

H.R. 4310—FY13 NATIONAL DEFENSE AUTHORIZATION BILL

CHAIRMAN’S MARK

TITLE I	PROCUREMENT
TITLE II	RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
TITLE III	OPERATION AND MAINTENANCE
TITLE IV	MILITARY PERSONNEL AUTHORIZATIONS
TITLE V	MILITARY PERSONNEL POLICY
TITLE VII	HEALTH CARE PROVISIONS
TITLE VIII	ACQUISITION POLICY, ACQUISITION MANAGEMENT, AND RELATED MATTERS
TITLE IX	DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT
TITLE X	GENERAL PROVISIONS
TITLE XI	CIVILIAN PERSONNEL MATTERS
TITLE XII	MATTERS RELATING TO FOREIGN NATIONS
TITLE XIII	COOPERATIVE THREAT REDUCTION
TITLE XIV	OTHER AUTHORIZATIONS
TITLE XV	AUTHORIZATION OF ADDITIONAL APPROPRIATIONS FOR OVERSEAS CONTINGENCY OPERATIONS
TITLE XVI	INDUSTRIAL BASE MATTERS
TITLE XXII	NAVY MILITARY CONSTRUCTION
TITLE XXVIII	MILITARY CONSTRUCTION GENERAL PROVISIONS
TITLE XXXI	DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
DIVISION D	FUNDING TABLES

SUMMARY OF BILL LANGUAGE.....	1
BILL LANGUAGE.....	55
SUMMARY OF DIRECTIVE REPORT LANGUAGE.....	568
DIRECTIVE REPORT LANGUAGE.....	571

SUMMARY OF BILL LANGUAGE

**Titles 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12,
13, 14, 15, 16, 28, 31, & Division D**

Table Of Contents

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

LEGISLATIVE PROVISIONS

SUBTITLE A—AUTHORIZATION OF APPROPRIATIONS

Section 101—Authorization of Appropriations

SUBTITLE D—AIR FORCE PROGRAMS

Section 132—Retirement of C-130 Aircraft

Section 135—Limitation on Availability of Funds for Divestment or Retirement of C-27J Aircraft

Section 136—Limitation on Availability of Funds for Termination of C-130 Avionics Modernization Program

SUBTITLE E—JOINT AND MULTISERVICE MATTERS

Section 142—Common Data Link for Manned and Unmanned Intelligence, Surveillance, and Reconnaissance Systems

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

LEGISLATIVE PROVISIONS

SUBTITLE A—AUTHORIZATION OF APPROPRIATIONS

Section 201—Authorization of Appropriations

TITLE III—OPERATION AND MAINTENANCE

LEGISLATIVE PROVISIONS

SUBTITLE A—AUTHORIZATION OF APPROPRIATIONS

Section 301—Operation and Maintenance Funding

SUBTITLE F—LIMITATIONS AND EXTENSIONS OF AUTHORITY

Section 352—Limitation on availability of funds for the disestablishment of aerospace control alert locations

Section 355—Renewal of Expired Prohibition on Return of Veterans Memorial Objects without Specific Authorization in Law

TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

LEGISLATIVE PROVISIONS

SUBTITLE B—RESERVE FORCES

Section 416—Reserve Component End Strength Conforming Changes

TITLE V—MILITARY PERSONNEL POLICY

LEGISLATIVE PROVISIONS

SUBTITLE A—OFFICER PERSONNEL POLICY GENERALLY

Section 504—Extension of Temporary Authority To Reduce Minimum Length of Active Service as a Commissioned Officer Required for Voluntary Retirement as an Officer

Section 505—Temporary Increase in the Time-in-Grade Retirement Waiver Limitation for Lieutenant Colonels and Colonels in the Army, Air Force, and Marine Corps and Commanders and Captains in the Navy

Section 506—Modification to Limitations on Number of Officers for Whom Service-In-Grade Requirements May Be Reduced for Retirement in Grade Upon Voluntary Retirement

TITLE VII—HEALTH CARE PROVISIONS

LEGISLATIVE PROVISIONS

SUBTITLE B—HEALTH CARE ADMINISTRATION

Section 716—Pilot Program on Increased Third-Party Collection Reimbursements in Military Medical Treatment Facilities

Section 717—Pilot Program for Refills of Maintenance Medications for TRICARE for Life Beneficiaries Through the TRICARE Mail-Order Pharmacy Program

Section 718—Cost-Sharing Rates For Pharmacy Benefits Program of the TRICARE Program

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

LEGISLATIVE PROVISIONS

SUBTITLE A—ACQUISITION POLICY AND MANAGEMENT

Section 801—Pilot Exemption Regarding Treatment of Procurements on Behalf of the Department of Defense in Accordance with the Department of Energy's Work for Others Program

SUBTITLE B—AMENDMENTS TO GENERAL CONTRACTING AUTHORITIES, PROCEDURES, AND LIMITATIONS

Section 811—Modification of Time Period for Congressional Notification of the Lease of Certain Vessels by the Department of Defense

Section 812—Extension of Authority for Use of Simplified Acquisition Procedures for Certain Commercial Items

Section 813—Codification and Amendment Relating To Life-Cycle Management and Product Support Requirements

Section 814—Codification of Requirement Relating To Government Performance of Critical Acquisition Functions

Section 815—Limitation on Funding Pending Certification of Implementation of Requirements for Competition

SUBTITLE C—PROVISIONS RELATING TO CONTRACTS IN SUPPORT OF CONTINGENCY OPERATIONS IN IRAQ OR AFGHANISTAN

Section 821—Extension and Expansion of Authority To Acquire Products and Services Produced in Countries Along a Major Route of Supply to Afghanistan

Section 822—Limitation on Authority To Acquire Products and Services Produced in Afghanistan

SUBTITLE D—OTHER MATTERS

Section 831—Enhancement of Review of Acquisition Process for Rapid Fielding of Capabilities in Response To Urgent Operational Needs

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

LEGISLATIVE PROVISIONS

SUBTITLE A—DEPARTMENT OF DEFENSE MANAGEMENT

Section 901—Additional Duties of Deputy Assistant Secretary of Defense for Manufacturing and Industrial Base Policy and Amendments to Strategic Materials Protection Board

Section 902—Requirement for Focus on Urgent Operational Needs and Rapid Acquisition

Section 905—Redesignation of the Department of the Navy as the Department of the Navy and Marine Corps

SUBTITLE C—INTELLIGENCE-RELATED ACTIVITIES

Section 921—Technical Amendments to Reflect Change in Name of National Defense Intelligence College to National Intelligence University

SUBTITLE D—TOTAL FORCE MANAGEMENT

Section 931—Limitation on Certain Funding Until Certification that Inventory of Contacts for Services Has Begun

SUBTITLE E—CYBERSPACE-RELATED MATTERS

Section 941—Military Activities in Cyberspace

SUBTITLE F—OTHER MATTERS

Section 951—Advice on Military Requirements by Chairman of Joint Chiefs of Staff and Joint Requirements Oversight Council

Section 953—Annual Briefing to Congressional Defense Committees on Certain Written Policy Guidance

Section 954—One-Year Extension of Authority to Waive Reimbursement of Costs of Activities for Nongovernmental Personnel at Department of Defense Regional Centers for Security Studies

TITLE X—GENERAL PROVISIONS

LEGISLATIVE PROVISIONS

SUBTITLE A—FINANCIAL MATTERS

Section 1001—General Transfer Authority

Section 1002—Budgetary Effects of This Act

SUBTITLE B—COUNTER-DRUG ACTIVITIES

Section 1011—Extension of the Authority of the Chief of the National Guard Bureau To Establish and Operate National Guard Counterdrug Schools

Section 1012—Reporting Requirement on Expenditures To Support Foreign Counter-Drug Activities

Section 1013—Extension of Authority To Support Unified Counter-Drug and Counterterrorism Campaign in Colombia

Section 1014—Extension of Authority for Joint Task Forces To Provide Support to Law Enforcement Agencies Conducting Counter-Terrorism Activities

SUBTITLE D—COUNTERTERRORISM

Section 1031—Findings on Detention Pursuant to the Authorization for Use of Military Force Enacted in 2001

Section 1032—Findings Regarding Habeas Corpus Rights
Section 1033—Habeas Corpus Rights
Section 1035—Prohibition on Travel to the United States for Certain Detainees Repatriated to the Federated States of Micronesia, the Republic of Palau, and the Republic of the Marshall Islands
Section 1036—Prohibition on the Use Of Funds for the Transfer or Release of Individuals Detained at United States Naval Station, Guantanamo Bay, Cuba
Section 1037—Requirements for Certifications Relating to the Transfer of Detainees at United States Naval Station, Guantanamo Bay, Cuba, to Foreign Countries and Other Foreign Entities
Section 1038—Prohibition on Use of Funds To Construct or Modify Facilities in the United States To House Detainees Transferred from United States Naval Station, Guantanamo Bay, Cuba
Section 1039—Reports on Recidivism of Individuals Detained at United States Naval Station, Guantanamo Bay, Cuba, that Have Been Transferred to Foreign Countries
Section 1040—Notice and Report on Use of Naval Vessels for Detention of Individuals Captured Outside Afghanistan Pursuant To the Authorization for Use of Military Force
Section 1041—Notice Required Prior to Transfer of Certain Individuals Detained at the Detention Facility at Parwan, Afghanistan

SUBTITLE F—STUDIES AND REPORTS

Section 1061—Assessment of Department of Defense Use of Electromagnetic Spectrum
Section 1062—Electronic Warfare Strategy of the Department of Defense

SUBTITLE G—MISCELLANEOUS AUTHORITIES AND LIMITATIONS

Section 1071—Rule of Construction Relating To Prohibition on Infringing on the Individual Right to Lawfully Acquire, Posses, Own, Carry, and Otherwise Use Privately Owned Firearms, Ammunition, and Other Weapons

SUBTITLE H—OTHER MATTERS

Section 1081—Bipartisan Independent Strategic Review Panel
Section 1082—Technical and Clerical Amendments

TITLE XI—CIVILIAN PERSONNEL MATTERS

LEGISLATIVE PROVISIONS

SUBTITLE B—INTERAGENCY PERSONNEL ROTATIONS

Section 1111—Interagency Personnel Rotations

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

LEGISLATIVE PROVISIONS

SUBTITLE A—ASSISTANCE AND TRAINING

Section 1201—Commanders' Emergency Response Program in Afghanistan
Section 1202—Modification of Authorities Relating To Program To Build The Capacity of Foreign Military Forces

Section 1203—Three-Year Extension of Authority for Non-Reciprocal Exchanges of Defense Personnel Between the United States and Foreign Countries

SUBTITLE B—MATTERS RELATING TO IRAQ, AFGHANISTAN, AND PAKISTAN

Section 1211—One-Year Extension of Authority for Reimbursement of Certain Coalition Nations for Support Provided to United States Military Operations

Section 1212—Authority to Support Operations and Activities of the Office of Security Cooperation in Iraq

Section 1213—One-Year Extension of Authority to Use Funds for Reintegration Activities in Afghanistan

Section 1214—Prohibition on Use of Private Security Contractors and Members of the Afghan Public Protection Force to Provide Security for Members of the Armed Forces and Military Installations and Facilities in Afghanistan

Section 1215—Report on Updates and Modifications to Campaign Plan for Afghanistan

Section 1216—United States Military Support in Afghanistan

Section 1217—Extension and Modification of Pakistan Counterinsurgency Fund

SUBTITLE C—MATTERS RELATING TO IRAN

Section 1221—Declaration of Policy

Section 1222—United States Military Preparedness in the Middle East

SUBTITLE D—REPORTS AND OTHER MATTERS

Section 1231—Annual Report on Military and Security Developments Involving the People's Republic of China

Section 1232—Report on Military and Security Developments Involving the Democratic People's Republic of Korea

Section 1233—Report on Host Nation Support for Overseas United States Military Installations and United States Armed Forces Deployed in Country

TITLE XIII—COOPERATIVE THREAT REDUCTION

LEGISLATIVE PROVISIONS

Section 1301—Specification of Cooperative Threat Reduction Programs and Funds

Section 1302—Funding Allocations

TITLE XIV—OTHER AUTHORIZATIONS

LEGISLATIVE PROVISIONS

SUBTITLE A—MILITARY PROGRAMS

Section 1401—Working Capital Funds

Section 1402—National Defense Sealift Fund

Section 1403—Chemical Agents and Munitions Destruction, Defense

Section 1404—Drug Interdiction and Counter-Drug Activities, Defense-Wide

- Section 1405—Defense Inspector General
- Section 1406—Defense Health Program
- Section 1407—Cemeterial Expenses
- SUBTITLE B—NATIONAL DEFENSE STOCKPILE
 - Section 1411—Authorized uses of National Defense Stockpile Funds
- SUBTITLE C—OTHER MATTERS
 - Section 1421—Reduction Of Unobligated Balances Within The Pentagon Reservation Maintenance Revolving Fund
 - Section 1423—Authorization of Appropriations for Armed Forces Retirement Home

TITLE XV—AUTHORIZATION OF ADDITIONAL APPROPRIATIONS FOR OVERSEAS CONTINGENCY OPERATIONS

LEGISLATIVE PROVISIONS

- SUBTITLE A—AUTHORIZATION OF ADDITIONAL APPROPRIATIONS
 - Section 1501—Purpose
 - Section 1502—Procurement
 - Section 1503—Research, Development, Test, and Evaluation
 - Section 1504—Operation and Maintenance
 - Section 1505—Military Personnel
 - Section 1506—Working Capital Funds
 - Section 1507—Defense Health Program
 - Section 1508—Drug Interdiction and Counter-Drug Activities, Defense-Wide
 - Section 1509—Defense Inspector General
- SUBTITLE B—FINANCIAL MATTERS
 - Section 1521—Treatment as Additional Authorizations
 - Section 1522—Special Transfer Authority
- SUBTITLE C—LIMITATIONS AND OTHER MATTERS
 - Section 1532—One-Year Extension of Project Authority and Related Requirements of Task Force for Business and Stability Operations in Afghanistan
 - Section 1533—Limitations on Availability of Funds in Afghanistan Security Forces Fund

TITLE XVI—INDUSTRIAL BASE MATTERS

LEGISLATIVE PROVISIONS

- SUBTITLE A—DEFENSE INDUSTRIAL BASE MATTERS
 - Section 1601—Disestablishment of Defense Materiel Readiness Board
 - Section 1602—Assessment of Effects of Foreign Boycotts
 - Section 1603—Advancing Innovation Pilot Program
 - Section 1604—National Security Strategy for National Technology and Industrial Base
- SUBTITLE B—DEPARTMENT OF DEFENSE ACTIVITIES RELATED TO SMALL BUSINESS MATTERS

Section 1611—Pilot Program To Assist in the Growth and Development of Advanced Small Business Concerns

Section 1612—Role of the Directors of Small Business Programs in Requirements Development and Acquisition Decision Processes of the Department of Defense

Section 1613—Small Business Advocate for Defense Audit Agencies

Section 1614—Independent Assessment of Federal Procurement Contracting Performance of the Department of Defense

Section 1615—Assessment of Small Business Programs Transition

Section 1616—Additional Responsibilities of Inspector General of the Department of Defense

SUBTITLE C—MATTERS RELATING TO SMALL BUSINESS CONCERNS

PART I—PROCUREMENT CENTER REPRESENTATIVES

Section 1621—Procurement Center Representatives

Section 1622—Small Business Act Contracting Requirements Training

Section 1623—Acquisition Planning

PART II—GOALS FOR PROCUREMENT CONTRACTS AWARDED TO SMALL BUSINESS CONCERNS

Section 1631—Goals for Procurement Contracts Awarded to Small Business Concerns

Section 1632—Reporting on Goals For Procurement Contracts Awarded to Small Business Concerns

Section 1633—Senior Executives

PART III—MENTOR-PROTEGE PROGRAM

Section 1641—Mentor-Protege Programs

Section 1642—Government Accountability Office Report

PART IV—TRANSPARENCY IN SUBCONTRACTING

SUBPART A—LIMITATIONS ON SUBCONTRACTING

Section 1651—Limitations on Subcontracting

Section 1652—Penalties

Section 1653—Conforming Amendments

Section 1654—Regulations

SUBPART B—SUBCONTRACTING PLANS

Section 1655—Subcontracting Plans

Section 1656—Notices of Subcontracting Opportunities

Section 1657—Regulations

SUBPART C—PUBLICATION OF CERTAIN DOCUMENTS

Section 1658—Publication of Certain Documents

PART V—SMALL BUSINESS CONCERN SIZE STANDARDS

Section 1661—Small Business Concern Size Standards

PART VI—CONTRACT BUNDLING

Section 1671—Consolidation of Provisions Relating To Contract Bundling

Section 1672—Repeal of Redundant Provisions

- Section 1673—Technical Amendments
- PART VII—INCREASED PENALTIES FOR FRAUD
 - Section 1681—Safe Harbor for Good Faith Compliance Efforts
 - Section 1682—Office of Hearings and Appeals
 - Section 1683—Requirement Fraudulent Businesses Be Suspended or Debarred
 - Section 1684—Annual Report on Suspensions and Debarments Proposed by Small Business Administration
- PART VIII—OFFICES OF SMALL AND DISADVANTAGED BUSINESS UNITS
 - Section 1691—Offices of Small and Disadvantaged Business Utilization
 - Section 1692—Small Business Procurement Advisory Council
- PART IX—OTHER MATTERS
 - Section 1695—Surety Bonds

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

LEGISLATIVE PROVISIONS

SUBTITLE D—PROVISIONS RELATED TO GUAM REALIGNMENT

- Section 2833—Repeal of Condition on Use of Funds for Guam Realignment

SUBTITLE E—LAND CONVEYANCES

- Section 2845—Transfer of Administrative Jurisdiction, Fort Lee Military Reservation and Petersburg National Battlefield, Virginia

SUBTITLE F—OTHER MATTERS

- Section 2864—Gold Star Mothers National Monument, Arlington National Cemetery
- Section 2865—Naming of Training and Support Complex, Fort Bragg, North Carolina

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

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

LEGISLATIVE PROVISIONS

SUBTITLE A—NATIONAL SECURITY PROGRAM AUTHORIZATIONS

- Section 3101—National Nuclear Security Administration
- Section 3102—Defense Environmental Cleanup
- Section 3103—Other Defense Activities
- Section 3104—Energy Security and Assurance

SUBTITLE B—PROGRAM AUTHORIZATIONS, RESTRICTIONS, AND LIMITATIONS

- Section 3120—Limitation on Availability of Funds for Global Security Through Science Partnerships Program

Section 3121—Limitation on Availability of Funds for Center of Excellence on Nuclear Security

Section 3122—Two-Year Extension of Schedule for Disposition of Weapons-Usable Plutonium at Savannah River Site, Aiken, South Carolina

SUBTITLE D—REPORTS

Section 3144—Report on Defense Nuclear Nonproliferation Programs

SUBTITLE E—OTHER MATTERS

Section 3155—Intellectual Property Related To Uranium Enrichment

DIVISION D—FUNDING TABLES

Section 4001—Authorization of Amounts in Funding Tables

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

LEGISLATIVE PROVISIONS

SUBTITLE A—AUTHORIZATION OF APPROPRIATIONS

Section 101—Authorization of Appropriations

This section would authorize appropriations for Procurement at the levels identified in section 4101 of division D of this Act.

SUBTITLE D—AIR FORCE PROGRAMS

Section 132—Retirement of C-130 Aircraft

This section would permit the Secretary of the Air Force to retire no more than 41 C-130 airlift aircraft after fiscal year 2013.

Section 135—Limitation on Availability of Funds for Divestment or Retirement of C-27J Aircraft

This section would prevent the Secretary of the Air Force from divesting or retiring C-27J aircraft from the Air Force's inventory during fiscal year 2013 and until 180 days after the date on which the Secretary of the Air Force submits the report required by section 112 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81), and the Director of the Congressional Budget Office (CBO) submits to the congressional defense committees a life-cycle cost analysis of C-27J aircraft, C-130H aircraft, and C-130J aircraft. This section would also require the Director to conduct the analysis, which would take into account all upgrades and modifications required to sustain the aircraft through a 40-year

service-life. The Director would also provide its assessment of the most cost-effective and mission-effective options for which C-27J aircraft could be affordably fielded by the Air National Guard with regard to the number of basing locations, the number of authorized personnel associated with a unit's manning document, and the maintenance and sustainment strategy. The cost-analysis would also outline any limiting factors regarding the assessment of the C-27J aircraft cost data as it relates to deriving cost ground rules and assumptions, and actual data derived from costs incurred for currently fielded aircraft. The Department of Defense would also be required to provide to the Director of the Congressional Budget Office all requested and all original source documentation needed to conduct the life-cycle cost analyses in a prompt and timely manner.

Section 136—Limitation on Availability of Funds for Termination of C-130 Avionics Modernization Program

This section would prevent the Secretary of the Air Force from terminating the C-130 Avionics Modernization Program (AMP) until 180 days after the Institute for Defense Analyses submits to the congressional defense committees a cost-benefit analysis of modernizing the legacy C-130 airlift fleet with C-130 AMP as compared to only modernizing the legacy C-130 airlift fleet with a reduced scope program for avionics and mission planning systems. The cost-benefit analysis would take into account the impact of lifecycle costs for both C-130s upgraded with C-130 AMP and C-130s not upgraded with C-130 AMP, and for legacy C-130 aircraft that are not upgraded with C-130 AMP, the impacts to future sustainment and maintenance costs associated with certain avionics and mission systems upgrades that may be required in the future for legacy C-130 aircraft to remain relevant and mission effective throughout the full service-life of the aircraft.

SUBTITLE E—JOINT AND MULTISERVICE MATTERS

Section 142—Common Data Link for Manned and Unmanned Intelligence, Surveillance, and Reconnaissance Systems

This section would amend section 141 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163), as amended by section 143 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84), to require that in carrying out a solicitation for a common data link (CDL), the Secretary of Defense shall ensure that such solicitation complies with the most recently issued CDL specification standard of the Department of Defense, and does not include any proprietary or undocumented interface or waveform as a requirement or evaluation criterion of such solicitation.

The committee is aware that the Department continues to implement a standard specification for CDL for manned and unmanned intelligence, surveillance, and reconnaissance systems. In his March 29, 2012, confirmation hearing before the Senate Committee on Armed Services, the Acting Under

Secretary of Defense for Acquisition, Technology, and Logistics reiterated the Department's advocacy for open competition in system procurements. The Acting Under Secretary also noted that an assessment was underway to examine CDL procurements over the next 2 years to find ways to improve competition, increase qualified vendors, eliminate the use of proprietary interfaces, and promote open standards, interfaces, and interoperability between vendor products. The committee supports the goals of this assessment, and encourages the Department to implement this policy as expeditiously as possible.

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

LEGISLATIVE PROVISIONS

SUBTITLE A—AUTHORIZATION OF APPROPRIATIONS

Section 201—Authorization of Appropriations

This section would authorize appropriations for Research, Development, Test, and Evaluation at the levels identified in section 4201 of division D of this Act.

TITLE III—OPERATION AND MAINTENANCE

LEGISLATIVE PROVISIONS

SUBTITLE A—AUTHORIZATION OF APPROPRIATIONS

Section 301—Operation and Maintenance Funding

This section would authorize appropriations for operation and maintenance activities at the levels identified in section 4301 of division D of this Act.

SUBTITLE F—LIMITATIONS AND EXTENSIONS OF AUTHORITY

Section 352—Limitation on availability of funds for the disestablishment of aerospace control alert locations

This section would limit the funds authorized to be appropriated to disestablish 2 of the 18 Aerospace Control Alert locations. This section would also establish a consolidated budget exhibit for the Aerospace Control Alert mission. Finally, this section would require the Secretary of Defense to submit a report to the congressional defense committees that provides a cost-benefit analysis and a risk-based assessment of Aerospace Control Alert mission; and then have the Comptroller General of the United States assess the Secretary's report.

Section 355—Renewal of Expired Prohibition on Return of Veterans Memorial
Objects without Specific Authorization in Law

This section would amend section 2572 of title 10, United States Code, and prohibit the President from transferring a veterans memorial object to a foreign country unless the transfer is specifically authorized by law or the transfer is made after September 30, 2017.

TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

LEGISLATIVE PROVISIONS

SUBTITLE B—RESERVE FORCES

Section 416—Reserve Component End Strength Conforming Changes

This section would amend the end strength authorizations for Selected Reserve personnel, Reserves on Active Duty in support of the Reserves, and end strengths for military technicians (dual status) in order to authorize the corresponding manpower requirements to retain 21 C-27J aircraft in the Air National Guard, 39 C-130H aircraft in the Air National Guard and the Air Force Reserves, and 18 level-5 aerospace control alert defense locations.

TITLE V—MILITARY PERSONNEL POLICY

LEGISLATIVE PROVISIONS

SUBTITLE A—OFFICER PERSONNEL POLICY GENERALLY

Section 504—Extension of Temporary Authority To Reduce Minimum Length of
Active Service as a Commissioned Officer Required for Voluntary Retirement as an
Officer

This section would continue the authority for the Secretaries of the military departments to reduce from 10 to 8 years, the amount of commissioned service required for a service member to retire as an officer. The expiration of the authority would be extended from September 30, 2013, to September 30, 2018.

Section 505—Temporary Increase in the Time-in-Grade Retirement Waiver
Limitation for Lieutenant Colonels and Colonels in the Army, Air Force, and
Marine Corps and Commanders and Captains in the Navy

This section would create a temporary discretionary authority for the Secretary of Defense and the Secretaries of the military departments to retire in

their current grades up to 4 percent of the total population of officers in the grades of O-5 and O-6 within each service, even though the officers do not possess 3 years service-in-grade. The limit under current law is 2 percent. The authority would expire September 30, 2018.

Section 506—Modification to Limitations on Number of Officers for Whom Service-In-Grade Requirements May Be Reduced for Retirement in Grade Upon Voluntary Retirement

This section would create a temporary discretionary authority for the Secretary of Defense and the Secretaries of the military departments to retire in their current grades up to 5 percent, or 10 percent in the case of the Marine Corps, of their total population of officers in the grades of O-7 and O-8, even though the officers do not possess 3 years service-in-grade. The limit under current law is 2 percent. The authority would expire September 30, 2017.

TITLE VII—HEALTH CARE PROVISIONS

LEGISLATIVE PROVISIONS

SUBTITLE B—HEALTH CARE ADMINISTRATION

Section 716—Pilot Program on Increased Third-Party Collection Reimbursements in Military Medical Treatment Facilities

This section would require the Secretary of Defense to conduct a pilot program for 3 years at not less than two military installations to assess the feasibility of using revenue-cycle improvement processes, including cash flow management and accounts-receivable processes to increase amounts collected by military treatment facilities from third party payers. The Secretary of Defense would be required to submit a report of the results of the pilot program to the congressional defense committees not later than 180 days after completion.

Section 717—Pilot Program for Refills of Maintenance Medications for TRICARE for Life Beneficiaries Through the TRICARE Mail-Order Pharmacy Program

This section would require the Secretary of Defense to conduct a pilot program for 5 years that would require TRICARE for Life eligible beneficiaries to obtain refill prescriptions for maintenance medication from the TRICARE mail order pharmacy. The section would allow beneficiaries to opt out of the mail order program after 1 year and would authorize the Secretary of Defense to waive the mail order requirement on an individual basis if the Secretary deems it appropriate.

Section 718—Cost-Sharing Rates For Pharmacy Benefits Program of the TRICARE Program

This section would establish the cost-sharing rates under the TRICARE pharmacy benefits program as \$5 for generic medications, \$17 for formulary medications and \$44 for non-formulary medications obtained through retail pharmacies, and \$0 for generic medications, \$13 for formulary medications and \$43 for non-formulary medications obtained through the TRICARE mail order pharmacy. This section would also limit any annual increase in cost-sharing rates under the TRICARE pharmacy program to the amount equal to the percentage increase by which retiree pay is increased beginning October 1, 2013.

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

LEGISLATIVE PROVISIONS

SUBTITLE A—ACQUISITION POLICY AND MANAGEMENT

Section 801—Pilot Exemption Regarding Treatment of Procurements on Behalf of the Department of Defense in Accordance with the Department of Energy's Work for Others Program

This section would authorize a 24-month pilot exemption for certain procurements performed by the Department of Energy on behalf of the Department of Defense from duplicative and unnecessary Inspector General of the Department of Defense reviews and compliance certifications required by section 801 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181). This section would also require the Under Secretary of Defense for Acquisition, Technology, and Logistics to certify to the congressional defense committees within 20 months after the date of the enactment of this Act that the procurement policies, procedures, and internal controls of the Department of Energy provide sufficient protection and oversight for Department of Defense funds expended through the Department of Energy's Work For Others Program, and to provide a recommendation regarding whether the pilot exemption should be extended.

Section 801 of Public Law 110-181 requires the Inspector General of the Department of Defense to annually review the procurement policies, procedures, and internal controls for all non-defense agencies that perform procurements on behalf of the Department of Defense to determine consistency with defense procurement requirements. Section 801 also requires the Inspector General to certify compliance with these requirements for procurement of property or services performed by a non-defense agency on behalf of the Department of Defense if the procurement is above the simplified acquisition threshold. The committee believes that these requirements are inefficient and duplicative, and that the Department of Energy's methods for overseeing contractor procurement and efficiency are equivalent to those used by the Department of Defense.

Furthermore, the committee understands that the Department of Defense has issued an annual exemption to the requirements of section 801 each year the statute has been in effect. The committee notes that these waivers have been issued because the Department of Defense believes the requirements of section 801 are unnecessary and that the requirements have the potential to impact the Department of Energy nuclear security laboratories' ability to perform critical national security work for the Department of Defense under the Department of Energy's Work For Others Program.

SUBTITLE B—AMENDMENTS TO GENERAL CONTRACTING AUTHORITIES, PROCEDURES, AND LIMITATIONS

Section 811—Modification of Time Period for Congressional Notification of the Lease of Certain Vessels by the Department of Defense

This section would amend section 2401 of title 10, United States Code, by modifying the time period for congressional notification of the lease of certain vessels from 30 days of continuous session to 60 days.

Section 812—Extension of Authority for Use of Simplified Acquisition Procedures for Certain Commercial Items

This section would amend section 4202 of the Clinger-Cohen Act of 1996 (division D of Public Law 104-106), as most recently amended by section 816 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) to extend the authority for use of simplified acquisition procedures for certain commercial items to January 1, 2015.

Section 813—Codification and Amendment Relating To Life-Cycle Management and Product Support Requirements

This section would codify section 805 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) as section 2335 of title 10, United States Code, and include a new requirement for a product support manager for a major weapon system to use advanced predictive analysis technologies to improve material availability and reliability, increase operational availability rates, and reduce operation and sustainment costs. This section would also ensure a product support strategy maximizes small business participation at the appropriate tiers in a manner that ensures that small businesses are not inappropriately selected for performance as a prime contractor.

Section 814—Codification of Requirement Relating To Government Performance of Critical Acquisition Functions

This section would codify section 820 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364), relating to Government performance of critical acquisition functions, as a new section in subchapter I of chapter 87 of title 10, United States Code.

Section 815—Limitation on Funding Pending Certification of Implementation of Requirements for Competition

This section would prohibit the Secretary of Defense from obligating or expending more than 80 percent of the funds authorized to be appropriated for the Office of the Secretary of Defense for fiscal year 2013 until such time as the Secretary certifies to the congressional defense committees that the Department of Defense is implementing the requirements of section 202(d) of the Weapon Systems Acquisition Reform Act of 2009 (Public Law 111-23), as amended. This section would also require that such certification be accompanied by: (1) a briefing to the congressional defense committees on the processes and procedures that have been implemented across the military departments and defense agencies to maximize competition throughout the life-cycle of major defense acquisition programs; and (2) a representative sample of solicitations issued since May 22, 2009, intended to fulfill the objectives of section 202(d) of Public Law 111-23.

The committee continues to believe that competition in procurement actions can reduce costs, improve contractor performance, and result in a better product being delivered to our warfighters. As such, the committee continues to closely monitor Air Force planning and decision-making related to the sustainment of C-17 engines. While Department of the Air Force officials have worked with the committee to address some concerns, regarding the Department's initial desire to execute a sole-source procurement strategy for F117 engine supply chain management, depot-level repair actions, and provisioning of parts, the committee continues to believe that more can, and should, be done to introduce competition into sustainment actions related to the C-17, the F117 engine, and other programs of the Department of Defense. For example, the committee notes that the F117 engine is derived from a commercial derivative engine and that the content of the engine is 91 percent identical to the commercial variant. While the committee understands that military flight profiles vary greatly from commercial aviation profiles, the committee continues to believe that the Air Force can greatly benefit from maximizing competition in sustainment of the engine.

Furthermore, the committee has been provided little evidence that the Department is introducing more competition in procurement and sustainment activities as required by Public Law 111-23.

SUBTITLE C—PROVISIONS RELATING TO CONTRACTS IN SUPPORT OF CONTINGENCY OPERATIONS IN IRAQ OR AFGHANISTAN

Section 821—Extension and Expansion of Authority To Acquire Products and Services Produced in Countries Along a Major Route of Supply to Afghanistan

This section would amend section 801 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) relating to temporary authority to acquire products and services produced in countries along a major route of supply to the Islamic Republic of Afghanistan. This section would extend the authority through December 31, 2014. This section would also expand the authority under section 801 to acquire products or services to be used by U.S. and coalition forces in Afghanistan, subject to a determination by the Secretary of Defense that such products or services will be acquired from a country that has agreed to allow the retrograde of coalition personnel, equipment, and supplies from Afghanistan. This section would prohibit the preferential procurement of goods or services from the Islamic Republic of Pakistan until such time as the Government of Pakistan re-opens the ground lines of communication through Pakistan in support of coalition operations in Afghanistan. Finally, this section would repeal an expired reporting requirement.

The committee believes these changes are necessitated by the continued reliance on the Northern Distribution Network (NDN) and encourages the Secretary of Defense to use the expanded authority to increase the capacity of the NDN.

Section 822—Limitation on Authority To Acquire Products and Services Produced in Afghanistan

This section would amend section 886 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181) to require the Secretary of Defense to make a determination that the Government of the Islamic Republic of Afghanistan is not taxing assistance provided by the United States to Afghanistan in violation of any bilateral or other agreement with the United States, before providing preferential treatment for the acquisition of a product or service produced in Afghanistan.

SUBTITLE D—OTHER MATTERS

Section 831—Enhancement of Review of Acquisition Process for Rapid Fielding of Capabilities in Response To Urgent Operational Needs

This section would strike the requirement in section 804 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) that the acquisition process for rapid fielding of capabilities in response to urgent operational needs (UON) may only be applied for capabilities that can appropriately be acquired under fixed price contracts. Section 804(b)(1) of Public Law 111-383 required the Secretary to develop a process to determine whether capabilities proposed as urgent operational needs are appropriate for fielding through the process for the rapid fielding of capabilities or should be fielded through the traditional acquisition process. The committee notes that this review is ongoing,

but has had delays and is now scheduled to be complete in August 2012. The committee expects the review to be complete in August 2012.

The committee notes that when a capability is proposed as an urgent operational need, it may not be known if the capability can be fulfilled through fixed price contracting at a reasonable cost and in an acceptable amount of time. The committee understands that many solutions used to address urgent operational needs have required varying degrees of research and development efforts in order to field an effective solution that addressed the warfighter's need. The committee is aware that fixed price contracts are generally used when there is adequate market data and the requirement is not expected to change. Any change in quantity, performance, or delivery terms requires the contractor to develop a new proposal for modification, resulting in renegotiation, which can often lead to significant cost growth, and performance and schedule delays.

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

LEGISLATIVE PROVISIONS

SUBTITLE A—DEPARTMENT OF DEFENSE MANAGEMENT

Section 901—Additional Duties of Deputy Assistant Secretary of Defense for Manufacturing and Industrial Base Policy and Amendments to Strategic Materials Protection Board

This section would amend section 139c of title 10, United States Code, by directing additional duties of the Deputy Assistant Secretary of Defense for Manufacturing and Industrial Base Policy. The duties would include prescribing policies and procedures for ensuring reliable sources of materials that are critical to national security. This section would also amend section 187 of title 10, United States Code, by reconfiguring the Strategic Materials Protection Board to include: the Deputy Assistant Secretary of Defense for Manufacturing and Industrial Base Policy; an official within the Defense Logistics Agency with responsibility for strategic materials; and designees from the Army, the Navy, and the Air Force.

Section 902—Requirement for Focus on Urgent Operational Needs and Rapid Acquisition

This section would require the Secretary of Defense to designate a senior official to be the focal point within the Department of Defense to lead the Department's urgent operational needs and rapid acquisition efforts. The senior official's responsibilities would include, but not limited to: (1) acting as an advocate within the Department for issues related to the Department's ability to rapidly respond to urgent needs; (2) improving visibility across all urgent operational needs

entities and processes; and (3) ensuring tools and mechanisms are used to track, monitor, and manage the status of urgent operational needs, from validation through the transition, including a formal feedback mechanism or channel for the military services to provide feedback on how well fielded solutions met urgent operational needs.

The committee notes that the Secretary's lack of visibility over all urgent operational needs requests is due in part to having no senior-level focal point who is given the responsibility to manage, oversee, track, and monitor all emerging capability gaps identified by the warfighter in theater. According to the Government Accountability Office (GAO), the Department has not established a senior-level focal point to: (1) lead the Department's efforts to fulfill validated urgent needs requirements; (2) develop and implement Department-wide policy on the processing of urgent needs or rapid acquisition; or (3) maintain full visibility over its urgent needs efforts and the costs of those efforts. In testimony before the Subcommittee on Tactical Air and Land Forces, GAO officials have discussed the benefits of establishing a senior level point of focus to coordinate and integrate various DOD efforts to address concerns, such as with counterterrorism and the transformation of military capabilities.

The committee recognizes that in June 2011, the Department created a Senior Integration Group to serve as the single authority for prioritizing and directing action to fulfill all joint urgent operational needs (JUON) and to be the overarching entity through which the Office of the Secretary of Defense's previously established urgent needs organizations and task forces (including the Joint Improvised Explosive Device Defeat Organization, the Mine Resistant Ambush Protected Task Force, and the Intelligence, Surveillance, Reconnaissance (ISR) Task Force) would report to the Secretary on the status of JUON related actions. However, the committee notes that it is unclear to what extent, if at all, the Senior Integration Group would: (1) lead all Department-wide efforts to fulfill validated urgent needs requirements; (2) develop and implement Department-wide policy on processing urgent needs or rapid acquisition; or (3) maintain full visibility over urgent needs efforts and the costs of these efforts, as GAO has recommended. The committee is concerned that without establishing a senior-level focal point to address these issues, Department of Defense officials may be unable to identify areas for improvement, including consolidation, to prioritize validated but unfunded requirements, to identify funding challenges and a means to address such challenges, or ensure collaboration to modify capabilities in development to meet several similar urgent operational needs requirements and may be unable to reduce any overlap or duplication that may exist as solutions are developed or modified.

Elsewhere in this report, the committee expresses its concerns with multiple funding streams, lack of coordination, and the need for consolidation as well as improved oversight. Further, the committee notes that section 804 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) required the Secretary of Defense to conduct a comprehensive review of the Department's urgent operational needs and rapid acquisition processes and

report the findings to the congressional defense committees by January 2012. The committee is concerned that this review is not scheduled to be complete until August 2012.

Section 905—Redesignation of the Department of the Navy as the Department of the Navy and Marine Corps

This section would re-designate the Department of the Navy as the Department of the Navy and the Marine Corps and change the title of its secretary to the Secretary of the Navy and Marine Corps. This section would formally recognize the responsibility of the Office of the Secretary of the Navy over both the Navy and Marine Corps and the Marine Corps' status as an equal partner with the Navy.

SUBTITLE C—INTELLIGENCE-RELATED ACTIVITIES

Section 921—Technical Amendments to Reflect Change in Name of National Defense Intelligence College to National Intelligence University

This section would provide a technical correction by recognizing the Department of Defense's redesignation of the "National Defense Intelligence College" as the "National Intelligence University".

SUBTITLE D—TOTAL FORCE MANAGEMENT

Section 931—Limitation on Certain Funding Until Certification that Inventory of Contacts for Services Has Begun

This section would withhold funds authorized to be appropriated for fiscal year 2013 as specified in the funding table in section 4301 of this Act for the Office of the Secretary of Defense, the Department of the Navy, and the Department of the Air Force until the defense agencies, the Department of the Navy, and the Department of the Air Force comply with the Inventory of Contracts for Services, which is mandated by section 2330a(c) of title 10, United States Code. The committee continues to be disappointed that the defense agencies, the Navy, and the Air Force have not fully implemented the Inventory of Contracts for Services, a requirement initially codified by section 807 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181). The committee notes that the Department of the Army has successfully undertaken an extensive manpower and costing inventory of all Army service contractors since 2002, and the Army's inventory has been designated as the model for implementation of section 807. The committee remains convinced that the inventory is an important tool to provide transparency in Government contracting and would be a beneficial tool for decision-makers in their planning, programming, and budgeting.

SUBTITLE E—CYBERSPACE-RELATED MATTERS

Section 941—Military Activities in Cyberspace

This section would affirm that the Secretary of Defense has the authority to conduct military activities in cyberspace. The committee recognizes that because of the evolving nature of cyber warfare, there is a lack of historical precedent for what constitutes traditional military activities in cyberspace.

In particular, this section would clarify that the Secretary of Defense has the authority to conduct clandestine cyberspace activities in support of military operations pursuant to a congressionally authorized use of force outside of the United States, or to defend against a cyber attack on an asset of the Department of Defense.

The committee notes that Al Qaeda, the Taliban, and associated forces are increasingly using the internet to exercise command and control as well as to spread technical information enabling attacks on U.S. and coalition forces in areas of ongoing hostilities. Terrorists often rely on the global reach of the internet to communicate and plan from distributed sanctuaries throughout the world. As a result, military activities may not be confined to a physical battlefield, and the use of military cyber activities has become a critical part of the effort to protect U.S. and coalition forces and combat terrorism globally. In certain instances, the most effective way to neutralize threats is to undertake military cyber activities in a clandestine manner. While this section is not meant to identify all or in any way limit other possible military activities in cyberspace, the Secretary of Defense's authority includes the authority to conduct clandestine military activities in cyberspace in support of military operations pursuant to an armed conflict for which Congress has authorized the use of all necessary and appropriate force or to defend against a cyber attack on a Department of Defense asset.

Because of the sensitivities associated with such military activities and the need for more rigorous oversight, this section would require quarterly briefings to the congressional defense committees on covered military activities in cyberspace.

SUBTITLE F—OTHER MATTERS

Section 951—Advice on Military Requirements by Chairman of Joint Chiefs of Staff and Joint Requirements Oversight Council

This section would amend section 153 of title 10, United States Code, to clarify the role of the Chairman of the Joint Chiefs of Staff in identifying, assessing, and approving military requirements to meet the national military strategy, and in ensuring that life-cycle cost, schedule, and performance objectives are achieved in the acquisition of material solutions to meet such requirements. The section would also amend section 181 of title 10, United States Code, to clarify the role of the Joint Requirements Oversight Council in assisting the Chairman of the Joint Chiefs of Staff in these matters. Additionally, this section would amend section 2547 of title

10, United States Code, to clarify the role of the Chiefs of the Armed Forces in the development and certification of requirements for equipping the Armed Force concerned.

Section 953—Annual Briefing to Congressional Defense Committees on Certain
Written Policy Guidance

This section would require the Secretary of Defense to brief the congressional defense committees annually on the defense planning guidance and the written policy guidance regarding the preparation of contingency plans, developed pursuant to section 113 of title 10, United States Code.

Section 954—One-Year Extension of Authority to Waive Reimbursement of Costs of
Activities for Nongovernmental Personnel at Department of Defense Regional
Centers for Security Studies

This section would extend for 1 year the current authority under section 941(b) of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417), as amended by section 941 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383), for the five Regional Centers for Security Studies of the Department of Defense to waive the reimbursement costs required under section 184(f) of title 10, United States Code, for personnel of nongovernmental organizations and international organizations to participate in activities of the centers. This section would also require the Comptroller General of the United States to assess the effectiveness of the Regional Centers for Security Studies in meeting the centers' objectives and advancing the priorities of the Department of Defense; the extent to which the Centers' perform a unique function within the inter-agency community; measures of effectiveness and impact indicators each Center uses to internally evaluate its programs; oversight mechanisms within the Department of Defense; and the benefits, if any, of waiving reimbursement costs for personnel of nongovernmental organizations and international organizations to participate in activities of the Centers on an ongoing basis. The Comptroller General would be required to submit a report of such assessment by March 1, 2013, to the appropriate congressional committees.

