



Fiscal Year 2021 Military Construction Appropriations Act

*Summary of House Appropriations Committee's
Military Construction and Veterans Affairs Appropriations Bill for
Fiscal Year 2021*



As of July 15th, 2020

Bill Status

	Passed in Committee	Passed in Chamber	Agreement	Final Passage	Signed into Law
House	July 9, 2020				
Senate					

Executive Summary

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

Summary:

On July 9, 2020, the House Appropriations Committee passed its version of the FY21 Military Construction and Veterans Affairs Appropriations Bill. In total, the legislation provides \$10.4 billion in funding, including overseas contingency funding, the bill is \$1.5 billion below the fiscal year 2020 enacted level and \$2.3 above the budget request.

The bill includes \$413.6 million for construction or alteration of National Guard facilities in 23 states/territories. The recommendation also supports \$89.5 million in unfunded priorities. Of this, \$349.4 million is provided for Army National Guard military construction and \$64.2 million for Air National Guard military construction.



Army National Guard

(All Dollars in Thousands)

Army National Guard	FY21 President's Budget Request	HAC-M Mark	Delta from FY21 Request	SAC-M Mark	Delta From FY21 Request	Final Bill	Delta From FY21 Request
MILCON Total	\$321,437	\$349,437	\$28,000				
Minor Construction	\$32,744	\$45,744	\$13,000				
Planning & Design	\$29,593	\$44,593	\$15,000				
Sec. 123	\$0	\$34,835	\$34,835				



Air National Guard

(All Dollars in Thousands)

Air National Guard	FY21 President's Budget Request	HAC-M Mark	Delta from FY21 Request	SAC-M Mark	Delta From FY21 Request	Final Bill	Delta From FY21 Request
MILCON Total	\$64,214	\$64,214	-				
Minor Construction	\$9,000	\$9,000	-				
Planning & Design	\$3,414	\$3,414	-				
Sec. 123	\$0	\$54,700	\$54,700				

House Provisions of Interest

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

SEC. 116. Notwithstanding any other provision of law, any funds made available to a military department or defense agency for the construction of military projects may be obligated for a military construction project or contract, or for any portion of such a project or contract, at any time before the end of the fourth fiscal year after the fiscal year for which funds for such project were made available, if the funds obligated for such project: (1) are obligated from funds available for military construction projects; and (2) do not exceed the amount appropriated for such project, plus any amount by which the cost of such project is increased pursuant to law.

SEC. 123. For an additional amount for the accounts and in the amounts specified, to remain available until September 30, 2025: “Military Construction, Army National Guard”, \$34,835,000, shall be used for the projects, and in the amounts, specified under the heading “Military Construction, Army National Guard” in the report accompanying this Act; “Military Construction, Air National Guard”, \$54,700,000 shall be used for the projects, and in the amounts, specified under the heading “Military Construction, Air National Guard” in the report accompanying this Act;

SEC. 129. Notwithstanding any other provision of law, none of the funds appropriated in this or any other Act for a military construction project, as defined by section 2801 of title 10, United States Code, for any of fiscal years 2016 through 2020 or for fiscal year 2021 may be obligated, expended, or used to design, construct, or carry out—

(1) a project to construct a wall, barrier, fence, or road along the Southern border of the United States;

(2) a road to provide access to a wall, barrier, or fence constructed along the Southern border of the United States; or

(3) any military construction project for which funds were appropriated for any of fiscal years 2016 through 2020, but that were rescinded or postponed by reason of the declaration of a national emergency on February 15, 2019.

SEC. 130. None of the funds appropriated in this Act for a military construction project, as defined by section 2801 of title 10, United States Code, for fiscal year 2021 may be obligated, expended, or used to construct a project located on a military installation bearing the name of a confederate officer, except in the case that a process to replace such names has been initiated.

House Report Language of Interest

ACCESS CONTROL POINTS AT AIR FORCE AND AIR NATIONAL GUARD INSTALLATIONS IN URBAN AREAS. The Committee expects the Air Force to accelerate funding for current access control point construction projects to installations that face high-security risks to critical missions. Priority in allocating funds shall be given to access control points in heavily congested areas in large urban settings that place major transportation links at risk of incident closures, or that are required for heavy traffic hazard mitigation, airport security and installation force protection.

WILDLAND FIRE MISSION.

The Committee directs the National Guard Bureau to prioritize the remodeling and replacement of Air National Guard (ANG) Wing Buildings that support the wildland fire suppression mission and utilize the Modular Airborne Fire Fighting System but are not in compliance with Executive Order

13423. The Committee requests a report within 60 days of enactment of this Act regarding the condition of ANG facilities that support the wildland fire-fighting mission.

ENERGY CONSERVATION. The Committee commends DOD's forward posture on the need to improve energy resilience and mission assurance, save energy, and reduce energy costs. As DOD works to construct new facilities and upgrade facilities, the Committee directs DOD to increase the integration of alternative energy sources, particularly through renewable sources, throughout military facilities and installations. The Committee directs the Secretary of Defense to provide an updated report no later than 60 days after enactment of this Act on DOD's strategy to: (1) provide latest summary of progress toward achieving Defense base energy independence, including Guard and Reserve facilities; (2) increase energy conservation efforts and on energy cost savings; (3) improved unit readiness; (4) and opportunities for return on investments of existing and planned projects.

REGIONAL TRAINING INSTITUTES. The Committees recognize the importance of Regional Training Institutes (RTI) across the country for the readiness of Army National Guard (ARNG) and are concerned about the lack of infrastructure to support the mission of the RTIs. For example, the RTI at Fort Hood is lacking sufficient facilities to provide the proper training to achieve optimum readiness. The Committee urges the Department to prioritize facilities for this important and vital mission of ARNG and Army Reserve.

