Sec-
10 retary concerned to furnish utilities or services under sub-
11 section (a)”.

12 (b) APPLICATION OF AMENDMENT.—The amendment
13 made by subsection (a) shall apply only with respect cash
14 payments received under subsection (c)(1) of section
15 2872a of title 10, United States Code, as reimbursement
16 for utilities or services furnished, after the date of the en-
17 actment of this Act, under subsection (a) of such section.

1 **SEC. 2806 [Log 50326]. REPEAL OF ADVANCE NOTIFICATION**
2 **REQUIREMENT FOR USE OF MILITARY HOUS-**
3 **ING INVESTMENT AUTHORITY.**

4 Section 2875 of title 10, United States Code, is
5 amended by striking subsection (e).

1 **SEC. 2807 [Log 50850]. ADDITIONAL ELEMENT FOR ANNUAL**
2 **REPORT ON MILITARY HOUSING PRIVATIZA-**
3 **TION PROJECTS.**

4 Section 2884(c)(3) of title 10, United States Code,
5 is amended by inserting before the period at the end the
6 following: “, to specifically include any variances associ-
7 ated with litigation costs”.

1 **SEC. 2808 [Log 51019]. EXTENSION OF TEMPORARY, LIMITED**
2 **AUTHORITY TO USE OPERATION AND MAIN-**
3 **TENANCE FUNDS FOR CONSTRUCTION**
4 **PROJECTS IN CERTAIN AREAS OUTSIDE THE**
5 **UNITED STATES.**

6 Section 2808(h) of the Military Construction Author-
7 ization Act for Fiscal Year 2004 (division B of Public Law
8 108–136; 117 Stat. 1723), as most recently amended by
9 section 2804 of the Military Construction Authorization
10 Act for Fiscal Year 2013 (division B of Public Law 112–
11 239; 126 Stat. 2149), is further amended—

- 12 (1) in paragraph (1), by striking “September
13 30, 2013” and inserting “September 30, 2014”; and
14 (2) in paragraph (2), by striking “fiscal year
15 2014” and inserting “fiscal year 2015”.

1 **Subtitle B—Real Property and**
2 **Facilities Administration**

3 **SEC. 2811 [Log 50330]. CODIFICATION OF POLICIES AND RE-**
4 **QUIREMENTS REGARDING CLOSURE AND RE-**
5 **ALIGNMENT OF UNITED STATES MILITARY**
6 **INSTALLATIONS IN FOREIGN COUNTRIES.**

7 (a) REDESIGNATION OF EXISTING REPORTING RE-
8 QUIREMENT.—Section 2687a of title 10, United States
9 Code, is amended—

10 (1) by redesignating paragraphs (1) and (2) of
11 subsection (a) as subparagraphs (A) and (B), re-
12 spectively;

13 (2) by redesignating paragraphs (1), (2), and
14 (3) of subsection (b) as subparagraphs (A), (B), and
15 (C), respectively, and in subparagraph (A), as redes-
16 ignated, by striking “subsection (a)(2)” and insert-
17 ing “paragraph (1)(B)”;

18 (3) by striking “(b) REPORT ELEMENTS.—A
19 report under subsection (a)” and inserting “(2) A
20 report under paragraph (1)”;

21 (4) by striking “(a) ANNUAL STATUS RE-
22 PORT.—” and inserting “(b) ANNUAL REPORT ON
23 STATUS OF OVERSEAS CLOSURES AND REALIGN-
24 MENTS AND MASTER PLANS.—(1)”.

25 (b) TRANSFER OF PROVISIONS.—

1 (1) SENSE OF CONGRESS.—Subsection (a) of
2 section 2921 of the National Defense Authorization
3 Act for Fiscal Year 1991 (Public Law 101–510; 10
4 U.S.C. 2687 note)—

5 (A) is transferred to section 2687a of title
6 10, United States Code; and

7 (B) is inserted after the heading of such
8 section as subsection (a).

9 (2) OTHER PROVISIONS.—Subsections (c), (d),
10 (f), and (g) of such section 2921—

11 (A) are transferred to section 2687a of
12 title 10, United States Code;

13 (B) are inserted at the end of such section
14 in that order; and

15 (C) are redesignated as subsections (c),
16 (d), (e), and (f) of such section; respectively.

17 (3) DEFINITIONS.—Section 2687a of title 10,
18 United States Code, is further amended by adding
19 after subsection (f), as added and redesignated by
20 paragraph (2), the following new subsection:

21 “(g) DEFINITIONS.—In this section:

22 “(1) The term ‘fair market value of the im-
23 provements’ means the value of improvements deter-
24 mined by the Secretary of Defense on the basis of
25 their highest use.

1 “(2) The term ‘improvements’ includes new
2 construction of facilities and all additions, improve-
3 ments, modifications, or renovations made to exist-
4 ing facilities or to real property, without regard to
5 whether they were carried out with appropriated or
6 nonappropriated funds.”.

7 (c) CONFORMING AMENDMENTS.—Section 2687a of
8 title 10, United States Code, is further amended—

9 (1) in subsection (c), as transferred and redes-
10 ignated by subsection (b)(2)—

11 (A) in paragraph (1)—

12 (i) by striking “ESTABLISHMENT OF”;

13 (ii) by striking the first sentence; and

14 (iii) in the second sentence, by strik-
15 ing “such account” and inserting “the De-
16 partment of Defense Overseas Military Fa-
17 cility Investment Recovery Account”; and

18 (B) in paragraph (2)(B), by striking
19 “Armed Forces” and inserting “armed forces”;

20 (2) in subsection (d), as transferred and redes-
21 ignated by subsection (b)(2)—

22 (A) in paragraph (1), by inserting “(Public
23 Law 100–526; 10 U.S.C. 2687 note)” after
24 “Realignment Act”; and

25 (B) in paragraph (2)—

1 (i) in subparagraph (A)(i), by striking
2 “section 2685 of title 10, United States
3 Code” and inserting “section 2685 of this
4 title”; and

5 (ii) in paragraph (2), by striking
6 “Armed Forces” both places it appears
7 and inserting “armed forces”; and

8 (3) in subsection (f), as transferred and redes-
9 igned by subsection (b)(2), by striking “section
10 480 of title 10, United States Code” in paragraph
11 (3) and inserting “section 480 of this title 10”.

12 (d) REPEAL OF SUPERSEDED PROVISIONS.—

13 (1) REPEAL.—Section 2921 of the National
14 Defense Authorization Act for Fiscal Year 1991
15 (Public Law 101–510; 10 U.S.C. 2687 note) is re-
16 pealed.

17 (2) TREATMENT OF SPECIAL ACCOUNT.—The
18 repeal of such section shall not affect the Depart-
19 ment of Defense Overseas Military Facility Invest-
20 ment Recovery Account established by subsection
21 (c)(1) of such section, amounts in such account, or
22 the continued use of such account as provided in
23 section 2687a of title 10, United States Code, as
24 amended by this section.

1 **Subtitle C—Energy Security**

2 **SEC. 2821 [Log 50403]. CONTINUATION OF LIMITATION ON**
3 **USE OF FUNDS FOR LEADERSHIP IN ENERGY**
4 **AND ENVIRONMENTAL DESIGN (LEED) GOLD**
5 **OR PLATINUM CERTIFICATION.**

6 Section 2830(b)(1) of the Military Construction Au-
7 thorization Act for Fiscal Year 2012 (division B of Public
8 Law 112–81; 125 Stat. 1695), as amended by section
9 2823(b) of the Military Construction Authorization Act
10 for Fiscal Year 2013 (division B of Public Law 112–239;
11 126 Stat. ____), is amended by striking “or 2013” and
12 inserting “, 2013, or 2014”.

13 **Subtitle D—Provisions Related to**
14 **Asia-Pacific Military Realignment**

15 **SEC. 2831 [Log 50318]. CHANGE FROM PREVIOUS CALENDAR**
16 **YEAR TO PREVIOUS FISCAL YEAR FOR PE-**
17 **RIOD COVERED BY ANNUAL REPORT OF**
18 **INTERAGENCY COORDINATION GROUP OF IN-**
19 **SPECTORS GENERAL FOR GUAM REALIGN-**
20 **MENT.**

21 Section 2835(e)(1) of the Military Construction Au-
22 thorization Act for Fiscal Year 2010 (Public Law 111–
23 84; 10 U.S.C. 2687 note) is amended in the first sentence
24 by striking “calendar year” and inserting “fiscal year”.

1 **SEC. 2832 [Log 50653]. REPEAL OF CERTAIN RESTRICTIONS**
2 **ON REALIGNMENT OF MARINE CORPS**
3 **FORCES IN ASIA-PACIFIC REGION.**

4 Section 2832 of the Military Construction Authoriza-
5 tion Act for Fiscal Year 2013 (division B of Public Law
6 112-239; 126 Stat. 2155) is repealed.

1 **Subtitle E—Land Conveyances**

2 **SEC. 2841 [Log 50310]. REAL PROPERTY ACQUISITION,**
3 **NAVAL BASE VENTURA COUNTY, CALIFORNIA.**

4 (a) **AUTHORITY.**—The Secretary of the Navy may ac-
5 quire all right, title, and interest in and to real property,
6 including improvements thereon, located at Naval Base
7 Ventura County, California, that was initially constructed
8 under the former section 2828(g) of title 10, United
9 States Code (commonly known as the “Build to Lease pro-
10 gram”), as added by section 801 of the Military Construc-
11 tion Authorization Act, 1984 (Public Law 98–115; 97
12 Stat 782).

13 (b) **USE.**—Upon acquiring the real property under
14 subsection (a), the Secretary of the Navy may use the im-
15 provements as provided in sections 2835 and 2835a of
16 title 10, United States Code.

1 **SEC. 2842 [Log 50848]. LAND CONVEYANCE, FORMER**
2 **OXNARD AIR FORCE BASE, VENTURA COUN-**
3 **TY, CALIFORNIA.**

4 (a) CONVEYANCE AUTHORIZED.—The Secretary of
5 the Navy may convey, without consideration, to Ventura
6 County, California (in this section referred to as the
7 “County”), all right, title, and interest of the United
8 States in and to the real property, including any improve-
9 ments thereon, consisting of former Oxnard Air Force
10 Base for the purpose of permitting the County to use the
11 property for public purposes.

12 (b) PAYMENT OF COSTS OF CONVEYANCE.—

13 (1) PAYMENT REQUIRED.—The Secretary of
14 the Navy shall require the County to cover costs (ex-
15 cept costs for environmental remediation of the
16 property) to be incurred by the Secretary, or to re-
17 imburse the Secretary for such costs incurred by the
18 Secretary, to carry out the conveyance under sub-
19 section (a), including survey costs, costs for environ-
20 mental documentation, and any other administrative
21 costs related to the conveyance. If amounts are col-
22 lected from the County in advance of the Secretary
23 incurring the actual costs, and the amount collected
24 exceeds the costs actually incurred by the Secretary
25 to carry out the conveyance, the Secretary shall re-
26 fund the excess amount to the County.

1 (2) TREATMENT OF AMOUNTS RECEIVED.—

2 Amounts received as reimbursement under para-
3 graph (1) shall be credited to the fund or account
4 that was used to cover those costs incurred by the
5 Secretary in carrying out the conveyance. Amounts
6 so credited shall be merged with amounts in such
7 fund or account, and shall be available for the same
8 purposes, and subject to the same conditions and
9 limitations, as amounts in such fund or account.

10 (c) DESCRIPTION OF PROPERTY.—The exact acreage
11 and legal description of the property to be conveyed under
12 subsection (a) shall be determined by a survey satisfactory
13 to the Secretary of the Navy.

14 (d) ADDITIONAL TERMS.—The Secretary of the Navy
15 may require such additional terms and conditions in con-
16 nection with the conveyance as the Secretary considers ap-
17 propriate to protect the interests of the United States.

1 **SEC. 2843 [Log 50312]. LAND CONVEYANCE, PHILADELPHIA**
2 **NAVAL SHIPYARD, PHILADELPHIA, PENNSYL-**
3 **VANIA.**

4 (a) CONVEYANCE AUTHORIZED.—The Secretary of
5 the Navy may convey to the Philadelphia Regional Port
6 Authority (in this section referred to as the “Port Author-
7 ity”) all right, title, and interest of the United States in
8 and to a parcel of real property, including any improve-
9 ments thereon, consisting of approximately .595 acres lo-
10 cated at the Philadelphia Naval Shipyard, Philadelphia,
11 Pennsylvania. The Secretary may void any land use re-
12 strictions associated with the property to be conveyed
13 under this subsection.

14 (b) CONSIDERATION.—

15 (1) AMOUNT AND DETERMINATION.—As consid-
16 eration for the conveyance under subsection (a), the
17 Port Authority shall pay to the Secretary of the
18 Navy an amount that is not less than the fair mar-
19 ket value of the property conveyed, as determined by
20 the Secretary. The Secretary’s determination of fair
21 market value shall be final. In lieu of all or a portion
22 of cash payment of consideration, the Secretary may
23 accept in-kind consideration.

24 (2) TREATMENT OF CASH CONSIDERATION.—
25 The Secretary shall deposit any cash payment re-
26 ceived under paragraph (1) in the special account in

1 the Treasury established for that Secretary under
2 subsection (e) of section 2667 of title 10, United
3 States Code. The entire amount deposited shall be
4 available for use in accordance with paragraph
5 (1)(D) of such subsection.

6 (c) PAYMENT OF COSTS OF CONVEYANCE.—

7 (1) PAYMENT REQUIRED.—The Secretary of
8 the Navy shall require the Port Authority to reim-
9 burse the Secretary to cover costs (except costs for
10 environmental remediation of the property) to be in-
11 curred by the Secretary, or to reimburse the Sec-
12 retary for costs incurred by the Secretary, to carry
13 out the conveyance under subsection (a), including
14 survey costs, costs related to environmental docu-
15 mentation, and any other administrative costs re-
16 lated to the conveyance. If amounts are collected in
17 advance of the Secretary incurring the actual costs,
18 and the amount collected exceeds the costs actually
19 incurred by the Secretary to carry out the convey-
20 ance, the Secretary shall refund the excess amount
21 to the Port Authority.

