



FY21 Military Construction/VA Appropriations Act

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



As of November 10, 2020

Bill Status

	Passed in Committee	Passed in Chamber	Agreement	Final Passage	Signed into Law
House	July 9, 2020	July 24 th , 2020			
Senate	November 10 th , 2020				

Executive Summary

This guide provides a short summary of the initial subcommittee language for the Fiscal Year 2021 Military Construction and Veterans Affairs Appropriations Act. 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.

Status:

On November 10th, 2020, the Senate Appropriations Committee released the FY21 Military Construction and Veterans Affairs Appropriations Act without markup. The Senate has yet to pass the bill. In total, the legislation provides \$8.1 billion in funding for military construction projects, including European Deterrence Initiative funding. The bill is \$3.251 billion below the fiscal year 2020 enacted level.

The bill includes \$385.6 million for construction or alteration of National Guard facilities in 19 states/territories. The recommendation also supports \$79.3 million in unfunded priorities. Of this, \$321.4 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	\$321,437	--		
Minor Construction	\$32,744	\$45,744	\$13,000	\$32,744	--		
Planning & Design	\$29,593	\$44,593	\$15,000	\$29,593	--		
Sec. 123	--	\$34,835	\$34,835	--	--		
Sec. 124	--	--		\$49,835	\$49,835		



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	--	\$64,214	--		
Minor Construction	\$9,000	\$9,000	--	\$9,000	--		
Planning & Design	\$3,414	\$3,414	--	\$3,414	--		
Sec. 123	--	\$54,700	\$54,700	--	--		

Sec. 124	--	--	--	\$29,500	\$29,500		
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Senate Provisions of Interest

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

Sec. 107 – None of the funds made available in this title for minor construction may be used to transfer or relocate any activity among installations.

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

Sec. 124 – For an additional amount for the accounts and in the amounts specified, to remain available until September 30, 2025: “Military Construction, Army”, \$240,000,000; “Military Construction, Navy and Marine Corps”, \$94,900,000; “Military Construction, Air Force”, \$95,700,000; “Military Construction, Defense-Wide”, \$35,500,000 **“Military Construction, Army National Guard”, \$49,835,000; “Military Construction, Air National Guard”, \$29,500,000;** “Military Construction, Army Reserve”, \$2,500,000; “Military Construction, Navy Reserve”, \$12,800,000; “Military Construction, Air Force Reserve”, \$25,000,000: Provided, That such funds may only be obligated to carry out construction projects identified in the respective military department’s unfunded priority list for fiscal year 2021 submitted to Congress: Provided further, that such projects are subject to authorization to obligation and expenditure of funds to carry out construction: Provided further, That not later than 30 days after enactment of this Act, the Secretary of the military department concerned, or his or her designee, shall submit to the Committees on Appropriations of both Houses of Congress an expenditure plan for funds provided under this section.

SEC. 125. Of the unobligated balances available to the Department of Defense from prior appropriation Acts, the following funds are hereby rescinded from the following accounts in the amounts specified: “Military Construction, Air Force, \$9,975,000; and “Military Construction, Defense-Wide”, \$29,838,000. Provided, That no amounts may be rescinded from amounts that were designated by the Congress for Overseas Contingency Operations/Global War on Terrorism or as an emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

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

Senate Report Language of Interest

Federal State and Local Intelligence Collaboration.—

Several states utilize National Guard Bureau [NGB] facilities for intelligence analysis and fusion centers. As previously indicated in Senate Report 115–130 and Senate Report 115–269, the Committee remains supportive of such collaborative co-location projects, particularly as it relates to the NGB’s Joint Force Headquarters Analysis Cells concept. The Committee urges the Department and the NGB to prioritize needed workplace replacement projects, including Sensitive

Compartmented Information Facility projects to conduct State and Federal intelligence analysis, in the fiscal year 2022 and future budget submissions.

Military Construction Funding Initiatives—

The bill includes funding to address important unfunded priorities included in DoD's unfunded priority lists provided to Congress. This includes an additional \$240,000,000 for the Army, \$94,900,000 for the Navy and Marine Corps, \$95,700,000 for the Air Force, \$35,500,000 for Defense- Wide, \$49,835,000 for the Army National Guard, \$29,500,000 for the Air National Guard, \$2,500,000 for the Army Reserve, \$12,800,000 for the Navy Reserve, and \$25,000,000 for the Air Force Reserve. All additional funding is reserved for projects that were included in the unfunded priority lists submitted to Congress.

Military Construction, Army National Guard –

The Committee recommends \$321,437,000 for Military Construction, Army National Guard for fiscal year 2021. This amount is \$110,618,000 above the fiscal year 2020 enacted level and equal to the budget request. Further detail of the Committee's recommendation is provided in the State table at the end of this report.