ARMY NATIONAL GUARD (ARNG) READINESS CENTER TRANSFORMATION

MASTER PLAN. The ARNG completed its Readiness Center Transformation Master Plan (RCTMP) in 2015; however, since that time, the investment in executing the military construction required under the RCTMP has not kept up with the demand. The Committee is concerned that the mission readiness of these critical facilities is further deteriorating, and it encourages increased investments in ARNG Readiness Centers over the FYDP. Further, given the changing conditions of readiness centers across the country since the last RCTMP was completed, the Committee encourages the ARNG to update the RCTMP to ensure its current military construction priorities align with the Transformation Master Plan. Accordingly, the Committee provides an additional \$15,000,000 in Army National Guard planning & design for completion of a Readiness Center Transformation Master Plan update.

ARMY NATIONAL GUARD READINESS CENTERS INVESTMENT. The Committee appreciates the Army's prioritization of Army National Guard Readiness Centers in its budget request for fiscal year 2021. The Committee remains concerned by the failure of the Army to prioritize investment in ARNG Readiness Centers and arsenals. These facilities are critical to protecting the homeland and responding to domestic emergencies. Their deteriorating conditions are detrimental to the readiness of the ARNG and, in some cases, present significant safety concerns. The Committee encourages the Army to accelerate investments in Readiness Centers in the fiscal year 2022 budget request and Future Years Defense Program and include \$1,200,000,000 for the ARNG Transformation Plan.

ARMY NATIONAL GUARD INFRASTRUCTURE AND UNSPECIFIED MINOR MILITARY CONSTRUCTION.

The Committee is concerned with the state of ARNG infrastructure across the country. The ARNG has been continuously underfunded for the last several decades. The Committee is aware that reviews have found that billions of dollars will be needed to bring Readiness Centers up to modern standards, yet despite that little progress has been made. With new higher thresholds for Unspecified Minor Military Construction (UMMC), many smaller projects can be accomplished with an increase in this account. While not completely solving the ARNG military construction appropriations issue, this will speed up projects across the country and increase the readiness of the ARNG. The Committee provides \$13,000,000 for this effort in fiscal year 2021 and directs DOD to properly budget for the UMMC account in future years.

ARNG AVIATION SUPPORT FACILITIES. The Committee is concerned that ARNG Aviation Support Facilities (AASF) are not prepared to protect and properly maintain next generation airframe priorities simultaneously as the Army. The operation and maintenance of new aircraft platforms requires significant investment in AASFs across the country so that they can provide the required shelter and support for new airframes, as well as regular maintenance for the existing airframes. The Committee urges both the Army and the ARNG to prioritize facilities that support readiness of ARNG aviation units as they prepare to gain new aircraft platforms.



Army National Guard Project List

(All Dollars in Thousands)

State	ARNG Military Construction Project Description	President's Budget Request	HAC-M Mark	SAC-M Mark	Final Bill
AZ	Readiness Center	18,100	\$18,100		
CA	Vehicle Maintenance Shop	\$0	\$9,300 ¹		
CO	Readiness Center	\$15,000	\$15,000		
IN	Reserve Center Add/Alt	\$12,000	\$12,000		
KY	Reserve Center	\$15,000	\$15,000		
MS	Vehicle Maintenance Shop	\$10,400	\$10,400		
NE	Vehicle Maintenance Shop	\$9,300	\$9,300		
NJ	Readiness Center	\$15,000	\$15,000		
OH	Readiness Center	\$15,000	\$15,000		
OK	Vehicle Maintenance Shop	\$0	\$9,800 ²		
OR	Enlisted Barracks, Transient Training	\$9,300	\$25,035 ³		
SC	Readiness Center	\$15,000	\$15,000		
TN	Readiness Center	\$11,200	\$11,200		
TX	Aircraft Maintenance Hangar Add/Alt	\$6,000	\$6,000		
TX	Vehicle Maintenance Shop Add/Alt	\$7,800	\$7,800		
UT	Readiness Center	\$12,000	\$12,000		
WI	Readiness Center Add/Alt	\$11,600	\$11,600		
PR	Readiness Center	\$37,000	\$37,000		
VI	Army Aviation Support Facility	\$28,000	\$28,000		
VI	CTS Ready Building	\$11,400	\$11,400		

1. Program increase – section 123 unfunded requirements: \$9,300
2. Program increase – section 123 unfunded requirements: \$9,800
3. Program increase – section 123 unfunded requirements: \$15,735



Air National Guard Project List

(All Dollars in Thousands)

State	ANG Energy Resilience and Conservation Investment Program (ERCIP) Description	President's Budget Request	HAC-M Mark	SAC-M Mark	Final Bill
AR	PV Arrays and Battery Storage	\$0	\$2,600 ¹		
TN	PV Arrays and Battery Storage	\$0	\$4,780 ²		
State	ANG Military Construction Project Description	President's Budget Request	HAC-M Mark	SAC-M Mark	Final Bill
AL	F-35 Simulator Facility	\$11,600	\$11,600		
AL	Base Supply Complex	\$0	\$10,200 ³		
MD	F-16 Mission Training Center	\$9,400	\$9,400		
ND	Consolidated RPA Operational Facilities	\$0	\$17,500 ⁴		
TX	F-16 Mission Training Center	\$10,800	\$10,800		
WA	Air Support Operations Complex	\$0	\$27,000 ⁵		
GU	Space Control Facility 5	\$20,000	\$20,000		

1. Program increase – Energy Resilience and Conservation Investment Program: \$2,600
2. Program increase – Energy Resilience and Conservation Investment Program: \$4,780
3. Program increase – unfunded requirements: \$10,200
4. Program increase – unfunded requirements: \$17,500
5. Program increase – unfunded requirements: \$27,000