22 (2) TREATMENT OF AMOUNTS RECEIVED.—
23 Amounts received as reimbursement under para-
24 graph (1) shall be credited to the fund or account
25 that was used to cover those costs incurred by the

1 Secretary in carrying out the conveyance. Amounts
2 so credited shall be merged with amounts in such
3 fund or account and shall be available for the same
4 purposes, and subject to the same conditions and
5 limitations, as amounts in such fund or account.

6 (d) COMPLIANCE WITH ENVIRONMENTAL LAWS.—
7 Nothing in this section shall be construed to affect or limit
8 the application of, or any obligation to comply with, any
9 environmental law, including the Comprehensive Environ-
10 mental Response, Compensation, and Liability Act of
11 1980 (42 U.S.C. 9601 et seq.) and the Solid Waste Dis-
12 posal Act (42 U.S.C. 6901 et seq.).

13 (e) DESCRIPTION OF PROPERTY.—The exact acreage
14 and legal description of the parcel of real property to be
15 conveyed under subsection (a) shall be determined by a
16 survey satisfactory to the Secretary of the Navy.

17 (f) ADDITIONAL TERMS AND CONDITIONS.—The Sec-
18 retary of the Navy may require such additional terms and
19 conditions in connection with the conveyance under sub-
20 section (a) as the Secretary considers appropriate to pro-
21 tect the interests of the United States.

1 **SEC. 2844 [Log 50612]. LAND CONVEYANCE, CAMP WILLIAMS,**

2 **UTAH.**

3 (a) **CONVEYANCE** REQUIRED.—Not later than 120
4 days after the date of the enactment of this Act, the Sec-
5 retary of the Interior, acting through the Bureau of Land
6 Management, shall convey, without consideration, to the
7 State of Utah all right, title, and interest of the United
8 States in and to certain lands comprising approximately
9 420 acres, as generally depicted on a map entitled “Pro-
10 posed Camp Williams Land Transfer” and dated June 14,
11 2011, which are located within the boundaries of the pub-
12 lic lands currently withdrawn for military use by the Utah
13 National Guard and known as Camp Williams, Utah, for
14 the purpose of permitting the Utah National Guard to use
15 the conveyed land as provided in subsection (c).

16 (b) **SUPERSEDEENCE OF EXECUTIVE ORDER.**—Execu-
17 tive Order No. 1922 of April 24, 1914, as amended by
18 section 907 of the Camp W.G. Williams Land Exchange
19 Act of 1989 (title IX of Public Law 101–628; 104 Stat.
20 4501), is hereby superseded, only insofar as it affects the
21 lands identified for conveyance to the State of Utah under
22 subsection (a).

23 (c) **REVERSIONARY INTEREST.**—The lands conveyed
24 to the State of Utah under subsection (a) shall revert to
25 the United States if the Secretary of Defense determines
26 that the land, or any portion thereof, is sold or attempted

1 to be sold, or that the land, or any portion thereof, is used
2 for non-National Guard or non-national defense purposes.

3 (d) HAZARDOUS MATERIALS.—With respect to any
4 portion of the land conveyed under subsection (a) that the
5 Secretary of Defense determines is subject to reversion
6 under subsection (c), if the Secretary of Defense also de-
7 termines that the portion of the conveyed land contains
8 hazardous materials, the State of Utah shall pay the
9 United States an amount equal to the fair market value
10 of that portion of the land, and the reversionary interest
11 shall not apply to that portion of the land.

1 **SEC. 2845 [Log 51043]. CONVEYANCE, AIR NATIONAL GUARD**

2 **RADAR SITE, FRANCIS PEAK, WASATCH**

3 **MOUNTAINS, UTAH.**

4 (a) CONVEYANCE AUTHORIZED.—The Secretary of
5 the Air Force may convey, without consideration, to the
6 State of Utah (in this section referred to as the “State”),
7 all right, title, and interest of the United States in and
8 to the structures, including equipment and any other per-
9 sonal property related thereto, comprising the Air Na-
10 tional Guard radar site located on Francis Peak, Utah,
11 for the purpose of permitting the State to use the struc-
12 tures to support emergency public safety communications,
13 including 911 emergency response service for Northern
14 Utah.

15 (b) PAYMENT OF COSTS OF CONVEYANCE.—

16 (1) PAYMENT REQUIRED.—The Secretary of
17 the Air Force may require the State to cover costs
18 to be incurred by the Secretary, or to reimburse the
19 Secretary for costs incurred by the Secretary, to
20 carry out the conveyance under subsection (a), in-
21 cluding survey costs, costs related to environmental
22 documentation, and other administrative costs re-
23 lated to the conveyance. If amounts paid to the Sec-
24 retary in advance exceed the costs actually incurred
25 by the Secretary to carry out the conveyance, the

1 Secretary shall refund the excess amount to the
2 State.

3 (2) TREATMENT OF AMOUNTS RECEIVED.—

4 Amounts received as reimbursement under para-
5 graph (1) shall be credited to the fund or account
6 that was used to cover the costs incurred by the Sec-
7 retary in carrying out the conveyance. Amounts so
8 credited shall be merged with amounts in such fund
9 or account, and shall be available for the same pur-
10 poses, and subject to the same conditions and limita-
11 tions, as amounts in such fund or account.

12 (c) DESCRIPTION OF PROPERTY.—The exact inven-
13 tory of equipment and other personal property to be con-
14 veyed under subsection (a) shall be determined by the Sec-
15 retary of the Air Force.

16 (d) TIME OF CONVEYANCE.—The conveyance under
17 this section shall occur as soon as practicable after the
18 date of the enactment of this Act. Until such time as the
19 conveyance occurs, the Secretary of the Air Force shall
20 take no action with regard to the structures described in
21 subsection (a) that will result in the likely disruption of
22 emergency communications by the State and local authori-
23 ties.

24 (e) ADDITIONAL TERMS AND CONDITIONS.—The
25 Secretary of the Air Force may require such additional

1 terms and conditions in connection with the conveyance
2 under subsection (a) as the Secretary considers appro-
3 priate to protect the interests of the United States.

4 (f) CONTINUATION OF LAND USE PERMIT.—The
5 conveyance of the structures under subsection (a) shall not
6 affect the validity and continued applicability of the land
7 use permit, in effect on the date of the enactment of this
8 Act, that was issued by the Forest Service for placement
9 and use of the structures.

10 (g) DURATION OF AUTHORITY.—The authority to
11 make a conveyance under this section shall expire on the
12 later of—

13 (1) September 30, 2014; or

14 (2) the date of the enactment of an Act author-
15 izing funds for military construction for fiscal year
16 2015.

1 **SEC. 2846 [Log 50611]. LAND CONVEYANCE, FORMER FORT**
2 **MONROE, HAMPTON, VIRGINIA.**

3 (a) SENSE OF CONGRESS REGARDING NEED FOR
4 CONVEYANCE.—It is the sense of Congress that—

5 (1) the historic features of former Fort Monroe
6 in Hampton, Virginia, are being degraded because of
7 the lack of Department of the Army facility
8 sustainment associated with the former Fort Mon-
9 roe; and

10 (2) it is in the best interest of the Secretary of
11 the Army and the Commonwealth of Virginia (in
12 this section referred to as the “Commonwealth”) to
13 expeditiously convey, consistent with the Fort Mon-
14 roe Reuse Plan and the Programmatic Agreement
15 dated April 27, 2009, certain portions of former
16 Fort Monroe to the Commonwealth.

17 (b) CONVEYANCE AUTHORIZED.—Pursuant to
18 2905(b)(4) of the Defense Base Closure and Realignment
19 Act of 1990 (part A of title XXIX of Public Law 101–
20 510; 10 U.S.C. 2687 note), the Secretary of the Army
21 shall convey to the Commonwealth all right, title, and in-
22 terest of the United States in and to approximately 70.431
23 acres of real property at former Fort Monroe depicted as
24 areas 4–1 and 4–2 on the map titled “Plat Showing 8
25 Parcels of Land Totaling +/-564.519 Acres Situated on
26 Fort Monroe, Virginia, Boundary Survey”, prepared by

1 the Norfolk District, Army Corps of Engineers, and dated
2 August 17, 2009 (in this section referred to as the
3 “Map”).

4 (c) TIMING OF CONVEYANCE.—The Secretary of the
5 Army shall exercise the authority provided by subsection
6 (b) only concurrent, as near in time as possible, with the
7 reversion to the Commonwealth of approximately 371.77
8 acres of property depicted as areas 3 and 5 on the Map.

9 (d) CONDITIONS OF CONVEYANCE.—As a condition
10 of the conveyance of real property under subsection (b)—

11 (1) the Commonwealth shall enter into an
12 agreement with the Secretary of the Army to share
13 equally with the United States, after conveyance of
14 property areas 4–1 and 4–2, the net proceeds de-
15 rived from any subsequent conveyance of these par-
16 cels to third-party buyers or from any lease of areas
17 4–1 or 4–2, payable over a period of seven years fol-
18 lowing the conveyance by the Secretary;

19 (2) the parties shall agree to transfer authority
20 over the utility systems at Fort Monroe to the Com-
21 monwealth in return for receiving service on the
22 same relative terms and conditions that the Depart-
23 ment of the Army provided service during its owner-
24 ship of the utilities; and

1 (3) the Secretary will resolve all issues with Do-
2 minion Virginia Power and will be responsible for
3 maintaining electrical service in its name until such
4 resolution has been obtained.

5 (e) SAVINGS PROVISION.—Nothing in this section
6 shall be construed to affect or limit the application of, or
7 any obligation to comply with, any environmental law, in-
8 cluding the Comprehensive Environmental Response,
9 Compensation, and Liability Act of 1980 (42 U.S.C. 9601
10 et seq.) and the Solid Waste Disposal Act (42 U.S.C. 6901
11 et seq.).

12 (f) ADDITIONAL TERMS AND CONDITIONS.—The par-
13 ties may agree to such additional terms and conditions in
14 connection with the conveyance under this section as the
15 parties consider appropriate to protect their respective in-
16 terests.

1 **SEC. 2863 [Log 50791]. REDESIGNATION OF THE ASIA-PA-**
2 **CIFIC CENTER FOR SECURITY STUDIES AS**
3 **THE DANIEL K. INOUE ASIA-PACIFIC CEN-**
4 **TER FOR SECURITY STUDIES.**

5 (a) REDESIGNATION.—The Department of Defense
6 regional center for security studies known as the Asia-Pa-
7 cific Center for Security Studies is hereby renamed the
8 “Daniel K. Inouye Asia-Pacific Center for Security Stud-
9 ies”.

10 (b) CONFORMING AMENDMENTS.—

11 (1) REFERENCE TO REGIONAL CENTERS FOR
12 STRATEGIC STUDIES.—Section 184(b)(2)(B) of title
13 10, United States Code, is amended by striking
14 “Asia-Pacific Center for Security Studies” and in-
15 serting “Daniel K. Inouye Asia-Pacific Center for
16 Security Studies”.

17 (2) ACCEPTANCE OF GIFTS AND DONATIONS.—
18 Section 2611(a)(2)(B) of such title is amended by
19 striking “Asia-Pacific Center for Security Studies”
20 and inserting “Daniel K. Inouye Asia-Pacific Center
21 for Security Studies”.

22 (c) REFERENCES.—Any reference to the Department
23 of Defense Asia-Pacific Center for Security Studies in any
24 law, regulation, map, document, record, or other paper of
25 the United States shall be deemed to be a reference to

- 1 the Daniel K. Inouye Asia-Pacific Center for Security
- 2 Studies.

1 **SEC. 2864 [Log 50664]. RENAMING SITE OF THE DAYTON**
2 **AVIATION HERITAGE NATIONAL HISTORICAL**
3 **PARK, OHIO.**

4 Section 101(b)(5) of the Dayton Aviation Heritage
5 Preservation Act of 1992 (16 U.S.C. 410ww(b)(5)) is
6 amended by striking “Aviation Center” and inserting
7 “National Museum”.

1 **SEC. 2865 [Log 50613]. DESIGNATION OF DISTINGUISHED**
2 **FLYING CROSS NATIONAL MEMORIAL IN RIV-**
3 **ERSIDE, CALIFORNIA.**

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

5 (1) The most reliable statistics regarding the
6 number of members of the Armed Forces who have
7 been awarded the Distinguished Flying Cross indi-
8 cate that 126,318 members of the Armed Forces re-
9 ceived the medal during World War II, approxi-
10 mately 21,000 members received the medal during
11 the Korean conflict, and 21,647 members received
12 the medal during the Vietnam War. Since the end
13 of the Vietnam War, more than 203 Armed Forces
14 members have received the medal in times of con-
15 flict.

16 (2) The National Personnel Records Center in
17 St. Louis, Missouri, burned down in 1973, and thus
18 many more recipients of the Distinguished Flying
19 Cross may be undocumented. Currently, the Depart-
20 ment of Defense continues to locate and identify
21 members of the Armed Forces who have received the
22 medal and are undocumented.

23 (3) The United States currently lacks a na-
24 tional memorial dedicated to the bravery and sac-
25 rifice of those members of the Armed Forces who

1 have distinguished themselves by heroic deeds per-
2 formed in aerial flight.

3 (4) An appropriate memorial to current and
4 former members of the Armed Forces is under con-
5 struction at March Field Air Museum in Riverside,
6 California.

7 (5) This memorial will honor all those members
8 of the Armed Forces who have distinguished them-
9 selves in aerial flight, whether documentation of
10 such members who earned the Distinguished Flying
11 Cross exists or not.