The committee seeks greater clarity regarding the activities of the regional centers. In a fiscally constrained environment, the committee wishes to ensure that the regional centers focus on unique needs of the Department and the combatant commanders, and do not replicate programs conducted by other U.S. Government agencies or conduct programs best suited for universities or civilian entities. This includes “track II” diplomatic programs, which should be conducted at arms length from the U.S. Government.

TITLE X—GENERAL PROVISIONS

LEGISLATIVE PROVISIONS

SUBTITLE A—FINANCIAL MATTERS

Section 1001—General Transfer Authority

This section would allow the Secretary of Defense to make transfers between any amounts of authorizations for fiscal year 2013 in division A of this Act. This section would limit the total amount transferred under this authority to \$3.5 billion. This section would also require prompt notification to Congress of each transfer made.

Section 1002—Budgetary Effects of This Act

This section would specify that the budgetary effects of this Act for purposes of the Statutory Pay-As-You-Go Act of 2010 (Public Law 111-139) will be determined by reference to a statement submitted for printing in the Congressional Record by the chairman of the House Committee on the Budget.

SUBTITLE B—COUNTER-DRUG ACTIVITIES

Section 1011—Extension of the Authority of the Chief of the National Guard Bureau To Establish and Operate National Guard Counterdrug Schools

This section would authorize the Chief of the National Guard Bureau to continue to operate the five National Guard Counterdrug Schools currently in existence for an additional period of 5 years. The five schools are located in St. Petersburg, Florida; Johnston, Iowa; Meridian, Mississippi; Fort Indiantown Gap, Pennsylvania; and Camp Murray, Washington.

The committee notes that four of the five schools were previously authorized by section 901 of the Office of National Drug Control Policy Reauthorization Act of 2006 (Public Law 109-469). The fifth school has been in operation since 2009.

The budget request contained \$999.4 million for the Counternarcotics Central Transfer Account within Operation and Maintenance, Defense-wide. Funding for the National Guard Counterdrug Schools is included as part of this request. Elsewhere in this Act, the committee recommends \$999.4 million, the amount of the President's budget request, for the Counternarcotics Central Transfer Account.

Section 1012—Reporting Requirement on Expenditures To Support Foreign Counter-Drug Activities

This section would extend, by 1 year, the reporting requirement on expenditures to support foreign counter-drug activities under section 1022(a) of the

Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (Public Law 106-398), as most recently amended by section 1008 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81).

Section 1013—Extension of Authority To Support Unified Counter-Drug and Counterterrorism Campaign in Colombia

This section would extend, by 1 year, the unified counter-drug and counterterrorism campaign in the Republic of Colombia under section 1021 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375), as most recently amended by section 1007 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81).

Section 1014—Extension of Authority for Joint Task Forces To Provide Support to Law Enforcement Agencies Conducting Counter-Terrorism Activities

This section would extend, by 1 year, the support for joint task forces under section 1022(b) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136), as most recently amended by section 1004 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81).

SUBTITLE D—COUNTERTERRORISM

Section 1031—Findings on Detention Pursuant to the Authorization for Use of Military Force Enacted in 2001

This section would provide several congressional findings related to the detention authority provided by the Authorization for Use of Military Force (Public Law 107-40).

Section 1032—Findings Regarding Habeas Corpus Rights

This section would provide two congressional findings related to the writ of habeas corpus.

Section 1033—Habeas Corpus Rights

This section would state that nothing in the Authorization for Use of Military Force (Public Law 107-40) or the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81) shall be construed to deny the availability of the writ of habeas corpus in a court ordained or established by or under Article III of the Constitution for any person who is detained in the United States pursuant to the Authorization for Use of Military Force (Public Law 107-40).

Section 1035—Prohibition on Travel to the United States for Certain Detainees Repatriated to the Federated States of Micronesia, the Republic of Palau, and the Republic of the Marshall Islands

This section would prohibit the rights and benefits afforded by section 141 of the applicable Compact of Free Association (Public Laws 99-658; 108-188) to be afforded to an individual currently or previously detained at U.S. Naval Station, Guantanamo Bay, Cuba, who has been repatriated to the Federated States of Micronesia, the Republic of the Marshall Islands, or the Republic of Palau.

Section 1036—Prohibition on the Use Of Funds for the Transfer or Release of Individuals Detained at United States Naval Station, Guantanamo Bay, Cuba

This section would prohibit the Secretary of Defense from using funds available to the Department of Defense for fiscal year 2013 to transfer or release detainees at U.S. Naval Station, Guantanamo Bay, Cuba, to or within the United States, its territories, or possessions.

Section 1037—Requirements for Certifications Relating to the Transfer of Detainees at United States Naval Station, Guantanamo Bay, Cuba, to Foreign Countries and Other Foreign Entities

This section would prohibit the Secretary of Defense from using any of the funds available to the Department of Defense for the fiscal year 2013 to transfer or release individuals detained at U.S. Naval Station, Guantanamo Bay, Cuba, to or within a foreign country or any other foreign entity. This prohibition would apply unless the Secretary of Defense, in consultation with the Secretary of State, provides a written certification to Congress addressing several requirements at least 30 days prior to the transfer of any such individual.

This section would also prohibit the Secretary of Defense from using any funds for the transfer of any such individual to the custody or effective control of a foreign country or any other foreign entity if there is a confirmed case of any individual transferred from U.S. Naval Station, Guantanamo Bay, Cuba, to the same country or entity who engaged in terrorist activity subsequent to their transfer.

This section would allow the Secretary of Defense to waive the general prohibition against transfers to a foreign country if there is a confirmed case of any individual transferred from U.S. Naval Station, Guantanamo Bay, Cuba, as well as two of the requirements for other transfers. In these instances, the Secretary must determine that alternative actions will be taken, that it is not possible to certify the risks have been completely eliminated, and that actions taken will substantially mitigate the risk of recidivism.

Whenever the Secretary uses the waiver, he must provide a report that includes a copy of the waiver, determination, a statement of the basis for the determination, and a summary of the alternative actions to be taken.

Section 1038—Prohibition on Use of Funds To Construct or Modify Facilities in the United States To House Detainees Transferred from United States Naval Station, Guantanamo Bay, Cuba

This section would prohibit the Secretary of Defense from using any of the funds available to the Department of Defense for fiscal year 2013 to modify or construct any facility in the United States, its territories, or possessions to house any detainee transferred from U.S. Naval Station, Guantanamo Bay, Cuba, for the purposes of detention or imprisonment in the custody or under the effective control of the Department of Defense.

Section 1039—Reports on Recidivism of Individuals Detained at United States Naval Station, Guantanamo Bay, Cuba, that Have Been Transferred to Foreign Countries

This section would require two different reports relating to transfers of individuals detained at United States Naval Station, Guantanamo Bay, Cuba. These required reports represent two of the recommendations made by the Subcommittee on Oversight and Investigation's report following an investigation of the transfer and release of Guantanamo Bay detainees. The committee is concerned that these recommendations have not otherwise been adopted by the Department of Defense and other agencies. In the future, it is the strong preference of the committee that such recommendations be addressed without requiring legislation.

Section 1040—Notice and Report on Use of Naval Vessels for Detention of Individuals Captured Outside Afghanistan Pursuant To the Authorization for Use of Military Force

This section would require the Secretary of Defense to notify the Senate Committee on Armed Services and the House Committee on Armed Services no later than 5 days after detaining an individual pursuant to the Authorization for Use of Military Force (Public Law 107–40) outside the United States on a U.S. naval vessel. This section would also require the Secretary to submit a report on the use of U.S. naval vessels for detention purposes.

Section 1041—Notice Required Prior to Transfer of Certain Individuals Detained at the Detention Facility at Parwan, Afghanistan

This section would require the Secretary of Defense to notify the appropriate congressional committees no later than 10 days before the transfer of any third country national detainee held at the Detention Facility at Parwan, Afghanistan, to the custody of the Government of the Islamic Republic of Afghanistan or of any other country. This section would also require the Secretary to provide additional assessments and certifications regarding such transfers.

SUBTITLE F—STUDIES AND REPORTS

Section 1061—Assessment of Department of Defense Use of Electromagnetic Spectrum

This section would require the Secretary of Defense to submit a report to the congressional defense committees, the Energy and Commerce Committee of the House of Representatives, and the Commerce, Science, and Transportation Committee of the Senate, within 270 days after the date of the enactment of this Act assessing the Department of Defense's use of electromagnetic spectrum. Furthermore, the committee directs the Secretary of Defense to also submit this report to the National Telecommunications and Information Administration at the time it is provided to the congressional committees.

The committee is concerned that discussions regarding potential reallocation of electromagnetic spectrum bands have not adequately accounted for the operational and cost impacts on critical national security missions. The committee is also concerned that the Department is not proactively planning in order to be in the best possible position to respond should reallocation decisions need to be made. The committee recognizes that this type of planning is complex and requires significant resources and personnel from other mission areas to transition systems and processes, as well as adequate time to do this in a methodical, efficient, coordinated, and cost-effective manner. Therefore, in conducting the assessment, the committee encourages the Secretary to focus on the impact of the 1755-1850 MHz spectrum band, in particular the 1755-1780 MHz band, with regards to cost, the time needed for transition, and required comparable spectrum to relocate. The committee also seeks information on technology development and implementation that would affect spectrum relocation.

Section 1062—Electronic Warfare Strategy of the Department of Defense

This section would require the Secretary of Defense to review and update Department of Defense guidance related to electronic warfare not later than January 1, 2013, to ensure that oversight roles and responsibilities within the Department are clearly defined. This section would also require the Commander, U.S. Strategic Command to update and issue guidance regarding the responsibilities of the combatant command with regard to joint electronic warfare capabilities. Finally, this section would include additional reporting requirements in the annual report on electronic warfare required by section 1053 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84).

SUBTITLE G—MISCELLANEOUS AUTHORITIES AND LIMITATIONS

Section 1071—Rule of Construction Relating To Prohibition on Infringing on the Individual Right to Lawfully Acquire, Posses, Own, Carry, and Otherwise Use Privately Owned Firearms, Ammunition, and Other Weapons

This section would amend section 1062(c) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383), relating to the rule of construction regarding the prohibition on collecting or recording information regarding the lawful ownership of a privately owned firearm or other weapon by a member of the Armed Forces or a Department of Defense civilian employee, to clarify that a military mental health professional or commanding officer may inquire if a member of the Armed Services owns any weapons, if such member is at high risk for suicide or causing harm to others.

SUBTITLE H—OTHER MATTERS

Section 1081—Bipartisan Independent Strategic Review Panel

This section would establish a bipartisan independent strategic review panel to conduct a regular review of the national defense strategic environment of the United States and to conduct an independent assessment of the quadrennial defense review required under section 118 of title 10, United States Code.

The committee notes that the final report of the Quadrennial Defense Review Independent Panel, established by section 1061 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84), found that there was insufficient top down guidance on priorities, roles, and missions to allow the Department of Defense to effectively plan its missions, structure, or resources, or to develop integration and coordination with other departments and agencies. The report recommended the establishment of an independent strategic review panel to review the national security strategic environment of the next 20 years and provide prioritized goal and risk assessment guidance for use by the U.S. Government. The committee intends this section to be an incremental step in adopting this recommendation. In addition, the committee notes that section 1071 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383) established an enduring requirement for an independent panel to assess the report of the Quadrennial Defense Review. Therefore, the committee has consolidated the duties of these two panels into a single panel for the purposes of greater efficiency and information sharing.

Section 1082—Technical and Clerical Amendments

This section would make a number of technical and clerical amendments of a non-substantive nature to existing law.

TITLE XI—CIVILIAN PERSONNEL MATTERS

LEGISLATIVE PROVISIONS

SUBTITLE B—INTERAGENCY PERSONNEL ROTATIONS

Section 1111—Interagency Personnel Rotations

This section would direct the establishment of a Committee on National Security Personnel that will manage the interagency personnel rotation among national security positions across the executive branch, except for the intelligence community.

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

LEGISLATIVE PROVISIONS

SUBTITLE A—ASSISTANCE AND TRAINING

Section 1201—Commanders' Emergency Response Program in Afghanistan

This section would amend subsection (a) of section 1201 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81) by extending the Commanders' Emergency Response Program in the Islamic Republic of Afghanistan through fiscal year 2013.

Section 1202—Modification of Authorities Relating To Program To Build The Capacity of Foreign Military Forces

This section would modify the authority of the Secretary of Defense to direct, with the concurrence of the Secretary of State, programs to build the capacity of foreign forces to conduct counterterrorism and stability operations authorized pursuant to section 1206 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163), commonly referred to as "1206" authority, to include small-scale military construction as part of the authorized types of capacity building. The committee believes that small-scale military construction, under \$0.75 million per program, may be required for long term sustainability of capacity building activities. However, the committee expects that any small-scale military construction projects authorized under this section would be a supporting, logical component of a comprehensive "1206" program, and not a stand-alone project. This section would limit the total amount authorized for small-scale military construction projects to no more than \$25.0 million of the \$350.0 million authorized for the "1206" authority in fiscal year 2013.

This section would also authorize the Secretary of Defense to obligate and expend up to 20 percent of the amount authorized for fiscal year 2013 for programs authorized in fiscal year 2014, provided the Secretary submits written certification and notification to the specified congressional committees by September 30, 2013.

Section 1203—Three-Year Extension of Authority for Non-Reciprocal Exchanges of Defense Personnel Between the United States and Foreign Countries

This section would extend, through September 30, 2015, the authority provided in section 1207 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) that allows the Secretary of Defense to enter into non-reciprocal international defense personnel exchange agreements.

SUBTITLE B—MATTERS RELATING TO IRAQ, AFGHANISTAN, AND PAKISTAN

Section 1211—One-Year Extension of Authority for Reimbursement of Certain Coalition Nations for Support Provided to United States Military Operations

This section would amend section 1233 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181), as most recently amended by section 1213 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81), by extending the authority for reimbursement of coalition nations for support provided to the United States for military operations through fiscal year 2013, and making certain technical amendments. Additionally, this section would prohibit reimbursement or support authorized to be provided to the Government of the Islamic Republic of Pakistan until the Secretary of Defense provides a report to the congressional defense committees that outlines: the model for reimbursement, including how claims are proposed and adjudicated; new conditions or caveats that the Government of Pakistan places on the use of its supply routes; and the new cost associated with transit through supply routes in Pakistan. Further, this section would require the Secretary of Defense to certify that the Government of Pakistan is committed to: supporting counterterrorism operations against Al Qaeda, its associated movements, the Haqqani Network, and other domestic and foreign terrorist organizations; dismantling improvised explosive device (IED) networks and interdicting precursor chemicals used in the manufacture of IEDs; preventing the proliferation of nuclear-related material and expertise; and issuing visas in a timely manner for United States visitors engaged in counterterrorism efforts and assistance programs in Pakistan.

Section 1212—Authority to Support Operations and Activities of the Office of Security Cooperation in Iraq

This section would amend section 1215(b) of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81) by specifying that the Secretary of Defense, with the concurrence of the Secretary of State, may use funds provided to the Office of Security Cooperation in Iraq to provide training and assistance to Iraqi Ministry of Defense personnel. Additionally, this section would limit the total funding authorized for operations and activities for the Office of Security Cooperation in Iraq to \$508.0 million in fiscal year 2013.

Section 1213—One-Year Extension of Authority to Use Funds for Reintegration Activities in Afghanistan

This section would amend section 1216 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383), as amended most recently by section 1216 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81) by extending the authority to use funds for reintegration activities in the Islamic Republic of Afghanistan and authorizing \$35.0 million for fiscal year 2013 for this authority.

Section 1214—Prohibition on Use of Private Security Contractors and Members of the Afghan Public Protection Force to Provide Security for Members of the Armed Forces and Military Installations and Facilities in Afghanistan

This section would prohibit the obligation or expenditure of funds appropriated to the Department of Defense for the purpose of contracting for security-guard functions at a military installation or facility in the Islamic Republic of Afghanistan at which members of the Armed Forces deployed to Afghanistan are garrisoned or housed; otherwise employing private security contractors to provide security for members of the Armed Forces deployed to Afghanistan; or employing the Afghan Public Protection Force (APPF) to provide security for such members or to perform such security-guard functions at such a military installation or facility. This section would further require the Armed Forces to provide such functions organically and for the President to provide sufficient members of the Armed Forces to ensure that such duties do not detract from other missions in Afghanistan. This section would allow the President to waive the requirements of this section if the President certifies that private security contractors or the APPF can provide at least an equal level of security and force protection as members of the Armed Forces and that such contractors or APPF are independently screened and vetted by the Armed Forces. Finally, this section would require the Secretary of Defense submit a quarterly report to the congressional defense committees on attempted and successful attacks on U.S. Armed Forces conducted by members of the Afghan National Security Forces, APPF, or private security contractors and efforts to prevent such attacks.

Section 1215—Report on Updates and Modifications to Campaign Plan for Afghanistan

This section would repeal section 1226 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) and establish a report on updates and modifications to the campaign plan for the Islamic Republic of Afghanistan. This section would require that the Comptroller General of the United States to submit a report to the congressional defense committees no later than 180 days after the date on which any substantial updates for modifications are made to the campaign plan for Afghanistan. This reporting requirement would terminate on September 30, 2014.

Section 1216—United States Military Support in Afghanistan

This section would express the sense of Congress about the United States mission in the Islamic Republic of Afghanistan. This section would also require the President to notify the congressional defense committees of any decision to reduce the number of United States Armed Forces deployed in Afghanistan below the number of such Armed Forces deployed to Afghanistan on (1) December 31, 2012, (2) December 31, 2013, and (3) December 31, 2014, prior to any public announcement of such a decision. This section would require such a notification to include an assessment of conditions on the ground that enable such a force reduction, including the relevant security risk metrics associated with the reduction in force levels and an assessment of the operational capability of the Afghan National Security Forces.

Section 1217—Extension and Modification of Pakistan Counterinsurgency Fund

This section would amend section 1224(h) of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84), as most recently amended by section 1220 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81), by extending the Pakistan Counterinsurgency Fund (PCF) through fiscal year 2013. Additionally, this section would modify section 1220(b)(2) of Public Law 112-81, to require, in any year in which amounts are made available to PCF, the Secretary of Defense, with concurrence of the Secretary of State, to submit an update to the report on the strategy to utilize the fund, and the metrics used to determine progress with respect to the fund. This section would also limit the authority of the Secretary of Defense to obligate or expend funds made available to the Pakistan Counterinsurgency Fund during fiscal year 2013 to not more than 10 percent of the amount available until such time as the update is submitted to the appropriate congressional committees.

SUBTITLE C—MATTERS RELATING TO IRAN

Section 1221—Declaration of Policy

This section would express certain findings related to the threat represented by the Islamic Republic of Iran to the United States, the State of Israel, and Iran's neighbors. This section would further declare that it is the policy of the United States to take all necessary measures, including military action if necessary, to prevent Iran from threatening the United States, its allies, or Iran's neighbors with a nuclear weapon.

Section 1222—United States Military Preparedness in the Middle East

This section includes findings that recognize the importance to the national security of the United States and its allies of conducting military exercises in the Persian Gulf and the Gulf of Oman. These exercises benefit the readiness of the U.S. military and allied forces, as well as serve as a signal to the Islamic Republic of

Iran regarding the willingness of the United States to defend its national security interests.

This section would further require the Secretary of Defense to submit to the congressional defense committees not later than 120 days after the date of the enactment of this Act, a plan to strengthen the presence of the U.S. 5th Fleet in the Middle East to include conducting military deployments, exercises, and other military readiness activities.

SUBTITLE D—REPORTS AND OTHER MATTERS

Section 1231—Annual Report on Military and Security Developments Involving the People's Republic of China

This section would amend section 1202 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106-65), as amended by section 1246(b) of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84), and as most recently amended by section 1238 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81), by requiring assessments of space and cyber strategies, goals, and capabilities of the People's Republic of China.

Section 1232—Report on Military and Security Developments Involving the Democratic People's Republic of Korea

This section would require the Secretary of Defense to submit a second report on military and security developments involving the Democratic People's Republic of Korea, which would be due on November 1, 2013.

Section 1233—Report on Host Nation Support for Overseas United States Military Installations and United States Armed Forces Deployed in Country

This section would require the Secretary of Defense, in consultation with the Secretary of State, to submit a report to the appropriate congressional committees not later than March 1 of each year from 2013 through 2015, on the direct, indirect and burden-sharing contributions made by host nations in support of U.S. Armed Forces deployed in country. The committee believes the current fiscal environment requires an understanding of host nation contributions in order to evaluate the costs of the forward deployment of U.S. Armed Forces. The committee is aware that the Department of Defense was required to submit an Annual Report on Allied Contributions to the Common Defense, in accordance with the Department of Defense Authorization Act, 1984 (Public Law 98-94), until repeal of the reporting requirement in 2004. The committee also recognizes that the Secretary of Defense submits to Congress not later than 30 days after each fiscal year, a report regarding direct contributions from foreign countries which are accepted and expended for real property, services, and supplies. However, the

committee believes additional information is required for proper congressional oversight.

TITLE XIII—COOPERATIVE THREAT REDUCTION

LEGISLATIVE PROVISIONS

Section 1301—Specification of Cooperative Threat Reduction Programs and Funds

This section would define the programs and funds that are Cooperative Threat Reduction (CTR) programs and funds as those authorized to be appropriated in section 301 of this Act and specify that CTR funds shall remain available for obligation for 3 fiscal years.

Section 1302—Funding Allocations

This section would allocate specific amounts for each program element under the Department of Defense Cooperative Threat Reduction (CTR) Program from within the overall \$519.1 million that the committee would authorize for the CTR program. The allocation under this section reflects the amount of the budget request for fiscal year 2013. This section would also require notification to Congress 15 days before the Secretary of Defense obligates and expends fiscal year 2013 funds for purposes other than those specifically authorized. In addition, this section would provide limited authority to obligate amounts for a program element under the CTR program in excess of the amount specifically authorized for that purpose.

TITLE XIV—OTHER AUTHORIZATIONS

LEGISLATIVE PROVISIONS

SUBTITLE A—MILITARY PROGRAMS

Section 1401—Working Capital Funds

This section would authorize appropriations for Defense Working Capital Funds at the levels identified in section 4501 of division D of this Act.

Section 1402—National Defense Sealift Fund

This section would authorize appropriations for the National Defense Sealift Fund at the level identified in section 4501 of division D of this Act.

Section 1403—Chemical Agents and Munitions Destruction, Defense

This section would authorize appropriations for Chemical Agents and Munitions Destruction, Defense at the level identified in section 4501 of division D of this Act.

Section 1404—Drug Interdiction and Counter-Drug Activities, Defense-Wide

This section would authorize appropriations for Drug Interdiction and Counter-Drug Activities, Defense-Wide at the level identified in section 4501 of division D of this Act.

Section 1405—Defense Inspector General

This section would authorize appropriations for the Office of the Inspector General at the level identified in section 4501 of division D of this Act.

Section 1406—Defense Health Program

This section would authorize appropriations for the Defense Health Program at the levels identified in section 4501 of division D of this Act.

Section 1407—Cemeterial Expenses

This section would authorize appropriations for the Army Cemeterial Expenses for Arlington National Cemetery, Virginia, at the level identified in section 4501 of division D of this Act.

SUBTITLE B—NATIONAL DEFENSE STOCKPILE

Section 1411—Authorized uses of National Defense Stockpile Funds

This section would authorize \$44.9 million from the National Defense Stockpile Transaction fund for the operation and maintenance of the National Defense Stockpile for fiscal year 2013. This section would also permit the use of additional funds for extraordinary or emergency conditions 45 days after Congress receives notification.

SUBTITLE C—OTHER MATTERS

Section 1421—Reduction Of Unobligated Balances Within The Pentagon Reservation Maintenance Revolving Fund

The committee continues to be concerned with the execution of funds within the Pentagon Reservation Maintenance Revolving Fund. Unobligated balances within the account are estimated to be lower in fiscal year 2013 than they were in the fiscal year 2011 budget request. However, this unobligated balance is still

above the levels maintained when the Pentagon was under significant renovation, and capital expenditures dictated a larger balance due to the multi-year nature of the expenses. In addition, while the targeted cash balance position for the fund is \$92.0 million, the current projections place the balance at more than \$200.0 million. Without a plan to use these funds for future improvements or to return funds to the customer, the committee believes this high-cash balance is unnecessary. Based on these findings, the committee questions the need for a high-cash balance without future obligations, and recommends a transfer of \$26.0 million in unobligated balances to the treasury.

Section 1423—Authorization of Appropriations for Armed Forces Retirement Home

This section would authorize \$67.6 million to be appropriated for the operation of the Armed Forces Retirement Home during fiscal year 2013.

TITLE XV—AUTHORIZATION OF ADDITIONAL APPROPRIATIONS FOR OVERSEAS CONTINGENCY OPERATIONS

LEGISLATIVE PROVISIONS

SUBTITLE A—AUTHORIZATION OF ADDITIONAL APPROPRIATIONS

Section 1501—Purpose

This section would establish this title and make authorization of appropriations available upon enactment of this Act for the Department of Defense, in addition to amounts otherwise authorized in this Act, to provide for additional costs due to overseas contingency operations.

Section 1502—Procurement

This section would authorize additional appropriations for procurement at the levels identified in section 4102 of division D of this Act.

Section 1503—Research, Development, Test, and Evaluation

This section would authorize additional appropriations for research, development, test, and evaluation at the levels identified in section 4202 of division D of this Act.

Section 1504—Operation and Maintenance

This section would authorize additional appropriations for operation and maintenance programs at the levels identified in section 4302 of division D of this Act.

Section 1505—Military Personnel

This section would authorize additional appropriations for military personnel at the levels identified in section 4402 of division D of this Act.

Section 1506—Working Capital Funds

This section would authorize additional appropriations for Defense Working Capital Funds at the levels identified in section 4502 of division D of this Act.

Section 1507—Defense Health Program

This section would authorize additional appropriations for the Defense Health Program at the levels identified in section 4502 of division D of this Act.

Section 1508—Drug Interdiction and Counter-Drug Activities, Defense-Wide

This section would authorize additional appropriations for Drug Interdiction and Counter-Drug Activities, Defense-Wide at the level identified in section 4502 of division D of this Act.

Section 1509—Defense Inspector General

This section would authorize additional appropriations for the Office of the Inspector General at the levels identified in section 4502 of division D of this Act.

SUBTITLE B—FINANCIAL MATTERS

Section 1521—Treatment as Additional Authorizations

This section would state that amounts authorized to be appropriated by this title are in addition to amounts otherwise authorized to be appropriated by this Act.

Section 1522—Special Transfer Authority

This section would authorize the transfer of up to \$3.0 billion of additional war-related funding authorizations in this title among the accounts in this title.

SUBTITLE C—LIMITATIONS AND OTHER MATTERS

Section 1532—One-Year Extension of Project Authority and Related Requirements of Task Force for Business and Stability Operations in Afghanistan

This section would amend section 1535 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383), as amended by section 1534 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81), relating to the Task Force for Business and Stability Operations (TFBSO) in the Islamic Republic of Afghanistan, by extending the authority for TFBSO, narrowing the scope of authorized projects to those associated with Afghanistan's mining and natural resource industries, and reducing the amount of funds authorized for TFBSO to \$50.0 million for fiscal year 2013. This section would also restrict the authority of the Secretary of Defense to obligate or expend authorized funds for fiscal year 2013 until such time as the Secretary submits to the appropriate congressional committees the final recommendation for transitioning activities of the Task Force for Business and Stability Operations .

Section 1533—Limitations on Availability of Funds in Afghanistan Security Forces Fund

This section would amend section 1513 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181), as most recently amended by subsection 1531(b) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383), by extending the existing limitations on the availability of funds for the Afghanistan Security Forces Fund through fiscal year 2013. Additionally, this section applies a limitation for funds authorized to be appropriated in fiscal year 2013, or otherwise available, for the Afghanistan Security Forces Fund in fiscal year 2013 for the Afghan Public Protection Force (APPF) until the Secretary of Defense makes several certifications regarding the content of each subcontract to a contract of the Department of Defense for APPF services, or any agreement between the United States and the Islamic Republic of Afghanistan for services of the APPF for the Department.

This section would also require the Secretary of Defense to certify that the Minister of Interior of Afghanistan is committed to ensuring sufficient numbers of APPF personnel are trained to match demand and attrition; sufficient clarity exists with respect to command and control of APPF personnel and the role of risk management consultants; the program established pursuant to section 1225 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84) relating to a program to provide for the registration and end-use monitoring of defense articles and defense services transferred to Afghanistan, is sufficient to account for any United States Government-owned defense articles transferred to the APPF; mechanisms are in place to ensure the United States does not pay redundant charges in the performance of an APPF effort; the Minister of Interior of Afghanistan has established elements for the APPF as required by subparagraphs (A) through (F) of section 862(a)(2) of Public Law 110-181 relating to contractors performing private security functions in areas of combat operations; and the

Secretary is confident the security provided to supply convoys to Department of Defense construction projects, and to Armed Forces deployed in support of operations in Afghanistan will not be degraded. In addition, this section would prohibit the obligation or expenditure of funds authorized to be appropriated in fiscal year 2013 for the Afghanistan Security Forces Fund for infrastructure improvements at an APPF training center. Finally, this section would require a quarterly report on the APPF be submitted to the congressional defense committees through the quarter ending December 31, 2014.

TITLE XVI—INDUSTRIAL BASE MATTERS

LEGISLATIVE PROVISIONS

SUBTITLE A—DEFENSE INDUSTRIAL BASE MATTERS

Section 1601—Disestablishment of Defense Materiel Readiness Board

This section would repeal section 871 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181) that established the Defense Materiel Readiness Board (DRMB) within the Department of Defense. This section would also repeal section 872 of Public Law 110-181 that provided for designation of critical materiel readiness shortfalls by the Secretary of Defense and created the Department of Defense Strategic Readiness Fund. The committee is aware that the military departments have venues and means by which they address materiel and readiness deficiencies, and the committee believes that the intended functions of the DMRB can be sufficiently addressed through those mechanisms and under a joint governance structure, such as the existing Joint Logistics Board.

Section 1602—Assessment of Effects of Foreign Boycotts

This section would amend section 2505 of title 10, United States Code, by requiring the periodic defense capability assessment to include an assessment of the impact of foreign boycotts on the national technology and industrial base. This section would also require identification of actions necessary to minimize the impact of foreign boycotts on the national technology and industrial base. The committee notes the Comptroller General of the United States review of this matter, required in the conference report (H. Rept. 112-329) accompanying the National Defense Authorization Act for Fiscal Year 2012, is currently underway. In addressing the matters required to be reported as a result of this assessment, the committee requests the Comptroller General cite examples of foreign government or foreign business boycotts that pose a material risk to the defense industrial base.

Section 1603—Advancing Innovation Pilot Program

This section would allow the Assistant Secretary of Defense for Research and Engineering to establish an Advancing Innovation Pilot Program to accelerate the commercialization of research innovations. The committee notes that universities are important contributors to innovation for the defense community. The predominance of the basic research for the Department of Defense is carried out by universities and has been focused on increasing the fundamental understanding of scientific principles and processes. As those fundamental concepts mature, they lead to more applied technologies that are of direct benefit to the warfighter. The committee is aware that over the past 3 decades, there has been an increasing trend on university campuses to link research activities to commercialization in order to more quickly translate research into industrial products. Unfortunately, the committee is concerned that the current process does not operate effectively, and the success rate and potential return on investment are generally not realized as often as needed to provide useful tools to the military.

Section 1604—National Security Strategy for National Technology and Industrial Base

This section would amend section 2501 of title 10, United States Code, to require the Secretary of Defense to develop a national security strategy for the technology and industrial base. This section would require that the strategy ensure the national technology and industrial base is capable of supplying, equipping, and supporting the force structure necessary to achieve the objectives set forth in the national security strategy. This section would also codify the requirements of section 852(c) of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81), relating to a strategy for securing the defense supply chain and industrial base, within section 2504 of title 10, United States Code. Finally, this section would amend section 2440 of title 10, United States Code, to clarify that the national technology and industrial base strategy developed pursuant to section 2501 of such title be considered in the development and implementation of acquisition plans for each major defense acquisition program.

SUBTITLE B—DEPARTMENT OF DEFENSE ACTIVITIES RELATED TO SMALL BUSINESS MATTERS

Section 1611—Pilot Program To Assist in the Growth and Development of Advanced Small Business Concerns

This section would require the establishment of a pilot program within the Department of Defense to assist in the growth and development of advanced small business concerns. Under the pilot program, competition for contract awards may be restricted to advanced small business concerns under certain conditions.

Section 1612—Role of the Directors of Small Business Programs in Requirements Development and Acquisition Decision Processes of the Department of Defense

This section would require the Secretary of Defense to develop and promulgate guidance to ensure that the director of each office of the Small Business Programs in the Department of Defense are participants in the Department's requirements development and acquisition decision processes.

Section 1613—Small Business Advocate for Defense Audit Agencies

This section would require the Secretary of Defense to designate an official in each defense audit agency to: advise the director of the respective agency on all issues related to small business concerns; serve as the agency's primary point of contact and source of information for small business concerns; collect relevant data and monitor the agency's conduct of audits of small businesses; and develop and implement processes and procedures to improve the performance of the agency related to the timeliness of audits of small businesses.

Section 1614—Independent Assessment of Federal Procurement Contracting Performance of the Department of Defense

This section would require the Secretary of Defense to enter into a contract with a Federally Funded Research and Development Center to conduct an independent assessment of the Department of Defense's Federal procurement performance related to small business concerns. This section would require the Secretary to submit a report to the congressional defense committees not later than January 1, 2014, on the independent assessment.

Section 1615—Assessment of Small Business Programs Transition

This section would require the Secretary of Defense to conduct an independent review and assessment of the transition of small business-developed technologies, such as those developed under the Small Business Innovation Research Program, into a representative sample of major weapon systems and major automated information systems for the Department of Defense.

Section 1616—Additional Responsibilities of Inspector General of the Department of Defense

This section would require the Inspector General of the Department of Defense to conduct peer reviews of the Department of Defense audit agencies in accordance with and in such a frequency as provided by Government auditing standards as established by the Comptroller General of the United States. This section would also require the Inspector General to include, as part of the semiannual reports to Congress required by the Inspector General Act of 1978 (Public Law 95-452), information concerning any Department of Defense audit agency that has either failed peer review or has not had a peer review conducted in the required period.

SUBTITLE C—MATTERS RELATING TO SMALL BUSINESS CONCERNS

PART I—PROCUREMENT CENTER REPRESENTATIVES

Section 1621—Procurement Center Representatives

This section would amend subsection (l) of section 15 of the Small Business Act (15 U.S.C. 644) to strengthen and clarify the role and responsibilities of Procurement Center Representatives (PCRs). This section would also allow PCRs to review and make recommendations related to acquisition plans and procurement methods and would require that PCRs hold a Level III Federal Acquisition Certification in Contracting, or the equivalent Department of Defense certification.

Section 1622—Small Business Act Contracting Requirements Training

This section would require the Defense Acquisition University and the Federal Acquisition University to establish a course on contracting requirements under the Small Business Act (15 U.S.C. 644) and would require the course to be completed by certain individuals. This section would also require that business opportunity specialists have a Level I Federal Acquisition Certification in Contracting. Furthermore, this section would require the Comptroller General of the United States to provide a report to the Senate Committee on Small Business and Entrepreneurship and the House Committee on Small Business not later than 365 days after the date of the enactment of this Act, on the relationship between the size and quality of the acquisition workforce and the Federal Government's ability to maximize small business participation in Federal procurement.

Section 1623—Acquisition Planning

This section would amend subsection (e) of section 15 of the Small Business Act (15 U.S.C. 644) to require that each Federal department or agency enumerate opportunities for the participation of small business concerns during all acquisition planning processes, and invite the participation of the appropriate Procurement Center Representatives and appropriate Directors of Small and Disadvantaged Business Utilization in all acquisition processes.

PART II—GOALS FOR PROCUREMENT CONTRACTS AWARDED TO SMALL BUSINESS CONCERNS

Section 1631—Goals for Procurement Contracts Awarded to Small Business Concerns

This section would amend subsection (g) of section 15 of the Small Business Act (15 U.S.C. 644) by establishing a Government-wide goal for participation by small business concerns at not less than 25 percent of the total value of all prime

contracts for each fiscal year, and 40 percent of the total value of all subcontract awards for each fiscal year. This section would also require that agency goals related to small businesses concerns cannot be less than Government-wide goals.

Section 1632—Reporting on Goals For Procurement Contracts Awarded to Small Business Concerns

This section would amend subsection (h) of the Small Business Act (15 U.S.C. 644) to clarify and expand the reporting requirements related to procurement contracts awarded to small businesses. The section would require the head of each Federal agency to submit an annual report to the Administrator of the Small Business Administration that describes the extent of participation by small businesses and requires the head of the agency to also provide the justification for the failure to achieve the goals established in accordance with the Act. This section would also require the Administrator to report to the President and to Congress, not later than 60 days after receiving such a report, the data provided by each head of agency in a manner that would improve visibility of agency performance related to small business goals and that would enhance oversight of such activity.

Section 1633—Senior Executives

This section would require programs established for the development of senior executives to include training in Federal procurement requirements, including contracting requirements under the Small Business Act (15 U.S.C. 644). This section would also ensure that evaluation members of the Senior Executive Service (SES) responsible for acquisition, and other senior officials responsible for acquisition and SES members, as appropriate, include consideration of the agency's success in achieving small business contracting goals.

PART III—MENTOR-PROTEGE PROGRAM

Section 1641—Mentor-Protege Programs

This section would amend the Small Business Act (15 U.S.C. 644) by authorizing the Administrator of the Small Business Administration to establish a mentor-protege program for small business concerns. This section would also require the Administrator to issue, subject to notice and comment, regulations with respect to mentor-protege programs at agencies other than the Department of Defense. The section would not apply to the Department of Defense mentor-protege program or any mentoring assistance provided under a Small Business Innovation Research program or a Small Business Technology Transfer program.

Section 1642—Government Accountability Office Report

This section would require the Comptroller General of the United States to conduct a study examining the potential affiliation between mentors and proteges and to update the study required by section 1345 of the Small Business Jobs Act of 2010 (Public Law 111-240).

PART IV—TRANSPARENCY IN SUBCONTRACTING

SUBPART A—LIMITATIONS ON SUBCONTRACTING

Section 1651—Limitations on Subcontracting

This section would amend the Small Business Act (15 U.S.C. 631) by changing the limitations on subcontracting by small business concerns from cost to price and by allowing, in case of a contract that combines services, construction or supplies, the limitation on subcontracting to be determined by the category that is the greatest percentage of the contract amount. This section would also require that amounts expended by a covered small business concern on a subcontractor that is a similarly situated entity shall not be used in the determination of the subcontracting limitations.

Section 1652—Penalties

This section would amend section 16 of the Small Business Act (15 U.S.C. 645) by establishing penalties for anyone who violates the subcontracting limitations established in section 45 of that Act.

Section 1653—Conforming Amendments

This section would make conforming amendments to the Small Business Act (15 U.S.C. 632, 637, and 644).

Section 1654—Regulations

This section would require the Administrator of the Small Business Administration to issue guidance with respect to compliance with the changes made to the Small Business Act by the amendments in this part no later than 180 days after the date of the enactment of this Act.

SUBPART B—SUBCONTRACTING PLANS

Section 1655—Subcontracting Plans

This section would amend subsection (d) of section 8 of the Small Business Act (15 U.S.C. 637) to require an offeror or bidder responding to a Federal solicitation to submit a subcontracting report every 6 months during contract

performance, an annual report during performance and a summary report within 30 days of the end of the contract. This section would also provide authority for a Procurement Center Representative (PCR) to determine if the subcontracting plan fails to provide the maximum practicable opportunity for small business concerns to participate and, allows the PCR to delay acceptance of the subcontracting plan for up to 30 days in that case. However, this section would provide an exception if the appropriate personnel of the contracting agency certify that the agency's need for the property or services is of such an unusual and compelling urgency that the United States would be seriously injured unless the agency is permitted to accept the subcontracting plan. Furthermore, this section would not provide a Procurement Center Representative the authority to delay the award or performance of a Department of Defense contract.

Section 1656—Notices of Subcontracting Opportunities

This section would amend subsection (k) of section 8 of the Small Business Act (15 U.S.C. 637) by requiring notices of small business contracting opportunities to be posted on an appropriate Federal website as determined by the Administrator of the Small Business Administration.

Section 1657—Regulations

This section would require the Administrator of the Small Business Administration to issue guidance with respect to changes made to the Small Business Act by amendments made in this Act, not later than 180 days after the date of the enactment of this Act.

SUBPART C—PUBLICATION OF CERTAIN DOCUMENTS

Section 1658—Publication of Certain Documents

This section would amend the Small Business Act (15 U.S.C. 631) by requiring a Federal agency, other than the Department of Defense, to convert a function of a small business concern to a performance by a Federal employee only after the agency has made publicly available the procedures and methodologies for determining which contracts will be studied for potential conversion, procedures and methodologies to evaluate contracts for inherently governmental or critical functions, and procedures and methodologies for estimating and comparing costs.

PART V—SMALL BUSINESS CONCERN SIZE STANDARDS

Section 1661—Small Business Concern Size Standards

This section would amend section 3 of the Small Business Act (15 U.S.C. 632) to allow common size standards among related industries only if the

Administrator of the Small Business Administration finds that the common size standard is appropriate for each industry independently. This section would also prohibit the Administrator from limiting the number of size standards, and would require the Administrator to assign the appropriate size standard to each North American Industrial Classification System Code. Furthermore, this section would require the Administrator to issue a notice of proposed rulemaking and include a detailed description of the industry, analysis of the competitive environment for that industry, the methodology used by to develop the proposed size standard, and the anticipated effect of the proposed size standard in such notice.

PART VI—CONTRACT BUNDLING

Section 1671—Consolidation of Provisions Relating To Contract Bundling

This section would amend section 44 of the Small Business Act (15 U.S.C. 657q) by expanding and clarifying the definition of a bundled contract and eliminating procedures related to contract consolidation. This section would exclude contracts under \$2.0 million dollars generally, or contracts under \$5.0 million for construction, from the definition of a bundled contract. This section would also exclude contracts for major defense acquisition programs.

Section 1672—Repeal of Redundant Provisions

This section would repeal redundant provisions contained in the Small Business Act (15 U.S.C. 644(a, e, p, q)) as a result of other actions taken in this Act.

Section 1673—Technical Amendments

This section would make technical amendments to section 15 of the Small Business Act (15 U.S.C. 644).

PART VII—INCREASED PENALTIES FOR FRAUD

Section 1681—Safe Harbor for Good Faith Compliance Efforts

This section would amend subsection (d) of section 16 of the Small Business Act (15 U.S.C. 645) by clarifying that a firm or individual will not be held liable if acting in reliance on a written advisory opinion from outside counsel. This section is intended to allow the firm or individual to establish that they acted in good faith in attempting to comply with current laws related to small business concerns. The committee believes this provision is necessary in order to aid firms or individuals who may not have absolute certainty as to whether or not they are considered a small business and are fully intending to comply with law. The committee also recommends a provision elsewhere in this title that establishes an Office of

Hearings and Appeals, which would adjudicate matters related to firms accused of misrepresenting themselves as small businesses.

Section 1682—Office of Hearings and Appeals

This section would amend section 5 of the Small Business Act (15 U.S.C. 634) to codify the existence of the Office of Hearing and Appeals within the Small Business Administration, which adjudicates matters related to firms accused of misrepresenting themselves as small businesses. This section would also require the designation of a Chief Hearing Officer and describe the qualifications and duties of such office.

Section 1683—Requirement Fraudulent Businesses Be Suspended or Debarred

This section would amend subsection (d) of section 15 of the Small Business Act (15 U.S.C. 644) by clarifying that misrepresentation as a small business concern is an independent basis for suspension or debarment of a contractor. This section would also require a revision to the Federal Acquisition Regulation and would require the Administrator of the Small Business Administration to develop and promulgate guidance implementing this section, and to publish standard operating procedures for suspension and debarment on its website.

Section 1684—Annual Report on Suspensions and Debarments Proposed by Small Business Administration

This section would require the Administrator of the Small Business Administration to submit an annual report to the Senate Committee on Small Business and Entrepreneurship and the House Committee on Small Business on the suspension and debarment actions taken by the Administrator during the year preceding the year of submission of this report.

PART VIII—OFFICES OF SMALL AND DISADVANTAGED BUSINESS UNITS

Section 1691—Offices of Small and Disadvantaged Business Utilization

This section would amend subsection (k) of section 15 of the Small Business Act (15 U.S.C. 644) to ensure that an individual serving as the Director of an Office of Small and Disadvantaged Business Utilization (OSDBU) be a member of the Senior Executive Service, or in the case of an agency where the Chief Acquisition Officer and senior procurement executives are not members of the Senior Executive Service, the Director may be appointed to a position compensated at not less than the minimum rate of pay for grade GS-15 of the General Schedule. This section would also require that the head or deputy head of the agency conduct the performance appraisal for the Director of an OSDBU. Furthermore, this section amends subsection (k) by including additional requirements for the Director of an

OSDBU and specifies minimum experience for an individual to be selected as a Director.