Army National Guard Readiness Centers –

Facilities that fail to meet modern safety and security standards, contain hazardous materials, and do not account for the needs of soldiers in the modern Army, particularly female soldiers, are an obstacle to training, readiness, recruitment and retention. The Committee directs the Army to maintain the pace of readiness center replacement as submitted in its fiscal year 2020 future years defense plan for the Army National Guard.

Military Construction, Air National Guard –

The Committee recommends \$64,214,000 for Military Construction, Air National Guard for fiscal year 2021. This amount is \$100,257,000 below the fiscal year 2020 enacted level and equal to the budget request. Further detail of the Committee's recommendation is provided in the State table at the end of this report.

Corrosion Control Facilities –

The Committee is concerned about dual use fuel cell maintenance and corrosion control facilities supporting both Active and Guard requirements. While it is sometimes optimal to share facilities and reduce resources, sometimes these arrangements do not adequately meet the needs of all stakeholders. For example, at Little Rock Air Force Base, corrosion control and fuel cell maintenance supporting Guard activities is being accomplished with the shared use of active duty host owned facilities on a space available basis, making it difficult to schedule and accomplish required maintenance actions. Continued maintenance delays can negatively impact readiness and mission accomplishment and requirements will only increase as mission sets continue to grow. Therefore, the Committee expects the Air Force and Air National Guard leadership to prioritize facilities for fuel systems maintenance and corrosion control to adequately support Guard requirements in future budget requests.

National Guard and Reservist Access to Mental Health Services –

This Committee acknowledges the importance of providing mental healthcare to all those who have taken the oath in service to our country and recognize that all members of the National Guard and Reserves may benefit from access to mental health services provided by VA, including suicide prevention services.

Per- and Polyfluoroalkyl Substance Exposure –

The Committee is concerned about the exposure of veterans to per- and polyfluoroalkyl substances [PFAS] during their military service and how these chemicals may have affected their health and what resources are available to them. PFAS chemicals have been found in the drinking

water at more than 600 military installations nationwide, and their long-term cumulative effects on human health is not yet known. The Committee encourages VA to establish and maintain a registry for veterans who may have been exposed to PFAS due to exposure to Aqueous Firefighting Foam during their military service and develop a public information campaign to inform eligible individuals about the registry.

Perfluorooctane Sulfonate [PFOS] and Perfluorooctanoic Acid [PFOA] –

The Committee provides \$7,500,000 in additional funds for identification, mitigation, and clean-up costs across DoD for PFOS and PFOA. DoD is directed to provide a spend plan for these additional funds to the Committee no later than 30 days after enactment of this act.



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	\$18,100	
CA	Vehicle Maintenance Shop	--	\$9,300 ¹	--	
CO	Readiness Center	\$15,000	\$15,000	\$15,000	
IN	Reserve Center Add/Alt	\$12,000	\$12,000	\$12,000	
KY	Reserve Center	\$15,000	\$15,000	\$15,000	
MS	Vehicle Maintenance Shop	\$10,400	\$10,400	\$10,400	
NE	Vehicle Maintenance Shop	\$9,300	\$9,300	\$9,300	
NJ	Readiness Center	\$15,000	\$15,000	\$15,000	
OH	Readiness Center	\$15,000	\$15,000	\$15,000	
OK	Vehicle Maintenance Shop	--	\$9,800 ²	--	
OR	Enlisted Barracks, Transient Training	\$9,300	\$25,035 ³	\$9,300	
SC	Readiness Center	\$15,000	\$15,000	\$15,000	
TN	Readiness Center	\$11,200	\$11,200	\$11,200	
TX	Aircraft Maintenance Hangar Add/Alt	\$6,000	\$6,000	\$6,000	
TX	Vehicle Maintenance Shop Add/Alt	\$7,800	\$7,800	\$7,800	
UT	Readiness Center	\$12,000	\$12,000	\$12,000	
WI	Readiness Center Add/Alt	\$11,600	\$11,600	\$11,600	
PR	Readiness Center	\$37,000	\$37,000	\$37,000	
VI	Army Aviation Support Facility	\$28,000	\$28,000	\$28,000	
VI	CST Ready Building	\$11,400	\$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	--	\$2,600 ¹	--	
TN	PV Arrays and Battery Storage	--	\$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	\$11,600	
AL	Base Supply Complex	--	\$10,200 ³	--	
MD	F-16 Mission Training Center	\$9,400	\$9,400	9,400	
ND	Consolidated RPA Operational Facilities	--	\$17,500 ⁴	--	
TX	F-16 Mission Training Center	\$10,800	\$10,800	\$10,800	
WA	Air Support Operations Complex	--	\$27,000 ⁵	--	
GU	Space Control Facility 5	\$20,000	\$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