12 (b) DESIGNATION.—The memorial to members of the
13 Armed Forces who have been awarded the Distinguished
14 Flying Cross, located at March Field Air Museum in Riv-
15 erside, California, is hereby designated as the Distin-
16 guished Flying Cross National Memorial.

17 (c) EFFECT OF DESIGNATION.—The national memo-
18 rial designated by this section is not a unit of the National
19 Park System, and the designation of the national memo-
20 rial shall not be construed to require or permit Federal
21 funds to be expended for any purpose related to the na-
22 tional memorial.



[DS]

1 **TITLE XXX—MILITARY LAND**
2 **TRANSFERS AND WITH-**
3 **DRAWALS TO SUPPORT READ-**
4 **INESS AND SECURITY**
5 **Subtitle A—Limestone Hills**
6 **Training Area, Montana**

7 **SEC. 3001 [Log 50600]. WITHDRAWAL AND RESERVATION OF**
8 **PUBLIC LANDS FOR LIMESTONE HILLS**
9 **TRAINING AREA, MONTANA.**

10 (a) WITHDRAWAL.—Subject to valid existing rights
11 and except as provided in this subtitle, the public lands
12 and interests in lands described in subsection (c), and all
13 other areas within the boundaries of such lands as de-
14 picted on the map provided for by subsection (d) that may
15 become subject to the operation of the public land laws,
16 are hereby withdrawn from all forms of appropriation
17 under the public land laws, including the mining laws and
18 the mineral leasing and geothermal leasing laws.

19 (b) RESERVATION; PURPOSE.—Subject to the limita-
20 tions and restrictions contained in section 3003, the public
21 lands withdrawn by subsection (a) are reserved for use by
22 the Secretary of the Army for the following purposes:

1 (1) The conduct of training for active and re-
2 serve components of the Armed Forces.

3 (2) The construction, operation, and mainte-
4 nance of organizational support and maintenance fa-
5 cilities for component units conducting training.

6 (3) The conduct of training by the Montana
7 Department of Military Affairs, except that any such
8 use may not interfere with purposes specified in
9 paragraphs (1) and (2).

10 (4) The conduct of training by State and local
11 law enforcement agencies, civil defense organiza-
12 tions, and public education institutions, except that
13 any such use may not interfere with military train-
14 ing activities.

15 (5) Other defense-related purposes consistent
16 with the purposes specified in the preceding para-
17 graphs.

18 (c) LAND DESCRIPTION.—The public lands and in-
19 terests in lands withdrawn and reserved by this section
20 comprise approximately 18,644 acres in Broadwater
21 County, Montana, as generally depicted as “Proposed
22 Land Withdrawal” on the map titled “Limestone Hills
23 Training Area Land Withdrawal”, dated April 10, 2013.

24 (d) LEGAL DESCRIPTION AND MAP.—

1 (1) IN GENERAL.—As soon as practicable after
2 the date of the enactment of this Act, the Secretary
3 of the Interior shall publish in the Federal Register
4 a legal description of the public land withdrawn
5 under subsection (a) and a copy of a map depicting
6 the legal description of the withdrawn land.

7 (2) FORCE OF LAW.—The legal description and
8 map published under paragraph (1) shall have the
9 same force and effect as if included in this Act, ex-
10 cept that the Secretary of the Interior may correct
11 errors in the legal description.

12 (3) REIMBURSEMENT OF COSTS.—The Sec-
13 retary of the Army shall reimburse the Secretary of
14 the Interior for any costs incurred by the Secretary
15 of the Interior in implementing this subsection.

16 (e) INDIAN TRIBES.—Nothing in this subtitle shall
17 be construed as altering any rights reserved for an Indian
18 tribe for tribal use of lands within the military land with-
19 drawal by treaty or Federal law. The Secretary of the
20 Army shall consult with any Indian tribes in the vicinity
21 of the military land withdrawal before taking action within
22 the military land withdrawal affecting tribal rights or cul-
23 tural resources protected by treaty or Federal law.

1 **SEC. 3002 [Log 51103]. MANAGEMENT OF WITHDRAWN AND**
2 **RESERVED LANDS.**

3 During the period of the withdrawal and reservation
4 specified in section 3005, the Secretary of the Army shall
5 manage the public lands withdrawn by section 3001 for
6 the purposes specified in subsection (b) of such section,
7 subject to the limitations and restrictions contained in sec-
8 tion 3003.

9 **SEC. 3003 [Log 51104]. SPECIAL RULES GOVERNING MIN-**
10 **ERALS MANAGEMENT.**

11 (a) INDIAN CREEK MINE.—

12 (1) IN GENERAL.—Of the lands withdrawn by
13 section 3001, locatable mineral activities in the ap-
14 proved Indian Creek Mine plan of operations, MTM-
15 78300, shall be regulated pursuant to subparts 3715
16 and 3809 of title 43, Code of Federal Regulations.
17 Of the lands withdrawn by section 3001, the land
18 area subject to the approved plan of operations shall
19 permanently remain open to the amendment or relo-
20 cation of mining claims (or both) under the Act of
21 May 10, 1872 (commonly known as the General
22 Mining Act of 1872; 30 U.S.C. 22 et seq.) to the ex-
23 tent necessary to preserve the mining operations de-
24 scribed in the approved plan of operations.

25 (2) RESTRICTIONS ON SECRETARY OF THE
26 ARMY.—The Secretary of the Army shall make no

1 determination that the disposition of or exploration
2 for minerals as provided for in the approved plan of
3 operations is inconsistent with the defense-related
4 uses of the lands covered by the military land with-
5 drawal. The coordination of such disposition of and
6 exploration for minerals with defense-related uses of
7 such lands shall be determined pursuant to proce-
8 dures in an agreement provided for under subsection
9 (c).

10 (b) REMOVAL OF UNEXPLODED ORDNANCE ON
11 LANDS TO BE MINED.—

12 (1) REMOVAL ACTIVITIES.—Subject to the
13 availability of funds appropriated for such purpose,
14 the Secretary of the Army shall remove unexploded
15 ordnance on lands withdrawn by section 3001 that
16 are subject to mining under subsection (a), con-
17 sistent with applicable Federal and State law. The
18 Secretary of the Army may engage in such removal
19 of unexploded ordnance in phases to accommodate
20 the development of the Indian Creek Mine pursuant
21 to subsection (a).

22 (2) REPORT ON REMOVAL ACTIVITIES.—The
23 Secretary of the Army shall annually submit to the
24 Secretary of the Interior a report regarding the
25 unexploded ordnance removal activities for the pre-

1 vious fiscal year performed pursuant to this sub-
2 section. The report shall include—

3 (A) the amounts of funding expended for
4 unexploded ordnance removal on the lands with-
5 drawn by section 3001; and

6 (B) the identification of the lands cleared
7 of unexploded ordnance and approved for min-
8 ing activities by the Secretary of the Interior.

9 (c) IMPLEMENTATION AGREEMENT FOR MINING AC-
10 TIVITIES.—The Secretary of the Interior and the Sec-
11 retary of the Army shall enter into an agreement to imple-
12 ment this section with regard to coordination of defense-
13 related uses and mining and the ongoing removal of
14 unexploded ordnance. The duration of the agreement shall
15 be the same as the period of the withdrawal under section
16 3001, but may be amended from time to time. The agree-
17 ment shall provide the following:

18 (1) That Graymont Western US, Inc., or any
19 successor or assign of the approved Indian Creek
20 Mine mining plan of operations, MTM-78300, is in-
21 vited to be a party to the agreement.

22 (2) Provisions regarding the day-to-day joint-
23 use of the Limestone Hills Training Area.

1 (3) Provisions addressing when military and
2 other authorized uses of the withdrawn lands will
3 occur.

4 (4) Provisions regarding when and where mili-
5 tary use or training with explosive material will
6 occur.

7 (5) Provisions regarding the scheduling of
8 training activities conducted within the withdrawn
9 area that restrict mining activities and procedures
10 for deconfliction with mining operations, including
11 parameters for notification and sanction of antici-
12 pated changes to the schedule.

13 (6) Provisions regarding liability and compensa-
14 tion for damages or injury caused by mining or mili-
15 tary training activities.

16 (7) Provisions for periodic review of the agree-
17 ment for its adequacy, effectiveness, and need for re-
18 vision.

19 (8) Procedures for access through mining oper-
20 ations covered by this section to training areas with-
21 in the boundaries of the Limestone Hills Training
22 Area.

23 (9) Procedures for scheduling of the removal of
24 unexploded ordnance.

1 (d) EXISTING MEMORANDUM OF AGREEMENT.—
2 Until such time as the agreement required under sub-
3 section (c) becomes effective, the compatible joint use of
4 the lands withdrawn and reserved by section 3001 shall
5 be governed, to the extent compatible, by the terms of the
6 2005 Memorandum of Agreement among the Montana
7 Army National Guard, Graymont Western US Inc. and
8 the Bureau of Land Management.

9 **SEC. 3004 [Log 51105]. GRAZING.**

10 (a) ISSUANCE AND ADMINISTRATION OF PERMITS
11 AND LEASES.—The issuance and administration of graz-
12 ing permits and leases, including their renewal, on the
13 public lands withdrawn by section 3001 shall be managed
14 by the Secretary of the Interior consistent with all applica-
15 ble laws, regulations, and policies of the Secretary of the
16 Interior relating to such permits and leases.

17 (b) SAFETY REQUIREMENTS.—With respect to any
18 grazing permit or lease issued after the date of the enact-
19 ment of this Act for lands withdrawn by section 3001, the
20 Secretary of the Interior and the Secretary of the Army
21 shall jointly establish procedures that are consistent with
22 Department of the Army explosive and range safety stand-
23 ards and that provide for the safe use of any such lands.

24 (c) ASSIGNMENT.—The Secretary of the Interior
25 may, with the agreement of the Secretary of the Army,

1 assign the authority to issue and to administer grazing
2 permits and leases to the Secretary of the Army, except
3 that such an assignment may not include the authority
4 to discontinue grazing on the lands withdrawn by section
5 3001.

6 **SEC. 3005 [Log 51106]. DURATION OF WITHDRAWAL AND**
7 **RESERVATION.**

8 The military land withdrawal made by section 3001
9 shall terminate on March 31, 2039.

10 **SEC. 3006 [Log 51117]. PAYMENTS IN LIEU OF TAXES.**

11 The lands withdrawn by section 3001 shall remain
12 eligible as entitlement land under section 6901 of title 31,
13 United States Code.

14 **SEC. 3007 [Log 51118]. HUNTING, FISHING AND TRAPPING.**

15 All hunting, fishing and trapping on the lands with-
16 drawn by section 3001 shall be conducted in accordance
17 with section 2671 of title 10, United States Code.

18 **SEC. 3008 [Log 51119]. WATER RIGHTS.**

19 (a) WATER RIGHTS.—Nothing in this subtitle shall
20 be construed—

21 (1) to establish a reservation in favor of the
22 United States with respect to any water or water
23 right on lands withdrawn by section 3001; or

1 (2) to authorize the appropriation of water on
2 lands withdrawn by section 3001, except in accord-
3 ance with applicable State law.

4 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
5 SERVED WATER RIGHTS.—This section shall not be con-
6 strued to affect any water rights acquired or reserved by
7 the United States before the date of the enactment of this
8 Act.

9 **SEC. 3009 [Log 51120]. BRUSH AND RANGE FIRE PREVEN-**
10 **TION AND SUPPRESSION.**

11 (a) REQUIRED ACTIVITIES.—The Secretary of the
12 Army shall, consistent with any applicable land manage-
13 ment plan, take necessary precautions to prevent, and ac-
14 tions to suppress, brush and range fires occurring as a
15 result of military activities on the lands withdrawn and
16 reserved by section 3001, including fires outside those
17 lands that spread from the withdrawn land and which oc-
18 curred as a result of such activities.

19 (b) COOPERATION OF SECRETARY OF THE INTE-
20 RIOR.—At the request of the Secretary of the Army, the
21 Secretary of the Interior shall provide assistance in the
22 suppression of such fires and shall be reimbursed for such
23 assistance by the Secretary of the Army. Notwithstanding
24 section 2215 of title 10, United States Code, the Secretary
25 of the Army may transfer to the Secretary of the Interior,

1 in advance, funds to reimburse the costs of the Depart-
2 ment of the Interior in providing such assistance.

3 **SEC. 3010 [Log 51121]. ON-GOING DECONTAMINATION.**

4 During the withdrawal and reservation authorized by
5 section 3001, the Secretary of the Army shall maintain,
6 to the extent funds are available for such purpose, a pro-
7 gram of decontamination of contamination caused by de-
8 fense-related uses on such lands consistent with applicable
9 Federal and State law. The Secretary of Defense shall in-
10 clude a description of such decontamination activities in
11 the annual report required by section 2711 of title 10,
12 United States Code.

13 **SEC. 3011 [Log 51122]. APPLICATION FOR RENEWAL OF A**
14 **WITHDRAWAL AND RESERVATION.**

15 (a) NOTICE.—To the extent practicable, no later than
16 five years before the termination of the withdrawal and
17 reservation made by section 3001, the Secretary of the
18 Army shall notify the Secretary of the Interior whether
19 the Secretary of the Army will have a continuing defense-
20 related need for any of the lands withdrawn and reserved
21 by section 3001 after the termination date of such with-
22 drawal and reservation. The Secretary of the Army shall
23 provide a copy of the notice to the Committee on Armed
24 Services and the Committee on Energy and Natural Re-
25 sources of the Senate and the Committee on Armed Serv-

1 ices and the Committee on Natural Resources of the
2 House of Representatives.