Section 1692—Small Business Procurement Advisory Council

This section would amend section 7104(b) of the Federal Acquisition Streamlining Act of 1994 (15 U.S.C. 644) by requiring the Small Business Procurement Advisory Council to conduct reviews of each Office of Small and Disadvantage Business Utilization and to identify best practices for maximizing small business utilization in Federal contracting.

PART IX—OTHER MATTERS

Section 1695—Surety Bonds

This section would amend section 694b of title 15, United States Code, by raising the maximum surety bond amount from \$2.0 million to \$6.5 million. This section would also allow the Administrator of the Small Business Administration to guarantee a surety bond of up to \$10.0 million if a contracting officer of a Federal agency certifies that such a guarantee is necessary. The committee is aware that many contracts awarded by the Department of Defense are suitable for small business performance, but may exceed the proposed \$6.5 million threshold for bonding. The committee believes that providing authority for the Administrator to guarantee a surety bond of up to \$10.0 million in certain cases may increase small business contracting opportunities with the Department of Defense.

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

LEGISLATIVE PROVISIONS

SUBTITLE D—PROVISIONS RELATED TO GUAM REALIGNMENT

Section 2833—Repeal of Condition on Use of Funds for Guam Realignment

This section would strike a requirement of section 2207 of the Military Construction Authorization Act for Fiscal Year 2012 (division B of Public Law 112-81) to obtain a coordinated Federal agency plan that supports the civilian infrastructure on Guam, as well as a requirement in such Act to obtain tangible progress regarding the relocation of Marine Corps Air Station Futenma as a condition for moving forward with the Marine Corps realignment of forces to Guam.

The committee has been informed by the Department of the Navy that the Supplemental Environmental Impact Statement Record of Decision is required for the beddown of Marines on Guam. The Department of the Navy has also indicated that the Federal agency efforts to mitigate the overall impact of the proposed redevelopment will be completed in the Record of Decision. The committee believes that the Record of Decision is the correct forum to fully consider the impacts of the overall realignment from a Federal agency perspective. Considering the timing of the Record of Decision, the committee believes that there are discrete elements of the overall realignment that have independent utility and should move forward.

SUBTITLE E—LAND CONVEYANCES

Section 2845—Transfer of Administrative Jurisdiction, Fort Lee Military Reservation and Petersburg National Battlefield, Virginia

This section would authorize the Secretary of the Army and the Secretary of the Interior to enter into a land exchange for 1.170 acres of real property at the Fort Lee Military Reservation, Virginia, and the Petersburg National Battlefield, Virginia.

SUBTITLE F—OTHER MATTERS

Section 2864—Gold Star Mothers National Monument, Arlington National Cemetery

This section would authorize the Secretary of the Army to establish a Gold Star Mothers National Monument in Arlington National Cemetery, Virginia, or on Federal lands that are under the jurisdiction of the Department of the Army and are located in the vicinity of Arlington National Cemetery.

Section 2865—Naming of Training and Support Complex, Fort Bragg, North Carolina

This section would name the training and support complex at Fort Bragg, North Carolina, the "Colonel Robert Howard Training and Support Complex".

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

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

LEGISLATIVE PROVISIONS

SUBTITLE A—NATIONAL SECURITY PROGRAM AUTHORIZATIONS

Section 3101—National Nuclear Security Administration

This section would authorize appropriations for the National Nuclear Security Administration for fiscal year 2013, including funds for weapons activities, defense nuclear nonproliferation programs, naval reactor programs, and the Office of the Administrator, at the levels identified in section 4701 of division D of this Act.

Section 3102—Defense Environmental Cleanup

This section would authorize appropriations for defense environmental cleanup activities for fiscal year 2013, at the levels identified in section 4701 of division D of this Act.

Section 3103—Other Defense Activities

This section would authorize appropriations for other defense activities for fiscal year 2013, including funds for Health, Safety, and Security, the Office of Legacy Management, and Nuclear Energy, at the funds identified in section 4701 of division D of this Act.

Section 3104—Energy Security and Assurance

This section would authorize appropriations for energy security and assurance programs for fiscal year 2013, at the levels identified in section 4701 of division D of this Act.

SUBTITLE B—PROGRAM AUTHORIZATIONS, RESTRICTIONS, AND LIMITATIONS

Section 3120—Limitation on Availability of Funds for Global Security Through Science Partnerships Program

This section would require that not more than \$8.0 million may be obligated or expended for the Global Security through Science Partnerships Program (GSSP), formally known as the Global Initiatives for Proliferation Prevention (GIPP) program, until such time as the Secretary of Energy submits a report to the appropriate congressional committees to complete the GSSP program by the end of calendar year 2015 or justifies the need for this program to continue based on the threat and the program's effectiveness in responding to the continuing threat.

The committee notes that the GIPP program was established in 1994, originally known as the Initiatives for Proliferation Prevention (IPP), to work with Russian Federation and other former U.S.S.R. scientists and engineers in the early days following the end of the cold war. The objectives of the IPP program were to

(1) engage weapons scientists and scientific research and development institutes located in Russia and other countries of the former U.S.S.R. in nonmilitary work by supplementing their existing salaries; and (2) create sustainable private sector jobs for former weapons scientists. The committee is aware of the program's achievements, including funding over 750 projects, engaging thousands of former weapons scientists at over 180 facilities, and resulting in the creation of 2,300 new peaceful high-tech jobs. However, the Government Accountability Office issued a report in December 2007 stating the National Nuclear Security Administration had not developed criteria for phasing out the program in Russia and other countries of the former Soviet Union.

Section 3121—Limitation on Availability of Funds for Center of Excellence on Nuclear Security

This section would limit funds that may be obligated or expended by the Secretary of Energy for fiscal year 2013 to not more than \$7.0 million for a Center of Excellence on Nuclear Security in the People's Republic of China until the date on which the Secretary of Energy reviews, in coordination with the Secretary of Defense, and submits a report to the Senate Committee on Armed Services, the Senate Committee on Foreign Relations, the House Committee on Armed Services, and the House Committee on Foreign Affairs certifying that current and planned nonproliferation activities with China are not directly or indirectly contributing to the proliferation of nuclear weapons development and technology to other nations.

Section 3122—Two-Year Extension of Schedule for Disposition of Weapons-Usable Plutonium at Savannah River Site, Aiken, South Carolina

This section would provide a 2-year extension to the schedule for the disposition of weapons-usable plutonium at the Savannah River Site, located in Aiken, South Carolina.

SUBTITLE D—REPORTS

Section 3144—Report on Defense Nuclear Nonproliferation Programs

This section would require the Administrator of the National Nuclear Security Administration (NNSA) to submit a report to the appropriate congressional committees no later than March 1 of each year from 2013 through 2015, detailing the Defense Nuclear Nonproliferation (DNN) program's budget, objectives, and metrics. This section would also require an identification and explanation of the foreign countries that are sharing the cost burden of implementing DNN programs, a description of the objectives and measurements for each DNN program, a description of the threat of the proliferation of nuclear weapons and how each DNN program counters these threats, and a description of how the programs are prioritized to meet the most urgent nonproliferation requirements.

The committee believes that the proliferation of nuclear weapons poses a serious and urgent risk to U.S. national security and impacts international stability. However, the committee is concerned about the large uncommitted annual balances in the DNN program and believes the NNSA must develop and implement stronger financial oversight. The required report would encourage the NNSA to identify and explain the uncommitted balances, as well as the partnering of foreign countries to meet these objectives.

SUBTITLE E—OTHER MATTERS

Section 3155—Intellectual Property Related To Uranium Enrichment

This section would authorize \$150.0 million for the development and demonstration of domestic national security-related enrichment technologies. Thirty days before making such funds available for these purposes, the Secretary of Energy would be required to certify to the congressional defense committees that such funds are needed for national security purposes and describe what those purposes are. If the Secretary chooses to make such funds available, this section would require the Secretary to utilize merit selection procedures and execute an agreement with the recipient of such funds. The agreement would include a requirement for the recipient to achieve specific technical criteria by dates not later than June 30, 2014, and require that immediately upon execution of such agreement that the recipient grant to the federal government a royalty-free, non-exclusive license in all enrichment-related intellectual property and associated technical data owned, licensed, or otherwise controlled by the recipient. This section would also require that any existing agreement between the Secretary of Energy and the recipient be amended to permit the Secretary to use or allow third parties to use such intellectual property and associated technical data for national defense purposes.

Furthermore, this section would require the recipient to surrender custody, possession, and control of all property or equipment owned or leased by the recipient that is associated with the enrichment technology should the Secretary determine that the technical criteria established by the Secretary in the agreement are not achieved by the agreed dates.

Finally, this section would authorize the Secretary to establish, acquire, own, control, or otherwise participate in the management and operations of the recipient, and would apply the limitations of this section to funds authorized to be appropriated for development and demonstration of domestic national security-related enrichment technology by this Act and any future Acts, and it would stipulate that the requirements of this section do not apply to the issuance of loan guarantees under section 1703 of the Energy Policy Act of 2005 (42 U.S.C. 16513).

DIVISION D—FUNDING TABLES

Section 4001—Authorization of Amounts in Funding Tables

This section would provide for the allocation of funds among programs, projects, and activities in accordance with the tables in division D of this Act, subject to reprogramming guidance in accordance with established procedures.

Consistent with the previously expressed views of the committee, this section would also require that a decision by an Agency Head to commit, obligate, or expend funds to a specific entity on the basis of such funding tables be based on merit-based selection procedures in accordance with the requirements of section 2304(k) and section 2374 of title 10, United States Code, and other applicable provisions of law.

BILL LANGUAGE

**Titles 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12,
13, 14, 15, 16, 22, 28, 31,
& Division D**

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

3 **SEC. 101 [Log #13729]. AUTHORIZATION OF APPROPRIA-**
4 **TIONS.**

5 Funds are hereby authorized to be appropriated for
6 fiscal year 2013 for procurement for the Army, the Navy
7 and the Marine Corps, the Air Force, and Defense-wide
8 activities, as specified in the funding table in section 4101.

1 **SEC. 132 [Log #13283]. RETIREMENT OF C-130 AIRCRAFT.**

2 Section 8062 of title 10, United States Code, as
3 amended by section 131(a), is further amended by adding
4 at the end the following new subsection:

5 “(i) The Secretary of the Air Force may not retire
6 any C-130 aircraft during fiscal year 2013. Beginning Oc-
7 tober 1, 2013, the Secretary may not retire more than
8 41 C-130 aircraft.”.

1 **SEC. 135 [Log #13284]. LIMITATION ON AVAILABILITY OF**
2 **FUNDS FOR DIVESTMENT OR RETIREMENT**
3 **OF C-27J AIRCRAFT.**

4 (a) IN GENERAL.—None of the funds authorized to
5 be appropriated by this Act or otherwise made available
6 for fiscal year 2013 for the Air Force may be used to di-
7 vest or retire, or prepare to divest or retire, a C-27J air-
8 craft during fiscal year 2013. After fiscal year 2013, such
9 funds may not be used for such purpose until a period
10 of 180 days has elapsed following the date on which—

11 (1) the Director of the Congressional Budget
12 Office submits to the congressional defense commit-
13 tees the analysis conducted under subsection (b)(1);
14 and

15 (2) the reports under subsections (d)(2) and
16 (e)(2) of section 112 of the National Defense Au-
17 thorization Act for Fiscal Year 2012 (Public Law
18 112-81; 125 Stat. 1318) are submitted to the con-
19 gressional defense committees.

20 (b) LIFE-CYCLE COST ANALYSIS.—

21 (1) CBO.—The Director of the Congressional
22 Budget Office shall submit to the congressional de-
23 fense committees a 40-year life-cycle cost analysis of
24 C-27J aircraft, C-130H aircraft, and C-130J air-
25 craft.

1 (2) MATTERS INCLUDED.—The life-cycle cost
2 analysis conducted under paragraph (1) shall—

3 (A) take into account all upgrades and
4 modifications required to sustain the aircraft
5 specified in paragraph (1) during a 40-year
6 service-life;

7 (B) assess the most cost-effective and mis-
8 sion-effective manner for which C-27J aircraft
9 could be affordably fielded by the Air National
10 Guard, including by determining—

11 (i) the number of basing locations re-
12 quired;

13 (ii) the number of authorized per-
14 sonnel associated with a unit's manning
15 document; and

16 (iii) the maintenance and sustainment
17 strategy required; and

18 (C) outline any limiting factors regarding
19 the analysis of C-27J aircraft with respect to
20 cost assumptions used by the Director in such
21 analysis and the actual costs incurred for air-
22 craft fielded by the Air Force as of the date of
23 the analysis.

24 (3) COOPERATION.—The Secretary of Defense
25 shall provide the Director with any information, in-

1 including original source documentation, the Director
2 determines is required to promptly conduct the anal-
3 ysis under paragraph (1).

1 **SEC. 136 [Log #14198]. LIMITATION ON AVAILABILITY OF**
2 **FUNDS FOR TERMINATION OF C-130 AVI-**
3 **ONICS MODERNIZATION PROGRAM.**

4 (a) IN GENERAL.—None of the funds authorized to
5 be appropriated by this Act or otherwise made available
6 for fiscal year 2013 for the Air Force may be used to ter-
7 minate the C-130 avionics modernization program until
8 a period of 180 days has elapsed after the date on which
9 the Secretary of the Air Force submits to the congres-
10 sional defense committees the cost-benefit analysis con-
11 ducted under subsection (b)(1).

12 (b) COST-BENEFIT ANALYSIS.—

13 (1) FFRDC.—The Secretary shall seek to enter
14 into an agreement with the Institute for Defense
15 Analyses to conduct an independent cost-benefit
16 analysis that compares the following alternatives:

17 (A) Upgrading and modernizing the legacy
18 C-130 airlift fleet using the C-130 avionics
19 modernization program.

20 (B) Upgrading and modernizing the legacy
21 C-130 airlift fleet using a reduced scope pro-
22 gram for avionics and mission planning sys-
23 tems.

24 (2) MATTERS INCLUDED.—The cost-benefit
25 analysis conducted under paragraph (1) shall take
26 into account—

- 1 (A) the effect of life-cycle costs for—
2 (i) each of the alternatives described
3 in subparagraphs (A) and (B); and
4 (ii) C-130 aircraft that are not up-
5 graded or modernized; and
6 (B) the future costs associated with the
7 potential upgrades to avionics and mission sys-
8 tems that may be required in the future for leg-
9 acy C-130 aircraft to remain relevant and mis-
10 sion effective.

1 **SEC. 142 [Log #39365]. COMMON DATA LINK FOR MANNED**
2 **AND UNMANNED INTELLIGENCE, SURVEIL-**
3 **LANCE, AND RECONNAISSANCE SYSTEMS.**

4 Section 141 of the National Defense Authorization
5 Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat.
6 3164), as amended by section 143 of the National Defense
7 Authorization Act for Fiscal Year 2010 (Public Law 111–
8 84; 123 Stat. 2223), is amended by adding at the end
9 the following new subsection:

10 “(e) STANDARDS IN SOLICITATIONS.—The Secretary
11 of Defense shall ensure that a solicitation for a common
12 data link described in subsection (a)—

13 “(1) complies with the most recently issued
14 common data link specification standard of the De-
15 partment of Defense as of the date of the solicita-
16 tion; and

17 “(2) does not include any proprietary or un-
18 documented interface or waveform as a requirement
19 or criterion for evaluation.”.

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

3 **SEC. 201 [Log #13730]. AUTHORIZATION OF APPROPRIA-**
4 **TIONS.**

5 Funds are hereby authorized to be appropriated for
6 fiscal year 2013 for the use of the Department of Defense
7 for research, development, test, and evaluation as specified
8 in the funding table in section 4201.

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

3 **SEC. 301. [LOG ID 14195]OPERATION AND MAINTENANCE**
4 **FUNDING.**

5 Funds are hereby authorized to be appropriated for
6 fiscal year 2013 for the use of the Armed Forces and other
7 activities and agencies of the Department of Defense for
8 expenses, not otherwise provided for, for operation and
9 maintenance, as specified in the funding table in section
10 4301.

1 **SEC. 352. [LOG ID 13286]LIMITATION ON AVAILABILITY OF**
2 **FUNDS FOR THE DISESTABLISHMENT OF**
3 **AEROSPACE CONTROL ALERT LOCATIONS.**

4 (a) **LIMITATION.**—None of the funds authorized to
5 be appropriated by this Act or otherwise made available
6 for fiscal year 2013 for the Department of Defense may
7 be obligated or expended to disestablish or downgrade any
8 of the 18 level 5 aerospace control alert defense locations
9 in existence as of the date of the enactment of this Act.

10 (b) **MAINTAINED LEVELS.**—The Secretary of the Air
11 Force shall maintain the operational capabilities provided
12 by the 18 level 5 aerospace control alert defense capabili-
13 ties until the later of the following dates:

14 (1) The date of the enactment of the National
15 Defense Authorization Act for Fiscal Year 2014.

16 (2) September 30, 2013.

17 (c) **CONSOLIDATED BUDGET EXHIBIT.**—The Sec-
18 retary of Defense shall establish a consolidated budget jus-
19 tification display that fully identifies the baseline aero-
20 space control alert budget for each of the military services
21 and encompasses all programs and activities of the aero-
22 space control alert mission for each of the following func-
23 tions:

24 (1) Procurement.

25 (2) Operation and maintenance.

1 (3) Research, development, testing, and evalua-
2 tion.

3 (4) Military construction.

4 (d) REPORT.—

5 (1) REPORT TO CONGRESS.—Not later than
6 March 1, 2013, the Secretary of Defense shall sub-
7 mit to the congressional defense committees a report
8 that provides a cost-benefit analysis and risk-based
9 assessment of the aerospace control alert mission as
10 it relates to expected future changes to the budget
11 and force structure of such mission.

12 (2) COMPTROLLER GENERAL REVIEW.—Not
13 later than 120 days after the date on which the Sec-
14 retary submits the report required by paragraph (1),
15 the Comptroller General of the United States shall—

16 (A) conduct a review of the force structure
17 plan of the Department of Defense and the
18 cost-benefit analysis and risk-based assessment
19 contained in the report; and

20 (B) submit to the congressional defense
21 committees a report on the findings of such re-
22 view.

1 **SEC. 355. [LOG ID 40368]RENEWAL OF EXPIRED PROHIBI-**
2 **TION ON RETURN OF VETERANS MEMORIAL**
3 **OBJECTS WITHOUT SPECIFIC AUTHORIZA-**
4 **TION IN LAW.**

5 (a) CODIFICATION OF PROHIBITION.—Section 2572
6 of title 10, United States Code, is amended by adding at
7 the end the following new subsection:

8 “(e)(1) Except as provided in paragraph (3), and not-
9 withstanding this section or any other provision of law,
10 the President may not transfer a veterans memorial object
11 to a foreign country or an entity controlled by a foreign
12 government, or otherwise transfer or convey such an ob-
13 ject to any person or entity for purposes of the ultimate
14 transfer or conveyance of the object to a foreign country
15 or entity controlled by a foreign government.

16 “(2) In this subsection:

17 “(A) The term ‘entity controlled by a foreign
18 government’ has the meaning given that term in sec-
19 tion 2536(c)(1) of this title.

20 “(B) The term ‘veterans memorial object’
21 means any object, including a physical structure or
22 portion thereof, that—

23 “(i) is located at a cemetery of the Na-
24 tional Cemetery System, war memorial, or mili-
25 tary installation in the United States;

1 “(ii) is dedicated to, or otherwise memori-
2 alizes, the death in combat or combat-related
3 duties of members of the armed forces; and

4 “(iii) was brought to the United States
5 from abroad as a memorial of combat abroad.

6 “(3) The prohibition imposed by paragraph (1) does
7 not apply to a transfer of a veterans memorial object if—

8 “(A) the transfer of that veterans memorial ob-
9 ject is specifically authorized by law; or

10 “(B) the transfer is made after September 30,
11 2017.”.

12 (b) REPEAL OF OBSOLETE SOURCE LAW.—Section
13 1051 of the National Defense Authorization Act for Fiscal
14 Year 2000 (Public Law 106–65; 10 U.S.C. 2572 note) is
15 repealed.

1 **SEC. 416. [LOG ID 41421]RESERVE COMPONENT END**
2 **STRENGTH CONFORMING CHANGES.**

3 (a) AIR NATIONAL GUARD AND AIR FORCE RESERVE
4 END STRENGTH FOR SELECTED RESERVE.—Section
5 411(a) is amended—

6 (1) in paragraph (5), by striking “101,600”
7 and inserting “103,376”; and

8 (2) in paragraph (6), by striking “70,500” and
9 inserting “71,382”.

10 (b) END STRENGTH OF AIR NATIONAL GUARD MEM-
11 BERS ON ACTIVE DUTY IN SUPPORT OF THE RE-
12 SERVES.—Section 412(5) is amended by striking
13 “14,305” and inserting “14,542”.

14 (c) END STRENGTH OF AIR FORCE RESERVE AND
15 AIR NATIONAL GUARD MILITARY TECHNICIANS (DUAL
16 STATUS).—Section 413 is amended—

17 (1) in paragraph (3), by striking “10,283” and
18 inserting “10,508”; and

19 (2) in paragraph (4), by striking “21,101” and
20 inserting “21,561”.

1 **SEC. 504. [LOG ID 41418]EXTENSION OF TEMPORARY AU-**
2 **THORITY TO REDUCE MINIMUM LENGTH OF**
3 **ACTIVE SERVICE AS A COMMISSIONED OFFI-**
4 **CER REQUIRED FOR VOLUNTARY RETIRE-**
5 **MENT AS AN OFFICER.**

6 (a) ARMY.—Section 3911(b)(2) of title 10, United
7 States Code, is amended by striking “September 30,
8 2013” and inserting “September 30, 2018”.

9 (b) NAVY AND MARINE CORPS.—Section
10 6323(a)(2)(B) of such title is amended by striking “Sep-
11 tember 30, 2013” and inserting “September 30, 2018”.

12 (c) AIR FORCE.—Section 8911(b)(2) of such title is
13 amended by striking “September 30, 2013” and inserting
14 “September 30, 2018”.

1 **SEC. 505. [LOG ID 40398]TEMPORARY INCREASE IN THE**
2 **TIME-IN-GRADE RETIREMENT WAIVER LIM-**
3 **TATION FOR LIEUTENANT COLONELS AND**
4 **COLONELS IN THE ARMY, AIR FORCE, AND**
5 **MARINE CORPS AND COMMANDERS AND CAP-**
6 **TAINS IN THE NAVY.**

7 Section 1370(a)(2)(F) of title 10, United States
8 Code, is amended—

9 (1) by striking “the period ending on December
10 31, 2007” and inserting “fiscal years 2013 through
11 2018”;

12 (2) by striking “Air Force” and inserting
13 “Army, Air Force, and Marine Corps”; and

14 (3) by striking “in the period”.

1 **SEC. 506. [LOG ID 40397]MODIFICATION TO LIMITATIONS ON**
2 **NUMBER OF OFFICERS FOR WHOM SERVICE-**
3 **IN-GRADE REQUIREMENTS MAY BE REDUCED**
4 **FOR RETIREMENT IN GRADE UPON VOL-**
5 **UNTARY RETIREMENT.**

6 Section 1370(a)(2) of title 10, United States Code,
7 is amended—

8 (1) in subparagraph (E)—

9 (A) by inserting “(i)” after “exceed”; and

10 (B) by inserting before the period at the
11 end the following: “or (ii) in the case of officers
12 of that armed forces in a grade specified in sub-
13 paragraph (G), two officers, whichever number
14 is greater”; and

15 (2) by adding at the end the following new sub-
16 paragraph:

17 “(G) Notwithstanding subparagraph (E), during fis-
18 cal years 2013 through 2017, the total number of briga-
19 dier generals and major generals of the Army, Air Force,
20 and Marine Corps, and the total number of rear admirals
21 (lower half) and rear admirals of the Navy, for whom a
22 reduction is made under this section during any fiscal year
23 of service-in-grade otherwise required under this para-
24 graph—

25 “(i) for officers of the Army, Navy, and Air
26 Force, may not exceed five percent of the authorized

1 active-duty strength for that fiscal year for officers
2 of that armed force in those grades; and
3 “(ii) for officers of the Marine Corps, may not
4 exceed 10 percent of the authorized active-duty
5 strength for that fiscal year for officers in those
6 grades.”.

1 **SEC. 716 [Log #37306]. PILOT PROGRAM ON INCREASED**
2 **THIRD-PARTY COLLECTION REIMBURSE-**
3 **MENTS IN MILITARY MEDICAL TREATMENT**
4 **FACILITIES.**

5 (a) PILOT PROGRAM.—

6 (1) IN GENERAL.—The Secretary of Defense, in
7 coordination with the Secretaries of the military de-
8 partments, shall carry out a pilot program to assess
9 the feasibility of using processes described in para-
10 graph (2) to increase the amounts collected under
11 section 1095 of title 10, United States Code, from
12 a third-party payer for charges for health care serv-
13 ices incurred by the United States at a military
14 medical treatment facility.

15 (2) PROCESSES DESCRIBED.—The processes de-
16 scribed in this paragraph are revenue-cycle improve-
17 ment processes, including cash-flow management
18 and accounts-receivable processes.

19 (b) REQUIREMENTS.—In carrying out the pilot pro-
20 gram under subsection (a)(1), the Secretary shall—

21 (1) identify and analyze the best practice op-
22 tions with respect to the processes described in sub-
23 section (a)(2) that are used in nonmilitary health
24 care facilities; and

25 (2) conduct a cost-benefit analysis to assess the
26 pilot program, including an analysis of—

1 (A) the different processes used in the
2 pilot program;

3 (B) the amount of third-party collections
4 that resulted from such processes;

5 (C) the cost to implement and sustain such
6 processes; and

7 (D) any other factors the Secretary deter-
8 mines appropriate to assess the pilot program.

9 (c) LOCATIONS.—The Secretary shall carry out the
10 pilot program under subsection (a)(1) at not less than two
11 military installations of different military departments
12 that meet the following criteria:

13 (1) There is a military medical treatment facil-
14 ity that has inpatient and outpatient capabilities at
15 the installation.

16 (2) At least 40 percent of the military bene-
17 ficiary population residing in the catchment area
18 surrounding the installation is potentially covered by
19 a third-party payer (as defined in section 1095(h)(1)
20 of title 10, United States Code).

21 (d) DURATION.—The Secretary shall commence the
22 pilot program under subsection (a)(1) by not later than
23 270 days after the date of the enactment of this Act and
24 shall carry out such program for three years.

1 (e) REPORT.—Not later than 180 days after com-
2 pleting the pilot program under subsection (a)(1), the Sec-
3 retary shall submit to the congressional defense commit-
4 tees a report describing the results of the program, includ-
5 ing—

6 (1) a comparison of—

7 (A) the processes described in subsection
8 (a)(2) that were used in the military medical
9 treatment facilities participating in the pro-
10 gram; and

11 (B) the third-party collection processes
12 used by military medical treatment facilities not
13 included in the program;

14 (2) a cost analysis of implementing the proc-
15 esses described in subsection (a)(2) for third-party
16 collections at military medical treatment facilities;
17 and

18 (3) an assessment of the program, including
19 any recommendations to improve third-party collec-
20 tions.

1 **SEC. 717 [Log #37305]. PILOT PROGRAM FOR REFILLS OF**
2 **MAINTENANCE MEDICATIONS FOR TRICARE**
3 **FOR LIFE BENEFICIARIES THROUGH THE**
4 **TRICARE MAIL-ORDER PHARMACY PROGRAM.**

5 (a) IN GENERAL.—The Secretary of Defense shall
6 conduct a pilot program to refill prescription maintenance
7 medications for each TRICARE for Life beneficiary
8 through the national mail-order pharmacy program under
9 section 1074g(a)(2)(E)(iii) of title 10, United States
10 Code.

11 (b) MEDICATIONS COVERED.—

12 (1) DETERMINATION.—The Secretary shall de-
13 termine the prescription maintenance medications
14 included in the pilot program under subsection (a).

15 (2) SUPPLY.—In carrying out the pilot program
16 under subsection (a), the Secretary shall ensure that
17 the medications included in the program are—

18 (A) generally available to the TRICARE
19 for Life beneficiary through retail pharmacies
20 only for an initial filling of a 30-day or less
21 supply; and

22 (B) any refills of such medications are ob-
23 tained through the national mail-order phar-
24 macy program.

1 (3) EXEMPTION.— The Secretary may exempt
2 the following prescription maintenance medications
3 from the requirements in paragraph (2):

4 (A) Such medications that are for acute
5 care needs.

6 (B) Such other medications as the Sec-
7 retary determines appropriate.

8 (c) NONPARTICIPATION.—

9 (1) OPT OUT.—The Secretary shall give
10 TRICARE for Life beneficiaries who have been cov-
11 ered by the pilot program under subsection (a) for
12 a period of one year an opportunity to opt out of
13 continuing to participate in the program.

14 (2) WAIVER.—The Secretary may waive the re-
15 quirement of a TRICARE for Life beneficiary to
16 participate in the pilot program under subsection (a)
17 if the Secretary determines, on an individual basis,
18 that such waiver is appropriate.

19 (d) TRICARE FOR LIFE BENEFICIARY DEFINED.—
20 In this section, the term “TRICARE for Life beneficiary”
21 means a TRICARE beneficiary enrolled in the Medicare
22 wraparound coverage option of the TRICARE program
23 made available to the beneficiary by reason of section
24 1086(d) of title 10, United States Code.

1 (e) REPORTS.—Not later than March 31 of each year
2 beginning in 2014 and ending in 2018, the Secretary shall
3 submit to the congressional defense committees a report
4 on the pilot program under subsection (a).

5 (f) SUNSET.—The Secretary may not carry out the
6 pilot program under subsection (a) after December 31,
7 2017.

1 **SEC. 718 [Log #37304]. COST-SHARING RATES FOR PHAR-**
2 **MACY BENEFITS PROGRAM OF THE TRICARE**
3 **PROGRAM.**

4 (a) IN GENERAL.—Section 1074g(a)(6) of title 10,
5 United States Code, is amended—

6 (1) by amending subparagraph (A) to read as
7 follows:

8 “(A) The Secretary, in the regulations prescribed
9 under subsection (h), shall establish cost-sharing require-
10 ments under the pharmacy benefits program. In accord-
11 ance with subparagraph (C), such cost-sharing require-
12 ments shall consist of the following:

13 “(i) With respect to each supply of a prescription cov-
14 ering not more than 30 days that is obtained by a covered
15 beneficiary under the TRICARE retail pharmacy pro-
16 gram—

17 “(I) in the case of generic agents, \$5;

18 “(II) in the case of formulary agents, \$17; and

19 “(III) in the case of nonformulary agents, \$44.

20 “(ii) With respect to each supply of a prescription
21 covering not more than 90 days that is obtained by a cov-
22 ered beneficiary under the national mail-order pharmacy
23 program—

24 “(I) in the case of generic agents, \$0;

25 “(II) in the case of formulary agents, \$13; and

1 “(III) in the case of nonformulary agents,
2 \$43.”; and

3 (2) by adding at the end the following new sub-
4 paragraph:

5 “(C) Beginning October 1, 2013, the Secretary may
6 only increase in any year the cost-sharing amount estab-
7 lished under subparagraph (A) by an amount equal to the
8 percentage by which retired pay is increased under section
9 1401a of this title.”.

10 (b) **EFFECTIVE DATE.**—The cost-sharing require-
11 ments under section 1074g(a)(6)(A) of title 10, United
12 States Code, as amended by subsection (a)(1), shall apply
13 with respect to prescriptions obtained under the
14 TRICARE pharmacy benefits program on or after October
15 1, 2012.

1 **Subtitle A—Acquisition Policy and**
2 **Management**

3 **SEC. 801 [Log 23836]. PILOT EXEMPTION REGARDING**
4 **TREATMENT OF PROCUREMENTS ON BEHALF**
5 **OF THE DEPARTMENT OF DEFENSE IN AC-**
6 **CORDANCE WITH THE DEPARTMENT OF EN-**
7 **ERGY'S WORK FOR OTHERS PROGRAM.**

8 (a) EXEMPTION FROM INSPECTOR GENERAL RE-
9 VIEWS AND DETERMINATIONS.—Subsection (a) of section
10 801 of the National Defense Authorization Act for Fiscal
11 Year 2008 (Public Law 110–181; 10 U.S.C. 2304 note)
12 is amended by adding at the end the following new para-
13 graph:

14 “(7) TREATMENT OF PROCUREMENTS
15 THROUGH DEPARTMENT OF ENERGY.—For purposes
16 of this subsection, effective during the 24-month pe-
17 riod beginning on the date of the enactment of the
18 National Defense Authorization Act for Fiscal Year
19 2013, the procurement of property or services on be-
20 half of the Department of Defense pursuant to an
21 interagency agreement between the Department of
22 Defense and the Department of Energy in accord-
23 ance with the Department of Energy’s Work For
24 Others Program, under which the property or serv-
25 ices are provided by a management and operating

1 contractor of the Department of Energy and are
2 procured on behalf of the Department of Defense,
3 shall not be considered a procurement of property or
4 services on behalf of the Department of Defense by
5 a covered non-defense agency.”.

6 (b) EXEMPTION FROM CERTAIN CERTIFICATION RE-
7 QUIREMENTS.—Subsection (b) of such section is amend-
8 ed—

9 (1) in paragraph (1), by striking “paragraph
10 (2)” and inserting “paragraphs (2) and (4)”; and

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

13 “(4) EXCEPTION FOR PROCUREMENTS IN AC-
14 CORDANCE WITH THE DEPARTMENT OF ENERGY’S
15 WORK FOR OTHERS PROGRAM.—Effective during the
16 24-month period beginning on the date of the enact-
17 ment of the National Defense Authorization Act for
18 Fiscal Year 2013, the limitation in paragraph (1)
19 shall not apply to the procurement of property or
20 services on behalf of the Department of Defense
21 pursuant to an interagency agreement between the
22 Department of Defense and the Department of En-
23 ergy in accordance with the Department of Energy’s
24 Work for Others Program, under which the property
25 or services are provided by a management and oper-

1 ating contractor of the Department of Energy and
2 procured on behalf of the Department of Defense.”.

3 (c) CERTIFICATION.—Not later than 20 months after
4 the date of the enactment of this Act, the Under Secretary
5 of Defense for Acquisition, Technology, and Logistics shall
6 submit to the congressional defense committees the fol-
7 lowing:

8 (1) A statement certifying whether the procure-
9 ment policies, procedures, and internal controls of
10 the Department of Energy provide sufficient protec-
11 tion and oversight for Department of Defense funds
12 expended through the Department of Energy Work
13 for Others Program.

14 (2) A recommendation regarding whether the
15 pilot exemption granted by the amendments made by
16 this section should be extended.

1 **Subtitle B—Amendments to Gen-**
2 **eral Contracting Authorities,**
3 **Procedures, and Limitations**

4 **SEC. 811 [Log 17426]. MODIFICATION OF TIME PERIOD FOR**
5 **CONGRESSIONAL NOTIFICATION OF THE**
6 **LEASE OF CERTAIN VESSELS BY THE DE-**
7 **PARTMENT OF DEFENSE.**

8 Section 2401(h)(2) of title 10, United States Code,
9 is amended by striking “30 days of continuous session of
10 Congress” and inserting “60 days”.

1 **SEC. 812 [Log 26328]. EXTENSION OF AUTHORITY FOR USE**
2 **OF SIMPLIFIED ACQUISITION PROCEDURES**
3 **FOR CERTAIN COMMERCIAL ITEMS.**

4 (a) **EXTENSION.**—Effective as of January 1, 2012,
5 section 4202 of the Clinger–Cohen Act of 1996 (division
6 D of Public Law 104–106; 110 Stat. 652; 10 U.S.C. 2304
7 note) is amended in subsection (e) by striking “2012” and
8 inserting “2015”.

9 (b) **TECHNICAL AMENDMENT TO CROSS REF-**
10 **ERENCES.**—Subsection (e) of such Act is further amended
11 by striking “section 303(g)(1) of the Federal Property and
12 Administrative Services Act of 1949, and section 31(a) of
13 the Office of Federal Procurement Policy Act, as amended
14 by this section,” and inserting “section 3305(a) of title
15 41, United States Code, and section 1901(a) of title 41,
16 United States Code,”.

1 **SEC. 813 [Log 28248]. CODIFICATION AND AMENDMENT RE-**
2 **LATING TO LIFE-CYCLE MANAGEMENT AND**
3 **PRODUCT SUPPORT REQUIREMENTS.**

4 (a) CODIFICATION AND AMENDMENT.—

5 (1) IN GENERAL.—Chapter 137 of title 10,
6 United States Code, is amended by adding at the
7 end the following new section:

8 **“§ 2335. Life-cycle management and product support**

9 “(a) GUIDANCE ON LIFE-CYCLE MANAGEMENT.—
10 The Secretary of Defense shall issue and maintain com-
11 prehensive guidance on life-cycle management and the de-
12 velopment and implementation of product support strate-
13 gies for major weapon systems. The guidance issued pur-
14 suant to this subsection shall—

15 “(1) maximize competition and make the best
16 possible use of available Department of Defense and
17 industry resources at the system, subsystem, and
18 component levels; and

19 “(2) maximize value to the Department of De-
20 fense by providing the best possible product support
21 outcomes at the lowest operations and support cost.

22 “(b) PRODUCT SUPPORT MANAGERS.—

23 “(1) REQUIREMENT.—The Secretary of De-
24 fense shall require that each major weapon system
25 be supported by a product support manager in ac-
26 cordance with this subsection.

1 “(2) RESPONSIBILITIES.—A product support
2 manager for a major weapon system shall—

3 “(A) develop and implement a comprehen-
4 sive product support strategy for the weapon
5 system;

6 “(B) use advanced predictive analysis to
7 the extent practicable to improve material avail-
8 ability and reliability, increase operational avail-
9 ability rates, and reduce operation and
10 sustainment costs;

11 “(C) conduct appropriate cost analyses to
12 validate the product support strategy, including
13 cost-benefit analyses as outlined in Office of
14 Management and Budget Circular A-94;

15 “(D) ensure achievement of desired prod-
16 uct support outcomes through development and
17 implementation of appropriate product support
18 arrangements;

19 “(E) adjust performance requirements and
20 resource allocations across product support in-
21 tegrators and product support providers as nec-
22 essary to optimize implementation of the prod-
23 uct support strategy;

24 “(F) periodically review product support
25 arrangements between the product support inte-

1 grators and product support providers to ensure
2 the arrangements are consistent with the overall
3 product support strategy;

4 “(G) prior to each change in the product
5 support strategy or every five years, whichever
6 occurs first, revalidate any business-case anal-
7 ysis performed in support of the product sup-
8 port strategy; and

9 “(H) ensure that the product support
10 strategy maximizes small business participation
11 at the appropriate tiers and apply the require-
12 ments of section 15(g) of the Small Business
13 Act (15 U.S.C. 644(g)) in a manner that en-
14 sures that small business concerns are not inap-
15 propriately selected for performance as a prime
16 contractor.

17 “(c) DEFINITIONS.—In this section:

18 “(1) PRODUCT SUPPORT.—The term ‘product
19 support’ means the package of support functions re-
20 quired to field and maintain the readiness and oper-
21 ational capability of major weapon systems, sub-
22 systems, and components, including all functions re-
23 lated to weapon system readiness.

24 “(2) PRODUCT SUPPORT ARRANGEMENT.— The
25 term ‘product support arrangement’ means a con-

1 tract, task order, or any type of other contractual
2 arrangement, or any type of agreement or non-con-
3 tractual arrangement within the Federal Govern-
4 ment, for the performance of sustainment or logis-
5 tics support required for major weapon systems,
6 subsystems, or components. The term includes ar-
7 rangements for any of the following:

8 “(A) Performance-based logistics.

9 “(B) Sustainment support.

10 “(C) Contractor logistics support.

11 “(D) Life-cycle product support.

12 “(E) Weapon systems product support.

13 “(3) PRODUCT SUPPORT INTEGRATOR.—The
14 term ‘product support integrator’ means an entity
15 within the Federal Government or outside the Fed-
16 eral Government charged with integrating all sources
17 of product support, both private and public, defined
18 within the scope of a product support arrangement.

19 “(4) PRODUCT SUPPORT PROVIDER.—The term
20 ‘product support provider’ means an entity that pro-
21 vides product support functions. The term includes
22 an entity within the Department of Defense, an enti-
23 ty within the private sector, or a partnership be-
24 tween such entities.

1 “(5) MAJOR WEAPON SYSTEM.—The term
2 ‘major weapon system’ has the meaning given that
3 term in section 2302d of this title.

4 “(6) ADVANCED PREDICTIVE ANALYSIS.—The
5 term ‘advanced predictive analysis’ means a type of
6 analysis that applies advanced predictive modeling
7 methodology to life-cycle management and product
8 support by using event simulation to account for
9 variations in asset demand over time, including
10 events such as current equipment condition, planned
11 usage, aging of parts, maintenance capacity and
12 quality, and logistics response.”.

13 (2) CLERICAL AMENDMENT.—The table of sec-
14 tions at the beginning of chapter 137 of such title
15 is amended by adding at the end the following new
16 item:

 “2335. Life-cycle management and product support.”.

17 (b) REPEAL OF SUPERSEDED SECTION.—Section
18 805 of the National Defense Authorization Act for Fiscal
19 Year 2010 (Public Law 111–84; 10 U.S.C. 2302) is re-
20 pealed.

1 **SEC. 814 [Log 29229]. CODIFICATION OF REQUIREMENT RE-**
2 **LATING TO GOVERNMENT PERFORMANCE OF**
3 **CRITICAL ACQUISITION FUNCTIONS.**

4 (a) CODIFICATION.—

5 (1) IN GENERAL.—Subchapter I of chapter 87
6 of title 10, United States Code, is amended by add-
7 ing at the end the following new section:

8 **“§ 1706. Government performance of certain acquisi-**
9 **tion functions**

10 “(a) GOAL.—It shall be the goal of the Department
11 of Defense and each of the military departments to ensure
12 that, for each major defense acquisition program and each
13 major automated information system program, each of the
14 following positions is performed by a properly qualified
15 member of the armed forces or full-time employee of the
16 Department of Defense:

17 “(1) Program manager.

18 “(2) Deputy program manager.

19 “(3) Product support manager.

20 “(4) Chief engineer.

21 “(5) Systems engineer.

22 “(6) Chief developmental tester.

23 “(7) Cost estimator.

24 “(b) PLAN OF ACTION.—The Secretary of Defense
25 shall develop and implement a plan of action for recruit-
26 ing, training, and ensuring appropriate career develop-

1 ment of military and civilian personnel to achieve the ob-
2 jective established in subsection (a).

3 “(c) DEFINITIONS.—In this section:

4 “(1) The term ‘major defense acquisition pro-
5 gram’ has the meaning given such term in section
6 2430(a) of this title.

7 “(2) The term ‘major automated information
8 system program’ has the meaning given such term
9 in section 2445a(a) of this title.”.

10 (2) CLERICAL AMENDMENT.—The table of sec-
11 tions at the beginning of such subchapter is amend-
12 ed by adding at the end the following new item:

“1706. Government performance of certain acquisition functions.”.

13 (b) REPEAL OF SUPERSEDED SECTION.—Section
14 820 of the John Warner National Defense Authorization
15 Act for Fiscal Year 2007 (Public Law 109–364; 10 U.S.C.
16 1701 note) is repealed.

1 **SEC. 815 [Log 41422]. LIMITATION ON FUNDING PENDING**
2 **CERTIFICATION OF IMPLEMENTATION OF RE-**
3 **QUIREMENTS FOR COMPETITION.**

4 (a) LIMITATION ON FUNDING FOR CERTAIN OF-
5 FICES.—Of the funds authorized to be appropriated for
6 fiscal year 2013 as specified in the funding table in section
7 4301, not more than 80 percent of the funds authorized
8 for the Office of the Secretary of Defense may be obligated
9 or expended until the certification described in subsection
10 (b) is submitted.

11 (b) CERTIFICATION REQUIRED.—The Secretary of
12 Defense shall certify to the congressional defense commit-
13 tees that the Department of Defense is implementing the
14 requirements of section 202(d) of the Weapon Systems
15 Acquisition Reform Act of 2009 (Public Law 111-23; 10
16 U.S.C. 2430 note). Such a certification shall be accom-
17 panied by—

18 (1) a briefing to the congressional defense com-
19 mittees on processes and procedures that have been
20 implemented across the military departments and
21 Defense Agencies to maximize competition through-
22 out the life-cycle of major defense acquisition pro-
23 grams, including actions to award contracts for per-
24 formance of maintenance and sustainment of major
25 weapon systems or subsystems and components of
26 such systems; and

1 (2) a representative sample of solicitations
2 issued since May 22, 2009, intended to fulfill the ob-
3 jectives of such section 202(d).