3 (b) FILING FOR EXTENSION.—If the Secretary of the
4 Army concludes that there will be a continuing defense-
5 related need for any of the withdrawn and reserved lands
6 after the termination date, the Secretary of the Army shall
7 file an application for extension of the withdrawal and res-
8 ervation of such needed lands in accordance with the regu-
9 lations and procedures of the Department of the Interior
10 applicable to the extension of withdrawals and reserva-
11 tions.

12 **SEC. 3012 [Log 51123]. LIMITATION ON SUBSEQUENT AVAIL-**
13 **ABILITY OF LANDS FOR APPROPRIATION.**

14 At the time of termination of a withdrawal and res-
15 ervation made by section 3001, the previously withdrawn
16 lands shall not be open to any form of appropriation under
17 the public land laws, including the mining laws and the
18 mineral leasing and geothermal leasing laws, until the Sec-
19 retary of the Interior publishes in the Federal Register
20 an appropriate order specifying the date upon which such
21 lands shall be restored to the public domain and opened
22 for such purposes.

23 **SEC. 3013 [Log 51124]. RELINQUISHMENT.**

24 (a) NOTICE OF INTENTION TO RELINQUISH.—If,
25 during the period of withdrawal and reservation under sec-

tion 3001, the Secretary of the Army decides to relinquish any or all of the lands withdrawn and reserved, the Secretary of the Army shall file a notice of intention to relinquish with the Secretary of the Interior.

(b) DETERMINATION OF CONTAMINATION.—As a part of the notice under subsection (a), the Secretary of the Army shall include a written determination concerning whether and to what extent the lands that are to be relinquished are contaminated with explosive materials or toxic or hazardous substances.

(c) PUBLIC NOTICE.—The Secretary of the Interior shall publish in the Federal Register the notice of intention to relinquish, including the determination concerning the contaminated state of the lands.

(d) DECONTAMINATION OF LANDS TO BE RELINQUISHED.—

(1) CONDITIONS REQUIRING DECONTAMINATION.—If land subject of a notice of intention to relinquish pursuant to subsection (a) is contaminated, and the Secretary of the Interior, in consultation with the Secretary of the Army, determines that decontamination is practicable and economically feasible (taking into consideration the potential future use and value of the land) and that, upon decontamination, the land could be opened to operation of

1 some or all of the public land laws, including the
2 mining laws and the mineral leasing and geothermal
3 leasing laws, the Secretary of the Army shall decon-
4 tamine the land to the extent that funds are ap-
5 propriated for such purpose.

6 (2) DISCRETION IF CONDITIONS NOT MET.—If
7 the Secretary of the Interior, after consultation with
8 the Secretary of the Army, concludes that decon-
9 tamination of land subject of a notice of intention to
10 relinquish pursuant to subsection (a) is not prac-
11 ticable or economically feasible, or that the land can-
12 not be decontaminated sufficiently to be opened to
13 operation of some or all of the public land laws, or
14 if Congress does not appropriate sufficient funds for
15 the decontamination of such land, the Secretary of
16 the Interior shall not be required to accept the land
17 proposed for relinquishment.

18 (3) RESPONSE.—If the Secretary of the Inte-
19 rior declines to accept the lands that have been pro-
20 posed for relinquishment because of their contami-
21 nated state, or if at the expiration of the withdrawal
22 and reservation made by section 3001 the Secretary
23 of the Interior determines that some of the lands
24 withdrawn and reserved are contaminated to an ex-

1 tent which prevents opening such contaminated
2 lands to operation of the public land laws—

3 (A) the Secretary of the Army shall take
4 appropriate steps to warn the public of the con-
5 taminated state of such lands and any risks as-
6 sociated with entry onto such lands;

7 (B) after the expiration of the withdrawal
8 and reservation, the Secretary of the Army
9 shall undertake no activities on such lands ex-
10 cept in connection with decontamination of such
11 lands; and

12 (C) the Secretary of the Army shall report
13 to the Secretary of the Interior and to the Con-
14 gress concerning the status of such lands and
15 all actions taken in furtherance of this para-
16 graph.

17 (e) REVOCATION AUTHORITY.—Upon deciding that it
18 is in the public interest to accept the lands proposed for
19 relinquishment pursuant to subsection (a), the Secretary
20 of the Interior may order the revocation of the withdrawal
21 and reservation made by section 3001 as it applies to such
22 lands. The Secretary of the Interior shall publish in the
23 Federal Register the revocation order, which shall—

24 (1) terminate the withdrawal and reservation;

1 (2) constitute official acceptance of the lands by
2 the Secretary of the Interior; and

3 (3) state the date upon which the lands will be
4 opened to the operation of some or all of the public
5 land laws, including the mining laws.

6 (f) ACCEPTANCE BY SECRETARY OF THE INTE-
7 RIOR.—Nothing in this section shall be construed to re-
8 quire the Secretary of the Interior to accept the lands pro-
9 posed for relinquishment if the Secretary determines that
10 such lands are not suitable for return to the public do-
11 main. If the Secretary makes such a determination, the
12 Secretary shall provide notice of the determination to Con-
13 gress.



[DS]

1 **Subtitle B—White Sands Missile**
2 **Range, New Mexico**

3 **SEC. 3021 [Log 50601]. TRANSFER OF ADMINISTRATIVE JU-**
4 **RISDICTION, WHITE SANDS MISSILE RANGE,**
5 **NEW MEXICO.**

6 (a) TRANSFER REQUIRED.—Not later than Sep-
7 tember 30, 2014, the Secretary of the Interior shall trans-
8 fer to the administrative jurisdiction of the Secretary of
9 the Army certain public land administered by the Bureau
10 of Land Management in Dona Ana County, New Mexico,
11 consisting of approximately 5,100 acres depicted as “Par-
12 cel 1” on the map titled “White Sands Missile Range
13 Land Reservation” and dated January 4, 2013.

14 (b) USE OF TRANSFERRED LAND.—Upon the receipt
15 of the land under subsection (a), the Secretary of the
16 Army shall include the land as part of White Sands Missile
17 Range, New Mexico, and authorize use of the land for
18 military purposes.

19 (c) LEGAL DESCRIPTION AND MAP.—

20 (1) PREPARATION AND PUBLICATION.—The
21 Secretary of the Interior shall publish in the Federal

1 Register a legal description and map of the public
2 land to be transferred under subsection (a).

3 (2) FORCE OF LAW.—The legal description and
4 map filed under paragraph (1) shall have the same
5 force and effect as if included in this Act, except
6 that the Secretary of the Interior may correct errors
7 in the legal description.

8 (d) REIMBURSEMENT OF COSTS.—The transfer re-
9 quired by subsection (a) shall be made without reimburse-
10 ment, except that the Secretary of the Army shall reim-
11 burse the Secretary of the Interior for any costs incurred
12 by the Secretary of the Interior to prepare the legal de-
13 scription and map under subsection (c).

14 (e) TREATMENT OF GRAZING LEASES.—If a grazing
15 permit or lease exists on the date of the enactment of this
16 Act for any portion of the public land to be transferred
17 under subsection (a), the Secretary of the Interior shall
18 transfer or relocate the grazing allotments associated with
19 the permit or lease to other public land, acceptable to the
20 permit or lease holder, so that the grazing continues to
21 have the same value to the holder.

22 **SEC. 3022 [Log 51108]. WATER RIGHTS.**

23 (a) WATER RIGHTS.—Nothing in this subtitle shall
24 be construed—

1 (1) to establish a reservation in favor of the
2 United States with respect to any water or water
3 right on lands transferred by this subtitle; or

4 (2) to authorize the appropriation of water on
5 lands transferred by this subtitle except in accord-
6 ance with applicable State law.

7 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
8 SERVED WATER RIGHTS.—This section shall not be con-
9 strued to affect any water rights acquired or reserved by
10 the United States before the date of the enactment of this
11 Act.

12 **SEC. 3023 [Log 51109]. WITHDRAWAL.**

13 Subject to valid existing rights, the public land to be
14 transferred under section 3021 is withdrawn from all
15 forms of appropriation under the public land laws, includ-
16 ing the mining laws and geothermal leasing laws, so long
17 as the lands remain under the administrative jurisdiction
18 of the Secretary of the Army.



[DS]

1 **Subtitle C—Naval Air Weapons**
2 **Station China Lake, California**

3 **SEC. 3031 [Log 50598]. TRANSFER OF ADMINISTRATIVE JU-**
4 **RISDICTION, NAVAL AIR WEAPONS STATION**
5 **CHINA LAKE, CALIFORNIA.**

6 (a) TRANSFER REQUIRED.—Not later than Sep-
7 tember 30, 2014, the Secretary of the Interior shall trans-
8 fer to the administrative jurisdiction of the Secretary of
9 the Navy certain public land administered by the Bureau
10 of Land Management in Inyo, Kern, and San Bernardino
11 Counties, California, consisting of approximately
12 1,045,000 acres in Inyo, Kern, and San Bernardino Coun-
13 ties, California, as generally depicted on the map titled
14 “Naval Air Weapons Station China Lake Withdrawal -
15 Renewal” and dated 2012.

16 (b) USE OF TRANSFERRED LAND.—Upon the receipt
17 of the land under subsection (a), the Secretary of the Navy
18 shall include the land as part of the Naval Air Weapons
19 Station China Lake, California, and authorize use of the
20 land for military purposes.

21 (c) LEGAL DESCRIPTION AND MAP.—

1 (1) PREPARATION AND PUBLICATION.—The
2 Secretary of the Interior shall publish in the Federal
3 Register a legal description and map of the public
4 land to be transferred under subsection (a).

5 (2) FORCE OF LAW.—The legal description and
6 map filed under paragraph (1) shall have the same
7 force and effect as if included in this Act, except
8 that the Secretary of the Interior may correct errors
9 in the legal description and map.

10 (d) REIMBURSEMENT OF COSTS.—The transfer re-
11 quired by subsection (a) shall be made without reimburse-
12 ment, except that the Secretary of the Navy shall reim-
13 burse the Secretary of the Interior for any costs incurred
14 by the Secretary of the Interior to prepare the legal de-
15 scription and map under subsection (c).

16 **SEC. 3032 [Log 51110]. WATER RIGHTS.**

17 (a) WATER RIGHTS.—Nothing in this subtitle shall
18 be construed—

19 (1) to establish a reservation in favor of the
20 United States with respect to any water or water
21 right on lands transferred by this subtitle; or

22 (2) to authorize the appropriation of water on
23 lands transferred by this subtitle except in accord-
24 ance with applicable State law.

1 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
2 SERVED WATER RIGHTS.—This section shall not be con-
3 strued to affect any water rights acquired or reserved by
4 the United States before the date of the enactment of this
5 Act.

6 **SEC. 3033 [Log 51111]. WITHDRAWAL.**

7 Subject to valid existing rights, the public land to be
8 transferred under section 3031 is withdrawn from all
9 forms of appropriation under the public land laws, includ-
10 ing the mining laws and geothermal leasing laws, so long
11 as the lands remain under the administrative jurisdiction
12 of the Secretary of the Navy.



[DS]

1 **Subtitle D—Chocolate Mountain**
2 **Aerial Gunnery Range, California**

3 **SEC. 3041 [Log 50599]. TRANSFER OF ADMINISTRATIVE JU-**
4 **RISDICTION, CHOCOLATE MOUNTAIN AERIAL**
5 **GUNNERY RANGE, CALIFORNIA.**

6 (a) TRANSFER REQUIRED.—The Secretary of the In-
7 terior shall transfer to the administrative jurisdiction of
8 the Secretary of the Navy certain public land administered
9 by the Bureau of Land Management in Imperial and Riv-
10 erside Counties, California, consisting of approximately
11 226,711 acres, as generally depicted on the map titled
12 “Chocolate Mountain Aerial Gunnery Range Proposed—
13 Withdrawal” dated 1987 (revised July 1993), and identi-
14 fied as WESTDIV Drawing No. C-102370, which was
15 prepared by the Naval Facilities Engineering Command
16 of the Department of the Navy and is on file with the
17 California State Office of the Bureau of Land Manage-
18 ment.

19 (b) VALID EXISTING RIGHTS.—The transfer of ad-
20 ministrative jurisdiction under subsection (a) shall be sub-
21 ject to any valid existing rights, including any property,
22 easements, or improvements held by the Bureau of Rec-

1 lamation and appurtenant to the Coachella Canal. The
2 Secretary of the Navy shall provide for reasonable access
3 by the Bureau of Reclamation for inspection and mainte-
4 nance purposes not inconsistent with military training.

5 (c) TIME FOR CONVEYANCE.—The transfer of admin-
6 istrative jurisdiction under subsection (a) shall occur pur-
7 suant to a schedule agreed to by the Secretary of the Inte-
8 rior and the Secretary of the Navy, but in no case later
9 than the date of the completion of the boundary realign-
10 ment required by section 3043.

11 (d) MAP AND LEGAL DESCRIPTION.—

12 (1) PREPARATION AND PUBLICATION.—The
13 Secretary of the Interior shall publish in the Federal
14 Register a legal description of the public land to be
15 transferred under subsection (a).

16 (2) SUBMISSION TO CONGRESS.—The Secretary
17 of the Interior shall file with the Committee on En-
18 ergy and Natural Resources of the Senate and the
19 Committee on Natural Resources of the House of
20 Representatives—

21 (A) a copy of the legal description pre-
22 pared under paragraph (1); and

23 (B) a map depicting the legal description
24 of the transferred public land.

1 (3) AVAILABILITY FOR PUBLIC INSPECTION.—

2 Copies of the legal description and map filed under
3 paragraph (2) shall be available for public inspection
4 in the appropriate offices of—

5 (A) the Bureau of Land Management;

6 (B) the Office of the Commanding Officer,
7 Marine Corps Air Station Yuma, Arizona;

8 (C) the Office of the Commander, Navy
9 Region Southwest; and

10 (D) the Office of the Secretary of the
11 Navy.

12 (4) FORCE OF LAW.—The legal description and
13 map filed under paragraph (2) shall have the same
14 force and effect as if included in this Act, except
15 that the Secretary of the Interior may correct cler-
16 ical and typographical errors in the legal description
17 or map.

18 (5) REIMBURSEMENT OF COSTS.—The transfer
19 required by subsection (a) shall be made without re-
20 imbursement, except that the Secretary of the Navy
21 shall reimburse the Secretary of the Interior for any
22 costs incurred by the Secretary of the Interior to
23 prepare the legal description and map under this
24 subsection.

1 **SEC. 3042 [Log 51112]. MANAGEMENT AND USE OF TRANS-**
2 **FERRED LAND.**

3 (a) **USE OF TRANSFERRED LAND.**—Upon the receipt
4 of the land under section 3041, the Secretary of the Navy
5 shall administer the land as the Chocolate Mountain Aer-
6 ial Gunnery Range, California, and continue to authorize
7 use of the land for military purposes.

8 (b) **PROTECTION OF DESERT TORTOISE.**—Nothing in
9 the transfer required by section 3041 shall affect the prior
10 designation of certain lands within the Chocolate Moun-
11 tain Aerial Gunnery Range as critical habitat for the
12 desert tortoise (*Gopherus Agassizii*).

13 (c) **WITHDRAWAL OF MINERAL ESTATE.**—Subject to
14 valid existing rights, the mineral estate of the land to be
15 transferred under section 3041 are withdrawn from all
16 forms of appropriation under the public land laws, includ-
17 ing the mining laws and the mineral and geothermal leas-
18 ing laws, for as long as the land is under the administra-
19 tive jurisdiction of the Secretary of the Navy.

20 (d) **INTEGRATED NATURAL RESOURCES MANAGE-**
21 **MENT PLAN.**—Not later than one year after the transfer
22 of the land under section 3041, the Secretary of the Navy,
23 in cooperation with the Secretary of the Interior, shall pre-
24 pare an integrated natural resources management plan
25 pursuant to the Sikes Act (16 U.S.C. 670a et seq.) for
26 the transferred land and for land that, as of the date of

1 the enactment of this Act, is under the jurisdiction of the
2 Secretary of the Navy underlying the Chocolate Mountain
3 Aerial Gunnery Range.

4 **SEC. 3043 [Log 51113]. REALIGNMENT OF RANGE BOUNDARY**
5 **AND RELATED TRANSFER OF TITLE.**

6 (a) REALIGNMENT; PURPOSE.—The Secretary of the
7 Interior and the Secretary of the Navy shall realign the
8 boundary of the Chocolate Mountain Aerial Gunnery
9 Range, as in effect on the date of the enactment of this
10 Act, to improve public safety and management of the
11 Range, consistent with the following:

12 (1) The northwestern boundary of the Choco-
13 late Mountain Aerial Gunnery Range shall be re-
14 aligned to the edge of the Bradshaw Trail so that
15 the Trail is entirely on public land under the juris-
16 diction of the Department of the Interior.

17 (2) The centerline of the Bradshaw Trail shall
18 be delineated by the Secretary of the Interior in con-
19 sultation with the Secretary of the Navy, beginning
20 at its western terminus at Township 8 South, Range
21 12 East, Section 6 eastward to Township 8 South,
22 Range 17 East, Section 32 where it leaves the Choc-
23 olate Mountain Aerial Gunnery Range.

24 (b) TRANSFERS RELATED TO REALIGNMENT.—The
25 Secretary of the Interior and the Secretary of the Navy

1 shall make such transfers of administrative jurisdiction as
2 may be necessary to reflect the results of the boundary
3 realignment carried out pursuant to subsection (a).

4 (c) APPLICABILITY OF NATIONAL ENVIRONMENTAL
5 POLICY ACT OF 1969.—The National Environmental Pol-
6 icy Act of 1969 (42 U.S.C. 4321 et seq.) shall not apply
7 to any transfer of land made under subsection (b) or any
8 decontamination actions undertaken in connection with
9 such a transfer.

10 (d) DECONTAMINATION.—The Secretary of the Navy
11 shall maintain, to the extent funds are available for such
12 purpose and consistent with applicable Federal and State
13 law, a program of decontamination of any contamination
14 caused by defense-related uses on land transferred under
15 subsection (b). The Secretary of Defense shall include a
16 description of such decontamination activities in the an-
17 nual report required by section 2711 of title 10, United
18 States Code.

19 (e) TIMELINE.—The delineation of the Bradshaw
20 Trail under subsection (a) and any transfer of land under
21 subsection (b) shall occur pursuant to a schedule agreed
22 to by the Secretary of the Interior and the Secretary of
23 the Navy, but in no case later than two years after the
24 date of the enactment of this Act.

1 **SEC. 3044 [Log 51114]. EFFECT OF TERMINATION OF MILI-**
2 **TARY USE.**

3 (a) NOTICE AND EFFECT.—Upon a determination by
4 the Secretary of the Navy that there is no longer a mili-
5 tary need for all or portions of the land transferred under
6 section 3041, the Secretary of the Navy shall notify the
7 Secretary of the Interior of such determination. Subject
8 to subsections (b), (c), and (d), the Secretary of the Navy
9 shall transfer the land subject to such a notice back to
10 the administrative jurisdiction of the Secretary of the Inte-
11 rior.

12 (b) CONTAMINATION.—Before transmitting a notice
13 under subsection (a), the Secretary of the Navy shall pre-
14 pare a written determination concerning whether and to
15 what extent the land to be transferred are contaminated
16 with explosive, toxic, or other hazardous materials. A copy
17 of the determination shall be transmitted with the notice.
18 Copies of the notice and the determination shall be pub-
19 lished in the Federal Register.

20 (c) DECONTAMINATION.—The Secretary of the Navy
21 shall decontaminate any contaminated land that is the
22 subject of a notice under subsection (a) if—

23 (1) the Secretary of the Interior, in consultation
24 with the Secretary of the Navy, determines that—

25 (A) decontamination is practicable and
26 economically feasible (taking into consideration

1 the potential future use and value of the land);
2 and

3 (B) upon decontamination, the land could
4 be opened to operation of some or all of the
5 public land laws, including the mining laws; and
6 (2) funds are appropriated for such decon-
7 tamination.

8 (d) ALTERNATIVE.—The Secretary of the Interior is
9 not required to accept land proposed for transfer under
10 subsection (a) if the Secretary of the Interior is unable
11 to make the determinations under subsection (c)(1) or if
12 Congress does not appropriate a sufficient amount of
13 funds for the decontamination of the land.

14 **SEC. 3045 [Log 51115]. TEMPORARY EXTENSION OF EXIST-**
15 **ING WITHDRAWAL PERIOD.**

16 Notwithstanding subsection (a) of section 806 of the
17 California Military Lands Withdrawal and Overflights Act
18 of 1994 (title VIII of Public Law 103–433; 108 Stat.
19 4505), the withdrawal and reservation of the land trans-
20 ferred under section 3041 shall not terminate until the
21 date on which the land transfer required by section 3041
22 is executed.

23 **SEC. 3046 [Log 51116]. WATER RIGHTS.**

24 (a) WATER RIGHTS.—Nothing in this subtitle shall
25 be construed—

1 (1) to establish a reservation in favor of the
2 United States with respect to any water or water
3 right on lands transferred by this subtitle; or

4 (2) to authorize the appropriation of water on
5 lands transferred by this subtitle except in accord-
6 ance with applicable State law.

7 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
8 SERVED WATER RIGHTS.—This section shall not be con-
9 strued to affect any water rights acquired or reserved by
10 the United States before the date of the enactment of this
11 Act.



[DS]

1 **Subtitle E—Marine Corps Air**
2 **Ground Combat Center**
3 **Twentynine Palms, California**

4 **SEC. 3051 [Log 50602]. DESIGNATION OF JOHNSON VALLEY**
5 **NATIONAL OFF-HIGHWAY VEHICLE RECRE-**
6 **ATION AREA.**

7 (a) DESIGNATION.—The approximately 188,000
8 acres of public land and interests in land administered by
9 the Secretary of the Interior through the Bureau of Land
10 Management in San Bernardino County, California, as
11 generally depicted as the “Johnson Valley Off-Highway
12 Vehicle Recreation Area” on the map titled “Johnson Val-
13 ley National Off-Highway Vehicle Recreation Area and
14 Transfer of the Southern Study Area” and dated April
15 11, 2013, are hereby designated as the “Johnson Valley
16 National Off-Highway Vehicle Recreation Area”.

17 (b) RECREATIONAL AND CONSERVATION USE.—The
18 Johnson Valley National Off-Highway Vehicle Recreation
19 Area is designated for the following purposes:

20 (1) Public recreation (including off-highway ve-
21 hicle use, camping, and hiking) when the lands are

1 not used for military training as authorized by sec-
2 tion 3052.

3 (2) Natural resources conservation.

4 (c) WITHDRAWAL.—The public land and interests in
5 land included in the Johnson Valley National Off-Highway
6 Vehicle Recreation Area are hereby withdrawn from all
7 forms of appropriation under the public land laws, includ-
8 ing the mining laws and the mineral leasing and geo-
9 thermal leasing laws.

10 (d) TREATMENT OF EXISTING RIGHTS.—The des-
11 ignation of the Johnson Valley National Off-Highway Ve-
12 hicle Recreation Area and the withdrawal of the public
13 land and interests in land included in the Recreation Area
14 are subject to valid existing rights.

15 **SEC. 3052 [Log 51125]. LIMITED BIENNIAL MARINE CORPS**
16 **AIR GROUND COMBAT CENTER TWENTYNINE**
17 **PALMS USE OF JOHNSON VALLEY NATIONAL**
18 **OFF-HIGHWAY VEHICLE RECREATION AREA.**

19 (a) USE FOR MILITARY PURPOSES AUTHORIZED.—
20 Subject to subsection (b), the Secretary of the Interior
21 shall authorize the Secretary of the Navy to utilize por-
22 tions of Johnson Valley National Off-Highway Vehicle
23 Recreation Area twice in each calendar year for up to a
24 total of 60 days per year for the following purposes:

1 (1) Sustained, combined arms, live-fire, and
2 maneuver field training for large-scale Marine air-
3 ground task forces.

4 (2) Individual and unit live-fire training ranges.

5 (3) Equipment and tactics development.

6 (4) Other defense-related purposes consistent
7 with the purposes specified in the preceding para-
8 graphs.

9 (b) CONDITIONS ON MILITARY USE.—

10 (1) CONSULTATION AND PUBLIC PARTICIPATION
11 REQUIREMENTS.—Before the Secretary of the Navy
12 requests the two time periods for military use of the
13 Johnson Valley National Off-Highway Vehicle
14 Recreation Area in a calendar year, the Secretary of
15 the Navy shall—

16 (A) consult with the Secretary of the Inte-
17 rior regarding the best times for military use to
18 reduce interference with or interruption of non-
19 military activities authorized by section
20 3051(b); and

21 (B) provide for public awareness of and
22 participation in the selection process.

23 (2) PUBLIC NOTICE.—The Secretary of the
24 Navy shall provide advance, wide-spread notice be-

1 fore any closure of public lands for military use
2 under this section.

3 (3) PUBLIC SAFETY.—Military use of the John-
4 son Valley National Off-Highway Vehicle Recreation
5 Area during the biannual periods authorized by sub-
6 section (a) shall be conducted in the presence of suf-
7 ficient range safety officers to ensure the safety of
8 military personnel and civilians.

9 (4) CERTAIN TYPES OF ORDNANCE PROHIB-
10 ITED.—The Secretary of the Navy shall prohibit the
11 use of dud-producing ordnance in any military train-
12 ing conducted under subsection (a).

13 (c) IMPLEMENTING AGREEMENT.—

14 (1) AGREEMENT REQUIRED; REQUIRED
15 TERMS.—The Secretary of the Interior and the Sec-
16 retary of the Navy shall enter into a written agree-
17 ment to implement this section. The agreement shall
18 include a provision for periodic review of the agree-
19 ment for its adequacy, effectiveness, and need for re-
20 vision.

21 (2) ADDITIONAL TERMS.—The agreement may
22 provide for—

23 (A) the integration of the management
24 plans of the Secretary of the Interior and the
25 Secretary of the Navy;

1 (B) delegation to civilian law enforcement
2 personnel of the Department of the Navy of the
3 authority of the Secretary of the Interior to en-
4 force the laws relating to protection of natural
5 and cultural resources and of fish and wildlife;
6 and

7 (C) the sharing of resources in order to
8 most efficiently and effectively manage the
9 lands.

10 (d) DURATION.—Any agreement for the military use
11 of the Johnson Valley National Off-Highway Vehicle
12 Recreation Area shall terminate not later than March 31,
13 2039.

14 **SEC. 3053 [Log 51126]. TRANSFER OF ADMINISTRATIVE JU-**
15 **RISDICTION, SOUTHERN STUDY AREA, MA-**
16 **RINE CORPS AIR GROUND COMBAT CENTER**
17 **TWENTYNINE PALMS, CALIFORNIA.**

18 (a) TRANSFER REQUIRED.—Not later than Sep-
19 tember 30, 2014, the Secretary of the Interior shall trans-
20 fer, without reimbursement, to the administrative jurisdic-
21 tion of the Secretary of the Navy certain public land ad-
22 ministered by the Bureau of Land Management consisting
23 of approximately 20,000 acres in San Bernardino County,
24 California, as generally depicted as the “Southern Study
25 Area” on the map referred to in section 3051.

1 (b) USE OF TRANSFERRED LAND.—Upon the receipt
2 of the land under subsection (a), the Secretary of the Navy
3 shall include the land as part of the Marine Corps Air
4 Ground Combat Center Twentynine Palms, California,
5 and authorize use of the land for military purposes.