1 **Subtitle C—Provisions Relating to**
2 **Contracts in Support of Contin-**
3 **gency Operations in Iraq or Af-**
4 **ghanistan**

5 **SEC. 821. [LOG # 29215] EXTENSION AND EXPANSION OF AU-**
6 **THORITY TO ACQUIRE PRODUCTS AND SERV-**
7 **ICES PRODUCED IN COUNTRIES ALONG A**
8 **MAJOR ROUTE OF SUPPLY TO AFGHANISTAN.**

9 (a) **EXTENSION OF TERMINATION DATE.**—Sub-
10 section (f) of section 801 of the National Defense Author-
11 ization Act for Fiscal Year 2010 (Public Law 111–84; 123
12 Stat. 2399) is amended by striking “on or after the date
13 occurring three years after the date of the enactment of
14 this Act” and inserting “after December 31, 2014”.

15 (b) **EXPANSION OF AUTHORITY TO COVER FORCES**
16 **OF THE UNITED STATES AND COALITION FORCES.**—Sub-
17 section (b)(1) of such section is amended—

18 (1) in subparagraph (B), by striking “or” at
19 the end;

20 (2) in subparagraph (C), by adding “or” at the
21 end; and

22 (3) by adding at the end the following:

23 “(D) by the United States or coalition
24 forces in Afghanistan if the product or service
25 is from a country that has agreed to allow the

1 transport of coalition personnel, equipment, and
2 supplies;”.

3 (c) LIMITATION.—Such section is amended—

4 (1) by redesignating subsections (d), (e), (f),
5 and (g) as subsections (e), (f), (g), and (h), respec-
6 tively; and

7 (2) by inserting after subsection (c) the fol-
8 lowing:

9 “(d) LIMITATION.—The Secretary may not use the
10 authority provided in subsection (a) to procure goods or
11 services from Pakistan until such time as the Government
12 of Pakistan agrees to re-open the Ground Lines of Com-
13 munication for the movement of United States equipment
14 and supplies through Pakistan.”.

15 (d) REPEAL OF EXPIRED REPORT REQUIREMENT.—
16 Subsection (h) of such section, as redesignated by sub-
17 section (c) of this section, is repealed.

18 (e) CLERICAL AMENDMENT.—The heading of such
19 section is amended by striking “; **REPORT**”.

1 **SEC. 822 [Log 24654]. LIMITATION ON AUTHORITY TO AC-**
2 **QUIRE PRODUCTS AND SERVICES PRODUCED**
3 **IN AFGHANISTAN.**

4 Section 886 of the National Defense Authorization
5 Act for Fiscal Year 2008 (Public Law 110–181; 122 Stat.
6 266; 10 U.S.C. 2302 note) is amended—

7 (1) in the section heading, by striking “**IRAQ**
8 **AND**”;

9 (2) by striking “Iraq or” each place it appears;
10 and

11 (3) in subsection (b)—

12 (A) by inserting “(A)” after “(1)”;

13 (B) in paragraph (2)—

14 (i) by redesignating clauses (i) and
15 (ii) of subparagraph (B) as subclauses (I)
16 and (II), respectively, and in subclause
17 (II), as so redesignated, by striking the pe-
18 riod at the end and inserting “; and”;

19 (ii) by redesignating subparagraphs
20 (A) and (B) as clauses (i) and (ii), respec-
21 tively; and

22 (iii) by striking “(2)” and inserting
23 “(B)”;

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

1 “(2) the Government of Afghanistan is not tax-
2 ing assistance provided by the United States to Af-
3 ghanistan in violation of any bilateral or other
4 agreement with the United States.”.

1 **Subtitle D—Other Matters**

2 **SEC. 831 [Log 26325]. ENHANCEMENT OF REVIEW OF ACQUI-**
3 **SITION PROCESS FOR RAPID FIELDING OF**
4 **CAPABILITIES IN RESPONSE TO URGENT**
5 **OPERATIONAL NEEDS.**

6 Section 804(b)(3) of the Ike Skelton National De-
7 fense Authorization Act for Fiscal Year 2011 (Public Law
8 111–383; 124 Stat. 4256; 10 U.S.C. 2302 note) is amend-
9 ed—

10 (1) by inserting “and” at the end of subpara-
11 graph (B);

12 (2) by striking “; and” at the end of subpara-
13 graph (C) and inserting a period; and

14 (3) by striking subparagraph (D).

1 **Subtitle A—Department of Defense**
2 **Management**

3 **SEC. 901 [Log 12879]. ADDITIONAL DUTIES OF DEPUTY AS-**
4 **SISTANT SECRETARY OF DEFENSE FOR MAN-**
5 **UFACTURING AND INDUSTRIAL BASE POLICY**
6 **AND AMENDMENTS TO STRATEGIC MATE-**
7 **RIALS PROTECTION BOARD.**

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

9 (1) The Defense Logistics Agency has made lit-
10 tle progress in addressing the findings and rec-
11 ommendations from the April 2009 report of the De-
12 partment of Defense report titled “Reconfiguration
13 of the National Defense Stockpile Report to Con-
14 gress”.

15 (2) The office of the Deputy Assistant Sec-
16 retary of Defense for Manufacturing and Industrial
17 Base Policy has historically analyzed the United
18 States defense industrial base from the point of view
19 of prime contractors and original equipment manu-
20 facturers and has provided insufficient attention to
21 producers of materials critical to national security,
22 including raw materials producers.

23 (3) Responsibility for the secure supply of ma-
24 terials critical to national security, which supports

1 the defense industrial base, is decentralized through-
2 out the Department of Defense.

3 (4) The office of the Deputy Assistant Sec-
4 retary of Defense for Manufacturing and Industrial
5 Base Policy should expand its focus to consider both
6 a top-down view of the supply chain, beginning with
7 prime contractors, and a bottom-up view that begins
8 with raw materials suppliers.

9 (5) To enable this focus and support a more co-
10 herent, comprehensive strategy as it pertains to ma-
11 terials critical to national security, the office of the
12 Deputy Assistant Secretary of Defense for Manufac-
13 turing and Industrial Base Policy should develop
14 policy, conduct oversight, and monitor resource allo-
15 cation for agencies of the Department of Defense,
16 including the Defense Logistics Agency, for all ac-
17 tivities that pertain to ensuring a secure supply of
18 materials critical to national security.

19 (6) The Strategic Materials Protection Board
20 should be reconfigured so as to be chaired by the
21 Deputy Assistant Secretary of Defense for Manufac-
22 turing and Industrial Base Policy and should fully
23 execute its duties and responsibilities.

24 (b) APPOINTMENT OF DEPUTY ASSISTANT SEC-
25 RETARY.—Section 139c(a) of title 10, United States Code,

1 is amended by striking “appointed by” and all that follows
2 through the end of the subsection and inserting “ap-
3 pointed by the Secretary of Defense.”.

4 (c) RESPONSIBILITIES OF DEPUTY ASSISTANT SEC-
5 RETARY.—Section 139c(b) of such title is amended—

6 (1) by striking paragraphs (1) through (4) and
7 inserting the following:

8 “(1) Providing input to strategy reviews, in-
9 cluding quadrennial defense reviews conducted pur-
10 suant to section 118 of this title, on matters related
11 to—

12 “(A) the defense industrial base; and

13 “(B) materials critical to national security.

14 “(2) Establishing policies of the Department of
15 Defense for developing and maintaining the defense
16 industrial base of the United States and ensuring a
17 secure supply of materials critical to national secu-
18 rity.

19 “(3) Providing recommendations to the Under
20 Secretary on budget matters pertaining to the indus-
21 trial base, the supply chain, and the development
22 and retention of skills necessary to support the in-
23 dustrial base.

24 “(4) Providing recommendations and acquisi-
25 tion policy guidance to the Under Secretary on sup-

1 ply chain management and supply chain vulner-
2 ability throughout the entire supply chain, from sup-
3 pliers of raw materials to producers of major end
4 items.”.

5 (2) by striking paragraph (5) and redesignating
6 paragraphs (6), (7), (8), (9), and (10) as para-
7 graphs (5), (6), (7), (8), and (9), respectively;

8 (3) by inserting after paragraph (9), as so re-
9 designated, the following new paragraph (10):

10 “(10) Providing policy and oversight of matters
11 related to materials critical to national security to
12 ensure a secure supply of such materials to the De-
13 partment of Defense.”.

14 (4) by redesignating paragraph (15) as para-
15 graph (18); and

16 (5) by inserting after paragraph (14) the fol-
17 lowing new paragraphs:

18 “(15) Coordinating with the Director of Small
19 Business Programs on all matters related to indus-
20 trial base policy of the Department of Defense.

21 “(16) Ensuring reliable sources of materials
22 critical to national security, such as specialty metals,
23 armor plate, and rare earth elements.

24 “(17) Establishing policies of the Department
25 of Defense for continued reliable resource availability

1 from domestic sources and allied nations for the in-
2 dustrial base of the United States.”.

3 (d) MATERIALS CRITICAL TO NATIONAL SECURITY
4 DEFINED.—Section 139c of such title is further amended
5 by adding at the end the following new subsection:

6 “(d) MATERIALS CRITICAL TO NATIONAL SECURITY
7 DEFINED.—In this section, the term ‘materials critical to
8 national security’ has the meaning given that term in sec-
9 tion 187(e)(1) of this title.”.

10 (e) AMENDMENTS TO STRATEGIC MATERIALS PRO-
11 TECTION BOARD.—

12 (1) MEMBERSHIP.—Paragraph (2) of section
13 187(a) of such title is amended to read as follows:

14 “(2) The Board shall be composed of the following:

15 “(A) The Deputy Assistant Secretary of De-
16 fense for Manufacturing and Industrial Base Policy,
17 who shall be the chairman of the Board.

18 “(B) The Administrator of the Defense Logis-
19 tics Agency Strategic Materials, or any successor or-
20 ganization, who shall be the vice chairman of the
21 Board.

22 “(C) A designee of the Assistant Secretary of
23 the Army for Acquisition, Logistics, and Technology.

1 “(D) A designee of the Assistant Secretary of
2 the Navy for Research, Development, and Acquisi-
3 tion.

4 “(E) A designee of the Assistant Secretary of
5 the Air Force for Acquisition.”.

6 (2) DUTIES.—Paragraphs (3) and (4) of sec-
7 tion 187(b) of such title are each amended by strik-
8 ing “President” and inserting “Secretary”.

9 (3) MEETINGS.—Section 187(c) of such title is
10 amended by striking “Secretary of Defense” and in-
11 serting “Deputy Assistant Secretary of Defense for
12 Manufacturing and Industrial Base Policy”.

13 (4) REPORTS.—Section 187(d) of such title is
14 amended to read as follows:

15 “(d) REPORTS.—(1) After each meeting of the
16 Board, the Board shall prepare a report containing the
17 results of the meeting and such recommendations as the
18 Board determines appropriate. The Secretary of each mili-
19 tary department shall review and comment on the report.

20 “(2) Each such report shall be published in the Fed-
21 eral Register and subsequently submitted to the congres-
22 sional defense committees, together with public comments
23 and comments and recommendations from the Secretary
24 of Defense, not later than 90 days after the meeting cov-
25 ered by the report.”.

1 ational needs, including programs funded and car-
2 ried out by the military departments.

3 (2) Improving visibility of urgent operational
4 needs throughout the Department, including across
5 the military departments, the Defense Agencies, and
6 all other entities and processes in the Department
7 that address urgent operational needs.

8 (3) Ensuring that tools and mechanisms are
9 used to track, monitor, and manage the status of ur-
10 gent operational needs within the Department, from
11 validation through procurement and fielding, includ-
12 ing a formal feedback mechanism for the armed
13 forces to provide information on how well fielded so-
14 lutions are meeting urgent operational needs.

15 (c) URGENT OPERATIONAL NEEDS DEFINED.—In
16 this section, the term “urgent operational needs” means
17 capabilities that are determined by the Secretary of De-
18 fense, pursuant to the review process required by section
19 804(b) of the Ike Skelton National Defense Authorization
20 Act for Fiscal Year 2011 (10 U.S.C. 2302 note), to be
21 suitable for rapid fielding in response to urgent oper-
22 ational needs.

1 **SEC. 905 [Log 29219]. REDESIGNATION OF THE DEPART-**
2 **MENT OF THE NAVY AS THE DEPARTMENT OF**
3 **THE NAVY AND MARINE CORPS.**

4 (a) REDESIGNATION OF THE DEPARTMENT OF THE
5 NAVY AS THE DEPARTMENT OF THE NAVY AND MARINE
6 CORPS.—

7 (1) REDESIGNATION OF MILITARY DEPART-
8 MENT.—The military department designated as the
9 Department of the Navy is redesignated as the De-
10 partment of the Navy and Marine Corps.

11 (2) REDESIGNATION OF SECRETARY AND
12 OTHER STATUTORY OFFICES.—

13 (A) SECRETARY.—The position of the Sec-
14 retary of the Navy is redesignated as the Sec-
15 retary of the Navy and Marine Corps.

16 (B) OTHER STATUTORY OFFICES.—The
17 positions of the Under Secretary of the Navy,
18 the four Assistant Secretaries of the Navy, and
19 the General Counsel of the Department of the
20 Navy are redesignated as the Under Secretary
21 of the Navy and Marine Corps, the Assistant
22 Secretaries of the Navy and Marine Corps, and
23 the General Counsel of the Department of the
24 Navy and Marine Corps, respectively.

25 (b) CONFORMING AMENDMENTS TO TITLE 10,
26 UNITED STATES CODE.—

1 (1) DEFINITION OF “MILITARY DEPART-
2 MENT”.—Paragraph (8) of section 101(a) of title
3 10, United States Code, is amended to read as fol-
4 lows:

5 “(8) The term ‘military department’ means the
6 Department of the Army, the Department of the
7 Navy and Marine Corps, and the Department of the
8 Air Force.”.

9 (2) ORGANIZATION OF DEPARTMENT.—The text
10 of section 5011 of such title is amended to read as
11 follows: “The Department of the Navy and Marine
12 Corps is separately organized under the Secretary of
13 the Navy and Marine Corps.”.

14 (3) POSITION OF SECRETARY.—Section
15 5013(a)(1) of such title is amended by striking
16 “‘There is a Secretary of the Navy’” and inserting
17 “‘There is a Secretary of the Navy and Marine
18 Corps’”.

19 (4) CHAPTER HEADINGS.—

20 (A) The heading of chapter 503 of such
21 title is amended to read as follows:

22 **“CHAPTER 503—DEPARTMENT OF THE**
23 **NAVY AND MARINE CORPS”.**

24 (B) The heading of chapter 507 of such
25 title is amended to read as follows:

1 **“CHAPTER 507—COMPOSITION OF THE DE-**
2 **PARTMENT OF THE NAVY AND MARINE**
3 **CORPS”.**

4 (5) OTHER AMENDMENTS.—

5 (A) Title 10, United States Code, is
6 amended by striking “Department of the Navy”
7 and “Secretary of the Navy” each place they
8 appear other than as specified in paragraphs
9 (1), (2), (3), and (4) (including in section head-
10 ings, subsection captions, tables of chapters,
11 and tables of sections) and inserting “Depart-
12 ment of the Navy and Marine Corps” and “Sec-
13 retary of the Navy and Marine Corps”, respec-
14 tively, in each case with the matter inserted to
15 be in the same typeface and typestyle as the
16 matter stricken.

17 (B)(i) Sections 5013(f), 5014(b)(2),
18 5016(a), 5017(2), 5032(a), and 5042(a) of
19 such title are amended by striking “Assistant
20 Secretaries of the Navy” and inserting “Assist-
21 ant Secretaries of the Navy and Marine Corps”.

22 (ii) The heading of section 5016 of such
23 title, and the item relating to such section in
24 the table of sections at the beginning of chapter
25 503 of such title, are each amended by insert-

1 ing “and Marine Corps” after “of the Navy”,
2 with the matter inserted in each case to be in
3 the same typeface and typestyle as the matter
4 amended.

5 (c) OTHER PROVISIONS OF LAW AND OTHER REF-
6 ERENCES.—

7 (1) TITLE 37, UNITED STATES CODE.—Title 37,
8 United States Code, is amended by striking “De-
9 partment of the Navy” and “Secretary of the Navy”
10 each place they appear and inserting “Department
11 of the Navy and Marine Corps” and “Secretary of
12 the Navy and Marine Corps”, respectively.

13 (2) OTHER REFERENCES.—Any reference in
14 any law other than in title 10 or title 37, United
15 States Code, or in any regulation, document, record,
16 or other paper of the United States, to the Depart-
17 ment of the Navy shall be considered to be a ref-
18 erence to the Department of the Navy and Marine
19 Corps. Any such reference to an office specified in
20 subsection (a)(2) shall be considered to be a ref-
21 erence to that office as redesignated by that section.

22 (d) EFFECTIVE DATE.—This section and the amend-
23 ments made by this section shall take effect on the first
24 day of the first month beginning more than 60 days after
25 the date of the enactment of this Act.

1 **Subtitle D—Total Force**
2 **Management**

3 **SEC. 931 [Log 35258]. LIMITATION ON CERTAIN FUNDING**
4 **UNTIL CERTIFICATION THAT INVENTORY OF**
5 **CONTRACTS FOR SERVICES HAS BEGUN.**

6 (a) LIMITATION ON FUNDING FOR CERTAIN OF-
7 FICES.—Of the funds authorized to be appropriated for
8 fiscal year 2013 as specified in the funding table in section
9 4301, not more than 80 percent of the funds authorized
10 for the Office of the Under Secretary of Defense for Ac-
11 quisition, Technology, and Logistics; the Office of the As-
12 sistant Secretary of the Navy for Research, Development,
13 and Acquisition; and the Office of the Assistant Secretary
14 of the Air Force for Acquisition may be obligated or ex-
15 pended until the certification described in subsection (c)
16 is submitted.

17 (b) LIMITATION ON FUNDING FOR OTHER CON-
18 TRACTS.—Of the funds authorized to be appropriated for
19 fiscal year 2013 as specified in the funding table in section
20 4301, not more than 80 percent of the funds authorized
21 for the Office of the Secretary of Defense, the Department
22 of the Navy, and the Department of the Air Force may
23 be obligated or expended until the certification described
24 in subsection (c) is submitted.

1 (c) CERTIFICATION.—The certification described in
2 this subsection is a certification in writing submitted to
3 the congressional defense committees and made by the
4 Secretary of Defense that the collection of data for pur-
5 poses of meeting the requirements of section 2330a of title
6 10, United States Code, has begun.

1 **Subtitle E—Cyberspace-related**
2 **Matters**

3 **SEC. 941 [Log # 15706]. MILITARY ACTIVITIES IN CYBER-**
4 **SPACE.**

5 Section 954 of the National Defense Authorization
6 Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
7 1551) is amended to read as follows:

8 **“SEC. 954. MILITARY ACTIVITIES IN CYBERSPACE.**

9 “(a) **AFFIRMATION.**—Congress affirms that the Sec-
10 retary of Defense is authorized to conduct military activi-
11 ties in cyberspace.

12 “(b) **AUTHORITY DESCRIBED.**—The authority re-
13 ferred to in subsection (a) includes the authority to carry
14 out a clandestine operation in cyberspace—

15 “(1) in support of a military operation pursuant
16 to the Authorization for Use of Military Force (50
17 U.S.C. 1541 note; Public Law 107-40) against a
18 target located outside of the United States; or

19 “(2) to defend against a cyber attack against
20 an asset of the Department of Defense.

21 “(c) **RULE OF CONSTRUCTION.**—Nothing in this sec-
22 tion shall be construed to limit the authority of the Sec-
23 retary of Defense to conduct military activities in cyber-
24 space.”.

1 **Subtitle F—Other Matters**
2 **SEC. 951 [Log 12872]. ADVICE ON MILITARY REQUIREMENTS**
3 **BY CHAIRMAN OF JOINT CHIEFS OF STAFF**
4 **AND JOINT REQUIREMENTS OVERSIGHT**
5 **COUNCIL.**

6 (a) AMENDMENTS RELATED TO CHAIRMAN OF JOINT
7 CHIEFS OF STAFF.—Section 153(a)(4) of title 10, United
8 States Code, is amended by striking subparagraph (F)
9 and inserting the following new subparagraphs:

10 “(F) Identifying, assessing, and approving
11 military requirements (including existing sys-
12 tems and equipment) to meet the national mili-
13 tary strategy.

14 “(G) Recommending to the Secretary ap-
15 propriate trade-offs among life-cycle cost,
16 schedule, and performance objectives to ensure
17 that such trade-offs are made in the acquisition
18 of materiel and equipment to meet military re-
19 quirements in a manner that best supports the
20 strategic and contingency plans required by
21 subsection (a).”.

22 (b) AMENDMENTS RELATED TO JROC.—Section
23 181(b) of such title is amended—

24 (1) in paragraph (1)(C), by striking “in ensur-
25 ing” through “requirements” and inserting the fol-

1 lowing: “in ensuring that appropriate trade-offs are
2 made among life-cycle cost, schedule, and perform-
3 ance objectives in the acquisition of materiel and
4 equipment to meet military requirements”; and

5 (2) in paragraph (3), by striking “such resource
6 level” and inserting “the total cost of such re-
7 sources”.

8 (c) AMENDMENTS RELATED CHIEFS OF ARMED
9 FORCES.—Section 2547(a) of such title is amended—

10 (1) in paragraph (1), by striking “of require-
11 ments relating to the defense acquisition system”
12 and inserting “and certification of requirements for
13 equipping the armed force concerned”;

14 (2) by redesignating paragraphs (3) and (4) as
15 paragraphs (5) and (6), respectively; and

16 (3) by inserting after paragraph (2) the fol-
17 lowing new paragraphs:

18 “(3) The recommendation of trade-offs among
19 life-cycle cost, schedule, and performance objectives
20 to ensure acquisition programs to equip the armed
21 force concerned deliver best value.

22 “(4) Termination of development or procure-
23 ment programs that fail to meet life-cycle cost,
24 schedule, and performance objectives.”.

1 **SEC. 953 [Log 33226]. ANNUAL BRIEFING TO CONGRES-**
2 **SIONAL DEFENSE COMMITTEES ON CERTAIN**
3 **WRITTEN POLICY GUIDANCE.**

4 Section 113(g) of title 10, United States Code, is
5 amended by adding at the end the following new para-
6 graph:

7 “(3) The Secretary of Defense shall provide an an-
8 nual briefing to the congressional defense committees on
9 the written policy guidance provided under paragraphs (1)
10 and (2).”.

1 **SEC. 954 [Log 40372]. ONE-YEAR EXTENSION OF AUTHORITY**
2 **TO WAIVE REIMBURSEMENT OF COSTS OF**
3 **ACTIVITIES FOR NONGOVERNMENTAL PER-**
4 **SONNEL AT DEPARTMENT OF DEFENSE RE-**
5 **GIONAL CENTERS FOR SECURITY STUDIES.**

6 (a) EXTENSION.—Paragraph (1) of section 941(b) of
7 the Duncan Hunter National Defense Authorization Act
8 for Fiscal Year 2009 (Public Law 110–417; 10 U.S.C.
9 184 note), is amended by striking “through 2012” and
10 inserting “through 2013”.

11 (b) ASSESSMENT REQUIRED.—The Comptroller Gen-
12 eral of the United States shall assess—

13 (1) the effectiveness of the Regional Centers for
14 Security Studies in meeting the Centers’ objectives
15 and advancing the priorities of the Department of
16 Defense;

17 (2) the extent to which the Centers perform a
18 unique function within the interagency community
19 or the extent to which there are similar or duplica-
20 tive efforts within the Department of Defense or the
21 Department of State;

22 (3) the measures of effectiveness and impact in-
23 dicators each Regional Center uses to internally
24 evaluate its programs;

1 (4) the oversight mechanisms within the De-
2 partment of Defense with respect to the Regional
3 Centers; and

4 (5) the costs and benefits to the Department of
5 Defense of waiving reimbursement costs for per-
6 sonnel of nongovernmental organizations and inter-
7 national organizations to participate in activities of
8 the Centers on an ongoing basis.

9 (c) REPORT.—Not later than March 1, 2013, the
10 Comptroller General shall submit to the Committees on
11 Armed Services and on Foreign Relations of the Senate
12 and the Committees on Armed Services and on Foreign
13 Affairs of the House of Representatives a report on the
14 assessment required by subsection (b).

1 **Subtitle A—Financial Matters**

2 **SEC. 1001 [Log 14196]. GENERAL TRANSFER AUTHORITY.**

3 (a) **AUTHORITY TO TRANSFER AUTHORIZATIONS.—**

4 (1) **AUTHORITY.**—Upon determination by the
5 Secretary of Defense that such action is necessary in
6 the national interest, the Secretary may transfer
7 amounts of authorizations made available to the De-
8 partment of Defense in this division for fiscal year
9 2013 between any such authorizations for that fiscal
10 year (or any subdivisions thereof). Amounts of au-
11 thorizations so transferred shall be merged with and
12 be available for the same purposes as the authoriza-
13 tion to which transferred.

14 (2) **LIMITATION.**—Except as provided in para-
15 graph (3), the total amount of authorizations that
16 the Secretary may transfer under the authority of
17 this section may not exceed \$3,500,000,000.

18 (3) **EXCEPTION FOR TRANSFERS BETWEEN**
19 **MILITARY PERSONNEL AUTHORIZATIONS.**—A trans-
20 fer of funds between military personnel authoriza-
21 tions under title IV shall not be counted toward the
22 dollar limitation in paragraph (2).

23 (b) **LIMITATIONS.**—The authority provided by sub-
24 section (a) to transfer authorizations—

1 (1) may only be used to provide authority for
2 items that have a higher priority than the items
3 from which authority is transferred; and

4 (2) may not be used to provide authority for an
5 item that has been denied authorization by Con-
6 gress.

7 (c) EFFECT ON AUTHORIZATION AMOUNTS.—A
8 transfer made from one account to another under the au-
9 thority of this section shall be deemed to increase the
10 amount authorized for the account to which the amount
11 is transferred by an amount equal to the amount trans-
12 ferred.

13 (d) NOTICE TO CONGRESS.—The Secretary shall
14 promptly notify Congress of each transfer made under
15 subsection (a).

1 **SEC. [1002/Log #15719]. BUDGETARY EFFECTS OF THIS ACT.**

2 The budgetary effects of this Act, for the purpose of
3 complying with the Statutory Pay-As-You-Go Act of 2010,
4 shall be determined by reference to the latest statement
5 titled “Budgetary Effects of PAYGO Legislation” for this
6 Act, submitted for printing in the Congressional Record
7 by the Chairman of the Committee on the Budget of the
8 House of Representatives, as long as such statement has
9 been submitted prior to the vote on passage of this Act.

1 **Subtitle B—Counter-Drug**
2 **Activities**

3 **SEC. 1011 [Log #14691]. EXTENSION OF THE AUTHORITY OF**
4 **THE CHIEF OF THE NATIONAL GUARD BU-**
5 **REAU TO ESTABLISH AND OPERATE NA-**
6 **TIONAL GUARD COUNTERDRUG SCHOOLS.**

7 Section 901 of the Office of National Drug Control
8 Policy Reauthorization Act of 2006 (Public Law 109–469;
9 120 Stat. 3536; 32 U.S.C. 112 note) is amended—

10 (1) in subsection (c)—

11 (A) by striking paragraph (1) and redesignating
12 paragraphs (2) through (5) as para-
13 graphs (1) through (4), respectively; and

14 (B) by adding at the end the following new
15 paragraph:

16 “(5) The Western Regional Counterdrug Train-
17 ing Center, Camp Murray, Washington.”;

18 (2) by striking subsection (f) and redesignating
19 subsection (g) as subsection (f); and

20 (3) in subsection (f)(1), as so redesignated, by
21 striking “fiscal years 2006 through 2010” and in-
22 serting “fiscal years 2013 through 2017”.

1 **SEC. 1012 [Log # 12481]. REPORTING REQUIREMENT ON EX-**
2 **PENDITURES TO SUPPORT FOREIGN**
3 **COUNTER-DRUG ACTIVITIES.**

4 Section 1022(a) of the Floyd D. Spence National De-
5 fense Authorization Act for Fiscal Year 2001 (as enacted
6 into law by Public Law 106–398; 114 Stat. 1654A–255),
7 as most recently amended by the section 1008 of the Na-
8 tional Defense Authorization Act for Fiscal Year 2012
9 (Public Law 112–81; 125 Stat. 1558), is further amended
10 by striking “February 15, 2012” and inserting “February
11 15, 2013”.

1 **SEC. [1013/Log #12480]. EXTENSION OF AUTHORITY TO SUP-**
2 **PORT UNIFIED COUNTER-DRUG AND**
3 **COUNTERTERRORISM CAMPAIGN IN COLOM-**
4 **BIA.**

5 Section 1021 of the Ronald W. Reagan National De-
6 fense Authorization Act for Fiscal Year 2005 (Public Law
7 108–375; 118 Stat. 2042), as most recently amended by
8 section 1007 of the National Defense Authorization Act
9 for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
10 1558), is amended—

11 (1) in subsection (a), by striking “2012” and
12 inserting “2013”; and

13 (2) in subsection (e), by striking “2012” and
14 inserting “2013”.

1 **SEC. [1014/Log #12476]. EXTENSION OF AUTHORITY FOR**
2 **JOINT TASK FORCES TO PROVIDE SUPPORT**
3 **TO LAW ENFORCEMENT AGENCIES CON-**
4 **DUCTING COUNTER-TERRORISM ACTIVITIES.**

5 Section 1022(b) of the National Defense Authoriza-
6 tion Act for Fiscal Year 2004 (Public Law 108–136; 117
7 Stat. 1594; 10 U.S.C. 371 note) is amended by striking
8 “2012” and inserting “2013”.

1 **Subtitle D—Counterterrorism**

2 **SEC. 1031 [Log # 26363]. FINDINGS ON DETENTION PURSU-**
3 **ANT TO THE AUTHORIZATION FOR USE OF**
4 **MILITARY FORCE ENACTED IN 2001.**

5 Congress finds the following:

6 (1) In 2001, Congress passed, and the Presi-
7 dent signed, the Authorization for Use of Military
8 Force (Public Law 107–40; 50 U.S.C. 1541 note)
9 (hereinafter referred to as the “AUMF”), which au-
10 thorized the President to “use all necessary and ap-
11 propriate force” against those responsible for the at-
12 tacks of September 11, 2001, and those who har-
13 bored them “in order to prevent any future acts of
14 international terrorism against the United States”.

15 (2) In 2004, the Supreme Court held in *Hamdi*
16 v. *Rumsfeld* that the AUMF authorized the Presi-
17 dent to detain individuals, including a United States
18 citizen captured in Afghanistan and later detained in
19 the United States, legitimately determined to be
20 “engaged in armed conflict against the United
21 States” until the end of hostilities, noting that
22 “[W]e understand Congress’ grant of authority for
23 the use of ‘necessary and appropriate force’ to in-
24 clude the authority to detain for the duration of the

1 relevant conflict, and our understanding is based on
2 longstanding law-of-war principles”.

3 (3) The Court reaffirmed the long-standing
4 principle of American law that a United States cit-
5 izen may not be detained in the United States pur-
6 suant to the AUMF without due process of law,
7 stating the following:

8 (A) “Striking the proper constitutional bal-
9 ance here is of great importance to the Nation
10 during this period of ongoing combat. But it is
11 equally vital that our calculus not give short
12 shrift to the values that this country holds dear
13 or to the privilege that is American citizen-
14 ship.”.

15 (B) “It is during our most challenging and
16 uncertain moments that our Nation’s commit-
17 ment to due process is most severely tested; and
18 it is in those times that we must preserve our
19 commitment at home to the principles for which
20 we fight abroad.”.

21 (C) “[A] state of war is not a blank check
22 for the President when it comes to the rights of
23 the Nation’s citizens.”.

1 (D) “[A]bsent suspension, the writ of ha-
2 beas corpus remains available to every indi-
3 vidual detained within the United States.”.

4 (E) “All agree suspension of the writ has
5 not occurred here.”.

6 (F) “[A]n enemy combatant must receive
7 notice of the factual basis for his classification,
8 and a fair opportunity to rebut the Govern-
9 ment’s factual assertions before a neutral deci-
10 sionmaker.”.

11 (G) “Whatever power the United States
12 Constitution envisions for the Executive in its
13 exchanges with other nations or with enemy or-
14 ganizations in times of conflict, it most as-
15 suredly envisions a role for all three branches
16 when individual liberties are at stake.”.

17 (H) “[U]nless Congress acts to suspend it,
18 the Great Writ of habeas corpus allows the Ju-
19 dicial Branch to play a necessary role in main-
20 taining this delicate balance of governance,
21 serving as an important judicial check on the
22 Executive’s discretion in the realm of deten-
23 tions.”.

24 (I) “We reaffirm today the fundamental
25 nature of a citizen’s right to be free from invol-

1 untary confinement by his own government
2 without due process of law, and we weigh the
3 opposing governmental interests against the
4 curtailment of liberty that such confinement en-
5 tails.”.

6 (4) In 2008, in *Boumediene v. Bush*, the Su-
7 preme Court also extended the constitutional right
8 to habeas corpus to the foreign detainees held pursu-
9 ant to the AUMF at the United States Naval Sta-
10 tion, Guantanamo Bay, Cuba.

11 (5) Chapter 47A of title 10, United States
12 Code, as originally enacted by the Military Commis-
13 sions Act of 2006 (Public Law 109–366), only al-
14 lows for prosecution of foreign terrorists by military
15 commission.

16 (6) In 2011, with the enactment of the Na-
17 tional Defense Authorization Act for Fiscal Year
18 2012 (Public Law 112–81), Congress and the Presi-
19 dent affirmed the authority of the Armed Forces of
20 the United States to detain pursuant to the AUMF
21 a person who planned, authorized, committed, or
22 aided the terrorist attacks that occurred on Sep-
23 tember 11, 2001, or harbored those responsible for
24 those attacks, or a person who was a part of or sub-
25 stantially supported al-Qaeda, the Taliban, or associ-

1 ated forces that are engaged in hostilities against
2 the United States or its coalition partners, including
3 any person who has committed a belligerent act or
4 has directly supported such hostilities in aid of such
5 enemy forces.

6 (7) The interpretation of the detention author-
7 ity provided by the AUMF under the National De-
8 fense Authorization Act for Fiscal Year 2012 is the
9 same as the interpretation used by the Obama ad-
10 ministration in its legal filings in Federal court and
11 is nearly identical to the interpretation used by the
12 Bush administration. This interpretation has also
13 been upheld by the United States Court of Appeals
14 for the District of Columbia Circuit.

15 (8) Such Act also requires the Secretary of De-
16 fense to regularly brief Congress regarding the ap-
17 plication of the detention authority provided by the
18 AUMF.

19 (9) Section 1021 of such Act states that “Noth-
20 ing in this section shall be construed to affect exist-
21 ing law or authorities relating to the detention of
22 United States citizens, lawful resident aliens of the
23 United States, or any other persons who are cap-
24 tured or arrested in the United States.”.

1 **SEC. 1032 [Log # 26364]. FINDINGS REGARDING HABEAS**
2 **CORPUS RIGHTS.**

3 Congress finds the following:

4 (1) Article 1, section 9 of the Constitution
5 states “The Privilege of the Writ of Habeas Corpus
6 shall not be suspended, unless when in Cases of Re-
7 bellion or Invasion the public Safety may require
8 it.”.

9 (2) Regarding the Great Writ, the Supreme
10 Court has noted “The writ of habeas corpus is the
11 fundamental instrument for safeguarding individual
12 freedom against arbitrary and lawless state action.”.

1 **SEC. 1033 [Log # 26366]. HABEAS CORPUS RIGHTS.**

2 Nothing in the Authorization for Use of Military
3 Force (Public Law 107–40; 50 U.S.C. 1541 note) or the
4 National Defense Authorization Act for Fiscal Year 2012
5 (Public Law 112–81) shall be construed to deny the avail-
6 ability of the writ of habeas corpus in a court ordained
7 or established by or under Article III of the Constitution
8 for any person who is detained in the United States pursu-
9 ant to the Authorization for Use of Military Force (Public
10 Law 107–40; 50 U.S.C. 1541 note).

1 **SEC. 1035 [Log # 29234]. PROHIBITION ON TRAVEL TO THE**
2 **UNITED STATES FOR CERTAIN DETAINEES**
3 **REPATRIATED TO THE FEDERATED STATES**
4 **OF MICRONESIA, THE REPUBLIC OF PALAU,**
5 **AND THE REPUBLIC OF THE MARSHALL IS-**
6 **LANDS.**

7 (a) PROHIBITION ON TRAVEL TO THE UNITED
8 STATES.—Notwithstanding any provision of the applicable
9 Compact of Free Association described in subsection (c),
10 an individual described in subsection (b) who has been re-
11 patriated to the Federated States of Micronesia, the Re-
12 public of the Marshall Islands, or the Republic of Palau
13 may not be afforded the rights and benefits put forth in
14 section 141 of such applicable Compact of Free Associa-
15 tion.

16 (b) INDIVIDUAL DESCRIBED.—An individual de-
17 scribed in this subsection is an individual who—

18 (1) is not a citizen of the United States or a
19 member of the Armed Forces of the United States;
20 and

21 (2) is or was located at United States Naval
22 Station, Guantanamo Bay, Cuba, on or after Sep-
23 tember 11, 2001, while—

24 (A) in the custody or under the effective
25 control of the Department of Defense; or

1 (B) otherwise under detention at United
2 States Naval Station, Guantanamo Bay, Cuba.

3 (c) APPLICABLE COMPACT OF FREE ASSOCIATION.—

4 The applicable Compact of Free Association described in
5 this subsection is—

6 (1) with respect to an individual repatriated to
7 the Federal States of Micronesia, the Compact of
8 Free Association, as amended, between the Govern-
9 ment of the United States of America and the Gov-
10 ernment of the Federated States of Micronesia as
11 set forth in section 201(a) of the Compact of Free
12 Association Amendments Act of 2003 (Public Law
13 108–188; 48 U.S.C. 1921 note);

14 (2) with respect to an individual repatriated to
15 the Republic of the Marshall Islands, the Compact
16 of Free Association, as amended, between the Gov-
17 ernment of the United States of America and the
18 Government of the Republic of the Marshall Islands
19 as set forth in section 201(b) of the Compact of
20 Free Association Amendments Act of 2003 (Public
21 Law 108–188; 48 U.S.C. 1921 note); and

22 (3) with respect to an individual repatriated to
23 the Republic of Palau, the Compact of Free Associa-
24 tion between the Government of the United States
25 of America and the Government of Palau as set

1 forth in section 201 of the joint resolution entitled
2 “A Joint Resolution to approve the ‘Compact of
3 Free Association’ between the United States and the
4 Government of Palau, and for other purposes”, ap-
5 proved November 14, 1986 (Public Law 99–658; 48
6 U.S.C. 1931 note).

1 **SEC. 1036 [Log #15196]. PROHIBITION ON THE USE OF**
2 **FUNDS FOR THE TRANSFER OR RELEASE OF**
3 **INDIVIDUALS DETAINED AT UNITED STATES**
4 **NAVAL STATION, GUANTANAMO BAY, CUBA.**

5 None of the funds authorized to be appropriated by
6 this Act for fiscal year 2013 may be used to transfer, re-
7 lease, or assist in the transfer or release to or within the
8 United States, its territories, or possessions of Khalid
9 Sheikh Mohammed or any other detainee who—

10 (1) is not a United States citizen or a member
11 of the Armed Forces of the United States; and

12 (2) is or was held on or after January 20,
13 2009, at United States Naval Station, Guantanamo
14 Bay, Cuba, by the Department of Defense.

1 **SEC. 1037 [Log #15700]. REQUIREMENTS FOR CERTIFI-**
2 **CATIONS RELATING TO THE TRANSFER OF**
3 **DETAINEES AT UNITED STATES NAVAL STA-**
4 **TION, GUANTANAMO BAY, CUBA, TO FOREIGN**
5 **COUNTRIES AND OTHER FOREIGN ENTITIES.**

6 (a) CERTIFICATION REQUIRED PRIOR TO TRANS-
7 FER.—

8 (1) IN GENERAL.—Except as provided in para-
9 graph (2) and subsection (d), the Secretary of De-
10 fense may not use any amounts authorized to be ap-
11 propriated or otherwise available to the Department
12 of Defense for fiscal year 2013 to transfer any indi-
13 vidual detained at Guantanamo to the custody or
14 control of the individual's country of origin, any
15 other foreign country, or any other foreign entity
16 unless the Secretary submits to Congress the certifi-
17 cation described in subsection (b) not later than 30
18 days before the transfer of the individual.

19 (2) EXCEPTION.—Paragraph (1) shall not
20 apply to any action taken by the Secretary to trans-
21 fer any individual detained at Guantanamo to effec-
22 tuate an order affecting the disposition of the indi-
23 vidual that is issued by a court or competent tri-
24 bunal of the United States having lawful jurisdiction
25 (which the Secretary shall notify Congress of
26 promptly after issuance).

1 (b) CERTIFICATION.—A certification described in this
2 subsection is a written certification made by the Secretary
3 of Defense, with the concurrence of the Secretary of State
4 and in consultation with the Director of National Intel-
5 ligence, that—

6 (1) the government of the foreign country or
7 the recognized leadership of the foreign entity to
8 which the individual detained at Guantanamo is to
9 be transferred—

10 (A) is not a designated state sponsor of
11 terrorism or a designated foreign terrorist orga-
12 nization;

13 (B) maintains control over each detention
14 facility in which the individual is to be detained
15 if the individual is to be housed in a detention
16 facility;

17 (C) is not, as of the date of the certifi-
18 cation, facing a threat that is likely to substan-
19 tially affect its ability to exercise control over
20 the individual;

21 (D) has taken or agreed to take effective
22 actions to ensure that the individual cannot
23 take action to threaten the United States, its
24 citizens, or its allies in the future;

1 (E) has taken or agreed to take such ac-
2 tions as the Secretary of Defense determines
3 are necessary to ensure that the individual can-
4 not engage or reengage in any terrorist activity;
5 and

6 (F) has agreed to share with the United
7 States any information that—

8 (i) is related to the individual or any
9 associates of the individual; and

10 (ii) could affect the security of the
11 United States, its citizens, or its allies; and

12 (2) includes an assessment, in classified or un-
13 classified form, of the capacity, willingness, and past
14 practices (if applicable) of the foreign country or en-
15 tity in relation to the Secretary's certifications.

16 (c) PROHIBITION IN CASES OF PRIOR CONFIRMED
17 RECIDIVISM.—

18 (1) PROHIBITION.—Except as provided in para-
19 graph (2) and subsection (d), the Secretary of De-
20 fense may not use any amounts authorized to be ap-
21 propriated or otherwise made available to the De-
22 partment of Defense to transfer any individual de-
23 tained at Guantanamo to the custody or control of
24 the individual's country of origin, any other foreign
25 country, or any other foreign entity if there is a con-

1 firmed case of any individual who was detained at
2 United States Naval Station, Guantanamo Bay,
3 Cuba, at any time after September 11, 2001, who
4 was transferred to such foreign country or entity
5 and subsequently engaged in any terrorist activity.

6 (2) EXCEPTION.—Paragraph (1) shall not
7 apply to any action taken by the Secretary to trans-
8 fer any individual detained at Guantanamo to effec-
9 tuate an order affecting the disposition of the indi-
10 vidual that is issued by a court or competent tri-
11 bunal of the United States having lawful jurisdiction
12 (which the Secretary shall notify Congress of
13 promptly after issuance).

14 (d) NATIONAL SECURITY WAIVER.—

15 (1) IN GENERAL.—The Secretary of Defense
16 may waive the applicability to a detainee transfer of
17 a certification requirement specified in subparagraph
18 (D) or (E) of subsection (b)(1) or the prohibition in
19 subsection (c), if the Secretary certifies the rest of
20 the criteria required by subsection (b) for transfers
21 prohibited by subsection (c) and, with the concur-
22 rence of the Secretary of State and in consultation
23 with the Director of National Intelligence, deter-
24 mines that—

1 (A) alternative actions will be taken to ad-
2 dress the underlying purpose of the requirement
3 or requirements to be waived;

4 (B) in the case of a waiver of subpara-
5 graph (D) or (E) of subsection (b)(1), it is not
6 possible to certify that the risks addressed in
7 the paragraph to be waived have been com-
8 pletely eliminated, but the actions to be taken
9 under subparagraph (A) will substantially miti-
10 gate such risks with regard to the individual to
11 be transferred;

12 (C) in the case of a waiver of subsection
13 (c), the Secretary has considered any confirmed
14 case in which an individual who was transferred
15 to the country subsequently engaged in terrorist
16 activity, and the actions to be taken under sub-
17 paragraph (A) will substantially mitigate the
18 risk of recidivism with regard to the individual
19 to be transferred; and

20 (D) the transfer is in the national security
21 interests of the United States.