6 (c) LEGAL DESCRIPTION AND MAP.—

7 (1) PREPARATION AND PUBLICATION.—The
8 Secretary of the Interior shall publish in the Federal
9 Register a legal description and map of the public
10 land to be transferred under subsection (a).

11 (2) FORCE OF LAW.—The legal description and
12 map filed under paragraph (1) shall have the same
13 force and effect as if included in this Act, except
14 that the Secretary of the Interior may correct cler-
15 ical and typographical errors in the legal description
16 and map.

17 (d) REIMBURSEMENT OF COSTS.—The Secretary of
18 the Navy shall reimburse the Secretary of the Interior for
19 any costs incurred by the Secretary of the Interior to carry
20 out this section.

21 **SEC. 3054 [Log 51127]. WATER RIGHTS.**

22 (a) WATER RIGHTS.—Nothing in this subtitle shall
23 be construed—

1 (1) to establish a reservation in favor of the
2 United States with respect to any water or water
3 right on lands transferred by this subtitle; or

4 (2) to authorize the appropriation of water on
5 lands transferred by this subtitle except in accord-
6 ance with applicable State law.

7 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
8 SERVED WATER RIGHTS.—This section shall not be con-
9 strued to affect any water rights acquired or reserved by
10 the United States before the date of the enactment of this
11 Act.



[DS]

1 **Subtitle F—Naval Air Station**
2 **Fallon, Nevada**

3 **SEC. 3061 [Log 51081]. TRANSFER OF ADMINISTRATIVE JU-**
4 **RISDICTION, NAVAL AIR STATION FALLON,**
5 **NEVADA.**

6 (a) IN GENERAL.—Not later than 180 days after the
7 date of enactment of this Act, the Secretary of the Interior
8 shall transfer to the Secretary of the Navy, without con-
9 sideration, the Federal land described in subsection (b).

10 (b) DESCRIPTION OF FEDERAL LAND.—The Federal
11 land referred to in subsection (a) is the parcel of approxi-
12 mately 400 acres of land under the jurisdiction of the Sec-
13 retary of the Interior that—

14 (1) is adjacent to Naval Air Station Fallon in
15 Churchill County, Nevada; and

16 (2) was withdrawn under Public Land Order
17 6834 (NV-943-4214-10; N-37875).

18 (c) MANAGEMENT.—On transfer of the Federal land
19 described under subsection (b) to the Secretary of the
20 Navy, the Secretary of the Navy shall have full jurisdic-
21 tion, custody, and control of the Federal land.

1 **SEC. 3062 [Log 51130]. WATER RIGHTS.**

2 (a) WATER RIGHTS.—Nothing in this subtitle shall
3 be construed—

4 (1) to establish a reservation in favor of the
5 United States with respect to any water or water
6 right on lands transferred by this subtitle; or

7 (2) to authorize the appropriation of water on
8 lands transferred by this subtitle except in accord-
9 ance with applicable State law.

10 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
11 SERVED WATER RIGHTS.—This section shall not be con-
12 strued to affect any water rights acquired or reserved by
13 the United States before the date of the enactment of this
14 Act.

15 **SEC. 3063 [Log 51131]. WITHDRAWAL.**

16 Subject to valid existing rights, the Federal land to
17 be transferred under section 3061 is withdrawn from all
18 forms of appropriation under the public land laws, includ-
19 ing the mining laws and geothermal leasing laws, so long
20 as the land remains under the administrative jurisdiction
21 of the Secretary of the Navy.



1 **SEC. 3401. [Log 50706] AUTHORIZATION OF APPROPRIA-**
2 **TIONS.**

3 (a) AMOUNT.—There are hereby authorized to be ap-
4 propriated to the Secretary of Energy \$20,000,000 for fis-
5 cal year 2014 for the purpose of carrying out activities
6 under chapter 641 of title 10, United States Code, relating
7 to the naval petroleum reserves.

8 (b) PERIOD OF AVAILABILITY.—Funds appropriated
9 pursuant to the authorization of appropriations in sub-
10 section (a) shall remain available until expended.

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DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE III—OPERATION AND MAINTENANCE

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LOGISTICS AND SUSTAINMENT ISSUES

Comptroller General Littoral Combat System Sustainment Review

The committee notes the critical nature of the Littoral Combat Ship (LCS) program and the importance of the initial deployment of the USS Freedom to the Republic of Singapore to test and refine operational support and sustainment concepts. The LCS class takes a unique approach to maintenance which relies heavily on contractor-provided maintenance in contrast to other Navy ship classes, which typically use the Navy's organic capabilities and U.S. shipyards to provide maintenance. The Navy established an LCS Council to address major concerns raised by several Navy reports on problems with the LCS's manning, training, and maintenance concepts, among other issues. This council has developed a plan of action with milestones to bring high-level attention to resolving these issues as the LCS class is introduced into the surface combatant fleet. Given the central role of the LCS for the future of the surface fleet, the committee has concerns about the Navy's long-term sustainment plan. Therefore, the committee directs the Comptroller General of the United States to analyze and review:

- (1) Plans to collect and analyze data during the USS Freedom's Singapore deployment, as well as any mid-point or final reports of lessons learned from the deployment;
- (2) Projected costs associated with providing preventive and depot maintenance including, but not limited to, an analysis of the alternatives considered in the use of contractor fly-away maintenance teams and U.S. Government and commercial shipyards;
- (3) Progress on meeting targets established in the LCS plan of action and milestones;
- (4) Lifecycle cost estimates for the variants of the LCS and their associated mission modules compared with other Navy ship classes; and

(5) Any other issue that the Comptroller General determines appropriate with respect to the sustainment of the LCS platform and its associated mission modules, including modifications and improvements to reduce long-term sustainment costs and improve efficiencies.

The committee directs the Comptroller General of the United States to provide to the congressional defense committees a preliminary briefing by March 3, 2014, on the above factors, with a report or reports to follow by May 30, 2014.

Continuous Technology Refreshment

The Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) provided expanded authority to the Department of Defense to foster use of technology-enhanced maintenance capabilities with Working Capital funds. The accompanying Joint Explanatory Statement (Committee Print 5) specifically discussed Continuous Technology Refreshment (CTR), which is a proven post-production sustainment acquisition strategy to acquire technologically improved replacement parts and to significantly reduce long-term ownership costs. The committee notes that the Army Aviation and Missile Life Cycle Command is projected to achieve \$254.0 million in sustainment cost savings over a 10-year period on just a limited set of legacy helicopter parts. The committee is concerned that the Department of Defense has been slow to implement robust CTR programs, to expand their use beyond this one Army command, and to take full advantage of the Working Capital authorities provided in law which have become much more important due to national budget pressures.

The committee directs the Under Secretary of Defense for Acquisition, Technology, and Logistics to brief the congressional defense committees, not later than April 30, 2014, on the Department's Continuous Technology Refreshment initiatives for improving the quality and significantly lowering the cost of replacement parts for Department weapon systems. The briefing should address:

(1) The guidance provided to the military services on the use of Working Capital authorities for technology-enabled maintenance capabilities;

(2) Information on the results achieved to date from developing modern parts to replace obsolete legacy parts using CTR with the resulting associated estimated cost savings; and

(3) The plans of each military department and appropriate Defense agencies to develop and implement CTR acquisition strategies in fiscal year 2014 for obsolete parts most likely to achieve significant cost savings.

Defense Logistics Agency Roles and Missions Assessment

The committee is concerned that the 2005 Base Realignment and Closure Commission process may have placed the Defense Logistics Agency (DLA) in roles and assigned missions outside its core competencies which may be resulting in suboptimal support of its customers. In particular, the committee is concerned about the operational and readiness impacts to customers of DLA's continued

challenges in effectively managing the supply chain. The committee notes that supply chain management, supply inventories, materiel distribution, and asset visibility, in particular, continue to be “high risk” areas within the Department of Defense, according to the 2013 Government Accountability Office’s High Risk Report. While the committee notes the significant progress DLA has made in reducing excess inventory and improving its business processes, the committee has been made aware of persistent challenges in the timely provision of specialized, low-quantity parts and supply chain management, which the committee believes could be a result of a misalignment of roles and missions.

Therefore, the committee directs the Secretary of Defense to conduct an assessment of the roles and missions of the DLA. The assessment may, at the election of the Secretary, be conducted by a federally funded research and development center (FFRDC) or an independent, non-governmental institute which is described in section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code, and has recognized credentials and expertise in national security and military affairs appropriate for the assessment. The assessment should include, but not be limited to, the following:

- (1) An examination of the roles and missions currently assigned to the DLA;
- (2) An assessment of the DLA’s ability (resources, structure, workforce, etc.) to adequately accomplish those roles and missions outside of DLA-Energy;
- (3) Identification of any DLA functions, roles, missions, activities, or initiatives that could be more efficiently performed by the military departments or other defense agencies;
- (4) A transition plan for any activities recommended for migration;
- (5) An assessment of functions, roles, missions, activities, or initiatives that could be most efficiently performed by DLA that are currently performed by other military departments or defense agencies; and
- (6) Any other recommendations on ways the DLA could further improve its support to customers, management practices, demand forecasting, its use of modeling to determine the optimal number and inventory management.

The committee directs the Secretary of Defense to deliver this assessment in conjunction with the annual budget submission for fiscal year 2015. Further, to enable the committee to provide the necessary oversight, the committee directs the Department to brief the congressional defense committees on the strategy within 30 days of its delivery to Congress.

F-35 Sustainment Plan

The committee recognizes the importance of the F-35 Joint Strike Fighter Program to our national defense. This advanced fighter aircraft will replace a variety of existing aircraft in the Air Force, the Navy, and the Marine Corps. In 2012, the Department of Defense reported that sustainment of the F-35 aircraft fleet could cost more than \$1.0 trillion (in then-year dollars) over the planned 30-year service life. However, the Department has said that it is actively engaged in

evaluating opportunities to reduce life-cycle sustainment costs based on concerns about the affordability of the program. Past experience has shown that decisions made during the development of a weapon system can influence, positively or negatively, the cost of sustaining that system over its life cycle. Considering the magnitude of the estimated sustainment costs for the F-35, the committee is concerned about whether the Department has established comprehensive sustainment plans, developed appropriate cost analyses, and identified potential options to control and/or minimize future sustainment costs for the aircraft program. Given the fiscal uncertainties facing the Department and growing concerns related to the affordability of the F-35's long-term sustainment costs, the committee directs the Government Accountability Office (GAO) to review the Department's ongoing F-35 sustainment planning efforts. This review should include:

(1) The extent to which the Department has developed comprehensive sustainment plans, including a Life-Cycle Sustainment Plan, and regularly updated these plans to reflect program changes;

(2) The extent to which the Department has utilized appropriate analyses of operating and support costs, including a business case analysis, to evaluate the full range of sustainment options available for the F-35 program;

(3) The extent to which the Department is pursuing additional opportunities, such as competition for sustainment contracts, to reduce long-term sustainment costs; and

(4) Any other issues that the Comptroller General determines appropriate with respect to the sustainment of the F-35.

The committee directs the Comptroller General of the United States to provide a preliminary briefing by March 14, 2014, on the above factors, with a report or reports to follow.

Item Unique Identification and Automated Information and Data Capture

The committee is aware that numerous Government Accountability Office audits have found that significant improvements are needed in the tracking, management, and accountability for assets deployed across the Department of Defense. The committee believes that Item Unique Identification (IUID), Radio Frequency Identification (RFID), biometrics, and other automated information and data capture (AIDC) technologies have the potential for realizing significant cost savings and improving management of defense equipment and supplies throughout their life cycles. Further, the committee judges that the use of the implementing technologies can secure supply-item data for logistics and engineering analysis; improve item intelligence for operational warfighter planning; upgrade access to historical item data across life cycles; lower total life cycle cost of items acquired and managed; save taxpayer funding through improved productivity, efficiency, maintenance, and logistical planning; and combat the growing problem of counterfeit parts in the military supply chain.

The committee understands that in 2003, the Department of Defense initiated the IUID initiative, which requires the marking and tracking of assets deployed throughout the Armed Forces or in the possession of Department contractors, but implementation has been fragmented, incomplete, and not enforced. The committee believes the Department of Defense must improve its efforts to capture meaningful data and optimize the benefits of Item Unique Identification and other AIDC initiatives to include the investment of sufficient resources and continued training and leadership.

Therefore, the committee directs the Secretary of Defense to promulgate rules and regulations sufficient to enforce compliance with section 252.211–7003 (entitled “Item Identification and Valuation”) of the Defense Supplement to the Federal Acquisition Regulation, on Item Unique Identification, which requires unique identification for all delivered items meeting the standards set forth in the regulation.

In addition, the committee directs the Secretary of Defense to provide a briefing to the congressional defense committees by January 31, 2014, on current compliance rates with section 252.211–7003 of the Defense Supplement to the Federal Acquisition Regulation, measures being taken to improve compliance, and a projected date for full compliance.

Long-term Investment Plan for Land, Facilities, and Equipment of Former Guam Ship Repair Facility

In testimony before the committee in April 2013, the Chief of Naval Operations highlighted the importance of a ship repair capability on Guam to support increased naval operations in the western Pacific region as key to the national security strategy. The committee understands that maintaining a depot-level ship repair capability on Guam will require significant investment. The committee is concerned that the Navy has been unable to provide a detailed investment plan for upgrading and modernizing the former Navy ship repair facility on Guam. The committee notes that a failed long-term lease approach would have required private industry to provide capital improvements estimated at nearly \$150.0 million. Therefore, the committee anticipates that a similar level of investment would be needed by the Navy to provide the necessary depot-level repair capability for the western Pacific region. The committee believes that improvements to these facilities will be critical to ensuring the long-term viability of a depot-level ship repair capability in the western Pacific.

Therefore, the committee directs the Secretary of the Navy, in coordination with the Chief of Naval Operations, to submit to the congressional defense committees no later than December 31, 2013, a long-term investment plan for the land, facilities, and equipment of the former Guam ship repair facility. The plan should include:

- (1) A description of how the Secretary of the Navy will prioritize the improvements made to land, facilities, and equipment under the plan, including an explanation and estimated cost and schedule for each such improvement; and
- (2) An identification of the accounts from which funds will be used for such improvements.

READINESS ISSUES

Comptroller General Encroachment Study

The committee is concerned about military readiness and preserving the Department of Defense's ability to train and operate in the air, at sea, and on land. U.S. military force readiness is directly dependent on many factors, including realistic training for a variety of missions in myriad environments worldwide. An important component of military readiness is timely and routine access to training ranges that permit realistic training without hindrance from activities that can limit access to, encroach upon, or at times compromise security of the ranges. The Government Accountability Office (GAO) previously reported in "Military Training: Compliance With Environmental Laws Affects Some Training Activities, but DOD Has Not Made a Sound Business Case for Additional Environmental Exemptions" (GAO-08-407) that the requirement to comply with environmental laws has affected some training activities and how they are conducted. Specifically, the GAO found some instances where training activities were cancelled, postponed, or modified in order to address environmental requirements. While the GAO also reported at the time that readiness data did not indicate an impact on readiness from these instances, it also reported that the Department was developing systems to measure the impact.

Limitations on access to training ranges and encroachment of national security interests can take many forms:

- (1) Environmental limitations, both land- and sea-based, involve endangered species that may be present through nesting or migration at or near training ranges.
- (2) Urban encroachment can consist of commercial or residential construction in the civilian economy in proximity to or adjacent to military bases.
- (3) Encroachment from energy-generation projects can occur both adjacent to installations and also in the Outer Continental Shelf, potentially affecting the military's ability to train and operate both on installations and at sea. The installation of renewable energy-generation facilities, including wind turbines and solar power facilities, can be incompatible with the installations' missions.
- (4) Competition for the electromagnetic spectrum through the proliferation of consumer demand for wireless devices, including smart phones and tablet computers, and the associated data-intensive applications, is increasingly conflicting with the Department's need to use the electromagnetic spectrum for modern military training and assurance of proper functioning of some weapon systems.

(5) National security interests may be threatened when range security becomes a concern based on the nature of the encroachment. For example, ocean observing systems may be used for marine mammal and weather research, climate research, tsunami warning/verification, and seismic/earthquake monitoring. The littoral nature of Navy training ranges, and the unique types of activity that occur there, make the ranges valuable for data gathering in each of those categories. However, the open nature of the high seas also makes it possible for data to be gathered that may exploit an operational vulnerability. Similarly, land-based development can lead to security concerns due to incompatible development adjacent to or in near proximity to ranges and ownership of such development that raises security concerns.

The Department's actions to prevent or mitigate the impediments to realistic training are vital to ensuring adequate range access and ensuring U.S. forces remain at a high state of readiness. However, the committee wants to ensure that the Department is effectively preventing or mitigating these restrictions to ensure that U.S. force readiness remains high. Therefore, the committee directs the Comptroller General of the United States to undertake a review of the Department's activities to prevent or mitigate environmental limitations and man-made encroachment, and ensure adequate security of training ranges and operations. At a minimum, this study should address the following:

(1) What are the types of restrictions, and how do they affect the Department's ability to train and operate?

(2) What authorities does the Department have, or need, to be able to protect its ability to train and operate?

(3) To what extent has the Department identified restrictions on its air-, land-, and sea-based training ranges, and how has the Department prevented or mitigated such restrictions?

(4) How does the Department collaborate with local governments, private companies, and/or other federal agencies to protect its ability to train and operate? And, what areas require improvement?

(5) How effective are the Department's systems to measure the effects of environmental limitations and man-made encroachment and to what extent do opportunities exist to improve these systems?

(6) What options does the Department have to mitigate impacts of environmental limitations and man-made encroachment, and at what cost?

(7) How does the Department identify and mitigate any relevant security issues related to training range restrictions?

(8) Which ranges are at highest risk? And, which ranges should be the highest priority to protect from encroachment due to unique training environments and/or ability to minimize electromagnetic spectrum interference?

The committee further directs the Comptroller General to submit a report to the congressional defense committees by March 3, 2014, on the findings of the study.

Missile Defense Capabilities for Guam

The committee recognizes the strategic importance of providing ballistic missile defense for Guam and the current U.S. assets based there. The committee further recognizes that as part of bilateral negotiations with the Government of Japan, the U.S. military presence on the island and the need to protect it from a missile threat are projected to increase. The committee notes that the Final Environmental Impact Statement on the Guam and Commonwealth of the Northern Mariana Islands Military Relocation contains a recommendation to base an Army Air and Missile Defense Task Force (AMDTF) on Guam as part of the realignment of U.S. Marines from Okinawa, Japan, to Guam. The committee also notes the actions of the Department of Defense of temporarily stationing a Terminal High-Altitude Area Defense (THAAD) missile defense capability on Guam to respond to immediate threats of missile launches from the Democratic People's Republic of Korea toward U.S. military assets on Guam.

The committee is concerned that despite projected growth in the U.S. military population on Guam and the President's new Defense Strategic Guidance focusing on the U.S. Pacific Command area of responsibility, the Army has not provided any resources for the basing of an AMDTF or other missile defense capability on Guam in the current year budget proposal or in the Future Years Defense Program. The committee is aware that Aegis-based missile defense capabilities or other land-based missile defense capabilities also could, if required, provide coverage and defense for assets on Guam. Therefore, the committee directs the Secretary of Defense, in coordination with the appropriate military services, to brief the committee by December 1, 2013, on:

(1) Any analysis the Department of Defense has conducted to determine which missile-defense capability or capabilities are best suited for the defense of Guam and the recommendations from that analysis;

(2) The Department's timeline for resourcing and establishing an AMDTF or other missile-defense capability on or for Guam, including the number of required personnel billets and costs;

(3) An assessment of which component of the military – Active or Reserve – would be most appropriate to support the mission, either fully or partially; and

(4) A description of permanent and other missile defense capabilities in the Asia-Pacific region that could provide protection to U.S. military assets on Guam.

Report on Career Progression of U.S. Army and U.S. Marine Corps Advisory Personnel

For the past several years, the U.S. Army and U.S. Marine Corps have been providing forces to support security force assistance missions in the Islamic Republic of Afghanistan and other locations around the world. To conduct these missions, the services have relied on a number of non-doctrinal approaches. For example, in Afghanistan, the U.S. Army and U.S. Marine Corps have increasingly relied on larger units, such as brigade combat teams, to provide advisory teams. In

addition, the U.S. Army is beginning to execute its regionally aligned force concept, which aligns specific brigades to specific regions and calls for the deployment of small groups of leaders to conduct security force assistance activities while the rest of the unit remains at the home station.

The committee is concerned about the career implications for U.S. Army and U.S. Marine Corps personnel assigned to security force assistance-related activities as well as the ability of these units to conduct these activities while maintaining readiness requirements. Therefore, the committee directs the Comptroller General of the United States to examine and report to the congressional defense committees by April 1, 2014, on the impact of the U.S. Army's and U.S. Marine Corps' approaches to the security force assistance mission, including:

(1) To what extent the U.S. Army and U.S. Marine Corps have policies or procedures to identify personnel with advising or other security force assistance-related skills and experience;

(2) To what extent the assignment of U.S. Army and U.S. Marine Corps officer and senior enlisted personnel to advising or other security force assistance-related activities has affected the career progression of these individuals, including opportunities for command positions, promotions, or other career development opportunities; and

(3) What impact, if any, the U.S. Army and U.S. Marine Corps' approaches of relying on units to provide personnel for advising and other security force assistance-related activities have had on the units' ability to maintain readiness.

Water Egress Training

The committee recognizes the need to ensure that the Department of Defense provides its rotary-wing aviators with the best survivability training available. The committee is concerned that not all services have the facilities and capabilities necessary to ensure adequate training and throughput. The committee believes that a reassessment of the Department's capabilities is especially important given the new defense strategic guidance shifting departmental focus to the Pacific Rim.

The committee directs the Comptroller General of the United States to conduct a formal assessment and report back to the congressional defense committees, not later than April 1, 2014, on the state of the Department's rotary-wing water egress training capabilities. At a minimum, this assessment should include:

- (1) Training facilities and infrastructure;
 - (2) Disparities and commonalities among the military departments;
 - (3) Current training capacity and its adequacy to meet future requirements;
- and
- (4) Any capacity shortfalls in meeting water egress training requirements.

OTHER MATTERS

Navy Arctic Roadmap

The committee continues to be concerned about the Department of Defense's resources and preparedness for accessing, operating in, and protecting national interests in the Arctic. The Navy currently estimates that between 2020 and 2030, the Arctic could be ice free for one month during the summer which may lead to an increase in trans-Arctic passage for vessels seeking to reduce transit distance by utilizing the Northern Sea Route and the Northwest Passage. The Navy's Strategic Objectives for the Arctic was signed in May 2010 and is referred to in both the Navy Arctic Capabilities Based Assessment, approved in September 2011, and the Navy Arctic Environmental Capabilities Based Assessment, approved in December 2012. Those objectives include ensuring Navy forces are capable and ready, contributing to the safety, stability and security in the region, safeguarding U.S. maritime interests, protecting critical infrastructure and key resources in the Arctic, and strengthening and fostering new cooperative relationships in the region. As a global Nation, the United States needs to ensure that the Navy is adequately prepared to preserve U.S. national security interests and collaborate with other Arctic nations if and when the region will be open for passage with increased traffic.

The committee recognizes the importance of transparency of action without seeking to militarize the region. Therefore, the committee directs the Secretary of the Navy to provide a roadmap for future activities and costs for training and operating in the Arctic. This roadmap should be a derivative of the National Security Strategy, and shall identify proposed exercises (including table top exercises), to include the frequency, cost, and a more detailed investment strategy across the Program Objective Memorandum through fiscal years 2020 to support a timeframe leading to increased operations in the region between 2020 to 2030. Additionally, the Navy should include details regarding international forums in which they participate. The committee further directs the Secretary of the Navy to provide this roadmap to the congressional defense committees by February 28, 2014.

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

ITEMS OF SPECIAL INTEREST

Air Force Force Structure

The committee recognizes the challenges the U.S. Air Force confronts as a result of sequestration, a restricted budget with limited resources to modernize, and an aging aircraft fleet. The committee believes that the Air Force must remain a premier fighting force. To this end, the National Defense Authorization Act for

Fiscal Year 2013 (Public Law 112-239) created the National Commission on the Structure of the Air Force following extensive debate during the last budget cycle regarding the Air Force's Total Force Plan submitted with the President's fiscal year 2013 budget request and as revised in November 2012.

The commission is undertaking a comprehensive study of the structure of the Air Force to determine whether, and how, the structure should be modified to best fulfill current and anticipated mission requirements in a manner consistent with strategy and available resources. The considerations of the commission, outlined in section 363(a)(2) of Public Law 112-239, state that the commission shall give particular consideration to evaluating a structure that:

- (1) Meets current and anticipated requirements of the combatant commands;
- (2) Achieves an appropriate balance between the regular and Reserve Components, taking advantage of the unique strengths and capabilities of each;
- (3) Ensures that the regular and Reserve Components have the capacity needed to support current and anticipated homeland defense and disaster assistance missions in the United States;
- (4) Provides for sufficient numbers of Active Duty members of the Air Force to provide a base of trained personnel from which the personnel of the Reserve Components of the Air Force could be recruited;
- (5) Maintains a peacetime rotation force to support operational tempo goals of 1:2 for active-duty members of the Air Force and 1:5 for members of the Reserve Components; and
- (6) Maximizes and appropriately balances affordability, efficiency, effectiveness, capability, and readiness.

As the committee awaits the report by the commission due by February 1, 2014, the committee seeks to understand the measures the Air Force is taking to retrain airmen affected by the elimination of weapons systems and equipment under the November 2012 Total Force Plan to ensure mission readiness. Therefore, the committee directs the Secretary of the Air Force to provide to the Committees on Armed Services of the Senate and the House of Representatives, by October 1, 2013, the plan to transition qualified airmen, whose weapons systems or positions are being terminated, to new skills and weapons systems.

Air Force Materiel Command Metrics

The committee notes that the Air Force is undertaking a significant reorganization of Air Force Materiel Command (AFMC) that the Secretary of the Air Force indicates will improve warfighter support, drive standard processes, improve life-cycle acquisition management, and reduce overhead. Specifically, the Air Force is reducing more than 1,000 positions across the command at an estimated annual savings of more than \$100.0 million.

As the Air Force implements this reorganization, the committee expects the Secretary to adhere to the reporting requirements in section 2687 of title 10, United

States Code, and the reporting requirement in section 2814 of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112-239). While the committee agrees it is imperative to generate efficiencies across the Air Force enterprise, the committee also believes it is essential to preserve critical functions and capabilities at AFMC installations.

The committee notes that RAND Project Air Force, in its 2012 report “Air Force Materiel Command Reorganization Analysis,” recommended AFMC develop and use a suite of metrics to track mission performance against goals. These metrics would facilitate root-cause analysis of any inefficiencies resulting from the reorganization. The committee is pleased that AFMC, through the AFMC corporate governance structure outlined in the 2013 AFMC strategic plan, currently uses these metrics to monitor progress towards meeting AFMC’s enduring priorities.

The committee seeks to better understand how AFMC is measuring organizational successes and identifying challenges arising from the new 5-Center construct. Accordingly, the committee directs the Secretary of the Air Force to adopt an additional metric which measures progress on AFMC objectives against a designated pre-reorganization baseline. The committee also directs the Secretary of the Air Force to submit a report to the Committees on Armed Services of the Senate and the House of Representatives by January 1, 2014, on AFMC’s internal metrics. The report should include, but not be limited to, command metrics, tracking, and data collected as of the report due date. The report should be submitted quarterly and in an unclassified form, with a classified annex if necessary. Updated reports should be submitted to the aforementioned committees on a quarterly basis through January 1, 2015.