22 (2) REPORTS.—Whenever the Secretary makes
23 a determination under paragraph (1), the Secretary
24 shall submit to the appropriate committees of Con-

1 gress, not later than 30 days before the transfer of
2 the individual concerned, the following:

3 (A) A copy of the determination and the
4 waiver concerned.

5 (B) A statement of the basis for the deter-
6 mination, including—

7 (i) an explanation why the transfer is
8 in the national security interests of the
9 United States; and

10 (ii) in the case of a waiver of subpara-
11 graph (D) or (E) of subsection (b)(1), an
12 explanation why it is not possible to certify
13 that the risks addressed in the subpara-
14 graph to be waived have been completely
15 eliminated.

16 (C) A summary of the alternative actions
17 to be taken to address the underlying purpose
18 of, and to mitigate the risks addressed in, the
19 subparagraph or subsection to be waived.

20 (D) The assessment required by subsection
21 (b)(2).

22 (e) DEFINITIONS.—In this section:

23 (1) The term “appropriate committees of Con-
24 gress” means—

1 (A) the Committee on Armed Services, the
2 Committee on Appropriations, and the Select
3 Committee on Intelligence of the Senate; and

4 (B) the Committee on Armed Services, the
5 Committee on Appropriations, and the Perma-
6 nent Select Committee on Intelligence of the
7 House of Representatives.

8 (2) The term “individual detained at Guanta-
9 namo” means any individual located at United
10 States Naval Station, Guantanamo Bay, Cuba, as of
11 October 1, 2009, who—

12 (A) is not a citizen of the United States or
13 a member of the Armed Forces of the United
14 States; and

15 (B) is—

16 (i) in the custody or under the control
17 of the Department of Defense; or

18 (ii) otherwise under detention at
19 United States Naval Station, Guantanamo
20 Bay, Cuba.

21 (3) The term “foreign terrorist organization”
22 means any organization so designated by the Sec-
23 retary of State under section 219 of the Immigra-
24 tion and Nationality Act (8 U.S.C. 1189).

1 **SEC. 1038 [Log #15701]. PROHIBITION ON USE OF FUNDS TO**
2 **CONSTRUCT OR MODIFY FACILITIES IN THE**
3 **UNITED STATES TO HOUSE DETAINEES**
4 **TRANSFERRED FROM UNITED STATES NAVAL**
5 **STATION, GUANTANAMO BAY, CUBA.**

6 (a) IN GENERAL.—No amounts authorized to be ap-
7 propriated or otherwise made available to the Department
8 of Defense for fiscal year 2013 may be used to construct
9 or modify any facility in the United States, its territories,
10 or possessions to house any individual detained at Guanta-
11 namo for the purposes of detention or imprisonment in
12 the custody or under the control of the Department of De-
13 fense unless authorized by Congress.

14 (b) EXCEPTION.—The prohibition in subsection (a)
15 shall not apply to any modification of facilities at United
16 States Naval Station, Guantanamo Bay, Cuba.

17 (c) INDIVIDUAL DETAINED AT GUANTANAMO DE-
18 FINED.—In this section, the term “individual detained at
19 Guantanamo” has the meaning given that term in section
20 1037(e)(2).

1 **SEC. 1039 [Log # 26362]. REPORTS ON RECIDIVISM OF INDI-**
2 **VIDUALS DETAINED AT UNITED STATES**
3 **NAVAL STATION, GUANTANAMO BAY, CUBA,**
4 **THAT HAVE BEEN TRANSFERRED TO FOR-**
5 **EIGN COUNTRIES.**

6 (a) REPORT ON FACTORS CAUSING OR CONTRIB-
7 UTING TO RECIDIVISM.—Not later than 60 days after the
8 date of the enactment of this Act, and annually thereafter
9 for five years, the Director of the Defense Intelligence
10 Agency, in consultation with the head of each element of
11 the intelligence community that the Director considers ap-
12 propriate, shall submit to the covered congressional com-
13 mittees a report assessing the factors that cause or con-
14 tribute to the recidivism of individuals detained at Guan-
15 tanamo that are transferred or released to a foreign coun-
16 try, including a discussion of trends, by country and re-
17 gion, where recidivism has occurred.

18 (b) REPORT ON EFFECTIVENESS OF INTERNATIONAL
19 AGREEMENTS.—Not later than 60 days after the date of
20 the enactment of this Act, the Secretary of State, with
21 the concurrence of the Secretary of Defense, shall submit
22 to the covered congressional committees, the Committee
23 on Foreign Affairs of the House of Representatives, and
24 the Committee on Foreign Relations of the Senate a re-
25 port assessing the effectiveness of international agree-
26 ments relating to the transfer or release of individuals de-

1 tained at Guantanamo between the United States and
2 each foreign country to which an individual detained at
3 Guantanamo has been transferred or released.

4 (c) FORM.—The reports required under subsections
5 (a) and (b) shall be submitted in unclassified form, but
6 may include a classified annex.

7 (d) DEFINITIONS.—In this section:

8 (1) COVERED CONGRESSIONAL COMMITTEES.—

9 The term “covered congressional committees”
10 means—

11 (A) the Committee on Armed Services and
12 the Permanent Select Committee on Intelligence
13 of the House of Representatives; and

14 (B) the Committee on Armed Services and
15 the Select Committee on Intelligence of the
16 Senate.

17 (2) INDIVIDUAL DETAINED AT GUANTANAMO.—

18 The term “individual detained at Guantanamo”
19 means any individual that is or was located at
20 United States Naval Station, Guantanamo Bay,
21 Cuba, who—

22 (A) is not a citizen of the United States or
23 a member of the Armed Forces of the United
24 States; and

25 (B) is or was—

- 1 (i) in the custody or under the control
2 of the Department of Defense; or
3 (ii) otherwise under detention at
4 United States Naval Station, Guantanamo
5 Bay, Cuba.

1 **SEC. [1040/Log #15703]. NOTICE AND REPORT ON USE OF**
2 **NAVAL VESSELS FOR DETENTION OF INDI-**
3 **VIDUALS CAPTURED OUTSIDE AFGHANISTAN**
4 **PURSUANT TO THE AUTHORIZATION FOR USE**
5 **OF MILITARY FORCE.**

6 (a) NOTICE TO CONGRESS.—Not later than 5 days
7 after first detaining an individual who is captured pursu-
8 ant to the Authorization for Use of Military Force on a
9 naval vessel outside the United States, the Secretary of
10 Defense shall submit to the Committees on Armed Serv-
11 ices of the Senate and House of Representatives notice
12 of the detention.

13 (b) REPORT.—

14 (1) IN GENERAL.—Not later than 90 days after
15 the date of the enactment of this Act, the Secretary
16 of Defense shall submit to the Committees on Armed
17 Services of the Senate and House of Representatives
18 a report on the use of naval vessels for the detention
19 outside the United States of any individual who is
20 captured pursuant to the Authorization for Use of
21 Military Force (Public Law 107–40; 50 U.S.C. 1541
22 note). Such report shall include—

23 (A) procedures and any limitations on de-
24 taining such individuals at sea on board United
25 States naval vessels;

1 (B) an assessment of any force protection
2 issues associated with detaining such individ-
3 uals on such vessels;

4 (C) an assessment of the likely effect of
5 such detentions on the original mission of the
6 naval vessel; and

7 (D) any restrictions on long-term detention
8 of individuals on United States naval vessels.

9 (2) FORM OF REPORT.—The report required
10 under paragraph (1) shall be submitted in unclassi-
11 fied form but may contain a classified annex.

1 **SEC. [1041/Log #15705]. NOTICE REQUIRED PRIOR TO**
2 **TRANSFER OF CERTAIN INDIVIDUALS DE-**
3 **TAINED AT THE DETENTION FACILITY AT**
4 **PARWAN, AFGHANISTAN.**

5 (a) NOTICE REQUIRED.—The Secretary of Defense
6 shall submit to the appropriate congressional committees
7 notice in writing of the proposed transfer of any individual
8 detained pursuant to the Authorization for Use of Military
9 Force (Public Law 107–40; 50 U.S.C. 1541 note) who is
10 a national of a country other than the United States or
11 Afghanistan from detention at the Detention Facility at
12 Parwan, Afghanistan, to the custody of the Government
13 of Afghanistan or of any other country. Such notice shall
14 be provided not later than 10 days before such a transfer
15 may take place.

16 (b) ADDITIONAL ASSESSMENTS AND CERTIFI-
17 CATIONS.—As part of the notice required under subsection
18 (a), the Secretary shall include the following:

19 (1) In the case of the proposed transfer of such
20 an individual by reason of the individual being re-
21 leased, an assessment of the threat posed by the in-
22 dividual and the security environment of the country
23 to which the individual is to be transferred.

24 (2) In the case of the proposed transfer of such
25 an individual to a country other than Afghanistan
26 for the purpose of the prosecution of the individual,

1 a certification that an assessment has been con-
2 ducted regarding the capacity, willingness, and his-
3 torical track record of the country with respect to
4 prosecuting similar cases, including a description of
5 the evidence against the individual that is likely to
6 be admissible as part of the prosecution.

7 (3) In the case of the proposed transfer of such
8 an individual for reintegration or rehabilitation in a
9 country other than Afghanistan, a certification that
10 an assessment has been conducted regarding the ca-
11 pacity, willingness, and historical track records of
12 the country for reintegrating or rehabilitating simi-
13 lar individuals.

14 (4) In the case of the proposed transfer of such
15 an individual to the custody of the government of
16 Afghanistan for prosecution or detention, a certifi-
17 cation that an assessment has been conducted re-
18 garding the capacity, willingness, and historical
19 track record of Afghanistan to prosecute or detain
20 long-term such individuals.

21 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
22 FINED.—In this section, the term “appropriate congres-
23 sional committees” means the Committee on Armed Serv-
24 ices and the Committee on Foreign Affairs of the House

- 1 of Representatives and the Committee on Armed Services
- 2 and the Committee on Foreign Relations of the Senate.

1 **Subtitle F—Studies and Reports**

2 **SEC. 1061 [Log # 26337]. ASSESSMENT OF DEPARTMENT OF**
3 **DEFENSE USE OF ELECTROMAGNETIC SPEC-**
4 **TRUM.**

5 (a) REPORT.—Not later than 270 days after the date
6 of the enactment of this Act, the Secretary of Defense
7 shall submit to the congressional defense committees, the
8 Committee on Energy and Commerce of the House of
9 Representatives, and the Committee on Commerce,
10 Science, and Transportation of the Senate a report assess-
11 ing the use of electromagnetic spectrum by the Depart-
12 ment of Defense, including—

13 (1) a comparison of the actual and projected
14 cost impact, time required to plan and implement,
15 and policy implications of electromagnetic spectrum
16 reallocations made since the enactment of the Omni-
17 bus Budget Reconciliation Act of 1993 (Public Law
18 103–66, 107 Stat. 312);

19 (2) an identification of critical electromagnetic
20 spectrum assignments where there is use by the De-
21 partment of Defense that—

22 (A) cannot be eliminated, relocated, con-
23 solidated in other electromagnetic spectrum
24 bands, or for which there is no commercial or

1 non-spectrum alternative, including a detailed
2 explanation of why that is the case; and

3 (B) can be eliminated, relocated, consoli-
4 dated in other electromagnetic spectrum bands,
5 or for which there is a commercial or non-spec-
6 trum alternative, including frequency of use,
7 time necessary to relocate or consolidate to an-
8 other electromagnetic spectrum band, and oper-
9 ational and cost impacts; and

10 (3) an analysis of the research being conducted
11 by the Department of Defense in electromagnetic
12 spectrum-sharing and other dynamic electromagnetic
13 spectrum access technologies, including maturity
14 level, applicability for spectrum relocation or consoli-
15 dation, and potential costs for continued develop-
16 ment or implementation.

17 (b) INTERIM UPDATE.—Not later than 120 days
18 after the date of the enactment of this Act, the Secretary
19 of Defense shall provide to the congressional defense com-
20 mittees a briefing to update such committees on the status
21 of the report required under subsection (b).

22 (c) FORM.—The report required under subsection (b)
23 shall be submitted in unclassified form, but may include
24 a classified annex.

1 **SEC. 1062 [Log # 23841]. ELECTRONIC WARFARE STRATEGY**
2 **OF THE DEPARTMENT OF DEFENSE.**

3 (a) GUIDANCE REQUIRED.—Not later than January
4 1, 2013, the Secretary of Defense shall review and update
5 Department of Defense guidance related to electronic war-
6 fare to ensure that oversight roles and responsibilities
7 within the Department related to electronic warfare policy
8 and programs are clearly defined. Such guidance shall
9 clarify, as appropriate, the roles and responsibilities re-
10 lated to the integration of electronic warfare matters and
11 cyberspace operations.

12 (b) PLAN REQUIRED.—Not later than January 1,
13 2013, the Commander of the United States Strategic
14 Command shall update and issue guidance regarding the
15 responsibilities of the Command with regard to joint elec-
16 tronic warfare capabilities. Such guidance shall—

17 (1) define the role and objectives of the Joint
18 Electromagnetic Spectrum Control Center or any
19 other center established in the Command to provide
20 governance and oversight of electronic warfare mat-
21 ters; and

22 (2) include an implementation plan outlining
23 tasks, metrics, and timelines to establish such a cen-
24 ter.

25 (c) ADDITIONAL REPORTING REQUIREMENTS.—Sec-
26 tion 1053(b)(1) of the National Defense Authorization Act

1 for Fiscal Year 2010 (Public Law 111–84; 123 Stat.
2 2459) is amended—

3 (1) in subparagraph (B), by striking “; and”
4 and inserting a semicolon;

5 (2) in subparagraph (C), by striking the period
6 and inserting a semicolon; and

7 (3) by adding at the end the following new sub-
8 paragraphs:

9 “(D) performance measures to guide the
10 implementation of such strategy;

11 “(E) an identification of resources and in-
12 vestments necessary to implement such strat-
13 egy; and

14 “(F) an identification of the roles and re-
15 sponsibilities within the Department to imple-
16 ment such strategy.”.

1 **Subtitle G—Miscellaneous**
2 **Authorities and Limitations**

3 **SEC. 1071 [Log # 32225]. RULE OF CONSTRUCTION RELAT-**
4 **ING TO PROHIBITION ON INFRINGING ON**
5 **THE INDIVIDUAL RIGHT TO LAWFULLY AC-**
6 **QUIRE, POSSESS, OWN, CARRY, AND OTHER-**
7 **WISE USE PRIVATELY OWNED FIREARMS, AM-**
8 **MUNITION, AND OTHER WEAPONS.**

9 Section 1062(c) of the Ike Skelton National Defense
10 Authorization Act for Fiscal Year 2011 (Public Law 111–
11 383; 124 Stat. 4363) is amended—

12 (1) in paragraph (1)(B), by striking “; or” and
13 inserting a semicolon;

14 (2) in paragraph (2), by striking “others.” and
15 inserting “others; or”; and

16 (3) by adding at the end the following new
17 paragraph:

18 “(3) authorize a mental health professional that
19 is a member of the Armed Forces or a civilian em-
20 ployee of the Department of Defense or a com-
21 manding officer to inquire if a member of the Armed
22 Forces plans to acquire, or already possesses or
23 owns, a privately-owned firearm, ammunition, or
24 other weapon, if such mental health professional or
25 such commanding officer has reasonable grounds to

- 1 believe such member is at high risk for suicide or
- 2 causing harm to others.”.

1 **Subtitle H—Other Matters**

2 **SEC. [1081 Log # 29226]. BIPARTISAN INDEPENDENT STRA-**
3 **TEGIC REVIEW PANEL.**

4 (a) BIPARTISAN INDEPENDENT STRATEGIC REVIEW
5 PANEL.—

6 (1) ESTABLISHMENT.—Chapter 2 of title 10,
7 United States Code, is amended by adding at the
8 end the following new section:

9 **“§ 119b. Bipartisan independent strategic review**
10 **panel**

11 “(a) ESTABLISHMENT.—There is established a bipar-
12 tisan independent strategic review panel (in this section
13 referred to as the ‘Panel’) to conduct a regular review of
14 the national defense strategic environment of the United
15 States and to conduct an independent assessment of the
16 quadrennial defense review required under section 118.

17 “(b) MEMBERSHIP.—

18 “(1) APPOINTMENT.—The Panel shall be com-
19 posed of 12 members from civilian life with a recog-
20 nized expertise in national security matters who
21 shall be appointed as follows:

22 “(A) Four members shall be appointed by
23 the Secretary of Defense, of whom not more
24 than three members shall be of the same polit-
25 ical party.

1 “(B) Two members shall be appointed by
2 the chair of the Committee on Armed Services
3 of the House of Representatives.

4 “(C) Two members shall be appointed by
5 the chair of the Committee on Armed Services
6 of the Senate.

7 “(D) Two members shall be appointed by
8 the ranking minority member of the Committee
9 on Armed Services of the House of Representa-
10 tives.

11 “(E) Two members shall be appointed by
12 the ranking minority member of the Committee
13 on Armed Services of the Senate.

14 “(2) INITIAL MEMBERS: APPOINTMENT DATE
15 AND TERM OF SERVICE.—

16 “(A) APPOINTMENT DATE.—The initial
17 members of the Panel shall be appointed under
18 paragraph (1) not later than January 30, 2013.

19 “(B) TERMS.—

20 “(i) The Secretary of Defense shall
21 designate two initial members of the Panel
22 appointed under paragraph (1)(A) to serve
23 terms that expire on December 31, 2013,
24 and two such initial members to serve
25 terms that expire on December 31, 2014.

1 “(ii) The chair of the Committee on
2 Armed Services of the House of Represent-
3 atives shall designate one initial member of
4 the Panel appointed under paragraph
5 (1)(B) to serve a term that expires on De-
6 cember 31, 2013, and one such initial
7 member to serve a term that expires on
8 December 31, 2014.

9 “(iii) The chair of the Committee on
10 Armed Services of the Senate shall des-
11 ignate one initial member of the Panel ap-
12 pointed under paragraph (1)(C) to serve a
13 term that expires on December 31, 2013,
14 and one such initial member to serve a
15 term that expires on December 31, 2014.

16 “(iv) The ranking minority member of
17 the Committee on Armed Services of the
18 House of Representatives shall designate
19 one initial member of the Panel appointed
20 under paragraph (1)(D) to serve a term
21 that expires on December 31, 2013, and
22 one such initial member to serve a term
23 that expires on December 31, 2014.

24 “(v) The ranking minority member of
25 the Committee on Armed Services of the

1 Senate shall designate one initial member
2 of the Panel appointed under paragraph
3 (1)(E) to serve a term that expires on De-
4 cember 31, 2013, and one such initial
5 member to serve a term that expires on
6 December 31, 2014.

7 “(3) CHAIRS.—The Secretary of Defense shall
8 designate two members appointed pursuant to para-
9 graph (1)(A) that are not of the same political party
10 to serve as the Chairs of the Panel.

11 “(4) VACANCIES.—

12 “(A) A vacancy in the Panel shall be filled
13 in the same manner as the original appointment
14 and not later than 30 days after the date on
15 which the vacancy begins.

16 “(B) A member of the Panel appointed to
17 fill a vacancy shall be appointed for a term that
18 expires—

19 “(i) in the case of an appointment to
20 fill a vacancy resulting from a person not
21 serving the entire term for which such per-
22 son was appointed, at the end of the re-
23 mainder of such term; and

24 “(ii) in the case of an appointment to
25 fill a vacancy resulting from the expiration

1 of the term of a member of the panel, two
2 years after the date on which the term of
3 such member expired.

4 “(5) REAPPOINTMENT.—Members of the Panel
5 may be reappointed to the Panel for additional
6 terms of service.

7 “(6) PAY.—The members of the Panel shall
8 serve without pay

9 “(7) TRAVEL EXPENSES.—Each member of the
10 Panel shall receive travel expenses, including per
11 diem in lieu of subsistence, in accordance with appli-
12 cable provisions under subchapter I of chapter 57 of
13 title 5, United States Code.

14 “(c) DUTIES.—

15 “(1) REVIEW OF NATIONAL DEFENSE STRA-
16 TEGIC ENVIRONMENT.—The Panel shall every four
17 years, during a year following a year evenly divisible
18 by four, review the national defense strategic envi-
19 ronment of the United States. Such review shall in-
20 clude a review and assessment of—

21 “(A) the national defense environment, in-
22 cluding challenges and opportunities;

23 “(B) the national defense strategy and pol-
24 icy;

1 “(C) the national defense roles, missions,
2 and organizations;

3 “(D) the risks to the national defense of
4 the United States and how such risks affect
5 challenges and opportunities to national de-
6 fense; and

7 “(2) ADDITIONAL REVIEWS.—The Panel may
8 conduct additional reviews under paragraph (1) as
9 requested by Congress or the Secretary of Defense,
10 or when the Panel determines a significant change
11 in the national defense environment has occurred
12 that would warrant new recommendations from the
13 Panel.

14 “(3) ASSESSMENT OF QUADRENNIAL DEFENSE
15 REVIEW.—The Panel shall conduct an assessment of
16 each quadrennial defense review required to be con-
17 ducted under section 118. Each assessment shall in-
18 clude—

19 “(A) a review of the Secretary of Defense’s
20 terms of reference, and any other materials pro-
21 viding the basis for, or substantial inputs to,
22 the work of the Department of Defense on such
23 quadrennial defense review;

24 “(B) an assessment of the assumptions,
25 strategy, findings, and risks in the report of the

1 Secretary of Defense on such quadrennial de-
2 fense review required under section 118(d),
3 with particular attention paid to the risks de-
4 scribed in such a report;

5 “(C) an independent assessment of a vari-
6 ety of possible force structures for the armed
7 forces, including the force structure identified
8 in the report required under section 118(d);
9 and

10 “(D) a review of the resource requirements
11 identified in such quadrennial defense review
12 pursuant to section 118(b)(3) and, to the extent
13 practicable, a general comparison of such re-
14 source requirements with the resource require-
15 ments to support the forces contemplated under
16 the force structures assessed under subpara-
17 graph (C).

18 “(d) ADMINISTRATIVE PROVISIONS.—

19 “(1) STAFF.—

20 “(A) IN GENERAL.—The Chairs of the
21 Panel may, without regard to the civil service
22 laws and regulations, appoint and terminate an
23 executive director and not more than 11 addi-
24 tional personnel, as may be necessary to enable
25 the Panel to perform the duties of the Panel.

1 “(B) COMPENSATION.—The Chairs of the
2 Panel may fix the compensation of the executive
3 director and other personnel without regard to
4 the provisions of chapter 51 and subchapter III
5 of chapter 53 of title 5, United States Code, re-
6 lating to the classification of positions and Gen-
7 eral Schedule pay rates, except that the rate of
8 pay for the executive director and other per-
9 sonnel may not exceed the rate payable for level
10 V of the Executive Schedule under section 5316
11 of such title.

12 “(2) DETAIL OF GOVERNMENT EMPLOYEES.—
13 Any Federal Government employee may be detailed
14 to the Panel without reimbursement, and such detail
15 shall be without interruption or loss of civil service
16 status or privilege.

17 “(3) PROCUREMENT OF TEMPORARY AND
18 INTERMITTENT SERVICES.—The Chairs of the Panel
19 may procure temporary and intermittent services
20 under section 3109(b) of title 5, United States Code,
21 at rates for individuals that do not exceed the daily
22 equivalent of the annual rate of basic pay for level
23 V of the Executive Schedule under section 5316 of
24 such title.

1 “(4) PROVISION OF INFORMATION.—The Panel
2 may request directly from the Department of De-
3 fense and any of its components such information as
4 the Panel considers necessary to carry out its duties
5 under this section. The head of the department or
6 agency concerned shall cooperate with the Panel to
7 ensure that information requested by the Panel
8 under this paragraph is promptly provided to the
9 maximum extent practical.

10 “(5) USE OF CERTAIN DEPARTMENT OF DE-
11 FENSE RESOURCES.—Upon the request of the
12 Chairs of the Panel, the Secretary of Defense shall
13 make available to the Panel the services of any fed-
14 erally-funded research and development center that
15 is covered by a sponsoring agreement of the Depart-
16 ment of Defense.

17 “(6) FUNDING.—Funds for activities of the
18 Panel shall be provided from amounts available to
19 the Department of Defense.

20 “(e) REPORTS.—

21 “(1) REVIEW OF NATIONAL DEFENSE STRA-
22 TEGIC ENVIRONMENT.—Not later than June 30 of a
23 year following a year evenly divisible by four, the
24 Panel shall submit to the congressional defense com-
25 mittees, the Secretary of Defense, and the National

1 Security Council a report containing the results of
2 the review conducted under subsection (c)(1) and
3 any recommendations or other matters that the
4 Panel considers appropriate.

5 “(2) ASSESSMENT OF QUADRENNIAL DEFENSE
6 REVIEW.—Not later than 90 days after the date on
7 which a report on a quadrennial defense review is
8 submitted to Congress under section 118(d), the
9 Panel shall submit to the congressional defense com-
10 mittees and the Secretary of Defense a report con-
11 taining the results of the assessment conducted
12 under subsection (c)(3) and any recommendations or
13 other matters that the Panel considers appro-
14 priate.”.

15 (2) CLERICAL AMENDMENT.—The table of sec-
16 tions at the beginning of chapter 2 of title 10,
17 United States Code, is amended by adding at the
18 end the following new item:

“119b. Bipartisan independent strategic review panel.”.

19 (b) UPDATES FROM SECRETARY OF DEFENSE ON
20 PROGRESS OF QUADRENNIAL DEFENSE REVIEW.—Sec-
21 tion 118(f) of title 10, United States Code, is amended
22 to read as follows:

23 “(f) UPDATES TO BIPARTISAN INDEPENDENT STRA-
24 TEGIC REVIEW PANEL.—The Secretary of Defense shall
25 ensure that periodically, but not less often than every 60

1 days, or at the request of the Chairs of the bipartisan
2 independent strategic review panel established under sec-
3 tion 119b(a), the Department of Defense briefs such panel
4 on the progress of the conduct of a quadrennial defense
5 review under subsection (a).”.

6 (c) BIPARTISAN INDEPENDENT STRATEGIC REVIEW
7 OF THE UNITED STATES ARMY.—

8 (1) REVIEW REQUIRED.—Not later than 30
9 days after the date on which all initial members of
10 the bipartisan independent strategic review panel are
11 appointed under section 119b(b) of title 10, United
12 States Code, as added by subsection (a)(1) of this
13 section, the Panel shall begin a review of the future
14 of the Army.

15 (2) ELEMENTS OF REVIEW.—The review re-
16 quired under paragraph (1) shall include a review
17 and assessment of—

18 (A) the validity and utility of the scenarios
19 and planning assumptions the Army used to de-
20 velop the current force structure of the Army;

21 (B) such force structure and an evaluation
22 of the adequacy of such force structure for
23 meeting the goals of the national military strat-
24 egy of the United States;

1 (C) the size and structure of elements of
2 the Army, in particular United States Army
3 Training and Doctrine Command, United
4 States Army Materiel Command, and corps and
5 higher headquarters elements;

6 (D) potential alternative force structures of
7 the Army; and

8 (E) the resource requirements of each of
9 the alternative force structures analyzed by the
10 Panel.

11 (3) REPORT.—

12 (A) PANEL REPORT.—Not later than one
13 year after the date on which the Panel begins
14 the review required under paragraph (1), the
15 Panel shall submit to the congressional defense
16 committees and the Secretary of Defense a re-
17 port containing the findings and recommenda-
18 tions of the Panel, including any recommenda-
19 tions concerning changes to the planned size
20 and composition of the Army.

21 (B) ADDITIONAL VIEWS.—The report re-
22 quired under subparagraph (A) shall include
23 any additional or dissenting views of a member
24 of the Panel that such member considers appro-
25 priate to include in such report.

1 (4) DEFINITIONS.—In this section:

2 (A) ARMY.—The term “Army” includes
3 the reserve components of the Army.

4 (B) BIPARTISAN INDEPENDENT STRATEGIC
5 REVIEW PANEL.—The terms “bipartisan inde-
6 pendent strategic review panel” and “Panel”
7 mean the bipartisan independent strategic re-
8 view panel established under section 119b(a) of
9 title 10, United States Code, as added by sub-
10 section (a)(1) of this section.

1 **SEC. 1082 [Log 11759]. TECHNICAL AND CLERICAL AMEND-**
2 **MENTS.**

3 (a) AMENDMENTS TO NATIONAL DEFENSE AUTHOR-
4 IZATION ACT FOR FISCAL YEAR 2012.—Effective as of
5 December 31, 2011, and as if included therein as enacted,
6 the National Defense Authorization Act for Fiscal Year
7 2012 (Public Law 112–81) is amended as follows:

8 (1) Section 243(d) (125 Stat. 1344) is amended
9 by striking “paragraph” and inserting “subsection”.

10 (2) Section 541(b) (125 Stat. 1407) is amended
11 by striking “, as amended by subsection (a),”.

12 (3) Section 589(b) (125 Stat. 1438) is amended
13 by striking “section 717” and inserting “section
14 2564”.

15 (4) Section 602(a)(2) (125 Stat. 1447) is
16 amended by striking “repairs,” and inserting “re-
17 pairs”.

18 (5) Section 631(e)(28)(A) (125 Stat. 1464) is
19 amended by striking “In addition” in the matter
20 proposed to be inserted and inserting “Under regu-
21 lations”.

22 (6) Section 631(f)(2) (125 Stat. 1464) is
23 amended by striking “table of chapter” and insert-
24 ing “table of chapters”.

1 (7) Section 631(f)(3)(B) (125 Stat. 1465) is
2 amended by striking “chapter 9” and inserting
3 “chapter 10”.

4 (8) Section 631(f)(4) (125 Stat. 1465) is
5 amended by striking “subsection (c)” both places it
6 appears and inserting “subsection (d)”.

7 (9) Section 801 (125 Stat. 1482) is amended—

8 (A) in subsection (a)(1)(B), by striking
9 “paragraphs (6) and (7)” and inserting “para-
10 graphs (5) and (6)”;

11 (B) in subsection (a)(2), in the matter pro-
12 posed to be inserted as a new paragraph, by
13 striking the double closing quotation marks
14 after “capabilities” and inserting a single clos-
15 ing quotation mark; and

16 (C) in subsection (e)(1)(A), by striking
17 “**Point**” in the matter proposed to be struck
18 and inserting “**Point A**”.

19 (10) Section 832(b)(1) (125 Stat. 1504) is
20 amended by striking “Defenese” and inserting “De-
21 fense”.

22 (11) Section 855 (125 Stat. 1521) is amended
23 by striking “Section 139e(b)(12)” and inserting
24 “Section 139c(b)(12)”.

1 (12) Section 864(a)(2) (125 Stat. 1522) is
2 amended by striking “for Acquisition Workforce
3 Programs” in the matter proposed to be struck.

4 (13) Section 864(d)(2) (125 Stat. 1525) is
5 amended to read as follows:

6 “(2) in paragraph (6), by striking ‘ensure that
7 amounts collected’ and all that follows through the
8 end of the paragraph (as amended by section 526 of
9 division C of Public Law 112-74 (125 Stat. 914))
10 and inserting ‘ensure that amounts collected under
11 this section are not used for a purpose other than
12 the activities set forth in section 1201(a) of this
13 title.’”.

14 (14) Section 866(a) (125 Stat. 1526) is amend-
15 ed by striking “September 30” in the matter pro-
16 posed to be struck and inserting “December 31”.

17 (15) Section 867 (125 Stat. 1526) is amend-
18 ed—

19 (A) in paragraph (1), by striking “2010”
20 in the matter proposed to be struck and insert-
21 ing “2011”; and

22 (B) in paragraph (2), by striking “2013”
23 in the matter proposed to be struck and insert-
24 ing “2014”.

1 (16) Section 1045(c)(1) (125 Stat. 1577) is
2 amended by striking “described in subsection (b)”
3 and inserting “described in paragraph (2)”.

4 (17) Section 1067 (125 Stat. 1589) is amend-
5 ed—

6 (A) by striking subsection (a); and

7 (B) by striking the subsection designation
8 and the subsection heading of subsection (b).

9 (18) Section 2702 (125 Stat. 1681) is amend-
10 ed—

11 (A) in the section heading, by striking
12 “**AUTHORIZED**” and inserting “**AUTHORIZA-**
13 **TION OF APPROPRIATIONS FOR**”; and

14 (B) by striking “Using amounts” and all
15 that follows through “may carry out” and in-
16 serting “Funds are hereby authorized to be ap-
17 propriated for fiscal years beginning after Sep-
18 tember 30, 2011, for”.

19 (19) Section 2815(c) (125 Stat. 1689) is
20 amended by inserting “subchapter III of” before
21 “chapter 169”.

22 (b) AMENDMENTS TO IKE SKELTON NATIONAL DE-
23 FENSE AUTHORIZATION ACT FOR FISCAL YEAR 2011.—
24 Effective as of January 7, 2011, and as if included therein
25 as enacted, the Ike Skelton National Defense Authoriza-

1 tion Act for Fiscal Year 2011 (Public Law 111–383) is
2 amended as follows:

3 (1) Section 533(b) (124 Stat. 4216) is amended
4 by inserting “Section” before “1559(a)”.

5 (2) Section 863(d)(9) (124 Stat. 4293; 10
6 U.S.C. 2330 note) is amended by striking “this
7 title” and inserting “title 10, United States Code”.

8 (3) Section 896(a) (124 Stat. 4314) is amended
9 by striking “Chapter 7” and inserting “Chapter 4”.

10 (c) AMENDMENTS TO REFLECT REDESIGNATION OF
11 CERTAIN POSITIONS IN OFFICE OF SECRETARY OF DE-
12 FENSE.—

13 (1) ASSISTANT SECRETARY OF DEFENSE FOR
14 NUCLEAR, CHEMICAL, AND BIOLOGICAL DEFENSE
15 PROGRAMS.— Section 1605(a)(5) of the National
16 Defense Authorization Act for Fiscal Year 1994
17 (Public Law 103–160; 22 U.S.C. 2751 note) is
18 amended by striking “The Assistant to the Secretary
19 of Defense for Nuclear and Chemical and Biological
20 Defense Programs” each place it appears and insert-
21 ing “The Assistant Secretary of Defense for Nu-
22 clear, Chemical, and Biological Defense Programs”.

23 (2) ASSISTANT SECRETARY OF DEFENSE FOR
24 RESEARCH AND ENGINEERING.—

1 (A) The following provisions are amended
2 by striking “Director of Defense Research and
3 Engineering” and inserting “Assistant Sec-
4 retary of Defense for Research and Engineer-
5 ing”:

6 (i) Sections 2362(a)(1) and
7 2521(e)(5) of title 10, United States Code.

8 (ii) Section 241(c) of the National De-
9 fense Authorization Act for Fiscal Year
10 2006 (Public Law 109–163; 10 U.S.C.
11 2521 note).

12 (iii) Section 212(b) of the Ronald W.
13 Reagan National Defense Authorization
14 Act for Fiscal Year 2005 (Public Law
15 108–375; 10 U.S.C. 2358 note).

16 (iv) Section 246(d)(1) of the Bob
17 Stump National Defense Authorization Act
18 for Fiscal Year 2003 (Public Law 107–
19 314; 10 U.S.C. 2358 note).

20 (v) Section 257(a) of the National De-
21 fense Authorization Act for Fiscal Year
22 1995 (Public Law 103–337; 10 U.S.C.
23 2358 note).

24 (vi) Section 1101(b)(1)(D) of the
25 Strom Thurmond National Defense Au-

1 thorization Act for Fiscal Year 1999 (Pub-
2 lic Law 105–261; 5 U.S.C. 3104 note).

3 (vii) Section 802(g)(1)(B)(ii) of the
4 Higher Education Opportunity Act (20
5 U.S.C. 9631(g)(1)(B)(ii)).

6 (B) Section 2365 of title 10, United States
7 Code, is amended—

8 (i) in subsection (a), by inserting “of
9 Defense for Research and Engineering”
10 after “Assistant Secretary”; and

11 (ii) in subsection (d)(3)(A), by strik-
12 ing “Director” and inserting “Assistant
13 Secretary”.

14 (C) Section 256 of the National Defense
15 Authorization Act for Fiscal Year 2006 (Public
16 Law 109–163; 10 U.S.C. 1071 note) is amend-
17 ed in subsections (b)(4) and (d) by striking
18 “Director, Defense” and inserting “Assistant
19 Secretary of Defense for”.

20 (D) Section 1504 of the Duncan Hunter
21 National Defense Authorization Act for Fiscal
22 Year 2009 (Public Law 110–417; 10 U.S.C.
23 2358 note) is amended—

1 (i) in subsection (a), by striking “Di-
2 rector of Defense” and inserting “Assist-
3 ant Secretary of Defense for”; and

4 (ii) in subsection (b)(9), by striking
5 “the Director of the” and all that follows
6 through “Engineering” and inserting “the
7 Director and the Assistant Secretary”.

8 (E) Section 802(a) of the National De-
9 fense Authorization Act for Fiscal Year 1994
10 (Public Law 103–160; 10 U.S.C. 2358 note) is
11 amended—

12 (i) in subsection (a), by striking “Di-
13 rector of Defense” and inserting “Assist-
14 ant Secretary of Defense for”;

15 (ii) in subsections (b), (d), and (e), by
16 striking “Director” and inserting “Assist-
17 ant Secretary”; and

18 (iii) in subsection (f), by striking “Not
19 later than” and all that follows through
20 “the Director” and inserting “The Assist-
21 ant Secretary”.

22 (F) Section 214 of the National Defense
23 Authorization Act for Fiscal Year 2008 (Public
24 Law 110–181; 10 U.S.C. 2521 note) is amend-
25 ed by striking “unless the” and all that follows

1 through “ensures” and inserting “unless the
2 Assistant Secretary of Defense for Research
3 and Engineering ensures”.

4 (d) CROSS-REFERENCE AMENDMENTS RELATING TO
5 ENACTMENT OF TITLE 41.—Title 10, United States Code,
6 is amended as follows:

7 (1) Section 2302 is amended—

8 (A) in paragraph (7), by striking “section
9 4 of such Act” and inserting “such section”;
10 and

11 (B) in paragraph (9)(A)—

12 (i) by striking “section 26 of the Of-
13 fice of Federal Procurement Policy Act (41
14 U.S.C. 422)” and inserting “chapter 15 of
15 title 41”; and

16 (ii) by striking “such section” and in-
17 serting “such chapter”.

18 (2) Section 2306a(b)(3)(B) is amended by
19 striking “section 4(12)(C)(i) of the Office of Federal
20 Procurement Policy Act (41 U.S.C. 403(12)(C)(i))”
21 and inserting “section 103(3)(A) of title 41”.

22 (3) Section 2321(f)(2) is amended by striking
23 “section 35(c) of the Office of Federal Procurement
24 Policy Act (41 U.S.C. 431(c))” and inserting “sec-
25 tion 104 of title 41”.

1 (4) Section 2359a(h) is amended by striking
2 “section 16(c) of the Office of Federal Procurement
3 Policy Act (41 U.S.C. 414(c))” and inserting “sec-
4 tion 1702(c) of title 41”.

5 (5) Section 2359b(k)(4) is amended—

6 (A) in subparagraph (A), by striking “sec-
7 tion 4 of the Office of Federal Procurement
8 Policy Act (41 U.S.C. 403)” and inserting “sec-
9 tion 110 of title 41”; and

10 (B) in subparagraph (B), by adding a pe-
11 riod at the end.

12 (6) Section 2379 is amended—

13 (A) in subsections (a)(1)(A), (b)(2)(A),
14 and (c)(1)(B)(i), by striking “section 4(12) of
15 the Office of Federal Procurement Policy Act
16 (41 U.S.C. 403(12))” and inserting “section
17 103 of title 41”; and

18 (B) in subsections (b) and (c)(1), by strik-
19 ing “section 35(c) of the Office of Federal Pro-
20 curement Policy Act (41 U.S.C. 431(c))” and
21 inserting “section 104 of title 41”.

22 (7) Section 2382(c) is amended—

23 (A) in paragraph (2)(B), by striking “sec-
24 tions 303H through 303K of the Federal Prop-
25 erty and Administrative Services Act of 1949

1 (41 U.S.C. 253h through 253k)” and inserting
2 “sections 4101, 4103, 4105, and 4106 of title
3 41”; and

4 (B) in paragraph (3)(A), by striking “sec-
5 tion 16(c) of the Office of Federal Procurement
6 Policy Act (41 U.S.C. 414(c))” and inserting
7 “section 1702(c) of title 41”.

8 (8) Section 2410m(b)(1) is amended—

9 (A) in subparagraph (A)(i), by striking
10 “section 7 of such Act” and inserting “section
11 7104(a) of such title”; and

12 (B) in subparagraph (B)(ii), by striking
13 “section 7 of the Contract Disputes Act of
14 1978” and inserting “section 7104(a) of title
15 41”.

16 (9) Section 2533b is amended—

17 (A) in subsection (h)—

18 (i) in paragraph (1), by striking “sec-
19 tions 34 and 35 of the Office of Federal
20 Procurement Policy Act (41 U.S.C. 430
21 and 431)” and inserting “sections 1906
22 and 1907 of title 41”; and

23 (ii) in paragraph (2), by striking “sec-
24 tion 35(c) of the Office of Federal Pro-
25 curement Policy Act (41 U.S.C. 431(c))”

1 and inserting “section 104 of title 41”;

2 and

3 (B) in subsection (m)—

4 (i) in paragraph (2), by striking “sec-
5 tion 4 of the Office of Federal Procure-
6 ment Policy Act (41 U.S.C. 403)” and in-
7 serting “section 105 of title 41”;

8 (ii) in paragraph (3), by striking “sec-
9 tion 4 of the Office of Federal Procure-
10 ment Policy Act (41 U.S.C. 403)” and in-
11 serting “section 131 of title 41”; and

12 (iii) in paragraph (5), by striking
13 “section 35(c) of the Office of Federal
14 Procurement Policy Act (41 U.S.C.
15 431(c))” and inserting “section 104 of title
16 41”.

17 (e) OTHER CROSS-REFERENCE AMENDMENTS IN
18 TITLE 10.—Title 10, United States Code, is amended as
19 follows:

20 (1) Section 1722b(c) is amended—

21 (A) in paragraph (3), by striking “sub-
22 sections (b)(2)(A) and (b)(2)(B)” and inserting
23 “subsections (b)(1)(A) and (b)(1)(B)”; and

1 (B) in paragraph (4), by striking
2 “1734(d), or 1736(c)” and inserting “or
3 1734(d)”.

4 (2) Section 2382(b)(1) is amended by inserting
5 “of the Small Business Act (15 U.S.C. 657q(c)(4))”
6 after “section 44(c)(4)”;

7 (3) Section 2548(e)(2) is amended by striking
8 “section 103(f) of the Weapon Systems Acquisition
9 Reform Act of 2009 (10 U.S.C. 2430 note),” and in-
10 serting “section 2438(f) of this title”.

11 (4) Section 2925 is amended—

12 (A) in subsection (a)(1), by striking “sec-
13 tion 533” and inserting “section 553”; and

14 (B) in subsection (b)(1), by striking “sec-
15 tion 139b” and inserting “section 138c”.

16 (f) DATE OF ENACTMENT REFERENCES.—Title 10,
17 United States Code, is amended as follows:

18 (1) Section 1564(a)(2)(B) is amended by strik-
19 ing “the date of the enactment of the Ike Skelton
20 National Defense Authorization Act for Fiscal Year
21 2011” in clauses (ii) and (iii) and inserting “Janu-
22 ary 7, 2011”.

23 (2) Section 2359b(k)(5) is amended by striking
24 “the date that is five years after the date of the en-

1 actment of this Act” and inserting “January 7,
2 2016”.

3 (3) Section 2649(c) is amended by striking
4 “During the 5-year period beginning on the date of
5 the enactment of the Ike Skelton National Defense
6 Authorization Act for Fiscal Year 2011” and insert-
7 ing “Until January 6, 2016”.

8 (4) Section 2790(g)(1) is amended by striking
9 “on or after the date of the enactment of the Ike
10 Skelton National Defense Authorization Act for Fis-
11 cal Year 2011” and inserting “after January 6,
12 2011,”.

13 (5) Sections 3911(b)(2), 6323(a)(2)(B), and
14 8911(b)(2) are amended by striking “the date of the
15 enactment of the Ike Skelton National Defense Au-
16 thorization Act for Fiscal Year 2011” and inserting
17 “January 7, 2011,”.

18 (6) Section 10217(d)(3) is amended by striking
19 “after the end of the 2-year period beginning on the
20 date of the enactment of this subsection” and insert-
21 ing “after January 6, 2013”.

22 (g) OTHER MISCELLANEOUS AMENDMENTS TO
23 TITLE 10.—Title 10, United States Code, is amended as
24 follows:

1 (1) Section 113(e)(2) is amended by striking
2 “on” after “Board on”.

3 (2) The table of sections at the beginning of
4 chapter 4 is amended by striking the item relating
5 to section 133b.

6 (3) Paragraph (3) of section 138(c), as added
7 by section 314(a) of the National Defense Author-
8 ization Act for Fiscal Year 2012 (Public Law 112–
9 81; 125 Stat. 1357), is transferred to appear at the
10 end of section 138c(c).

11 (4) Section 139a(d)(4) is amended by adding a
12 period at the end.

13 (5) Section 139b(a)(6) is amended by striking
14 “propriety” and inserting “proprietary”.

15 (6) The item relating to section 225 at the end
16 of the table of sections at the beginning of chapter
17 9 is transferred to appear after the item relating to
18 section 224.

19 (7) Section 843(b)(2)(B)(v) (article 43 of the
20 Uniform Code of Military Justice) is amended by
21 striking “Kidnaping,,” and inserting “Kidnaping,”

22 (8) Section 920(g)(7) (article 120 of the Uni-
23 form Code of Military Justice) is amended by strik-
24 ing the second period at the end.

1 (9) Section 1074g(a)(6)(A) is amended by
2 striking “subsection (g)” and inserting “subsection
3 (h)”.

4 (10) Section 1086(b)(1) is amended by striking
5 “clause (2)” and inserting “paragraph (2)”.

6 (11) Section 1142(b)(10) is amended by strik-
7 ing “training,,” and inserting “training,”.

8 (12) Section 1401(a) is amended by striking
9 “columns 1, 2, 3, and 4,” in the matter preceding
10 the table and inserting “columns 1, 2, and 3,”.

11 (13) Section 1781(a) is amended—

12 (A) in the first sentence, by striking “Di-
13 rector” and inserting “Office”;

14 (B) in the first sentence, by striking “here-
15 inafter”; and

16 (C) in the second sentence, by striking “of-
17 fice” both places it appears and inserting “Of-
18 fice”.

19 (14) Section 1790 is amended—

20 (A) by striking the section heading and in-
21 serting the following:

22 **“§ 1790. Military personnel citizenship processing”;**

23 (B) by striking “AUTHORIZATION OF PAY-
24 MENTS.—”;

1 (C) by striking “title 10, United States
2 Code” and inserting “this title”;

3 (D) by striking “Secs.”; and

4 (E) by striking “sections 286(m) and (n)
5 of such Act (8 U.S.C. Sec. 1356(m))” and in-
6 serting “subsections m and (n) of section 286
7 of such Act (8 U.S.C. 1356).”.

8 (15) Section 2006(b)(2) is amended by redesignig-
9 nating the second subparagraph (E) (as added by
10 section 109(b)(2)(B) of Public Law 111–377 (124
11 Stat. 4120), effective August 1, 2011) as subpara-
12 graph (F).

13 (16) Section 2350m(e) is amended by striking
14 “Not later than October 31, 2009, and annually
15 thereafter” and inserting “Not later than October
16 31 each year”.

17 (17) Section 2401 is amended by striking “the
18 Committee on Armed Services and the Committee on
19 Appropriations of the Senate and the Committee on
20 Armed Services and the Committee on Appropria-
21 tions of the House of Representatives” in sub-
22 sections (b)(1)(B) and (h)(1) and inserting “the con-
23 gressional defense committees”.

24 (18) Section 2438(a)(3) is amended by insert-
25 ing “the senior” before “official’s”.

1 (19) Section 2548 is amended—

2 (A) in subsection (a)—

3 (i) by striking “Not later than” and
4 all that follows through “the Secretary”
5 and inserting “The Secretary”; and

6 (ii) by adding a period at the end of
7 paragraph (3);

8 (B) in subsection (d), by striking “Begin-
9 ning with fiscal year 2012, the” and inserting
10 “The”; and

11 (C) in subsection (e)(1), by striking “,
12 United States Code,”.

13 (20) Section 2561(f)(2) is amended by striking
14 “Committee on International Relations” and insert-
15 ing “Committee on Foreign Affairs”.

16 (21) Section 2687a is amended—

17 (A) in subsection (a), by striking “Foreign
18 relations” and inserting “Foreign Relations”;
19 and

20 (B) in subsection (b)(1)—

21 (i) by striking the comma after “in-
22 cluding”; and

23 (ii) by striking “The Treaty” and in-
24 serting “the Treaty”.

25 (22) Section 4342 is amended—

1 (A) in subsection (b)—

2 (i) in paragraph (1), by striking
3 “clause” both places it appears and insert-
4 ing “paragraph”; and

5 (ii) in paragraph (5), by striking
6 “clauses” and inserting “paragraphs”;

7 (B) in subsection (d), by striking “clauses”
8 and inserting “paragraphs”; and

9 (C) in subsection (f), by striking “clauses”
10 and inserting “paragraphs”.

11 (23) Section 4343 is amended by striking
12 “clauses” and inserting “paragraphs”.

13 (24) Section 6954 is amended—

14 (A) in subsection (b)—

15 (i) in paragraph (1), by striking
16 “clause” both places it appears and insert-
17 ing “paragraph”; and

18 (ii) in paragraph (5), by striking
19 “clauses” and inserting “paragraphs”; and

20 (B) in subsection (d), by striking “clauses”
21 and inserting “paragraphs”.

22 (25) Section 6956(b) is amended by striking
23 “clauses” and inserting “paragraphs”.

24 (26) Section 9342 is amended—

25 (A) in subsection (b)—

1 (i) in paragraph (1), by striking
2 “clause” both places it appears and insert-
3 ing “paragraph”; and

4 (ii) in paragraph (5), by striking
5 “clauses” and inserting “paragraphs”;

6 (B) in subsection (d), by striking “clauses”
7 and inserting “paragraphs”; and

8 (C) in subsection (f), by striking “clauses”
9 and inserting “paragraphs”.

10 (27) Section 9343 is amended by striking
11 “clauses” and inserting “paragraphs”.

12 (28) Section 10217(c)(3) is amended by strik-
13 ing “consider” and inserting “considered”.

14 (h) REPEAL OF EXPIRED PROVISIONS.—Title 10,
15 United States Code, is amended as follows:

16 (1) Section 1108 is amended—

17 (A) by striking subsections (j) and (k); and

18 (B) by redesignating subsection (l) as sub-
19 section (j).

20 (2) Section 2325 is amended by striking sub-
21 section (b) and redesignating subsection (c) as sub-
22 section (b).

23 (3) Section 2349a is repealed, and the table of
24 sections at the beginning of subchapter I of chapter

1 138 is amended by striking the item relating to that
2 section.

3 (4) Section 2374b is repealed, and the table of
4 sections at the beginning of chapter 139 is amended
5 by striking the item relating to that section.

6 (i) AMENDMENTS TO TITLE 37.— Title 37, United
7 States Code, is amended as follows:

8 (1) Section 310(e)(1) is amended by striking
9 “section for for” and inserting “section for”.

10 (2) Section 431, as transferred to chapter 9 of
11 such title by section 631(d)(2) of the National De-
12 fense Authorization Act for Fiscal Year 2012 (Pub-
13 lic Law 112–81; 125 Stat. 1460), is redesignated as
14 section 491.

15 (j) AMENDMENTS TO TITLE 41.— Title 41, United
16 States Code, is amended as follows:

17 (1) Section 1122(a)(5) is amended by striking
18 the period at the end and inserting a semicolon.

19 (2) Section 1703(i)(6) is amended by striking
20 “Procurement” and inserting “Procurement”.

21 (k) AMENDMENT TO TITLE 46.— Subsection (a) of
22 section 51301 of title 46, United States Code, is amended
23 in the heading by striking “IN GENERAL” and inserting
24 “IN GENERAL”.

1 (l) DUPLICATIVE PROVISION IN ARMED FORCES RE-
2 TIREMENT HOME ACT OF 1991.— Section 1511(d) of the
3 Armed Forces Retirement Home Act of 1991 (24 U.S.C.
4 411(d)) is amended by striking the first paragraph (3),
5 leaving the second paragraph (3) added by section 561
6 of Public Law 112–81 (125 Stat. 1420).

7 (m) CROSS REFERENCES AND DATE OF ENACTMENT
8 REFERENCES IN REINSTATEMENT OF TEMPORARY EARLY
9 RETIREMENT AUTHORITY.— Section 4403 of the Na-
10 tional Defense Authorization Act for Fiscal Year 1993
11 (Public Law 102–484; 10 U.S.C. 1293 note), as amended
12 by section 504(b) of the National Defense Authorization
13 Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
14 1391), is amended—

15 (1) in subsection (c)(2)—

16 (A) in subparagraph (A), by striking
17 “1995 (” and inserting “1995 (Public Law
18 103–337;”; and

19 (B) in subparagraph (B), by striking
20 “1995” and inserting “1996”;

21 (2) in subsection (h), by striking “the date of
22 the enactment of the National Defense Authoriza-
23 tion Act for Fiscal Year 2012” and inserting “De-
24 cember 31, 2011,”; and

1 (3) in subsection (i)(2), by striking “the date of
2 the enactment of the National Defense Authoriza-
3 tion Act for Fiscal Year 2012” and inserting “De-
4 cember 31, 2011,”.

5 (n) COORDINATION WITH OTHER AMENDMENTS
6 MADE BY THIS ACT.—For purposes of applying amend-
7 ments made by provisions of this Act other than this sec-
8 tion, the amendments made by this section shall be treated
9 as having been enacted immediately before any amend-
10 ment made by other provisions of this Act.

1 **Subtitle B—Interagency Personnel**
2 **Rotations [Log 26358]**

3 **SEC. 1111. INTERAGENCY PERSONNEL ROTATIONS.**

4 (a) **SHORT TITLE.**—This subtitle may be cited as the
5 “Interagency Personnel Rotation Act of 2012”.

6 (b) **DEFINITIONS.**—In this subtitle:

7 (1) **AGENCY.**—The term “agency” has the
8 meaning given the term “Executive agency” under
9 section 105 of title 5, United States Code.

10 (2) **COMMITTEE.**—The term “Committee”
11 means the Committee on National Security Per-
12 sonnel established under subsection (c)(1).

13 (3) **COVERED AGENCY.**—The term “covered
14 agency” means an agency that is part of an ICI.

15 (4) **ICI.**—The term “ICI” means a National
16 Security Interagency Community of Interest identi-
17 fied by the Committee under subsection (d)(1).

18 (5) **ICI POSITION.**—The term “ICI position”—

19 (A) means—

20 (i) a position that—

21 (I) is identified by the head of a
22 covered agency as a position within
23 the covered agency that has signifi-
24 cant responsibility for the subject area
25 of the ICI in which the position is lo-

1 cated and for activities that involve
2 more than 1 agency;

3 (II) is in the civil service (as de-
4 fined in section 2101(1) of title 5,
5 United States Code) in the executive
6 branch of the Government (including
7 a position in the Foreign Service) at
8 or above GS-11 of the General Sched-
9 ule or at a level of responsibility com-
10 parable to a position at or above GS-
11 11 of the General Schedule; and

12 (III) is within an ICI; or

13 (ii) a position in an interagency body
14 identified as an ICI position under sub-
15 section (d)(3)(B)(i); and

16 (B) shall not include—

17 (i) any position described under para-
18 graph (10)(A) or (C); or

19 (ii) any position filled by an employee
20 described under paragraph (10)(B).

21 (6) INTELLIGENCE COMMUNITY.—The term
22 “intelligence community” has the meaning given
23 under section 3(4) of the National Security Act of
24 1947 (50 U.S.C. 401a(4)).

1 (7) INTERAGENCY BODY.—The term “inter-
2 agency body” means an entity or component identi-
3 fied under subsection (d)(3)(A).

4 (8) INTERAGENCY ROTATIONAL SERVICE.—The
5 term “interagency rotational service” means service
6 by an employee in—

7 (A) an ICI position that is—

8 (i) in—

9 (I) a covered agency other than
10 the covered agency employing the em-
11 ployee; or

12 (II) an interagency body, without
13 regard to whether the employee is em-
14 ployed by the agency in which the
15 interagency body is located; and

16 (ii) the same ICI as the position in
17 which the employee serves or has served
18 before serving in that ICI position; or

19 (B) a position in an interagency body iden-
20 tified under subsection (d)(3)(B)(ii).

21 (9) NATIONAL SECURITY INTERAGENCY COM-
22 MUNITY OF INTEREST.—The term “National Secu-
23 rity Interagency Community of Interest” means the
24 positions in the executive branch of the Government
25 that—

1 (A) as a group are positions within mul-
2 tiple agencies of the executive branch of the
3 Government; and

4 (B) have significant responsibility for the
5 same substantive, functional, or regional subject
6 area related to national security or homeland
7 security that requires integration of the posi-
8 tions and activities in that area across multiple
9 agencies to ensure that the executive branch of
10 the Government operates as a single, cohesive
11 enterprise to maximize mission success and
12 minimize cost.

13 (10) POLITICAL APPOINTEE.—The term “polit-
14 ical appointee” means an individual who—

15 (A) is employed in a position described
16 under sections 5312 through 5316 of title 5,
17 United States Code (relating to the Executive
18 Schedule);

19 (B) is a noncareer appointee in the Senior
20 Executive Service, as defined under section
21 3132(a)(7) of title 5, United States Code; or

22 (C) is employed in a position in the execu-
23 tive branch of the Government of a confidential
24 or policy-determining character under schedule

1 C of subpart C of part 213 of title 5 of the
2 Code of Federal Regulations.

3 (11) SENIOR POSITION.—The term “senior po-
4 sition” means—

5 (A) a Senior Executive Service position, as
6 defined in section 3132(a)(2) of title 5, United
7 States Code;

8 (B) a position in the Senior Foreign Serv-
9 ice established under the Foreign Service Act of
10 1980 (22 U.S.C. 3901 et seq.);

11 (C) a position in the Federal Bureau of In-
12 vestigation and Drug Enforcement Administra-
13 tion Senior Executive Service established under
14 section 3151 of title 5, United States Code;

15 (D) a position filled by a limited term ap-
16 pointee or limited emergency appointee in the
17 Senior Executive Service, as defined under
18 paragraphs (5) and (6), respectively, of section
19 3132(a) of title 5, United States Code; and

20 (E) any other equivalent position identified
21 by the Committee.

22 (c) COMMITTEE ON NATIONAL SECURITY PER-
23 SONNEL.—

1 (1) ESTABLISHMENT.—There is established the
2 Committee on National Security Personnel within
3 the Executive Office of the President.

4 (2) MEMBERSHIP.—The members of the Com-
5 mittee shall be the Director of the Office of Manage-
6 ment and Budget, the Director of the Office of Per-
7 sonnel Management, and the Assistant to the Presi-
8 dent for National Security Affairs.

9 (3) CHAIRPERSON.—The Director of the Office
10 of Management and Budget shall be the Chairperson
11 of the Committee.

12 (4) FUNCTIONS.—

13 (A) IN GENERAL.—The Committee shall
14 perform the functions as provided under this
15 subtitle to implement this subtitle and shall
16 validate the actions taken by the heads of cov-
17 ered agencies to implement the directives issued
18 and meet the standards established under sub-
19 paragraph (B).

20 (B) DIRECTIVES AND STANDARDS.—

21 (i) IN GENERAL.—In consultation
22 with the Director of the Office of Per-
23 sonnel Management and the Assistant to
24 the President for National Security Af-
25 fairs, the Director of the Office of Manage-

1 ment and Budget shall issue directives and
2 establish standards relating to the imple-
3 mentation of this subtitle.

4 (ii) USE BY COVERED AGENCIES.—
5 The head of each covered agency shall
6 carry out the responsibilities under this
7 subtitle in accordance with the directives
8 issued and standards established by the
9 Director of the Office of Management and
10 Budget.

11 (5) SUPPORT AND IMPLEMENTATION.—

12 (A) BOARD.—There is established to assist
13 the Committee a board, the members of which
14 shall be appointed—

15 (i) in accordance with subparagraph

16 (B); and

17 (ii) from among individuals holding an
18 office or position in level III of the Execu-
19 tive Schedule.

20 (B) APPOINTMENTS.—Members of the
21 board shall be appointed as follows:

22 (i) One by the Secretary of State.

23 (ii) One by the Secretary of Defense.

24 (iii) One by the Secretary of Home-
25 land Security.

1 (iv) One by the Attorney General.

2 (v) One by the Secretary of the Treas-
3 ury.

4 (vi) One by the Secretary of Energy.

5 (vii) One by the Secretary of Health
6 and Human Services.

7 (viii) One by the Secretary of Com-
8 merce.

9 (ix) One by the head of any other
10 agency (or, if more than 1, by each of the
11 respective heads of any other agencies) de-
12 termined appropriate by the Committee.

13 As used in clause (ix), the term “agency” does
14 not include any element of the intelligence com-
15 munity.

16 (C) CHIEF HUMAN CAPITAL OFFICERS
17 COUNCIL.—The Chief Human Capital Officers
18 Council shall provide advice to the Committee
19 regarding technical human capital issues.

20 (D) COVERED AGENCY OFFICIALS.—

21 (i) IN GENERAL.—The head of each
22 covered agency shall designate an officer
23 and office within that covered agency with
24 responsibility for the implementation of
25 this subtitle.

1 (ii) EXISTING OFFICES.—If an officer
2 or office of a covered agency is designated
3 as the officer or office within the covered
4 agency with responsibility for the imple-
5 mentation of Executive Order 13434 for
6 the covered agency on the date of enact-
7 ment of this Act, the head of the covered
8 agency shall designate the officer or office
9 as the officer or office within the covered
10 agency with responsibility for the imple-
11 mentation of this subtitle.

12 (E) STAFF.—

13 (i) IN GENERAL.—Not more than 3
14 full-time employees (or the equivalent) may
15 be hired to assist the Committee in the im-
16 plementation of this subtitle. Each em-
17 ployee so hired shall be selected from
18 among individuals serving in the Office of
19 Management and Budget, the Office of
20 Personnel Management, or any other agen-
21 cy.

22 (ii) FUNDING.—

23 (I) AUTHORIZATION OF APPRO-
24 PRIATIONS.—There are authorized to
25 be appropriated for each of fiscal

1 years 2013 through 2017 to carry out
2 clause (i) an amount equal to the
3 amount expended for salaries and ex-
4 penses of the National Security Pro-
5 fessional Development Integration Of-
6 fice during fiscal year 2012.

7 (II) OFFSET.—

8 (aa) IN GENERAL.—Except
9 as provided in subparagraph
10 (D)(ii), effective on the date of
11 enactment of this Act, the Na-
12 tional Security Professional De-
13 velopment Integration Office of
14 the Department of Defense is
15 terminated and, on and after the
16 date of enactment of this Act,
17 the Secretary of Defense may not
18 establish a comparable office to
19 implement Executive Order
20 13434 or to design, administer,
21 or report on the creation of a na-
22 tional security professional devel-
23 opment system, cadre of national
24 security professionals, or any per-
25 sonnel rotations, education, or

1 training for individuals involved
2 in interagency activities or who
3 are national security profes-
4 sionals who are not employed by
5 the Department of Defense.
6 Nothing in this item shall be con-
7 strued to prohibit the Secretary
8 of Defense from establishing or
9 designating an office to admin-
10 ister interagency rotations by, or
11 the interagency activities of, em-
12 ployees of the Department of De-
13 fense.

14 (bb) TRANSFER OF FUNC-
15 TIONS.—Effective on the date of
16 enactment of this Act, there are
17 transferred to the Office of Man-
18 agement and Budget or the Of-
19 fice of Personnel Management, as
20 determined appropriate by the
21 Committee, the functions of the
22 National Security Professional
23 Development Integration Office
24 of the Department of Defense.

1 (cc) FUNDS.—Effective on
2 the date of enactment of this
3 Act, all unobligated balances
4 made available for the activities
5 of the National Security Profes-
6 sional Development Integration
7 Office of the Department of De-
8 fense are rescinded.

9 (d) NATIONAL SECURITY INTERAGENCY COMMU-
10 NITIES OF INTEREST.—

11 (1) IDENTIFICATION OF ICIS.—Subject to sub-
12 section (g), the Committee—

13 (A) shall identify ICIs on an ongoing basis
14 for purposes of carrying out this subtitle; and

15 (B) may alter or discontinue an ICI identi-
16 fied under subparagraph (A).

17 (2) IDENTIFICATION OF ICI POSITIONS.—The
18 head of each covered agency shall identify ICI posi-
19 tions within the covered agency.

20 (3) INTERAGENCY BODIES.—

21 (A) IDENTIFICATION.—

22 (i) IN GENERAL.—The Committee
23 shall identify—

24 (I) entities in the executive
25 branch of the Government that are

1 primarily involved in interagency ac-
2 tivities relating to national security or
3 homeland security; and

4 (II) components of agencies that
5 are primarily involved in interagency
6 activities relating to national security
7 or homeland security and have a mis-
8 sion distinct from the agency within
9 which the component is located.

10 (ii) CERTAIN BODIES.—

11 (I) IN GENERAL.—The Com-
12 mittee shall identify the National Se-
13 curity Council as an interagency body
14 under this subparagraph.

15 (II) FBI ROTATIONS.—Joint
16 Terrorism Task Forces shall not be
17 considered interagency bodies for pur-
18 poses of service by employees of the
19 Federal Bureau of Investigation.

20 (iii) DUTIES OF HEAD OF COVERED
21 AGENCY.—The Committee shall designate
22 the Federal officer who shall perform the
23 duties of the head of a covered agency re-
24 lating to ICI positions within an inter-
25 agency body.

1 (B) POSITIONS IN INTERAGENCY BOD-
2 IES.—The officials designated under subpara-
3 graph (A)(iii) shall identify—

4 (i) positions within their respective
5 interagency bodies that are ICI positions;
6 and

7 (ii) positions within their respective
8 interagency bodies—

9 (I) that are not a position de-
10 scribed under subsection (b)(10)(A) or
11 (C) or a position filled by an employee
12 described under subsection
13 (b)(10)(B); and

14 (II) for which service in the posi-
15 tion shall constitute interagency rota-
16 tional service.

17 (e) INTERAGENCY COMMUNITY OF INTEREST ROTA-
18 TIONAL SERVICE.—

19 (1) EXCLUSION OF SENIOR POSITIONS.—For
20 purposes of this subsection, the term “ICI position”
21 does not include a senior position.

22 (2) ROTATIONS.—

23 (A) IN GENERAL.—The Committee shall
24 provide for employees serving in an ICI position

1 to be assigned on a rotational basis to another
2 ICI position that is—

3 (i) within another covered agency or
4 within an interagency body; and

5 (ii) within the same ICI.

6 (B) EXCEPTION.—An employee may be as-
7 signed to an ICI position in another covered
8 agency or in an interagency body that is not in
9 the ICI applicable to an ICI position in which
10 the employee serves or has served if—

11 (i) the employee has particular non-
12 governmental or other expertise or skills
13 that are relevant to the assigned ICI posi-
14 tion; and

15 (ii) the head of the covered agency
16 employing the employee, the head of the
17 covered agency to which the assignment is
18 made, and the Committee approve the as-
19 signment.

20 (C) NONREIMBURSABLE BASIS.—Service
21 by an employee in an ICI position in another
22 covered agency or in an interagency body that
23 is not within the agency employing the em-
24 ployee shall be performed without reimburse-
25 ment.

1 (D) RETURN TO PRIOR POSITION.—Except
2 as otherwise provided by the Committee, an em-
3 ployee performing service in an ICI position in
4 another covered agency or interagency body or
5 in a position designated under subsection
6 (d)(3)(B)(ii) shall be entitled to return, within
7 a reasonable period of time after the end of the
8 period of service, to the position held by the
9 employee, or a corresponding or higher position
10 (or, in the case of an employee in the Foreign
11 Service, as defined in section 102(11) of the
12 Foreign Service Act of 1980 (22 U.S.C.
13 3902(11)), a position in the same or a higher
14 personnel category), in the covered agency em-
15 ploying the employee.

16 (3) SELECTION OF ICI POSITIONS OPEN FOR
17 ROTATIONAL SERVICE.—

18 (A) IN GENERAL.—The head of each cov-
19 ered agency shall determine which ICI positions
20 in the covered agency shall be available for
21 service by employees from another covered
22 agency and may modify a determination under
23 this subparagraph.

24 (B) LIST.—The Committee shall maintain
25 a single, integrated list of ICI positions and of

1 positions available for service by employees
2 from another covered agency under this sub-
3 section and shall make the list available to Fed-
4 eral employees on an ongoing basis in order to
5 facilitate applications for the positions and
6 long-term career planning by employees of the
7 executive branch of the Government, except to
8 the extent that the Committee determines that
9 the identity of certain positions should not be
10 distributed in order to protect national security
11 or homeland security.

12 (4) MINIMUM PERIOD OF SERVICE.—With re-
13 spect to the period of service in an ICI position in
14 another covered agency or interagency body, the
15 Committee—

16 (A) shall, notwithstanding any other provi-
17 sion of law, ensure that the period of service is
18 sufficient to gain an adequately detailed under-
19 standing and perspective of the covered agency
20 or interagency body at which the employee is
21 assigned;

22 (B) may provide for different periods of
23 service, depending upon the nature of the posi-
24 tion, including whether the position is in an
25 area that is a combat zone for purposes of sec-

1 tion 112 of the Internal Revenue Code of 1986;
2 and

3 (C) shall require that an employee per-
4 forming service in an ICI position in another
5 covered agency or interagency body is informed
6 of the period of service for the position before
7 beginning such service.

8 (5) VOLUNTARY NATURE OF ROTATIONAL SERV-
9 ICE.—

10 (A) IN GENERAL.—Except as provided in
11 subparagraph (B), service in an ICI position in
12 another covered agency or interagency body
13 shall be voluntary on the part of the employee.

14 (B) AUTHORITY TO ASSIGN INVOLUN-
15 TARILY.—If the head of a covered agency has
16 the authority under another provision of law to
17 assign an employee involuntarily to a position
18 and the employee is serving in an ICI position,
19 the head of the covered agency may assign the
20 employee involuntarily to serve in an ICI posi-
21 tion in another covered agency or interagency
22 body.

23 (6) TRAINING AND EDUCATION OF PERSONNEL
24 PERFORMING INTERAGENCY ROTATIONAL SERV-
25 ICE.—Each employee performing interagency rota-

1 tional service shall participate in the training and
2 education, if any, that is regularly provided to new
3 employees by the covered agency or interagency body
4 in which the employee is serving in order to learn
5 how the covered agency or interagency body func-
6 tions.

7 (7) PREVENTION OF NEED FOR INCREASED
8 PERSONNEL LEVELS.—The Committee shall ensure
9 that employees are rotated across covered agencies
10 and interagency bodies within an ICI in a manner
11 that ensures that, for the original ICI positions of
12 all employees performing service in an ICI position
13 in another covered agency or interagency body—

14 (A) employees from another covered agen-
15 cy or interagency body who are performing
16 service in an ICI position in another covered
17 agency or interagency body, or other available
18 employees, begin service in such original posi-
19 tions within a reasonable period, at no addi-
20 tional cost to the covered agency or the inter-
21 agency body in which such original positions are
22 located; or

23 (B) other employees do not need to serve
24 in the positions in order to maintain the effec-
25 tiveness of or to prevent any costs being ac-

1 crued by the covered agency or interagency
2 body in which such original positions are lo-
3 cated.

4 (8) OPEN AND FAIR COMPETITION.—Each cov-
5 ered agency or interagency body that has an ICI po-
6 sition available for service by an employee from an-
7 other covered agency shall coordinate with the Office
8 of Personnel Management to ensure that employees
9 of covered agencies selected to perform interagency
10 rotational service shall be selected in a fully open
11 and competitive manner that is consistent with the
12 merit system principles set forth in paragraphs (1)
13 and (2) of section 2301(b) of title 5, United States
14 Code, unless the ICI position is otherwise exempt
15 under another provision of law.

16 (9) PERSONNEL LAW MATTERS.—

17 (A) NATIONAL SECURITY EXCLUSION.—
18 The identification of a position as available for
19 service by an employee of another covered agen-
20 cy or as being within an ICI shall not be a basis
21 for an order under section 7103(b) of title 5,
22 United States Code, excluding the covered
23 agency, or a subdivision thereof, in which the
24 position is located from the applicability of
25 chapter 71 of such title.

1 (B) ON ROTATION.—An employee per-
2 forming interagency rotational service shall
3 have all the rights that would be available to
4 the employee if the employee were detailed or
5 assigned under a provision of law other than
6 this subtitle from the agency employing the em-
7 ployee to the agency in which the ICI position
8 in which the employee is serving is located.

9 (10) CONSULTATION.—The Committee shall
10 consult with relevant associations, unions, and other
11 groups involved in collective bargaining or encour-
12 aging public service, organizational reform of the
13 Government, or interagency activities (such as the
14 Simons Center for the Study of Interagency Co-
15 operation of the Command and General Staff Col-
16 lege Foundation) in formulating and implementing
17 policies under this subtitle.

18 (11) OFFICERS OF THE ARMED FORCES.—The
19 policies, procedures, and practices for the manage-
20 ment of officers of the Armed Forces may provide
21 for the assignment of officers of the Armed Forces
22 to ICI positions or positions designated under sub-
23 section (d)(3)(B)(ii).

24 (12) PERFORMANCE APPRAISALS.—The Com-
25 mittee shall—

1 (A) ensure that an employee receives per-
2 formance evaluations that are based primarily
3 on the contribution of the employee to the work
4 of the covered agency in which the employee is
5 performing service in an ICI position in another
6 covered agency or interagency body and the
7 functioning of the applicable ICI; and

8 (B) require that—

9 (i) officials at the covered agency em-
10 ploying the employee conduct the evalua-
11 tions based on input from the supervisors
12 of the employee during service in an ICI
13 position in another covered agency or
14 interagency body; and

15 (ii) the evaluations shall be provided
16 the same weight in the receipt of pro-
17 motions and other rewards by the employee
18 from the covered agency employing the em-
19 ployee as performance evaluations receive
20 for other employees of the covered agency.

21 (f) SELECTION OF SENIOR POSITIONS IN AN INTER-
22 AGENCY COMMUNITY OF INTEREST.—

23 (1) SELECTION OF INDIVIDUALS TO FILL SEN-
24 IOR POSITIONS WITHIN AN ICI.—In selecting individ-
25 uals to fill senior positions within an ICI, the head

1 of a covered agency shall ensure that a strong pref-
2 erence is given to personnel who have performed
3 interagency rotational service.

4 (2) ESTABLISHMENT BY HEADS OF COVERED
5 AGENCIES OF MINIMUM THRESHOLDS.—

6 (A) IN GENERAL.—On October 1 of the
7 2nd fiscal year after the fiscal year in which the
8 Committee identifies an ICI, and October 1 of
9 each fiscal year thereafter, the head of each
10 covered agency within which 1 or more posi-
11 tions within that ICI are located shall establish
12 the minimum number of that agency's senior
13 positions that are within that ICI that shall be
14 filled by personnel who have performed inter-
15 agency rotational service.

16 (B) REPORTING REQUIREMENTS.—

17 (i) MINIMUM NUMBER OF POSI-
18 TIONS.—Not later than 30 days after the
19 date on which all heads of covered agencies
20 have established the minimum number re-
21 quired under subparagraph (A) for a fiscal
22 year, the Committee shall submit to Con-
23 gress a consolidated list of the minimum
24 numbers of senior positions that shall be

1 filled by personnel who have performed
2 interagency rotational service.

3 (ii) FAILURE TO MEET MINIMUM NUM-
4 BER.—Not later than 30 days after the
5 end of any fiscal year in which a covered
6 agency fails to meet the minimum number
7 of senior positions to be filled by individ-
8 uals who have performed interagency rota-
9 tional service established by the head of
10 the covered agency under subparagraph
11 (A), the head of the covered agency shall
12 submit to the Committee and Congress a
13 report identifying the failure and indi-
14 cating what actions the head of the covered
15 agency has taken or plans to take in re-
16 sponse to the failure.

17 (3) OTHER ROTATIONAL REQUIREMENTS.—

18 (A) CREDIT FOR SERVICE IN ANOTHER
19 COMPONENT WITHIN AN AGENCY.—Service per-
20 formed during the first 3 fiscal years after the
21 fiscal year in which an ICI is identified by the
22 Committee by an employee in a rotation to an
23 ICI position in another component of the cov-
24 ered agency that employs the employee that is
25 identified under subparagraph (B) shall con-

1 stitute interagency rotational service for pur-
2 poses of this section.

3 (B) IDENTIFICATION OF COMPONENTS.—

4 Subject to approval by the Committee, the head
5 of a covered agency may identify the compo-
6 nents of the covered agency that are sufficiently
7 independent in functionality for service in a ro-
8 tation in the component to qualify as service in
9 another component of the covered agency for
10 purposes of subparagraph (A).

11 (g) IMPLEMENTATION.—

12 (1) ICIS AND ICI POSITIONS.—

13 (A) IN GENERAL.—During each of the
14 first 4 fiscal years after the fiscal year in which
15 this Act is enacted—

16 (i) there shall be 2 ICIs, which shall
17 be an ICI for emergency management and
18 an ICI for stabilization and reconstruction;
19 and

20 (ii) not less than 20 employees and
21 not more than 25 employees in the execu-
22 tive branch of the Government shall per-
23 form service in an ICI position in another
24 covered agency or in an interagency body

1 that is not within the agency employing
2 the employee under this subtitle.

3 (B) LOCATION.—

4 (i) IN GENERAL.—The Committee
5 shall designate a metropolitan area in
6 which the ICI for emergency management
7 will be located and a metropolitan area in
8 which the ICI for stabilization and recon-
9 struction will be located.

10 (ii) SERVICE.—During the first 4 fis-
11 cal years after the fiscal year in which this
12 Act is enacted, any service in an ICI posi-
13 tion in another covered agency or in an
14 interagency body that is not within the
15 agency employing the employee shall be
16 performed—

17 (I) by an employee who is located
18 in a metropolitan area for the ICI
19 designated under clause (i) before be-
20 ginning service in the ICI position;
21 and

22 (II) at a location in a metropoli-
23 tan area for the ICI designated under
24 clause (i).

1 (2) PRIORITY FOR DETAILS.—During the first
2 4 fiscal years after the fiscal year in which this Act
3 is enacted, a covered agency shall give priority in
4 using amounts available to the covered agency for
5 details to assigning employees on a rotational basis
6 under this subtitle.

7 (h) STRATEGY AND PERFORMANCE EVALUATION.—

8 (1) ISSUING OF STRATEGY.—

9 (A) IN GENERAL.—Not later than October
10 1 of the 3rd fiscal year after the fiscal year in
11 which this Act is enacted, and every 4 fiscal
12 years thereafter through the 11th fiscal year
13 after the fiscal year in which this Act is en-
14 acted, the Committee shall issue a National Se-
15 curity Human Capital Strategy to develop the
16 national security and homeland security per-
17 sonnel necessary for accomplishing national se-
18 curity and homeland security objectives that re-
19 quire integration of personnel and activities
20 from multiple agencies of the executive branch
21 of the Government.

22 (B) CONSULTATIONS WITH CONGRESS.—In
23 developing or making adjustments to the Na-
24 tional Security Human Capital Strategy issued
25 under subparagraph (A), the Committee—

1 (i) shall consult at least annually with
2 Congress, including majority and minority
3 views from all appropriate authorizing, ap-
4 propriations, and oversight committees;
5 and

6 (ii) as the Committee determines ap-
7 propriate, shall solicit and consider the
8 views and suggestions of entities poten-
9 tially affected by or interested in the strat-
10 egy.

11 (C) CONTENTS OF STRATEGY.—Each Na-
12 tional Security Human Capital Strategy issued
13 under subparagraph (A) shall—

14 (i) provide for the implementation of
15 this subtitle;

16 (ii) identify best practices from ICIs
17 already in operation;

18 (iii) identify any additional ICIs to be
19 identified by the Committee;

20 (iv) include a schedule for the
21 issuance of directives and establishment of
22 standards relating to the requirements
23 under this subtitle by the Committee;

24 (v) include a description of how the
25 strategy incorporates views and sugges-

1 tions obtained through the consultations
2 with Congress required under subpara-
3 graph (B);

4 (vi) include an assessment of perform-
5 ance measures over a multi-year period,
6 such as—

7 (I) the percentage of ICI posi-
8 tions available for service by employ-
9 ees from another covered agency for
10 which such employees performed such
11 service;

12 (II) the number of personnel par-
13 ticipating in interagency rotational
14 service in each covered agency and
15 interagency body;

16 (III) the length of interagency
17 rotational service under this subtitle;

18 (IV) reports by the heads of cov-
19 ered agencies submitted under sub-
20 section (f)(2)(B)(ii);

21 (V) the training and education of
22 personnel who perform interagency ro-
23 tational service, and the evaluation by
24 the Committee of the training and
25 education;

1 (VI) the positions (including
2 grade level) held by employees who
3 perform interagency rotational service
4 during the period beginning on the
5 date on which the interagency rota-
6 tional service terminates and ending
7 on the date of the assessment; and

8 (VII) to the extent possible, the
9 evaluation of the Committee of the
10 utility of interagency rotational service
11 in improving interagency integration.

12 (2) REPORTS.—Not later than October 1 of the
13 2nd fiscal year after a fiscal year in which the Com-
14 mittee issues a National Security Human Capital
15 Strategy under paragraph (1), the Committee shall
16 assess the performance measures described in para-
17 graph (1)(C)(vi).

18 (3) SUBMISSION TO CONGRESS.—Not later than
19 30 days after the date on which the Committee
20 issues a National Security Human Capital Strategy
21 under paragraph (1) or assesses performance meas-
22 ures under paragraph (2), the Committee shall sub-
23 mit the strategy or assessment to Congress.

24 (i) GAO STUDY OF INTERAGENCY ROTATIONAL
25 SERVICE.—Not later than the end of the 2nd fiscal year

1 after the fiscal year in which this Act is enacted, the
2 Comptroller General of the United States shall submit to
3 Congress a report regarding—

4 (1) the extent to which performing service in an
5 ICI position in another covered agency or an inter-
6 agency body under this subtitle enabled the employ-
7 ees performing the service to gain an adequately de-
8 tailed understanding of and perspective on the cov-
9 ered agency or interagency body, including an as-
10 sessment of the effect of—

11 (A) the period of service; and

12 (B) the duties performed by the employees
13 during the service;

14 (2) the effectiveness of the Committee and the
15 staff of the Committee funded under subsection
16 (c)(5)(E)(ii) in overseeing and managing interagency
17 rotational service under this subtitle, including an
18 evaluation of any directives or standards issued by
19 the Committee;

20 (3) the participation of covered agencies in
21 interagency rotational service under this subtitle, in-
22 cluding whether each covered agency that performs
23 a mission relating to an ICI in effect—

24 (A) identified positions within the covered
25 agency as ICI positions;

1 (B) had 1 or more employees from another
2 covered agency perform service in an ICI posi-
3 tion in the covered agency; or

4 (C) had 1 or more employees of the cov-
5 ered agency perform service in an ICI position
6 in another covered agency;

7 (4) the positions (including grade level) held by
8 employees after completing interagency rotational
9 service under this subtitle, and the extent to which
10 the employees were rewarded for the service; and

11 (5) the extent to which or likelihood that inter-
12 agency rotational service under this subtitle has im-
13 proved or is expected to improve interagency inte-
14 gration.

15 (j) PROHIBITION OF PRINTED REPORTS.—Each
16 strategy, plan, report, or other submission required under
17 this subtitle—

18 (1) shall be made available by the agency
19 issuing the strategy, plan, report, or other submis-
20 sion only in electronic form; and

21 (2) shall not be made available by the agency
22 in printed form.

23 (k) EXCLUSION.—This subtitle shall not apply to any
24 element of the intelligence community.



1 **Subtitle A—Assistance and**
2 **Training**

3 **SEC. 1201. [LOG #19419] COMMANDERS' EMERGENCY RE-**
4 **SPONSE PROGRAM IN AFGHANISTAN.**

5 (a) **AUTHORITY FOR FISCAL YEAR 2013.**—Sub-
6 section (a) of section 1201 of the National Defense Au-
7 thorization Act for Fiscal Year 2012 (Public Law 112–
8 81; 125 Stat. 1619) is amended—

9 (1) in the heading, by striking “FISCAL YEAR
10 2012” and inserting “FISCAL YEAR 2013”; and

11 (2) by striking “fiscal year 2012” and inserting
12 “fiscal year 2013”.

13 (b) **QUARTERLY REPORTS.**—Subsection (b)(1) of
14 such section is amended by striking “fiscal year 2012”
15 and inserting “fiscal year 2013”.

16 (c) **EXTENSION OF AUTHORITY TO ACCEPT CON-**
17 **TRIBUTIONS.**—Subsection (f) of such section is amended
18 by striking “in fiscal year 2012” and inserting “during
19 any period during which the authority of subsection (a)
20 is in effect”.

1 **SEC. 1202. [LOG #32231] MODIFICATION OF AUTHORITIES**
2 **RELATING TO PROGRAM TO BUILD THE CA-**
3 **PACITY OF FOREIGN MILITARY FORCES.**

4 (a) **AUTHORIZED ELEMENTS.**—Section 1206(b)(1) of
5 the National Defense Authorization Act for Fiscal Year
6 2006 (Public Law 109–163; 119 Stat. 3457), as amended
7 by the John Warner National Defense Authorization Act
8 for Fiscal Year 2007 (Public Law 109–364; 120 Stat.
9 2418), is further amended by striking “equipment, sup-
10 plies and training” and inserting “equipment, supplies,
11 training, and small-scale military construction activities”.

12 (b) **USE OF FUNDS FOR FISCAL YEAR 2013.**—Sub-
13 section (e) of such section, as most recently amended by
14 section 1204(a) of the National Defense Authorization Act
15 for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
16 1621), is further amended by adding at the end the fol-
17 lowing:

18 “(6) **USE OF FUNDS FOR FISCAL YEAR 2013.**—

19 “(A) **LIMITATION ON SMALL-SCALE MILI-**
20 **TARY CONSTRUCTION ACTIVITIES.**—Of amounts
21 available under this subsection for the authority
22 in subsection (a) for fiscal year 2013—

23 “(i) not more than \$750,000 may be
24 obligated or expended for small-scale mili-
25 tary construction activities (as described in

1 subsection (b)(1)) under a program au-
2 thorized under subsection (a); and

3 “(ii) not more than \$25,000,000 may
4 be obligated or expended for small-scale
5 military construction activities (as de-
6 scribed in subsection (b)(1)) under all pro-
7 grams authorized under subsection (a).

8 “(B) AVAILABILITY OF FUNDS FOR PRO-
9 GRAMS DURING FISCAL YEAR 2014.—

10 “(i) IN GENERAL.—Subject to clause
11 (ii), not more than 20 percent of amounts
12 available under this subsection for the au-
13 thority in subsection (a) for fiscal year
14 2013 may be obligated and expended to
15 conduct or support a program authorized
16 under subsection (a) during fiscal year
17 2014.

18 “(ii) NOTIFICATION.—Whenever the
19 Secretary of Defense decides, with the con-
20 currence of the Secretary of State, to con-
21 duct or support a program authorized
22 under subsection (a) during fiscal year
23 2014 using amounts described in clause
24 (i), the Secretary of Defense shall submit
25 to the congressional committees specified

1 in paragraph (3) of subsection (e) a notifi-
2 cation in writing of that decision in accord-
3 ance with such subsection by not later
4 than September 30, 2013.”.

1 **SEC. 1203. [LOG #19434] THREE-YEAR EXTENSION OF AU-**
2 **THORITY FOR NON-RECIPROCAL EXCHANGES**
3 **OF DEFENSE PERSONNEL BETWEEN THE**
4 **UNITED STATES AND FOREIGN COUNTRIES.**

5 Section 1207(f) of the National Defense Authoriza-
6 tion Act for Fiscal Year 2010 (Public Law 111–84; 123
7 Stat. 2514; 10 U.S.C. 168 note) is amended by striking
8 “September 30, 2012” and inserting “September 30,
9 2015”.