Comptroller General of the United States Report Reviewing the Department of Defense’s Implementation of Civilian Personnel Furloughs

The committee is disappointed that the Department of Defense waited so late in the fiscal year to explore options and the potential impact resulting from the required reductions in spending in accordance with the Budget Control Act of 2011 (Public Law 112-25). The Department’s civilian workforce is key to carrying out its role and responsibilities. The Department has announced that it will implement furloughs of the civilian workforce in order to meet its required reductions. According to the Secretary of Defense’s May 14, 2013, memorandum, certain civilian employees will be excepted from furloughs. In light of this, the committee directs the Comptroller General of the United States to assess what criteria were used in the determination of which civilian employees to except from furloughs and how the Department planned for, implemented, and is monitoring furloughs of the civilian workforce to include what challenges the Department has faced in its implementation and cost savings realized. The Comptroller General should submit the results of the review to the Committees on Armed Services of the Senate and the House of Representatives by April 10, 2014.

Further, the committee directs the Secretary of Defense to submit a report to the congressional defense committees by than December 1, 2013, on the steps that the Department is taking to minimize any negative impact on the morale of the civilian workforce and long-term consequences on recruiting and retention of the civilian workforce.

Guidance on the Use of Borrowed Military Manpower

As the Department of Defense (DOD) makes reductions in its Total Force workforce composition, military, civilians, and contractors, the committee is increasingly concerned about the use of military manpower to perform functions previously performed by either civilians or contractors. While the Department of the Navy and the Department of the Air Force have indicated they do not anticipate wholesale substitutions using military personnel, the Secretary of the Army, in testimony before the committee in April 2013, predicted that the Army could use as many as 8,000 uniformed personnel to fill positions during the current fiscal year because reduced funding for training has created time gaps in the duty day and freed up soldiers for other duties. The committee understands the need for temporary, limited local command use of military personnel performing civilian work to accomplish mission objectives, but the committee notes that use of military manpower outside the service member's military occupational specialty poses risks to readiness and training, and raises issues of unsustainable costs.

Consistent with "Guidance Related to the Utilization of Military Manpower to Perform Certain Functions," issued March 2, 2012, by the Under Secretary of Defense for Personnel and Readiness, the committee expects the Department of Defense to calculate the cost of using military personnel in lieu of civilian personnel or service contractors to perform non-military tasks in accordance with Directive Type Memorandum (DTM)-09-007, "Estimating and Comparing the Full Costs of Civilian and Military Manpower and Contract Support" or any succeeding guidance. For the purposes of this direction, military tasks are as defined in DOD Directive 1100.4, DOD Instruction 1100.22, and any successor or amplifying guidance as issued by the Under Secretary of Defense for Personnel and Readiness.

Additionally, the committee directs the Comptroller General of the United States to review the use of borrowed military manpower (BMM) and to provide a report to the Committees on Armed Services of the Senate and the House of Representatives by April 30, 2014, regarding the impacts on military readiness and training in fiscal year 2013, including how the Department weighed operational risks and capabilities and readiness levels with BMM calculations and decisions. The Comptroller General also should examine the extent to which manpower costs were calculated using the DTM 09-00. The committee understands that the Government Accountability Office is undertaking an extensive body of work regarding the impacts of sequestration on the Department of Defense and further directs the Comptroller General to include the use of BMM as a part of this effort.

Guidance Regarding the Conversion of Functions Performed by Non-appropriated Fund Employees

In the committee report (H. Rept. 112-439) accompanying the National Defense Authorization Act for Fiscal Year 2013, the committee directed the Department of Defense to clarify that the December 2011 guidance entitled Prohibition on Converting Certain Functions to Contract Performance “applies as well to functions performed by Non-Appropriated Fund employees, which is consistent with section 2461 of title 10, United States Code.” Section 2461 ensures that work performed by Department of Defense civilian employees is not outsourced without first conducting a formal cost comparison process; the committee notes that the law includes no exceptions for Non-Appropriated Fund employees. However, the committee is aware that the Department has not clarified the guidance and directs the Under Secretary of Defense for Personnel and Readiness to issue the clarification guidance by July 8, 2013.

TITLE X—GENERAL PROVISIONS

ITEMS OF SPECIAL INTEREST

OTHER MATTERS

Energy Security Assessments in the Quadrennial Defense Review

The committee notes that the Secretary of Defense is required every four years to conduct a Quadrennial Defense Review (QDR), pursuant to section 118 of title 10, United States Code. The QDR is intended to provide a strategic defense review of plans necessary to execute successfully the full range of missions called for in the national defense strategy. The committee believes an essential element of any defense plan is the importance of energy security as a fundamental component of the Department of Defense’s ability to project power and enable combat capability for operations. In the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81), energy security was defined as “having assured access to reliable supplies of energy and the ability to protect and deliver sufficient energy to meet mission essential requirements.” Noting that the committee report (H. Rept. 112-78) accompanying the National Defense Authorization Act for Fiscal Year 2012 urged the Secretary to conduct a more comprehensive QDR review, the committee directs the Secretary of Defense to ensure that the final assessment includes details regarding the importance of, and funding necessary to achieve energy security.

TITLE XI—CIVILIAN PERSONNEL MATTERS

ITEMS OF SPECIAL INTEREST

Wage Grade Pay Parity at Joint Installations

The committee continues to be concerned about pay parity for Department of Defense employees at joint bases and is disappointed that it has not received the required follow up from the Office of Personnel Management regarding the actions being taken to address the Federal Prevailing Wage System area within the same General Schedule (GS) locality pay area, as directed in the committee report (H. Rpt. 112-78) accompanying the National Defense Authorization Act for Fiscal Year 2012. Since October 2010, the Federal Prevailing Rate Advisory Committee has consistently recommended consolidation of the Federal Wage System area within the same GS locality pay area; however, no further action has been taken. As previously noted, an example of pay disparity is Joint Base McGuire-Dix-Lakehurst, New Jersey, where the former McGuire Air Force Base and Fort Dix are in the Philadelphia cost-of-living area, and the former Lakehurst Naval Air Engineering Station is in the New York cost-of-living area. Therefore, the committee directs the Secretary of Defense, in cooperation with the Director of the Office of Personnel Management, to brief the committee not later than January 31, 2014, on actions planned or previously undertaken to correct the disparities between GS and Federal Wage System employees employed at joint military installations.

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

ITEMS OF SPECIAL INTEREST

Blast Protection for Forward Military Locations in Contingency Operations

The committee is aware that establishing forward operating bases and outposts is required to support military operations, especially during stability or counterinsurgency operations. Such locations allow forces to conduct operations or logistic support activities. Due to the threat environment around these locations, greater security measures must be deployed, such as increasing standoff distances, hardening access of facilities, and installing blast protection measures where necessary to ensure the safety and security of personnel operating from such a location. In continuing to evaluate force protection requirements and procedures in contingency locations, the committee encourages the Department to assess current policies, procedures, and capabilities for blast protection of facilities in forward locations, to include current and appropriate standoff requirements, and new and available technology that could help reduce standoff distance requirements and improve force protection and building security.

The committee directs the Secretary of Defense to assess the requirements and procedures in such contingency locations and to provide a briefing on the

assessment to the House Committee on Armed Services by March 1, 2014. The briefing should include: a review of the current design basis threat; changes to security policies that would better protect personnel; and an assessment of current facility methods, to include standoff distances and physical barriers to address the design basis threat. The briefing should also address the availability of new technologies or procedures that provide a significant improvement against the design basis threat.

Department of Defense Joint Bases

The committee supports the Department of Defense's efforts to realize efficiencies through joint basing, but it is concerned that the intent of joint basing, including a consolidation of common services across the entirety of the joint base enterprise, has not realized its full potential. Therefore, the committee directs the Comptroller General of the United States to submit a report to the congressional defense committees by March 1, 2014, on the extent to which the Department of Defense has achieved joint operations and efficiencies at joint bases. Specifically, the report should address the following elements:

(1) The common elements that are included in the individual joint base memoranda of agreements, differences that are unique to joint bases, and how the memoranda of agreements reflect best practices identified on joint bases on how the services interact and provide for support services;

(2) The extent to which joint bases have implemented the terms of their memoranda of agreement, including adopting the joint standards to provide a single source for support services;

(3) The extent to which the joint bases have reduced duplication of management and similar support services, achieved greater efficiencies through economies of scale, and consolidated and optimized existing and future service contract requirements; and

(4) How the Department of Defense measures the improvement in joint operations from the joint bases and what the Department of Defense has found in measuring joint operations.

Industrial Control Systems integration into the Department of Defense Networks

In the development of an energy monitoring and utility control system specification for military construction and military family housing activities as required by section 2841 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) and energy metering requirements directed by section 2827 of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112-239), the committee understands that the commercially developed control systems are required to seek compliance certifications to enable them to operate on Department of Defense networks. These compliance certifications are essential for national security, but due to the lengthy and cumbersome process to gain certification to operate on defense networks, the Department of Defense is unable to

integrate the latest control energy monitoring and utility control systems into its overall physical plant and networking architecture. The committee believes that it is essential to expedite the compliance process that will allow for integration of needed, next-generation control systems while still ensuring adherence to network security protocols.

Therefore, the committee directs the Deputy Under Secretary of Defense for Installations and Environment, in coordination with the Assistant Secretary of Defense for Networks and Information Integration/DOD Chief Information Officer, to provide a briefing to the congressional defense committees by March 1, 2014 on steps to improve the Defense Information Assurance Certification and Accreditation Process to more rapidly ensure compliance for energy monitoring and utility control systems and to capture and track energy usage. Specifically, this briefing should address any updates to the Unified Facilities Guide Specification that are required to implement this direction.

KC-46A Air National Guard Basing Strategy

The committee understands that the Air Force plans to accept delivery of 179 KC-46A aircraft between 2016-28. The current strategic basing strategy, as briefed to the committee, proposed to base KC-46A aircraft at up to 10 Main Operating Bases (MOB). Of these, up to two will be Active Duty-led within the continental United States, up to four will be Air National Guard-led, up to two will be Air Force Reserve-led, and up to two will be located outside the continental United States. While the first Active Duty-led MOB will have a primary aircraft authorization (PAA) of 36 aircraft and the first Air National Guard-led MOB will have a PAA of 12 aircraft, the committee is aware that the Air Force is currently working to determine the most efficient basing construct for future Air National Guard-led MOBs. Therefore, the committee directs the Secretary of the Air Force, or a designee, to brief the House Committee on Armed Services on the basing strategy, to include PAA construct and basing criteria, for future Air National Guard-led MOBs, no later than 30 days before a final basing decision is made.

Leased Space Assessment

The committee notes that several of the Department of Defense's base closure and realignment (BRAC) recommendations were designed to relocate certain activities from leased space to Government-owned space. In the justification for some of these recommendations, the Secretary of Defense noted that implementation would reduce the Department's reliance on leased space, which historically has overall higher costs than Government-owned space and generally does not meet anti-terrorism/force protection standards. In a June 2012 report (GAO-12-709R), the Government Accountability Office noted that 2 of the recommendations to consolidate from leased space to Government-owned space were among the 14 recommendations for increasing the most in one-time costs.

However, since the conclusion of the BRAC round, the committee has become aware that Department is continuing to rely on leased space.

Therefore, the committee directs the Comptroller General of the United States to provide a report to the congressional defense committee by March 1, 2014, on the Department's reliance on leased space to meet its mission requirements and address the following:

(1) How much space does the Department lease, specifically in the National Capital Region?

(2) To what extent has the Department reduced its reliance on leased space since the beginning of BRAC 2005, particularly in the National Capital Region?

(3) How much is the Department spending on such leases?

(4) To what extent do facilities currently being leased by Department of Defense activities comply with current anti-terrorism/force protection standards?

(5) To what extent do opportunities exist to further reduce the extent to which the Department leases space, particularly in the National Capital Region?

Space Management

The committee believes that significant savings may be available in better space management on military installations. The Government Accountability Office continues to designate the Department of Defense's management of its support infrastructure as a high-risk area, in part because of issues in disposing of excess facilities. In order to identify excess or underutilized facilities, the Department needs accurate facility utilization information in its real property inventory database. This information is ultimately reported to the Federal Real Property Profile and is used by decision-makers to make asset management decisions, including disposing of unneeded federal properties or identifying opportunities for consolidation.

As the Government Accountability Office recently reported, the Department does not maintain complete and accurate data concerning the utilization of its facilities. For example, the Government Accountability Office found that the Department's real property inventory database showed utilization data for less than half of the Department's total inventory and that this data was often incomplete or did not reflect the true usage rate of the facilities. Further, the Government Accountability Office recommended that the Department calculate and record complete and accurate utilization data for all facilities. The Department concurred with this recommendation and stated that it recognizes the need for further improvements in the collection and reporting of utilization data. The Department of Defense's ability to identify excess or underutilized facilities and potential opportunities for consolidation of space relies on collecting and maintaining accurate facility utilization data. The committee encourages the Department to take action to correct its collection and reporting of facility utilization data to ensure that opportunities for disposal or consolidation are identified and not lost.

Therefore, the committee directs the Comptroller General of the United States to submit a report to the congressional defense committees by March 1, 2014, on the Department's efforts to improve the accuracy of its real property inventory database and the impact on consolidation activities. At a minimum, the report should address the following:

(1) To what extent has the Department improved collecting and accurately maintaining facility utilization data in its real property inventory database;

(2) To what extent does the Department use the data contained in its real property inventory database to identify excess facilities or potential consolidation opportunities; and

(3) To what extent the Department has consolidated facilities where the Department identified consolidation opportunities.