1 **Subtitle B—Matters Relating to**
2 **Iraq, Afghanistan, and Pakistan**

3 **SEC. 1211. [LOG #37309] ONE-YEAR EXTENSION OF AUTHOR-**
4 **ITY FOR REIMBURSEMENT OF CERTAIN COA-**
5 **LITION NATIONS FOR SUPPORT PROVIDED**
6 **TO UNITED STATES MILITARY OPERATIONS.**

7 (a) EXTENSION.—Subsection (a) of section 1233 of
8 the National Defense Authorization Act for Fiscal Year
9 2008 (Public Law 110–181; 122 Stat. 393), as most re-
10 cently amended by section 1213 of the National Defense
11 Authorization Act for Fiscal Year 2012 (Public Law 112–
12 81; 125 Stat. 1630), is further amended—

13 (1) by striking “fiscal year 2012” and inserting
14 “fiscal year 2013”; and

15 (2) by striking “Operation Iraqi Freedom or”.

16 (b) LIMITATION ON AMOUNT AVAILABLE.—Sub-
17 section (d)(1) of such section, as so amended, is further
18 amended—

19 (1) by striking “fiscal year 2012” and inserting
20 “fiscal year 2013”; and

21 (2) by striking “\$1,690,000,000” and inserting
22 “\$659,000,000”.

23 (c) ADDITIONAL LIMITATION ON REIMBURSEMENT
24 OF THE GOVERNMENT OF PAKISTAN.—Such section, as
25 so amended, is further amended—

1 (1) by redesignating subsection (f) as sub-
2 section (g); and

3 (2) by inserting after subsection (e) the fol-
4 lowing:

5 “(f) ADDITIONAL LIMITATION ON REIMBURSEMENT
6 OF THE GOVERNMENT OF PAKISTAN.—In addition to the
7 other requirements of this section, reimbursements au-
8 thorized by subsection (a) and the support authorized by
9 subsection (b) may be made to the Government of Paki-
10 stan for support of United States military operations for
11 fiscal year 2013 only if the Secretary of Defense submits
12 to the congressional defense committees the following:

13 “(1) A report that contains a description of—

14 “(A) a model for reimbursement, including
15 how claims are proposed and adjudicated;

16 “(B) new conditions or caveats that the
17 Government of Pakistan places on the use of its
18 supply routes; and

19 “(C) the estimated differences in costs as-
20 sociated with transit through supply routes in
21 Pakistan for fiscal year 2011 as compared to
22 fiscal year 2013.

23 “(2) A certification of the Secretary of Defense
24 that the Government of Pakistan is committed to—

1 “(A) supporting counterterrorism oper-
2 ations against Al Qaeda, its associated move-
3 ments, the Haqqani Network, and other domes-
4 tic and foreign terrorist organizations;

5 “(B) dismantling improvised explosive de-
6 vice (IED) networks and interdicting precursor
7 chemicals used in the manufacture of IEDs;

8 “(C) preventing the proliferation of nu-
9 clear-related material and expertise; and

10 “(D) issuing visas in a timely manner for
11 United States Government personnel supporting
12 counterterrorism efforts and assistance pro-
13 grams in Pakistan.”.

1 **SEC. 1212. [LOG #26335] AUTHORITY TO SUPPORT OPER-**
2 **ATIONS AND ACTIVITIES OF THE OFFICE OF**
3 **SECURITY COOPERATION IN IRAQ.**

4 (a) TYPES OF SUPPORT.—Subsection (b) of section
5 1215 of the National Defense Authorization Act for Fiscal
6 Year 2012 (Public Law 112–81; 125 Stat. 1631) is
7 amended—

8 (1) by striking “The operations” and inserting
9 the following:

10 “(1) IN GENERAL.—The operations”; and

11 (2) by adding at the end the following:

12 “(2) TRAIN AND ASSIST.—The operations and
13 activities that may be carried out by the Office of
14 Security Cooperation in Iraq using funds provided
15 under subsection (a) may, with the concurrence of
16 the Secretary of State, include training and assisting
17 Iraqi Ministry of Defense personnel.”.

18 (b) LIMITATION ON AMOUNT.—Subsection (c) of
19 such section is amended by inserting at the end before
20 the period the following: “and in fiscal year 2013 may not
21 exceed \$508,000,000”.

22 (c) SOURCE OF FUNDS.—Subsection (d) of such sec-
23 tion is amended—

24 (1) by inserting “or fiscal year 2013” after
25 “fiscal year 2012”; and

- 1 (2) by striking “that fiscal year” and inserting
- 2 “fiscal year 2012 or 2013, as the case may be,”.

1 **SEC. 1213. [LOG #19420] ONE-YEAR EXTENSION OF AUTHOR-**
2 **ITY TO USE FUNDS FOR REINTEGRATION AC-**
3 **TIVITIES IN AFGHANISTAN.**

4 Section 1216 of the Ike Skelton National Defense
5 Authorization Act for Fiscal Year 2011 (Public Law 111–
6 383; 124 Stat. 4392), as amended by section 1216 of the
7 National Defense Authorization Act for Fiscal Year 2012
8 (Public Law 112–81; 125 Stat. 1632), is further amend-
9 ed—

10 (1) in subsection (a)—

11 (A) by striking “\$50,000,000” and insert-
12 ing “\$35,000,000”; and

13 (B) by striking “in each of fiscal years
14 2011 and 2012” and inserting “for fiscal year
15 2013”; and

16 (2) in subsection (e)—

17 (A) by striking “utilize funds” and insert-
18 ing “obligate funds”; and

19 (B) by striking “December 31, 2012” and
20 inserting “December 31, 2013”.

1 **SEC. 1214. [LOG #31229] PROHIBITION ON USE OF PRIVATE**
2 **SECURITY CONTRACTORS AND MEMBERS OF**
3 **THE AFGHAN PUBLIC PROTECTION FORCE**
4 **TO PROVIDE SECURITY FOR MEMBERS OF**
5 **THE ARMED FORCES AND MILITARY INSTAL-**
6 **LATIONS AND FACILITIES IN AFGHANISTAN.**

7 (a) FINDINGS.—Congress makes the following find-
8 ings:

9 (1) According to the Department of Defense, as
10 of February 1, 2012, there had been 42 insider at-
11 tacks on coalition forces since 2007 by the Afghan
12 National Army, Afghan National Police, or Afghan
13 nationals hired by private security contractors to
14 guard United States bases and facilities in Afghani-
15 stan.

16 (2) The Department of Defense data shows
17 that the trend of insider attacks is increasing.

18 (3) Members of the Armed Forces of the
19 United States continue to be garrisoned and housed
20 in facilities and installations in Afghanistan that are
21 guarded by private security contractors and not by
22 United States or coalition forces.

23 (4) President Karzai has prohibited the use of
24 private security contractors in Afghanistan and de-
25 termined that beginning in March, 2012, the Afghan
26 Ministry of Interior will provide Afghan Public Pro-

1 tection Forces on a reimbursable basis to those de-
2 siring to contract for additional security.

3 (5) The Afghan Ministry of Interior will have
4 the primary responsibility for screening and vetting
5 the Afghan nationals who will comprise the Afghan
6 Public Protection Force.

7 (6) The current force levels in Afghanistan are
8 necessary to accomplish the International Security
9 Assistance Force mission and force protection for
10 members of the Armed Forces garrisoned and
11 housed in Afghanistan should not come at the ex-
12 pense of mission success.

13 (7) The President of the United States has
14 begun to draw down United States military forces in
15 Afghanistan and has committed to continue this
16 drawdown through 2014.

17 (8) The redeployment phase of any military op-
18 eration brings increasing vulnerabilities to members
19 of the Armed Forces.

20 (9) It is the responsibility of the Commander in
21 Chief to provide for the security for members of the
22 Armed Forces deployed to Afghanistan and to miti-
23 gate internal threats to such forces to the greatest
24 extent possible, while continuing to meet the objec-
25 tives of the International Security Assistance Force

1 mission in Afghanistan, including the training and
2 equipping of the Afghan National Security Forces in
3 order that they may provide for their own security.

4 (b) SENSE OF CONGRESS.—It is the sense of Con-
5 gress that—

6 (1) the best security and force protection for
7 members of the Armed Forces garrisoned and
8 housed in Afghanistan should be provided;

9 (2) better security and force protection for
10 members of the Armed Forces garrisoned and
11 housed in Afghanistan can be provided by United
12 States military personnel than private security con-
13 tractors or members of the Afghan Public Protection
14 Force;

15 (3) the President should take action in light of
16 the increased risk to members of the Armed Forces
17 during this transitional period in Afghanistan and
18 the increasing number of insider attacks; and

19 (4) the United States remains committed to
20 mission success in Afghanistan in light of the na-
21 tional security interests in the region and the sac-
22 rifice and commitment of the United States Armed
23 Forces over the last ten years.

24 (c) PROHIBITION.—Notwithstanding section 2465 of
25 title 10, United States Code, funds appropriated to the

1 Department of Defense may not be obligated or expended
2 for the purpose of—

3 (1) entering into a contract for the performance
4 of security-guard functions at a military installation
5 or facility in Afghanistan at which members of the
6 Armed Forces deployed to Afghanistan are garrisoned or housed;

8 (2) otherwise employing private security contractors to provide security for members of the
9 Armed Forces deployed to Afghanistan; or

11 (3) employing the Afghan Public Protection
12 Force to provide security for such members or to
13 perform such security-guard functions at such a
14 military installation or facility.

15 (d) REQUIREMENT.—

16 (1) IN GENERAL.—The President shall ensure
17 that as many appropriately trained members of the
18 Armed Forces of the United States as are necessary
19 are available to—

20 (A) perform security-guard functions at all
21 military installations and facilities in Afghani-
22 stan at which members of the Armed Forces
23 deployed to Afghanistan are garrisoned or
24 housed;

1 (B) provide security for members of the
2 Armed Forces deployed to Afghanistan; and

3 (C) provide adequate counterintelligence
4 support for such members.

5 (2) RELATIONSHIP TO OTHER REQUIREMENTS
6 AND LIMITATIONS.—The members of the Armed
7 Forces required to be made available under para-
8 graph (1) shall be in addition to—

9 (A) the number of such members who are
10 deployed to Afghanistan to support the require-
11 ments of the North Atlantic Treaty Organiza-
12 tion mission in Afghanistan and the military
13 campaign plan of the Commander of the Inter-
14 national Security and Assistance Force; and

15 (B) any limitation on force levels that may
16 be in effect.

17 (e) WAIVER.—The President may waive the prohibi-
18 tion under subsection (c) and the requirement under sub-
19 section (d) if the President submits to Congress a certifi-
20 cation in writing that—

21 (1) the use of private security contractors or
22 the Afghan Public Protection Force can provide a
23 level of security and force protection for members of
24 the Armed Forces deployed to Afghanistan that is at
25 least equal to the security and force protection that

1 can be provided by members of the Armed Forces;
2 and

3 (2) the Secretary of Defense has ensured that
4 all employees of private security contractors and
5 members of the Afghan Public Protection Force pro-
6 viding security or force protection for members of
7 the Armed Forces deployed to Afghanistan are inde-
8 pendently screened and vetted by members of the
9 Armed Forces of the United States.

10 (f) REPORT.—

11 (1) IN GENERAL.—Not later than 30 days after
12 the end of each quarter of fiscal years 2013 and
13 2014, the Secretary of Defense shall submit to the
14 congressional defense committees a report on the fol-
15 lowing:

16 (A) Data on attempted and successful at-
17 tacks by the Afghan National Security Forces,
18 the Afghan Public Protection Force, and pri-
19 vate security contractors on United States
20 Armed Forces and civilian personnel of the De-
21 partment of Defense.

22 (B) The number of members of the United
23 States Armed Forces and civilian personnel of
24 the Department of Defense wounded or killed
25 due to such attacks.

1 (C) A description of tactical or covert
2 methods used in such attacks and a description
3 of motivations for such attacks.

4 (2) ADDITIONAL INFORMATION.—The first re-
5 port submitted following the date of the enactment
6 of this Act and the report submitted for the first
7 quarter of fiscal year 2014 shall also include the fol-
8 lowing:

9 (A) Actions the Department of Defense is
10 taking to monitor indicators and early warning
11 signs of infiltration or co-option of the Afghan
12 National Security Forces, the Afghan Public
13 Protection Force, and private security contrac-
14 tors.

15 (B) The methodology and systematic ap-
16 proach to resolving disputes between the Af-
17 ghan National Security Forces and United
18 States Armed Forces and civilian personnel of
19 the Department of Defense when such disputes
20 arise.

21 (g) DEFINITION.—In this section, the term “mem-
22 bers of the Armed Forces deployed to Afghanistan” means
23 members of the Armed Forces deployed to Afghanistan
24 in support of the International Security Assistance Force
25 in Afghanistan and members of the Armed Forces of the

1 United States deployed to Afghanistan in support of Oper-
2 ation Enduring Freedom.

1 **SEC. 1215. [LOG #18087] REPORT ON UPDATES AND MODI-**
2 **FICATIONS TO CAMPAIGN PLAN FOR AF-**
3 **GHANISTAN.**

4 (a) **REPORT REQUIRED.**—Not later than 180 days
5 after the date on which any substantial update or modi-
6 fication is made to the campaign plan for Afghanistan (in-
7 cluding the supporting and implementing documents for
8 such plan), the Comptroller General of the United States
9 shall submit to the congressional defense committees a re-
10 port on the updated or modified plan, including an assess-
11 ment of the updated or modified plan.

12 (b) **EXCEPTION.**—The requirement to submit a re-
13 port under subsection (a) on any substantial update or
14 modification to the campaign plan for Afghanistan shall
15 not apply if the Comptroller General—

16 (1) determines that a report submitted to Con-
17 gress by the Comptroller General before the date of
18 the enactment of this Act substantially meets the re-
19 quirement to submit the report under subsection (a);
20 and

21 (2) notifies the congressional defense commit-
22 tees in writing of the determination under paragraph
23 (1).

24 (c) **TERMINATION.**—The requirement to submit a re-
25 port under subsection (a) on any substantial update or

1 modification to the campaign plan for Afghanistan shall
2 terminate on September 30, 2014.

3 (d) REPEAL.—Section 1226 of the National Defense
4 Authorization Act for Fiscal Year 2010 (Public Law 111–
5 84; 123 Stat. 2525) is repealed.

1 **SEC. 1216. [LOG #___] UNITED STATES MILITARY SUPPORT**
2 **IN AFGHANISTAN.**

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

5 (1) following Al Qaeda's attacks on the United
6 States on September 11, 2001, United States and
7 coalition forces have achieved significant progress to-
8 ward security and stability in Afghanistan;

9 (2) as the United States completes transfer of
10 the lead for security to the Afghan National Security
11 Forces by the end of 2014, the United States should
12 ensure that the gains in security are maintained;

13 (3) the United States mission in Afghanistan
14 continues to be to disrupt, dismantle, and defeat al
15 Qaeda, as well as to prevent its return to either Af-
16 ghanistan or Pakistan;

17 (4) the specific objectives in Afghanistan are to
18 deny safe haven to Al Qaeda and to deny the
19 Taliban the ability to overthrow the Afghan Govern-
20 ment;

21 (5) the Taliban, Haqqanis, and associated in-
22 surgents continue to enjoy safe havens in Pakistan,
23 but are unlikely to be capable of overthrowing the
24 Afghan Government unless the United States with-
25 draws forces precipitously from Afghanistan;

1 (6) the Haqqani Network provides unique capa-
2 bilities and capacity to the Afghan Taliban, and ad-
3 ditionally, serves as a combat multiplier to the Af-
4 ghan insurgency due to its geographic primacy over
5 the key terrain of the Paktika, Paktia, and Khost
6 provinces, as well as North and South Waziristan,
7 and willingness to introduce international weaponry
8 and technology into the battle space and serve as the
9 reception point and integrator of international for-
10 eign fighters into the Afghan insurgency;

11 (7) the Haqqani Network has been the most
12 important Afghan-based protector of Al Qaeda;

13 (8) the unique capabilities and effects brought
14 to the battle space by the Haqqani Network neces-
15 sitate that the Government of Afghanistan should
16 have superior operational capacity in order to main-
17 tain the security of Afghanistan over time;

18 (9) the United States military should not main-
19 tain an indefinite combat mission in Afghanistan
20 and should transition to a counter-terrorism and ad-
21 vise and assist mission at the earliest practicable
22 date, consistent with conditions on the ground;

23 (10) significant uncertainty exists within Af-
24 ghanistan regarding the level of future United
25 States military support; and

1 (11) in order to reduce this uncertainty, and to
2 promote further stability and security in Afghani-
3 stan, the President should—

4 (A) fully consider the International Secu-
5 rity Assistance Force Commander’s assessment
6 regarding the need for the United States to
7 maintain a “significant combat presence
8 through 2013”;

9 (B) maintain a force of at least 68,000
10 troops through December 31, 2014, unless
11 fewer forces can achieve United States objec-
12 tives;

13 (C) maintain a credible troop presence
14 after December 31, 2014, sufficient to conduct
15 counter-terrorism and train and advise the Af-
16 ghan National Security Forces, consistent with
17 the Strategic Partnership Agreement (signed on
18 May 2, 2012); and

19 (D) maintain sufficient funding for the Af-
20 ghan National Security Forces to accomplish
21 the objectives described in paragraphs (3), (4),
22 and (8).

23 (b) NOTIFICATION.—The President shall notify the
24 congressional defense committees of any decision to reduce
25 the number of United States Armed Forces deployed in

1 Afghanistan below the number of such Armed Forces de-
2 ployed in Afghanistan on—

3 (1) December 31, 2012,

4 (2) December 31, 2013, and

5 (3) December 31, 2014,

6 prior to any public announcement of any such decision to
7 reduce the number of United States Armed Forces de-
8 ployed in Afghanistan.

9 (c) MATTERS TO INCLUDE IN NOTIFICATION.—As
10 part of a notification required by subsection (b), the Presi-
11 dent shall—

12 (1) provide an assessment of the relevant secu-
13 rity risk metrics associated with the marginal reduc-
14 tion in force levels; and

15 (2) provide a by-unit assessment of the oper-
16 ational capability of the Afghan National Security
17 Forces to independently conduct the required oper-
18 ations to maintain security in Afghanistan.

1 **SEC. 1217. [LOG #19421] EXTENSION AND MODIFICATION OF**
2 **PAKISTAN COUNTERINSURGENCY FUND.**

3 (a) IN GENERAL.—Section 1224(h) of the National
4 Defense Authorization Act for Fiscal Year 2010 (Public
5 Law 111–84; 123 Stat. 2521), as most recently amended
6 by section 1220 of the National Defense Authorization Act
7 for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
8 1633), is further amended by striking “September 30,
9 2012” both places it appears and inserting “September
10 30, 2013”.

11 (b) LIMITATION ON FUNDS SUBJECT TO REPORT
12 AND UPDATES.—Section 1220(b) of the National Defense
13 Authorization Act for Fiscal Year 2012 (Public Law 112–
14 81; 125 Stat. 1633) is amended—

15 (1) in the heading of paragraph (1), by insert-
16 ing “FOR FISCAL YEAR 2012” after “FUNDS”;

17 (2) by redesignating paragraphs (2), (3), and
18 (4) as paragraphs (3), (4), and (5), respectively;

19 (3) by inserting after paragraph (1) the fol-
20 lowing:

21 “(2) LIMITATION ON FUNDS FOR FISCAL YEAR
22 2013; REPORT REQUIRED.—Of the amounts appro-
23 priated or transferred to the Fund for fiscal year
24 2013, not more than 10 percent of such amounts
25 may be obligated or expended until such time as the
26 Secretary of Defense, with the concurrence of the

1 Secretary of State, submits to the appropriate con-
2 gressional committees an update of the report re-
3 quired under paragraph (1).”;

4 (4) in paragraph (3) (as redesignated)—

5 (A) by inserting “after fiscal year 2013”
6 after “any fiscal year”;

7 (B) by striking “requested to be”; and

8 (C) by striking “at the same time that the
9 President’s budget is submitted pursuant to
10 section 1105(a) of title 31, United States
11 Code” and inserting “not later than 45 days be-
12 fore amounts in the Fund are made available to
13 the Secretary of Defense”; and

14 (5) in paragraph (4) (as redesignated), by strik-
15 ing “the update required under paragraph (2)” and
16 inserting “the updates required under paragraphs
17 (2) and (3)”.

18 **Subtitle C—Matters Relating to** 19 **Iran**

20 **SEC. 1221. [LOG #34233] DECLARATION OF POLICY.**

21 (a) FINDINGS.—Congress makes the following find-
22 ings:

23 (1) Iran, which has long sought to foment in-
24 stability and promote extremism in the Middle East,
25 is now seeking to exploit the dramatic political tran-

1 sition underway in the region to undermine govern-
2 ments traditionally aligned with the United States
3 and support extremist political movements in these
4 countries.

5 (2) At the same time, Iran may soon attain a
6 nuclear weapons capability, a development that
7 would threaten United States interests, destabilize
8 the region, encourage regional nuclear proliferation,
9 further empower and embolden Iran, the world's
10 leading state sponsor of terrorism, and provide it the
11 tools to threaten its neighbors, including Israel.

12 (3) With the assistance of Iran over the past
13 several years, Syria, Hezbollah, and Hamas have in-
14 creased their stockpiles of rockets, with more than
15 60,000 rockets now ready to be fired at Israel. Iran
16 continues to add to its arsenal of ballistic missiles
17 and cruise missiles, which threaten Iran's neighbors,
18 Israel, and United States Armed Forces in the re-
19 gion.

20 (4) Preventing Iran from acquiring a nuclear
21 weapon is among the most urgent national security
22 challenges facing the United States.

23 (5) Successive United States administrations
24 have stated that an Iran armed with a nuclear weap-
25 on is unacceptable.

1 (6) President Obama stated on January 24,
2 2012, “Let there be no doubt: America is deter-
3 mined to prevent Iran from getting a nuclear weap-
4 on, and I will take no options off the table to achieve
5 that goal.”.

6 (7) In order to prevent Iran from developing
7 nuclear weapons, the United States, in cooperation
8 with its allies, must utilize all elements of national
9 power including diplomacy, robust economic sanc-
10 tions, and credible, visible preparations for a mili-
11 tary option.

12 (8) Nevertheless, to date, diplomatic overtures,
13 sanctions, and other non-kinetic actions toward Iran
14 have not caused the Government of Iran to abandon
15 its nuclear weapons program.

16 (9) With the impact of additional sanctions un-
17 certain, additional pressure on the Government of
18 Iran could come from the credible threat of military
19 action against Iran’s nuclear program.

20 (b) DECLARATION OF POLICY.—It shall be the policy
21 of the United States to take all necessary measures, in-
22 cluding military action if required, to prevent Iran from
23 threatening the United States, its allies, or Iran’s neigh-
24 bors with a nuclear weapon.

1 **SEC. 1222. [LOG #34234] UNITED STATES MILITARY PRE-**
2 **PAREDNESS IN THE MIDDLE EAST.**

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

5 (1) military exercises conducted in the Persian
6 Gulf and Gulf of Oman emphasize the United States
7 resolve and the policy of the United States described
8 in section 1221(b) by enhancing the readiness of the
9 United States military and allied forces, as well as
10 signaling to the Government of Iran the commitment
11 of the United States to defend its vital national se-
12 curity interests; and

13 (2) the President, as Commander in Chief,
14 should augment the presence of the United States
15 Fifth Fleet in the Middle East and to conduct mili-
16 tary deployments, exercises, or other visible, concrete
17 military readiness activities to underscore the policy
18 of the United States described in section 1221(b).

19 (b) PLAN.—

20 (1) IN GENERAL.—The Secretary of Defense
21 shall prepare a plan to augment the presence of the
22 United States Fifth Fleet in the Middle East and to
23 conduct military deployments, exercises, or other
24 visible, concrete military readiness activities to un-
25 derscore the policy of the United States described in
26 section 1221(b).

1 (2) MATTERS TO BE INCLUDED.—The plan re-
2 quired under paragraph (1) shall include, at a min-
3 imum, steps necessary for the Armed Forces to sup-
4 port the policy of the United States described in sec-
5 tion 1221(b), including—

6 (A) pre-positioning sufficient supplies of
7 aircraft, munitions, fuel, and other materials
8 for both air- and sea-based missions at key for-
9 ward locations in the Middle East and Indian
10 Ocean;

11 (B) maintaining sufficient naval assets in
12 the region necessary to signal United States re-
13 solve and to bolster United States capabilities
14 to launch a sustained sea and air campaign
15 against a range of Iranian nuclear and military
16 targets, to protect seaborne shipping, and to
17 deny Iranian retaliation against United States
18 interests in the region;

19 (C) discussing the viability of deploying at
20 least two United States aircraft carriers, an ad-
21 ditional large deck amphibious ship, and a Mine
22 Countermeasures Squadron in the region on a
23 continual basis, in support of the actions de-
24 scribed in subparagraph (B); and

1 (D) conducting naval fleet exercises similar
2 to the United States Fifth Fleet's major exer-
3 cise in the region in March 2007 to dem-
4 onstrate ability to keep the Strait of Hormuz
5 open and to counter the use of anti-ship mis-
6 siles and swarming high-speed boats.

7 (3) SUBMISSION TO CONGRESS.—The plan re-
8 quired under paragraph (1) shall be submitted to
9 the congressional defense committees not later than
10 120 days after the date of enactment of this Act.

1 **Subtitle D—Reports and Other**
2 **Matters**

3 **SEC. 1231. [LOG #17419] ANNUAL REPORT ON MILITARY AND**
4 **SECURITY DEVELOPMENTS INVOLVING THE**
5 **PEOPLE’S REPUBLIC OF CHINA.**

6 (a) IN GENERAL.—Subsection (b) of section 1202 of
7 the National Defense Authorization Act for Fiscal Year
8 2000 (Public Law 106–65; 113 Stat. 781; 10 U.S.C. 113
9 note), as most recently amended by section 1238 of the
10 National Defense Authorization Act for Fiscal Year 2012
11 (Public Law 112–81; 125 Stat. 1642), is further amend-
12 ed—

13 (1) by redesignating paragraphs (10), (11), and
14 (12) as paragraphs (12), (13), and (14), respec-
15 tively; and

16 (2) by inserting after paragraph (9) the fol-
17 lowing:

18 “(10) The strategy, goals, and capabilities of
19 Chinese space programs, including trends, global
20 and regional activities, the involvement of military
21 and civilian organizations, including state-owned en-
22 terprises, academic institutions, and commercial en-
23 tities, and efforts to develop, acquire, or gain access
24 to advanced technologies that would enhance Chi-
25 nese military capabilities.

1 “(11) The strategy, goals, and capabilities of
2 Chinese cyber activities, including trends, global and
3 regional activities, the involvement of military and
4 civilian organizations, including state-owned enter-
5 prises, academic institutions, and commercial enti-
6 ties. Relevant analyses and forecasts shall con-
7 sider—

8 “(A) Chinese cyber activities directed
9 against the Department of Defense;

10 “(B) potential harms that may affect De-
11 partment of Defense communications, com-
12 puters, networks, systems, or other military as-
13 sets as a result of a cyber attack; and

14 “(C) any other developments regarding
15 Chinese cyber activities that the Secretary of
16 Defense determines are relevant to the national
17 security of the United States.”.

18 (b) EFFECTIVE DATE.—The amendments made by
19 subsection (a) take effect on the date of the enactment
20 of this Act and apply with respect to each report required
21 to be submitted under section 1202 of the National De-
22 fense Authorization Act for Fiscal Year 2000 on or after
23 such date of enactment.

1 **SEC. 1232. [LOG #33231] REPORT ON MILITARY AND SECU-**
2 **RITY DEVELOPMENTS INVOLVING THE DEMO-**
3 **CRATIC PEOPLE'S REPUBLIC OF KOREA.**

4 Subsection (a) of section 1236 of the National De-
5 fense Authorization Act for Fiscal Year 2012 (Public Law
6 112-81; 125 Stat. 1641) is amended by inserting after
7 “November 1, 2012,” the following: “and November 1,
8 2013,”.

1 **SEC. 1233. [LOG #17418] REPORT ON HOST NATION SUPPORT**
2 **FOR OVERSEAS UNITED STATES MILITARY IN-**
3 **STALLATIONS AND UNITED STATES ARMED**
4 **FORCES DEPLOYED IN COUNTRY.**

5 (a) REPORT REQUIRED.—

6 (1) IN GENERAL.—Not later than March 1 of
7 each year from 2013 through 2015, the Secretary of
8 Defense, in consultation with the Secretary of State,
9 shall submit to the appropriate congressional com-
10 mittees a report on the direct, indirect, and burden-
11 sharing contributions made by host nations to sup-
12 port United States Armed Forces deployed in coun-
13 try.

14 (2) ELEMENTS.—The report required by para-
15 graph (1) shall include at least the following:

16 (A) The methodology and accounting pro-
17 cedures used to measure and track direct, indi-
18 rect, and burden-sharing contributions made by
19 host nations.

20 (B) The stationing costs, paid by the host
21 nation, associated with United States Armed
22 Forces stationed outside the territory of the
23 United States in that nation.

24 (C) A description of direct, indirect, and
25 burden-sharing contributions by host nation, in-
26 cluding the following:

1 (i) Contributions accepted for the fol-
2 lowing costs:

3 (I) Compensation for local na-
4 tional employees of the Department of
5 Defense.

6 (II) Military construction
7 projects of the Department of De-
8 fense, including design, procurement,
9 construction management costs, rents
10 on privately-owned land, facilities,
11 labor, utilities and vicinity improve-
12 ments.

13 (III) Other costs such as loan
14 guarantees on public-private venture
15 housing and payment-in-kind for fa-
16 cilities returned to the host nation.

17 (ii) Contributions accepted for any
18 other purpose.

19 (b) FORM.—The report required by subsection (a)
20 shall be submitted in unclassified form, but may include
21 a classified annex if necessary.

22 (c) DEFINITIONS.—In this section:

23 (1) APPROPRIATE CONGRESSIONAL COMMIT-
24 TEES.—The term “appropriate congressional com-
25 mittees” means—

1 (A) the congressional defense committees;
2 and

3 (B) the Committee on Foreign Relations of
4 the Senate and the Committee on Foreign Af-
5 fairs of the House of Representatives.

6 (2) HOST NATION.—The term “host nation”
7 means any country that hosts a permanent or tem-
8 porary United States military installation or a per-
9 manent or rotational deployment of United State
10 Armed Forces located outside of the borders of the
11 United States.

12 (3) CONTRIBUTIONS.—The term “contribu-
13 tions” means cash and in-kind contributions made
14 by a host nation that replace expenditures that
15 would otherwise be made by the Secretary of De-
16 fense using funds appropriated or otherwise made
17 available in defense appropriations Acts.

1 **SEC. 1301 [Log 18080]. SPECIFICATION OF COOPERATIVE**
2 **THREAT REDUCTION PROGRAMS AND FUNDS.**

3 (a) SPECIFICATION OF COOPERATIVE THREAT RE-
4 Duction PROGRAMS.—For purposes of section 301 and
5 other provisions of this Act, Cooperative Threat Reduction
6 programs are the programs specified in section 1501 of
7 the National Defense Authorization Act for Fiscal Year
8 1997 (50 U.S.C. 2362 note).

9 (b) FISCAL YEAR 2013 COOPERATIVE THREAT RE-
10 Duction FUNDS DEFINED.—As used in this title, the
11 term “fiscal year 2013 Cooperative Threat Reduction
12 funds” means the funds appropriated pursuant to the au-
13 thorization of appropriations in section 301 and made
14 available by the funding table in section 4301 for Coopera-
15 tive Threat Reduction programs.

16 (c) AVAILABILITY OF FUNDS.—Funds appropriated
17 pursuant to the authorization of appropriations in section
18 301 and made available by the funding table in section
19 4301 for Cooperative Threat Reduction programs shall be
20 available for obligation for fiscal years 2013, 2014, and
21 2015.

1 **SEC. 1302 [Log #18081]. FUNDING ALLOCATIONS.**

2 (a) FUNDING FOR SPECIFIC PURPOSES.—Of the
3 \$519,111,000 authorized to be appropriated to the De-
4 partment of Defense for fiscal year 2013 in section 301
5 and made available by the funding table in section 4301
6 for Cooperative Threat Reduction programs, the following
7 amounts may be obligated for the purposes specified:

8 (1) For strategic offensive arms elimination,
9 \$68,271,000.

10 (2) For chemical weapons destruction,
11 \$14,630,000.

12 (3) For global nuclear security, \$99,789,000.

13 (4) For cooperative biological engagement,
14 \$276,399,000.

15 (5) For proliferation prevention, \$32,402,000.

16 (6) For threat reduction engagement,
17 \$2,375,000.

18 (7) For activities designated as Other Assess-
19 ments/Administrative Costs, \$25,245,000.

20 (b) REPORT ON OBLIGATION OR EXPENDITURE OF
21 FUNDS FOR OTHER PURPOSES.—No fiscal year 2013 Co-
22 operative Threat Reduction funds may be obligated or ex-
23 pended for a purpose other than a purpose listed in para-
24 graphs (1) through (7) of subsection (a) until 15 days
25 after the date that the Secretary of Defense submits to
26 Congress a report on the purpose for which the funds will

1 be obligated or expended and the amount of funds to be
2 obligated or expended. Nothing in the preceding sentence
3 shall be construed as authorizing the obligation or expend-
4 iture of fiscal year 2013 Cooperative Threat Reduction
5 funds for a purpose for which the obligation or expendi-
6 ture of such funds is specifically prohibited under this title
7 or any other provision of law.

8 (c) LIMITED AUTHORITY TO VARY INDIVIDUAL
9 AMOUNTS.—

10 (1) IN GENERAL.—Subject to paragraph (2), in
11 any case in which the Secretary of Defense deter-
12 mines that it is necessary to do so in the national
13 interest, the Secretary may obligate amounts appro-
14 priated for fiscal year 2013 for a purpose listed in
15 paragraphs (1) through (7) of subsection (a) in ex-
16 cess of the specific amount authorized for that pur-
17 pose.

18 (2) NOTICE-AND-WAIT REQUIRED.—An obliga-
19 tion of funds for a purpose stated in paragraphs (1)
20 through (7) of subsection (a) in excess of the specific
21 amount authorized for such purpose may be made
22 using the authority provided in paragraph (1) only
23 after—

24 (A) the Secretary submits to Congress no-
25 tification of the intent to do so together with a

1 complete discussion of the justification for
2 doing so; and
3 (B) 15 days have elapsed following the
4 date of the notification.

1 **Subtitle A—Military Programs**

2 **SEC. 1401 [Log # 13731]. WORKING CAPITAL FUNDS.**

3 Funds are hereby authorized to be appropriated for
4 fiscal year 2013 for the use of the Armed Forces and other
5 activities and agencies of the Department of Defense for
6 providing capital for working capital and revolving funds,
7 as specified in the funding table in section 4501.

1 **SEC. 1402 [Log #13732]. NATIONAL DEFENSE SEALIFT FUND.**

2 Funds are hereby authorized to be appropriated for
3 the fiscal year 2013 for the National Defense Sealift
4 Fund, as specified in the funding table in section 4501.

1 **SEC. 1403 [Log #13733]. CHEMICAL AGENTS AND MUNITIONS**
2 **DESTRUCTION, DEFENSE.**

3 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
4 are hereby authorized to be appropriated for the Depart-
5 ment of Defense for fiscal year 2013 for expenses, not oth-
6 erwise provided for, for Chemical Agents and Munitions
7 Destruction, Defense, as specified in the funding table in
8 section 4501.

9 (b) USE.—Amounts authorized to be appropriated
10 under subsection (a) are authorized for—

11 (1) the destruction of lethal chemical agents
12 and munitions in accordance with section 1412 of
13 the Department of Defense Authorization Act, 1986
14 (50 U.S.C. 1521); and

15 (2) the destruction of chemical warfare materiel
16 of the United States that is not covered by section
17 1412 of such Act.

1 **SEC. 1404 [Log #13734]. DRUG INTERDICTION AND**
2 **COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.**

3 Funds are hereby authorized to be appropriated for
4 the Department of Defense for fiscal year 2013 for ex-
5 penses, not otherwise provided for, for Drug Interdiction
6 and Counter-Drug Activities, Defense-wide, as specified in
7 the funding table in section 4501.

1 **SEC. 1405 [Log #13735]. DEFENSE INSPECTOR GENERAL.**

2 Funds are hereby authorized to be appropriated for
3 the Department of Defense for fiscal year 2013 for ex-
4 penses, not otherwise provided for, for the Office of the
5 Inspector General of the Department of Defense, as speci-
6 fied in the funding table in section 4501.

1 **SEC. 1406 [Log #13736]. DEFENSE HEALTH PROGRAM.**

2 Funds are hereby authorized to be appropriated for
3 fiscal year 2013 for the Defense Health Program, as spec-
4 ified in the funding table in section 4501, for use of the
5 Armed Forces and other activities and agencies of the De-
6 partment of Defense in providing for the health of eligible
7 beneficiaries.

1 **SEC. 1407 [Log #_____]. CEMETERIAL EXPENSES.**

2 Funds are hereby authorized to be appropriated for
3 the Department of the Army for fiscal year 2013 for
4 cemeterial expenses, not otherwise provided for, as speci-
5 fied in the funding table in section 4501.

1 **Subtitle B—National Defense**
2 **Stockpile**

3 **SEC. 1411. [Log #37308]. AUTHORIZED USES OF NATIONAL**
4 **DEFENSE STOCKPILE FUNDS.**

5 (a) **OBLIGATION OF STOCKPILE FUNDS.**—During fis-
6 cal year 2013, the National Defense Stockpile Manager
7 may obligate up to \$44,899,227 of the funds in the Na-
8 tional Defense Stockpile Transaction Fund established
9 under subsection (a) of section 9 of the Strategic and Crit-
10 ical Materials Stock Piling Act (50 U.S.C. 98h) for the
11 authorized uses of such funds under subsection (b)(2) of
12 such section, including the disposal of hazardous materials
13 that are environmentally sensitive.

14 (b) **ADDITIONAL OBLIGATIONS.**—The National De-
15 fense Stockpile Manager may obligate amounts in excess
16 of the amount specified in subsection (a) if the National
17 Defense Stockpile Manager notifies Congress that extraor-
18 dinary or emergency conditions necessitate the additional
19 obligations. The National Defense Stockpile Manager may
20 make the additional obligations described in the notifica-
21 tion after the end of the 45-day period beginning on the
22 date on which Congress receives the notification.

23 (c) **LIMITATIONS.**—The authorities provided by this
24 section shall be subject to such limitations as may be pro-
25 vided in appropriations Acts.

1 **Subtitle C—Other Matters**

2 **SEC. 1421 [Log #26319]. REDUCTION OF UNOBLIGATED BAL-**
3 **ANCES WITHIN THE PENTAGON RESERVA-**
4 **TION MAINTENANCE REVOLVING FUND.**

5 Not later than 60 days after the date of the enact-
6 ment of this Act, the Secretary of Defense shall transfer
7 \$26,000,000 from the unobligated balances of the Pen-
8 tagon Reservation Maintenance Revolving Fund estab-
9 lished under section 2674(e) of title 10, United States
10 Code, to the Miscellaneous Receipts Fund of the United
11 States Treasury.

1 **SEC. 1423 [Log #39364]. AUTHORIZATION OF APPROPRIA-**
2 **TIONS FOR ARMED FORCES RETIREMENT**
3 **HOME.**

4 There is hereby authorized to be appropriated for fis-
5 cal year 2013 from the Armed Forces Retirement Home
6 Trust Fund the sum of \$67,590,000 for the operation of
7 the Armed Forces Retirement Home.

5 **Subtitle A—Authorization of**
6 **Additional Appropriations**

7 **SEC. 1501. [LOG ID 13707]PURPOSE.**

8 The purpose of this subtitle is to authorize appropria-
9 tions for the Department of Defense for fiscal year 2013
10 to provide additional funds for overseas contingency oper-
11 ations being carried out by the Armed Forces.

1 **SEC. 1502. [LOG ID 13708]PROCUREMENT.**

2 Funds are hereby authorized to be appropriated for
3 fiscal year 2013 for procurement accounts for the Army,
4 the Navy and the Marine Corps, the Air Force, and De-
5 fense-wide activities, as specified in the funding table in
6 section 4102.

1 **SEC. 1503. [LOG ID 13709]RESEARCH, DEVELOPMENT, TEST,**
2 **AND EVALUATION.**

3 Funds are hereby authorized to be appropriated for
4 fiscal year 2013 for the use of the Department of Defense
5 for research, development, test, and evaluation, as speci-
6 fied in the funding table in section 4202.

1 **SEC. 1504. [LOG ID 13710]OPERATION AND MAINTENANCE.**

2 Funds are hereby authorized to be appropriated for
3 fiscal year 2013 for the use of the Armed Forces and other
4 activities and agencies of the Department of Defense for
5 expenses, not otherwise provided for, for operation and
6 maintenance, as specified in the funding table in section
7 4302.

1 **SEC. 1505. [LOG ID 13711]MILITARY PERSONNEL.**

2 Funds are hereby authorized to be appropriated for
3 fiscal year 2013 for the use of the Armed Forces and other
4 activities and agencies of the Department of Defense for
5 expenses, not otherwise provided for, for military per-
6 sonnel, as specified in the funding table in section 4402.

1 **SEC. 1506. [LOG ID 13712]WORKING CAPITAL FUNDS.**

2 Funds are hereby authorized to be appropriated for
3 fiscal year 2013 for the use of the Armed Forces and other
4 activities and agencies of the Department of Defense for
5 providing capital for working capital and revolving funds,
6 as specified in the funding table in section 4502.

1 **SEC. 1507. [LOG ID 13713]DEFENSE HEALTH PROGRAM.**

2 Funds are hereby authorized to be appropriated for
3 the Department of Defense for fiscal year 2013 for ex-
4 penses, not otherwise provided for, for the Defense Health
5 Program, as specified in the funding table in section 4502.

1 **SEC. 1508. [LOG ID 13714]DRUG INTERDICTION AND**
2 **COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.**

3 Funds are hereby authorized to be appropriated for
4 the Department of Defense for fiscal year 2013 for ex-
5 penses, not otherwise provided for, for Drug Interdiction
6 and Counter-Drug Activities, Defense-wide, as specified in
7 the funding table in section 4502.

1 **SEC. 1509. [LOG ID 13715]DEFENSE INSPECTOR GENERAL.**

2 Funds are hereby authorized to be appropriated for
3 the Department of Defense for fiscal year 2013 for ex-
4 penses, not otherwise provided for, for the Office of the
5 Inspector General of the Department of Defense, as speci-
6 fied in the funding table in section 4502.

1 **Subtitle B—Financial Matters**

2 **SEC. 1521. [LOG ID 13716]TREATMENT AS ADDITIONAL AU-**
3 **THORIZATIONS.**

4 The amounts authorized to be appropriated by this
5 title are in addition to amounts otherwise authorized to
6 be appropriated by this Act.

1 **SEC. 1522. [LOG ID 13717]SPECIAL TRANSFER AUTHORITY.**

2 (a) **AUTHORITY TO TRANSFER AUTHORIZATIONS.—**

3 (1) **AUTHORITY.**—Upon determination by the
4 Secretary of Defense that such action is necessary in
5 the national interest, the Secretary may transfer
6 amounts of authorizations made available to the De-
7 partment of Defense in this title for fiscal year 2013
8 between any such authorizations for that fiscal year
9 (or any subdivisions thereof). Amounts of authoriza-
10 tions so transferred shall be merged with and be
11 available for the same purposes as the authorization
12 to which transferred.

13 (2) **LIMITATION.**—The total amount of author-
14 izations that the Secretary may transfer under the
15 authority of this subsection may not exceed
16 \$3,000,000,000.

17 (b) **TERMS AND CONDITIONS.**—Transfers under this
18 section shall be subject to the same terms and conditions
19 as transfers under section 1001.

20 (c) **ADDITIONAL AUTHORITY.**—The transfer author-
21 ity provided by this section is in addition to the transfer
22 authority provided under section 1001.

1 **SEC. 1532. [LOG ID 39360]ONE-YEAR EXTENSION OF**
2 **PROJECT AUTHORITY AND RELATED RE-**
3 **QUIREMENTS OF TASK FORCE FOR BUSINESS**
4 **AND STABILITY OPERATIONS IN AFGHANI-**
5 **STAN.**

6 (a) EXTENSION.—Subsection (a) of section 1535 of
7 the Ike Skelton National Defense Authorization Act for
8 Fiscal Year 2011 (Public Law 111–383; 124 Stat. 4426),
9 as amended by section 1534 of the National Defense Au-
10 thorization Act for Fiscal Year 2012 (Public Law 112–
11 81; 125 Stat. 1658), is further amended—

12 (1) in paragraph (6), by striking “October 31,
13 2011, and October 31, 2012” and inserting “Octo-
14 ber 31, 2011, October 31, 2012, and October 31,
15 2013”; and

16 (2) in paragraph (7), by striking “September
17 30, 2012” and inserting “September 30, 2013”.

18 (b) SCOPE OF PROJECTS.—Paragraph (3) of such
19 subsection, as so amended, is further amended—

20 (1) by striking “private investment, mining sec-
21 tor development, industrial development, and other
22 projects” and inserting “mining and natural re-
23 source industry development”; and

24 (2) by striking “focus on improving the com-
25 mercial viability of” and inserting “complement”.

1 (c) FUNDING.—Paragraph (4) of such subsection, as
2 so amended, is further amended—

3 (1) by striking “The Secretary” and inserting
4 the following:

5 “(1) IN GENERAL.—The Secretary”;

6 (2) by striking “The amount” and and all that
7 follows through “appropriate congressional commit-
8 tees.” and inserting the following:

9 “(2) LIMITATION.—The amount of funds used
10 under authority in the preceding sentence—

11 “(A) may not exceed \$150,000,000 for fis-
12 cal year 2012, except that not more than 50
13 percent of such amount may be obligated until
14 the plan required by subsection (b) is submitted
15 to the appropriate congressional committees;
16 and

17 “(B) may not exceed \$50,000,000 for fis-
18 cal year 2013, except that no such funds may
19 be obligated until the Secretary submits to the
20 appropriate congressional committees final rec-
21 ommendations to transition the activities of the
22 Task Force for Business and Stability Oper-
23 ations in Afghanistan to the Department of
24 State.”; and

1 (3) by striking “The funds” and inserting the
2 following:
3 “(3) AVAILABILITY.—The funds”.

1 **SEC. 1533. [LOG ID 18753]LIMITATIONS ON AVAILABILITY OF**
2 **FUNDS IN AFGHANISTAN SECURITY FORCES**
3 **FUND.**

4 (a) CONTINUATION OF EXISTING LIMITATIONS ON
5 AVAILABILITY OF FUNDS IN AFGHANISTAN SECURITY
6 FORCES FUND.—Funds available to the Department of
7 Defense for the Afghanistan Security Forces Fund for fis-
8 cal year 2013 shall be subject to the conditions contained
9 in subsections (b) through (g) of section 1513 of the Na-
10 tional Defense Authorization Act for Fiscal Year 2008
11 (Public Law 110–181; 122 Stat. 428), as amended by sec-
12 tion 1531(b) of the Ike Skelton National Defense Author-
13 ization Act for Fiscal Year 2011 (Public Law 111–383;
14 124 Stat. 4424).

15 (b) AFGHAN PUBLIC PROTECTION FORCE.—

16 (1) LIMITATION.—None of the funds available
17 to the Department of Defense for fiscal year 2013
18 for the Afghanistan Security Forces Fund may be
19 obligated or expended for the Afghan Public Protec-
20 tion Force (in this subsection referred to as the
21 “APPF”) until the Secretary of Defense certifies in
22 writing to the congressional defense committees the
23 following:

24 (A) Each subcontract, task order, or deliv-
25 ery order entered into with the APPF under a
26 contract of the Department of Defense, or any

1 agreement between the United States and Af-
2 ghanistan for services of the APPF for the De-
3 partment of Defense, will include—

4 (i) standard format, content, and li-
5 ability clauses to ensure consistent levels of
6 security and dispute resolution mecha-
7 nisms;

8 (ii) a requirement for members of the
9 APPF to adhere to the APPF Code of
10 Conduct, including principles of conduct
11 for such personnel, minimum vetting re-
12 quirements, and management and over-
13 sight commitments;

14 (iii) authority for the prime contractor
15 or, in the case of an agreement, the United
16 States, to independently conduct biometric
17 screening;

18 (iv) authority for the prime contractor
19 or, in the case of an agreement, the United
20 States—

21 (I) to direct the APPF, at its
22 own expense, to remove or replace any
23 personnel performing on a subcontract
24 or such agreement who fail to meet

1 the APPF Code of Conduct or terms
2 of such subcontract or agreement; and

3 (II) to terminate the subcontract
4 or such agreement, if the failure to
5 comply is a gross violation or is re-
6 peated; and

7 (v) authority for the Commander,
8 International Security Assistance Force (or
9 his designee)—

10 (I) to provide an arming author-
11 ization for APPF personnel author-
12 ized to perform activities at a military
13 installation or facility in Afghanistan
14 at which members of the Armed
15 Forces deployed to Afghanistan are
16 garrisoned or housed;

17 (II) to account for and keep ap-
18 propriate records of APPF personnel
19 authorized to perform activities at a
20 military installation or facility in Af-
21 ghanistan at which members of the
22 Armed Forces deployed to Afghani-
23 stan are garrisoned or housed, includ-
24 ing on a database referred to as the

1 Synchronized Predeployment and
2 Operational Tracker; and

3 (III) to consult with the Minister
4 of Interior of Afghanistan regarding
5 rules on the use of force for APPF
6 personnel.

7 (B) The Minister of Interior of Afghani-
8 stan is committed to ensuring that sufficient
9 numbers of APPF personnel are trained to
10 match demand and attrition.

11 (C) Sufficient clarity exists with regard to
12 command and control of APPF personnel and
13 the role of risk management consultants.

14 (D) The program established pursuant to
15 section 1225 of the National Defense Author-
16 ization Act for Fiscal Year 2010 (Public Law
17 111-84; 22 U.S.C. 2785 note) is sufficient to—

18 (i) account for the transfer of any
19 contractor-acquired, United States Govern-
20 ment-owned defense articles to the APPF;
21 and

22 (ii) conduct end-use monitoring, in-
23 cluding an inventory of the existence and
24 completeness of any such defense articles;

1 (E) Mechanisms are in place to ensure
2 that there is no additional cost to the United
3 States for—

4 (i) a weapon used in the performance
5 of APPF services under a subcontract of a
6 contract of the Department of Defense, or
7 through an agreement between the United
8 States and Afghanistan, if such a weapon
9 is a United States Government-owned
10 weapon; and

11 (ii) any assistance also provided
12 through the Afghan Security Forces Fund
13 for support to APPF.

14 (F) The Minister of Interior of Afghani-
15 stan has established the elements required by
16 subparagraphs (A) through (F) of section
17 862(a)(2) of the National Defense Authoriza-
18 tion Act for Fiscal Year 2008 (Public Law
19 110–181). For purposes of the preceding sen-
20 tence, the terms “personnel performing private
21 security functions in an area of combat oper-
22 ations or other significant military operations”,
23 “contractor”, and “contractor personnel”, as
24 used in section 862 of such Act, mean members
25 of the APPF.

1 (G) The Secretary is confident the security
2 provided to supply convoys, to Department of
3 Defense construction projects, and to Armed
4 Forces deployed to Afghanistan will not be de-
5 graded.

6 (2) ADDITIONAL LIMITATION.—None of the
7 funds available to the Department of Defense for
8 fiscal year 2013 for the Afghanistan Security Forces
9 Fund may be obligated or expended for infrastruc-
10 ture improvements at a APPF training center.

11 (3) QUARTERLY REPORTS.—

12 (A) ASSESSMENT REQUIRED.—Each fiscal
13 year quarter during fiscal years 2013 and 2014,
14 the Secretary of Defense shall conduct an as-
15 sessment of the APPF.

16 (B) REPORTS.—Thirty days following the
17 end of each quarter of fiscal years 2013 and
18 2014, the Secretary shall submit a report to the
19 congressional defense committees of each as-
20 sessment conducted under subparagraph (A).

21 (C) MATTERS COVERED.—Each such re-
22 port shall include—

23 (i) a detailed assessment of the ability
24 of the APPF to perform the essential tasks
25 identified by the assessment team;

1 (ii) an identification and evaluation of
2 measures of effectiveness,

3 (iii) a description of the size of the
4 APPF and an assessment of the suffi-
5 ciency of its recruiting and training; and

6 (iv) a discussion of the issues the Sec-
7 retary considers significant, and any rec-
8 ommendations to address those issues or
9 other recommendations to improve future
10 performance of the APPF, as the Sec-
11 retary considers appropriate.

12 (D) FIRST REPORT.—The first quarterly
13 report submitted after the date of the enact-
14 ment of this Act shall include an estimate of
15 the cost to the Department of Defense of the
16 APPF, including funds within the Afghan Secu-
17 rity Forces Fund and estimated contractual
18 costs for fiscal years 2013 and 2014.

19 (E) A report submitted following the end
20 of the second and fourth quarter of a fiscal year
21 shall include a comparison of the cost to the
22 Department of Defense (both direct and to con-
23 tractors of the Department of Defense) for the
24 preceding six months of—

25 (i) the use of the APPF; and

1 (ii) the historical use of private secu-
2 rity contractors for a similar six-month pe-
3 riod.

4 (4) AGREEMENTS.—The Secretary shall submit
5 to the congressional defense committees a copy of
6 each agreement signed by the United States and Af-
7 ghanistan for services of the APPF for the Depart-
8 ment of Defense during the first six months fol-
9 lowing the date of the enactment of this Act.

1 **Subtitle A—Defense Industrial**
2 **Base Matters**

3 **SEC. 1601 [Log 13268]. DISESTABLISHMENT OF DEFENSE MA-**
4 **TERIEL READINESS BOARD.**

5 (a) DISESTABLISHMENT OF BOARD.—The Defense
6 Materiel Readiness Board established pursuant to section
7 871 of the National Defense Authorization Act for Fiscal
8 Year 2008 (Public Law 110-181; 10 U.S.C. 117 note) is
9 hereby disestablished.

10 (b) TERMINATION OF DEFENSE STRATEGIC READI-
11 NESS FUND.—The Defense Strategic Readiness Fund es-
12 tablished by section 872(d) of the National Defense Au-
13 thorization Act for Fiscal Year 2008 (Public Law 110-
14 181; 10 U.S.C. 117 note) is hereby closed.

15 (c) REPEAL.—Subtitle G of title VIII of the National
16 Defense Authorization Act for Fiscal Year 2008 (Public
17 Law 110-181; 10 U.S.C. 117 note) is repealed.

1 **SEC. 1602 [Log 17420]. ASSESSMENT OF EFFECTS OF FOR-**
2 **EIGN BOYCOTTS.**

3 Section 2505 of title 10, United States Code, is
4 amended—

5 (1) by redesignating subsection (d) as sub-
6 section (e); and

7 (2) by inserting after subsection (c) the fol-
8 lowing new subsection (d):

9 “(d) ASSESSMENT OF EXTENT OF EFFECTS OF FOR-
10 EIGN BOYCOTTS.—Each assessment under subsection (a)
11 shall include a separate discussion and presentation re-
12 garding the extent to which the national technology and
13 industrial base is affected by foreign boycotts. The discus-
14 sion and presentation regarding foreign boycotts shall—

15 “(1) identify sectors of the national technology
16 and industrial base being affected by foreign boy-
17 cotts;

18 “(2) assess the harm to the national technology
19 and industrial base as a result of such boycotts; and

20 “(3) identify actions necessary to minimize the
21 effects of foreign boycotts on the national technology
22 and industrial base.”.

1 **SEC. 1603 [Log 26344]. ADVANCING INNOVATION PILOT PRO-**
2 **GRAM.**

3 (a) PILOT PROGRAM.—The Secretary of Defense,
4 acting through the Assistant Secretary of Defense for Re-
5 search and Engineering, may establish and implement a
6 pilot program, to be known as the “Advancing Innovation
7 Pilot Program”, in furtherance of the national security ob-
8 jectives in section 2501(a) of title 10, United States Code.

9 (b) PURPOSE.—The purpose of the pilot program is
10 to accelerate development and fielding of research innova-
11 tions from qualifying institutions.

12 (c) AVAILABILITY OF FUNDS.—Of the funds author-
13 ized and appropriated, or otherwise made available, for re-
14 search, development, test and evaluation, the Secretary
15 may allocate funding to qualifying institutions in accord-
16 ance with this subsection. Such funding shall be used to
17 evaluate the potential of fielding or commercialization of
18 existing discoveries, including—

19 (1) proof of concept research or prototype de-
20 velopment; and

21 (2) activities that contribute to determining a
22 project’s path to fielding or commercialization of
23 dual-use technologies, including technical validations,
24 market research, determination of intellectual prop-
25 erty rights, and investigating military or commercial
26 opportunities.

1 (d) IMPLEMENTATION.—Prior to obligation or execu-
2 tion of funding under the pilot program, the Secretary
3 shall develop and issue guidance to implement the pilot
4 program. Such guidance shall, at a minimum—

5 (1) require that funding allocated under the
6 pilot program shall be done using a competitive,
7 merit-based process;

8 (2) ensure that qualifying institutions establish
9 a rigorous, diverse review board for program execu-
10 tion that shall be comprised of experts in
11 translational and proof of concept research, includ-
12 ing representatives that provide expertise in
13 transitioning technology, financing mechanisms, in-
14 tellectual property rights, and advancement of small
15 business concerns;

16 (3) ensure that technology validation milestones
17 are established; and

18 (4) enable the Assistant Secretary to reallocate
19 funding with the pilot program from poor per-
20 forming projects to those with more potential.

21 (e) LIMITATION.—Funding made available under the
22 pilot program shall not be used for basic research, or to
23 fund the acquisition of research equipment or supplies not
24 directly related to fielding activities to meet military re-
25 quirements or commercialization of dual-use technologies.

1 (f) REPORT.—Not later than 90 days after the com-
2 pletion of the pilot program, the Secretary shall submit
3 to the congressional defense committees a report evalu-
4 ating the effectiveness of the activities of the pilot pro-
5 gram. The report shall include—

6 (1) a detailed description of the execution of the
7 pilot program, including incentives and activities un-
8 dertaken by review board experts;

9 (2) an accounting of the funds used in the pilot
10 program;

11 (3) a detailed description of the institutional
12 and proposal selection process;

13 (4) a detailed compilation of results achieved by
14 the pilot program;

15 (5) an analysis of the program’s effectiveness,
16 with data supporting the analysis; and

17 (6) recommendations for advancing innovation
18 and otherwise improving the transition of technology
19 to meet Department of Defense requirements.

20 (g) DEFINITIONS.—In this section:

21 (1) QUALIFYING INSTITUTION.—The term
22 “qualifying institution” means any entity at which
23 research and development activities are conducted
24 and that has past performance in technology transi-

1 tion or commercialization of third-party research, in-
2 cluding—

3 (A) an institution of higher education or
4 other nonprofit entity; and

5 (B) a for-profit entity.

6 (2) RESEARCHER.—The term “researcher”
7 means a university or Federal laboratory that con-
8 ducts basic research.

9 (3) INSTITUTION OF HIGHER EDUCATION.—The
10 term “institution of higher education” has the
11 meaning given such term in section 101 of the High-
12 er Education Act of 1965.

13 (4) DUAL-USE.—The term “dual-use” has the
14 meaning provided in section 2500(2) of title 10,
15 United States Code.

16 (h) TERMINATION.—The pilot program conducted
17 under this section shall terminate on September 30, 2017.

1 **SEC. 1604 [Log 12485]. NATIONAL SECURITY STRATEGY FOR**
2 **NATIONAL TECHNOLOGY AND INDUSTRIAL**
3 **BASE.**

4 (a) REQUIREMENT FOR STRATEGY.—

5 (1) IN GENERAL.—Section 2501 of title 10,
6 United States Code, is amended as follows:

7 (A) The section heading is amended by
8 striking “**objectives concerning**” and in-
9 serting “**strategy for**”.

10 (B) Subsection (a) is amended—

11 (i) in the subsection heading, by strik-
12 ing “OBJECTIVES” and inserting “STRAT-
13 EGY”;

14 (ii) by striking “It is the policy of”
15 and all that follows through “objectives:”
16 and inserting the following: “The Secretary
17 of Defense shall develop a national security
18 strategy for the national technology and
19 industrial base. Such strategy shall be
20 based on a prioritized assessment of risks
21 and challenges to the defense supply chain
22 and shall ensure that the national tech-
23 nology and industrial base is capable of
24 achieving the following national security
25 objectives:”; and

1 (iii) by adding at the end the fol-
2 lowing new paragraph:

3 “(9) Ensuring reliable sources of materials that
4 are critical to national security, such as specialty
5 metals, armor plate and rare earth elements.

6 “(10) Reducing, to the maximum extent prac-
7 ticable, the presence of counterfeit parts in the sup-
8 ply chain and the risk associated with such parts.”.

9 (2) CLERICAL AMENDMENT.—The item relating
10 to section 2501 in the table of sections at the begin-
11 ning of subchapter II of chapter 148 of such title is
12 amended to read as follows:

“2501. National security strategy for national technology and industrial base.”.

13 (b) AMENDMENT TO ANNUAL REPORT RELATING TO
14 DEFENSE INDUSTRIAL BASE.—Section 2504 of such title
15 is amended—

16 (1) by striking paragraph (2);

17 (2) by redesignating paragraph (3) as para-
18 graph (2); and

19 (3) by inserting after paragraph (2) (as so re-
20 designated) the following new paragraph (3):

21 “(3) Based on the assessments prepared pursu-
22 ant to section 2505 of this title—

23 “(A) a description of any mitigation strate-
24 gies necessary to address any gaps or

1 vulnerabilities in the national technology and
2 industrial base; and

3 “(B) any other steps necessary to foster
4 and safeguard the national technology and in-
5 dustrial base.”.

6 (c) REQUIREMENT FOR CONSIDERATION OF STRAT-
7 EGY IN ACQUISITION PLANS.—Section 2440 of such title
8 is amended by inserting after “base” the following: “, in
9 accordance with the strategy required by section 2501 of
10 this title,”.

11 (d) CONFORMING AMENDMENTS.—Section 852 of the
12 National Defense Authorization Act for Fiscal Year 2012
13 (Public Law 112–81; 125 Stat. 1517; 10 U.S.C. 2504
14 note) is amended—

15 (1) by striking subsection (c); and

16 (2) by redesignating subsection (d) as sub-
17 section (c), and in that subsection by striking “sub-
18 section (c).” in the first sentence and inserting “sec-
19 tion 2501 of title 10, United States Code.”.

1 **Subtitle B—Department of Defense**
2 **Activities Related to Small Busi-**
3 **ness Matters**

4 **SEC. 1611 [Log 12484]. PILOT PROGRAM TO ASSIST IN THE**
5 **GROWTH AND DEVELOPMENT OF ADVANCED**
6 **SMALL BUSINESS CONCERNS.**

7 (a) ESTABLISHMENT OF PILOT PROGRAM.—The Sec-
8 retary of Defense shall establish a pilot program within
9 the Department of Defense to assist in the growth and
10 development of advanced small business concerns in ac-
11 cordance with this section.

12 (b) REQUIREMENTS OF PILOT PROGRAM.—

13 (1) RESTRICTED COMPETITION FOR CERTAIN
14 CONTRACTS.—Under the pilot program and except
15 as provided under paragraph (2)(B), competition for
16 contract awards may be restricted to advanced small
17 business concerns if—

18 (A) the anticipated award price of the con-
19 tract (including options) is reasonably expected
20 to exceed \$25,000,000;

21 (B) the Procurement Center Representa-
22 tive of the Small Business Administration or
23 the Director of Small Business Programs of the
24 Department of Defense determines that, if the
25 contract were not awarded under the pilot pro-

1 gram, the contract would likely be awarded to
2 an entity other than a small business concern;

3 (C) there is a reasonable expectation that
4 at least two advanced small business concerns
5 will submit offers with respect to the contract;

6 (D) such advanced small business concerns
7 agree to the requirements specified in section
8 15(o) of the Small Business Act (15 U.S.C.
9 644(o)) (relating to percentage of work under
10 the contract to be performed by the concern),
11 except that work performed by other advanced
12 small business concerns or by small business
13 concerns shall be considered as work performed
14 by the prime contractor for purposes of such re-
15 quirements; and

16 (E) the contract award can be made at a
17 fair market price.

18 (2) ELIGIBILITY.—

19 (A) ADVANCED SMALL BUSINESS CON-
20 CERN.—An entity shall be considered an ad-
21 vanced small business concern and eligible for
22 participation in the pilot program if the enti-
23 ty—

1 (i) is independently owned and oper-
2 ated and is not dominant in its field of op-
3 eration; and

4 (ii) has fewer than—

5 (I) twice the number of employ-
6 ees the Small Business Administration
7 has assigned as a size standard to the
8 North American Industrial Classifica-
9 tion Standard code in which the entity
10 is operating; or

11 (II) three times the average an-
12 nual receipts the Small Business Ad-
13 ministration has assigned as a size
14 standard to the North American In-
15 dustrial Classification Standard code
16 in which the entity is operating.

17 (B) SMALL BUSINESS CONCERN.—Not-
18 withstanding paragraph (1), a small business
19 concern may submit an offer for any contract
20 under the pilot program.

21 (3) CONSIDERATION AND NOTICE TO PUBLIC.—

22 With respect to a contract opportunity determined to
23 meet the criteria specified in paragraph (1), a con-
24 tracting officer for the Department of Defense
25 shall—

1 (A) consider awarding a contract under the
2 pilot program before using full and open com-
3 petition for such contract; and

4 (B) provide notice of the contract oppor-
5 tunity (including the eligibility requirements of
6 the contract opportunity) in accordance with
7 the Federal Acquisition Regulation and other
8 applicable guidelines.

9 (4) RELATIONSHIP TO SMALL BUSINESS ACT
10 PROGRAMS.—

11 (A) An advanced small business concern
12 shall not be eligible for any assistance provided
13 to small businesses by the Small Business Act
14 (15 U.S.C. 637 et seq.) or the Small Business
15 Investment Act of 1958 22 (15 U.S.C. 661 et
16 seq.), unless eligibility is expressly provided
17 through the pilot program established by this
18 Act, and contracts awarded pursuant to the
19 pilot program shall not be counted toward the
20 achievement of the small business prime or sub-
21 contracting goals established by the Small Busi-
22 ness Act (15 U.S.C. 644).

23 (B) An advanced small business concern
24 shall enter into a subcontracting plan in accord-

1 ance with section 8(d) of the Small Business
2 Act (15 U.S.C. 637(d)).

3 (C) Nothing in this section authorizes a
4 Procurement Center Representative or an em-
5 ployee of the Office of Small Business Pro-
6 grams to provide assistance to advanced small
7 business concerns or to advocate for the restric-
8 tion of competition to advanced small business
9 concerns.

10 (c) IMPLEMENTATION.—Not later than 180 days
11 after the date of the enactment of this Act, the Secretary
12 of Defense, in consultation with the Administrator of the
13 Small Business Administration, shall develop and issue
14 guidance to implement the pilot program. The guidance
15 shall—

16 (1) identify criteria under which the pilot pro-
17 gram is evaluated, including a methodology to collect
18 data during the course of the pilot program to facili-
19 tate an assessment at the conclusion of the pilot pro-
20 gram;

21 (2) permit a self-certification for eligibility for
22 participation in the pilot program;

23 (3) ensure that any self-certification requires
24 the concern involved to meet the requirements of the
25 Small Business Administration regarding ownership,

1 control, and affiliation (as set forth in section
2 121.103 of title 13 of the Code of Federal Regula-
3 tions);

4 (4) establish an appeals process to handle chal-
5 lenges to self-certifications of advanced small busi-
6 ness concerns, with the certification of eligibility re-
7 siding with the Small Business Administration's Of-
8 fice of Hearings and Appeals;

9 (5) identify a method to reimburse the Small
10 Business Administration for additional costs to the
11 Administration relating to such self-certifications;

12 (6) establish a methodology for identifying and
13 tracking program participants, including reporting
14 on contracts awarded to program participants using
15 the Federal Procurement Data System; and

16 (7) ensure that the pilot program does not su-
17 perseede goals or programs authorized by the Small
18 Business Act (15 U.S.C. 637 et seq.) or the Small
19 Business Investment Act of 1958 22 (15 U.S.C. 661
20 et seq.) or count toward the achievement of the
21 small business prime or subcontracting goals estab-
22 lished by the Small Business Act (15 U.S.C. 644).

23 (d) REPORT TO CONGRESS.—Not later than one year
24 after the date of the enactment of this Act, and annually
25 thereafter for the duration of the pilot program, the Sec-

1 retary of Defense shall submit to the appropriate congres-
2 sional committees a report on the pilot program that in-
3 cludes each of the following:

4 (1) The number of contracts awarded in the
5 prior year under the pilot program.

6 (2) The value of the contracts awarded under
7 the pilot program and a description of the work car-
8 ried out under such contracts.

9 (3) The number of program participants under
10 the pilot program.

11 (4) An assessment of the success of the pilot
12 program based on the criteria described in sub-
13 section (c)(1).

14 (5) Such recommendations as the Secretary
15 considers appropriate, including a recommendation
16 regarding whether to extend the pilot program or
17 terminate it early.

18 (e) TERMINATION.—The pilot program shall termi-
19 nate on the date that is three years after the date on which
20 the guidance for the pilot program is issued pursuant to
21 subsection (c).

22 (f) DEFINITIONS.—In this section:

23 (1) ADVANCED SMALL BUSINESS CONCERN.—
24 The term “advanced small business concern” means

1 an entity that meets the requirements specified in
2 subsection (b)(2)(A).

3 (2) APPROPRIATE CONGRESSIONAL COMMIT-
4 TEES.—The term “appropriate congressional com-
5 mittees” means each of the following:

6 (A) The Committees on Armed Services
7 and on Small Business and Entrepreneurship of
8 the Senate.

9 (B) The Committees on Armed Services
10 and on Small Business of the House of Rep-
11 resentatives.

12 (3) OFFICE OF SMALL BUSINESS PROGRAMS.—
13 The term “Office of Small Business Programs”
14 means the Office of Small Business Programs de-
15 scribed in section 144(b) of title 10, United States
16 Code.

17 (4) PILOT PROGRAM.—The term “pilot pro-
18 gram” means the program established by the Sec-
19 retary of Defense under subsection (a).

20 (5) PROCUREMENT CENTER REPRESENTA-
21 TIVE.—The term “Procurement Center Representa-
22 tive” has the meaning provided in section 15 of the
23 Small Business Act (15 U.S.C. 644).

24 (6) SMALL BUSINESS CONCERN.—The term
25 “small business concern” has the meaning provided

1 under section 3(a) of the Small Business Act (15
2 U.S.C. 632(a)).

1 **SEC. 1612. [Log 12870] ROLE OF THE DIRECTORS OF SMALL**
2 **BUSINESS PROGRAMS IN REQUIREMENTS DE-**
3 **VELOPMENT AND ACQUISITION DECISION**
4 **PROCESSES OF THE DEPARTMENT OF DE-**
5 **FENSE.**

6 (a) GUIDANCE REQUIRED.—The Secretary of De-
7 fense shall develop and issue guidance to ensure that the
8 head of each Office of Small Business Programs in the
9 Department of Defense is a participant in requirements
10 development and acquisition decision processes—

11 (1) of the Department, in the case of the Direc-
12 tor of Small Business Programs in the Department
13 of Defense; and

14 (2) of the military department concerned, in the
15 case of the Director of Small Business Programs in
16 the Department of the Army, in the Department of
17 the Navy, and in the Department of the Air Force.

18 (b) MATTERS TO BE INCLUDED.—Such guidance
19 shall, at a minimum—

20 (1) require the Director of Small Business Pro-
21 grams in the Department of Defense—

22 (A) to serve as an advisor to the Defense
23 Acquisition Board; and

24 (B) to serve as an advisor to the Informa-
25 tion Technology Acquisition Board; and

1 (2) require coordination between the chiefs of
2 the Armed Forces and the service acquisition execu-
3 tives, as appropriate (or their designees), and the
4 Director of Small Business Programs in each mili-
5 tary department during the process for approval
6 of—

7 (A) a requirements document, as defined
8 in section 2547 of title 10, United States Code;
9 and

10 (B) acquisition strategies or plans.

1 **SEC. 1613 [Log 12484]. SMALL BUSINESS ADVOCATE FOR DE-**
2 **FENSE AUDIT AGENCIES.**

3 (a) SMALL BUSINESS ADVOCATE.—Subchapter II of
4 chapter 8 of title 10, United States Code, is amended by
5 adding at the end the following new section:

6 **“§ 204. Small Business Advocate for defense audit**
7 **agencies**

8 “(a) SMALL BUSINESS ADVOCATE.—The Secretary
9 of Defense shall designate within each defense audit agen-
10 cy an official as the Small Business Advocate to have the
11 duties described in subsection (b) and such other respon-
12 sibilities as may be determined by the Secretary.

13 “(b) DUTIES.—The Small Business Advocate at a de-
14 fense audit agency shall—

15 “(1) advise the Director of the defense audit
16 agency on all issues related to small business con-
17 cerns;

18 “(2) serve as the defense audit agency’s pri-
19 mary point of contact and source of information for
20 small business concerns; and

21 “(3) collect relevant data and monitor the de-
22 fense audit agency’s conduct of audits of small busi-
23 ness concerns, including—

24 “(A) monitoring the timeliness of audit
25 closeouts for small business concerns; and

1 “(B) monitoring the responsiveness of the
2 agency to issues or other matters raised by
3 small business concerns; and

4 “(4) develop and implement processes and pro-
5 cedures to improve the performance of the defense
6 audit agency related to the timeliness of audits of
7 small business concerns and the responsiveness of
8 the agency to issues or other matters raised by small
9 business concerns.

10 “(c) DEFENSE AUDIT AGENCY DEFINED.—In this
11 section, the term ‘defense audit agency’ means the De-
12 fense Contract Audit Agency and the Defense Contract
13 Management Agency.”.

14 (b) CLERICAL AMENDMENT.—The table of sections
15 at the beginning of chapter 8 of such title is amended by
16 inserting after the item relating to section 203 the fol-
17 lowing new item:

 “204. Small Business Advocate for defense audit agencies.”.

1 **SEC. 1614 [Log 15193]. INDEPENDENT ASSESSMENT OF FED-**
2 **ERAL PROCUREMENT CONTRACTING PER-**
3 **FORMANCE OF THE DEPARTMENT OF DE-**
4 **FENSE.**

5 (a) ASSESSMENT REQUIRED.—Not later than 60
6 days after the date of the enactment of this Act, the Sec-
7 retary of Defense shall enter into a contract with a feder-
8 ally funded research and development center to conduct
9 an independent assessment of the Department's procure-
10 ment performance related to small business concerns.

11 (b) MATTERS COVERED.—The assessment under
12 subsection (a) shall, at a minimum, include—

13 (1) a description of the industrial composition
14 of companies receiving subcontracts pursuant to the
15 test program for the negotiation of comprehensive
16 small business subcontracting plans pursuant to sec-
17 tion 834 of the National Defense Authorization Act
18 for Fiscal Years 1990 and 1991 (Public Law 101-
19 189; 15 U.S.C. 637 note);

20 (2) a comparison of the industrial composition
21 of prime contractors participating in such test pro-
22 gram and the industrial composition of all prime
23 contractors of the Department of Defense;

24 (3) a determination of barriers to accurately
25 capturing data on small business prime contracting
26 and subcontracting, including an examination of the

1 reliability of the information technology systems of
2 the Department that are used to track such data;

3 (4) recommendations for improving the quality
4 and availability of data regarding small business
5 prime contracting and subcontracting performance;

6 (5) recommendations to improve and inform ne-
7 gotiations regarding small business contract goals
8 for the Department;

9 (6) an examination of the execution of small
10 business subcontracting plans, including an assess-
11 ment of the degree to which initial teaming agree-
12 ments are not maintained through the performance
13 of contracts;

14 (7) an examination of the extent to which the
15 Department adheres to current policies and guide-
16 lines relating to small business prime contracting
17 and subcontracting goals;

18 (8) recommendations for increasing opportuni-
19 ties for small business concerns owned and con-
20 trolled by service-disabled veterans (as defined by
21 section 3(q) of the Small Business Act (15 U.S.C.
22 632(q)) to do business with the Department of De-
23 fense;

24 (9) an examination of the extent to which the
25 Department bundles, consolidates, or otherwise

1 groups requirements into contracts that are unsuit-
2 able for award to small businesses, and the effects
3 that such practices have on small business participa-
4 tion;

5 (10) recommendations for increasing small
6 business prime contracting and subcontracting op-
7 portunities with the Department; and

8 (11) recommendations for steps that can be
9 taken to prevent abuses and ensuring that small
10 business contracts are in fact going to small busi-
11 nesses.

12 (c) REPORT.—Not later than January 1, 2014, the
13 Secretary shall submit to the congressional defense com-
14 mittees a report on the independent assessment conducted
15 under this section.

1 **SEC. 1615. [Log 26343]. ASSESSMENT OF SMALL BUSINESS**
2 **PROGRAMS TRANSITION.**

3 (a) INDEPENDENT REVIEW AND ASSESSMENT.—Not
4 later than 30 days after the date of the enactment of this
5 Act, the Secretary of Defense shall select an appropriate
6 entity outside the Department of Defense to conduct an
7 independent review and assessment of the transition of
8 technologies developed by small business, such as those de-
9 veloped under the Small Business Innovation Research
10 Program, into major weapon systems and major auto-
11 mated information systems for the Department of De-
12 fense.

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

15 (1) An analysis of a representative sample of
16 major weapon systems and major automated infor-
17 mation systems to determine the content of the sys-
18 tems from small businesses, including components
19 transitioned from the Small Business Innovation Re-
20 search Program.

21 (2) An analysis of established or ad hoc proc-
22 esses to allow program offices to monitor, evaluate,
23 and transition small business-developed technologies
24 into their program.

25 (3) Recommendations for developing a system-
26 atic and sustained process for monitoring, evalu-

1 ating, and transitioning small business-developed
2 technologies for use by the entire defense acquisition
3 system of the Department of Defense, including data
4 collection and measures of effectiveness and per-
5 formance.

6 (c) REPORT.—

7 (1) REPORT REQUIRED.—Not later than 120
8 days after the date of the enactment of this Act, the
9 entity conducting the review and assessment under
10 subsection (a) shall submit to the Secretary and the
11 congressional defense committees a report con-
12 taining—

13 (A) the results of the review and assess-
14 ment; and

15 (B) recommendations for improving the
16 process for managing the transition and inte-
17 gration of technologies developed by small busi-
18 ness (including under the Small Business Inno-
19 vation Research Program) into major weapons
20 systems and major automated information sys-
21 tems.

22 (2) ADDITIONAL EVALUATION REQUIRED.—Not
23 later than 30 days after the date on which the con-
24 gressional defense committees receive the report re-
25 quired by paragraph (1), the Secretary shall submit

1 to such committees an evaluation by the Secretary
2 of the results and recommendations contained in
3 such report.

4 (d) SBIR PROGRAM DEFINED.—In this section, the
5 term “Small Business Innovation Research Program” has
6 the meaning provided such term by section 2500(11) of
7 title 10, United States Code.

1 **SEC. 1616 [Log 16276]. ADDITIONAL RESPONSIBILITIES OF**
2 **INSPECTOR GENERAL OF THE DEPARTMENT**
3 **OF DEFENSE.**

4 (a) REQUIREMENT FOR PEER REVIEWS.—Section
5 8(c) of the Inspector General Act of 1978 (5 U.S.C. App.)
6 is amended—

7 (1) by striking “and” at the end of paragraph
8 (8);

9 (2) by striking the period and inserting “; and”
10 at the end of paragraph (9); and

11 (3) by adding at the end the following new
12 paragraph:

13 “(10) conduct peer reviews of Department of
14 Defense audit agencies in accordance with and in
15 such frequency as provided by Government auditing
16 standards as established by the Comptroller General
17 of the United States.”.

18 (b) REQUIREMENT FOR ADDITIONAL INFORMATION
19 IN SEMIANNUAL REPORTS.—Section 8(f) of such Act is
20 amended by striking paragraph (1) and inserting the fol-
21 lowing:

22 “(1) Each semiannual report prepared by the Inspec-
23 tor General of the Department of Defense under section
24 5(a) shall be transmitted by the Secretary of Defense to
25 the Committees on Armed Services and on Homeland Se-
26 curity and Governmental Affairs of the Senate and the

1 Committees on Armed Services and on Oversight and Gov-
2 ernment Reform of the House of Representatives and to
3 other appropriate committees or subcommittees of Con-
4 gress. Each such report shall include—

5 “(A) information concerning the numbers and
6 types of contract audits conducted by the Depart-
7 ment during the reporting period; and

8 “(B) information concerning any Department of
9 Defense audit agency that, during the reporting pe-
10 riod, has either failed an audit or is overdue for a
11 peer review required to be conducted in accordance
12 with subsection (c)(10).”.

1 **Subtitle C—Matters Relating to**
2 **Small Business Concerns**

3 **PART I [Log 36281]—PROCUREMENT CENTER**
4 **REPRESENTATIVES**

5 **SEC. 1621. PROCUREMENT CENTER REPRESENTATIVES.**

6 (a) IN GENERAL.—Section 15(l) of the Small Busi-
7 ness Act (15 U.S.C. 644(l)) is amended by striking the
8 subsection enumerator and inserting the following:

9 “(1) PROCUREMENT CENTER REPRESENTATIVES.—
10 ”.

11 (b) ASSIGNMENT AND ROLE.—Paragraph (1) of sec-
12 tion 15(l) of such Act (15 U.S.C. 644(l)) is amended to
13 read as follows:

14 “(1) ASSIGNMENT AND ROLE.—The Adminis-
15 trator shall assign to each major procurement center
16 a procurement center representative with such as-
17 sistance as may be appropriate.”.

18 (c) ACTIVITIES.—Section 15(l)(2) of such Act (15
19 U.S.C. 644(l)(2)) is amended—

20 (1) in the matter preceding subparagraph (A)
21 by striking “(2) In addition to carrying out the re-
22 sponsibilities assigned by the Administration, a
23 breakout” and inserting the following:

24 “(2) ACTIVITIES.—A”;

1 (2) by striking subparagraph (A) and inserting
2 the following:

3 “(A) attend any provisioning conference or
4 similar evaluation session during which a deter-
5 mination may be made with respect to the pro-
6 curement method to be used to satisfy a re-
7 quirement, review any acquisition plan with re-
8 spect to a requirement, and make recommenda-
9 tions regarding procurement method determina-
10 tions and acquisition plans;”;

11 (3) in subparagraph (B)—

12 (A) by striking “(B) review, at any time,
13 restrictions on competition” and inserting the
14 following:

15 “(B) review, at any time, barriers to small
16 business participation in Federal contracting”;

17 (B) by striking “items” and inserting
18 “goods and services”; and

19 (C) by striking “limitations” and inserting
20 “barriers”;

21 (4) in subparagraph (C) by striking “(C) review
22 restrictions on competition” and inserting the fol-
23 lowing:

24 “(C) review barriers to small business par-
25 ticipation in Federal contracting”;

1 (5) by striking subparagraph (D) and inserting
2 the following:

3 “(D) review any bundled or consolidated
4 solicitation or contract in accordance with this
5 Act;”;

6 (6) by striking subparagraph (E) and inserting
7 the following:

8 “(E) have electronic access to procurement
9 records, acquisition plans developed or in devel-
10 opment, and other data of the procurement cen-
11 ter commensurate with the level of such rep-
12 resentative’s approve security clearance classi-
13 fication;” and

14 (7) by striking subparagraphs (F) and (G) and
15 inserting the following:

16 “(F) receive, from personnel responsible
17 for reviewing unsolicited proposals, copies of
18 unsolicited proposals from small business con-
19 cerns and any information on outcomes relating
20 to such proposals;

21 “(G) participate in any session or planning
22 process and review any documents with respect
23 to a decision to convert an activity performed
24 by a small business concern to an activity per-
25 formed by a Federal employee;

1 “(H) be an advocate for the maximum
2 practicable utilization of small business con-
3 cerns in Federal contracting, including by advo-
4 cating against the bundling of contract require-
5 ments when not justified; and

6 “(I) carry out any other responsibility as-
7 signed by the Administrator.”.

8 (d) APPEALS.—Section 15(l)(3) of such Act (15
9 U.S.C. 644(l)(3)) is amended by striking “(3) A breakout
10 procurement center representative” and inserting the fol-
11 lowing:

12 “(3) APPEALS.—A procurement center rep-
13 resentative”.

14 (e) NOTIFICATION AND INCLUSION.—Paragraph (4)
15 of section 15(l) of such Act (15 U.S.C. 644(l)) is amended
16 to read as follows:

17 “(4) NOTIFICATION AND INCLUSION.—Agency
18 heads shall ensure that procurement center rep-
19 resentatives are included in applicable acquisition
20 planning processes.”.

21 (f) POSITION REQUIREMENTS.—Section 15(l)(5) of
22 such Act (15 U.S.C. 644(l)(5)) is amended—

23 (1) by striking the paragraph enumerator and
24 inserting the following:

25 “(5) POSITION REQUIREMENTS.—”;

1 (2) by striking subparagraphs (A) and (B) and
2 inserting the following:

3 “(A) IN GENERAL.—A procurement center
4 representative assigned under this subsection
5 shall—

6 “(i) be a full-time employee of the Ad-
7 ministration;

8 “(ii) be fully qualified, technically
9 trained, and familiar with the goods and
10 services procured by the major procure-
11 ment center to which that representative is
12 assigned; and

13 “(iii) have a Level III Federal Acqui-
14 sition Certification in Contracting (or any
15 successor certification) or the equivalent
16 Department of Defense certification, ex-
17 cept that any person serving in such a po-
18 sition on the date of enactment of this
19 clause may continue to serve in that posi-
20 tion for a period of 5 years without the re-
21 quired certification.”; and

22 (3) in subparagraph (C) by striking “(C) The
23 Administration shall establish personnel positions for
24 breakout procurement representatives and advisers
25 assigned pursuant to” and inserting the following:

1 “(B) COMPENSATION.—The Administrator
2 shall establish personnel positions for procure-
3 ment center representatives assigned under”.

4 (g) MAJOR PROCUREMENT CENTER DEFINED.—Sec-
5 tion 15(l)(6) of such Act (15 U.S.C. 644(l)(6)) is amend-
6 ed—

7 (1) by striking “(6) For purposes” and insert-
8 ing the following:

9 “(6) MAJOR PROCUREMENT CENTER DE-
10 FINED.—For purposes”; and

11 (2) by striking “other than commercial items
12 and which has the potential to incur significant sav-
13 ings as the result of the placement of a breakout
14 procurement center representative” and inserting
15 “goods or services, including goods or services that
16 are commercially available”.

17 (h) TRAINING.—Section 15(l)(7) of such Act (15
18 U.S.C. 644(l)(7)) is amended—

19 (1) by striking the paragraph enumerator and
20 inserting the following:

21 “(7) TRAINING.—”;

22 (2) by striking subparagraph (A) and inserting
23 the following:

24 “(A) AUTHORIZATION.—At such times as
25 the Administrator deems appropriate, a pro-

1 curement center representative shall provide
2 training for contracting officers, other appro-
3 priate personnel of the procurement center to
4 which such representative is assigned, and small
5 businesses groups seeking to do business with
6 such procurement center. Such training shall
7 acquaint the participants with the provisions of
8 this subsection and shall instruct the partici-
9 pants in methods designed to further the pur-
10 poses of this subsection.

11 “(B) LIMITATION.—A procurement center
12 representative may provide training under sub-
13 paragraph (A) only to the extent that the train-
14 ing does not interfere with the representative
15 carrying out other activities under this sub-
16 section.”; and

17 (3) in subparagraph (B)—

18 (A) by striking “(B) The breakout pro-
19 curement center representative” and inserting
20 the following:

21 “(8) ANNUAL BRIEFING AND REPORT.—A pro-
22 curement center representative”; and

23 (B) by striking “sixty” and inserting “60”.

1 **SEC. 1622. SMALL BUSINESS ACT CONTRACTING REQUIRE-**
2 **MENTS TRAINING.**

3 (a) ESTABLISHMENT.—Not later than 1 year after
4 the date of enactment of this part, the Defense Acquisition
5 University and the Federal Acquisition Institute shall each
6 provide a course on contracting requirements under the
7 Small Business Act, including the requirements for small
8 business concerns owned and controlled by service-disabled
9 veterans, qualified HUBZone small business concerns,
10 small business concerns owned and controlled by socially
11 and economically disadvantaged individuals, and small
12 business concerns owned and controlled by women.

13 (b) COURSE REQUIRED.—To have a Federal Acquisi-
14 tion Certification in Contracting (or any successor certifi-
15 cation) or the equivalent Department of Defense certifi-
16 cation an individual shall be required to complete the
17 course established under subsection (a).

18 (c) REQUIREMENT THAT BUSINESS OPPORTUNITY
19 SPECIALISTS BE CERTIFIED.—Section 7(j)(10)(D)(i) of
20 the Small Business Act (15 U.S.C. 636(j)(10)(D)(i)) is
21 amended by inserting after “to assist such Program Par-
22 ticipant.” the following: “The Business Opportunity Spe-
23 cialist shall have a Level I Federal Acquisition Certifi-
24 cation in Contracting (or any successor certification) or
25 the equivalent Department of Defense certification, except
26 that a Business Opportunity Specialist serving at the time

1 of the date of enactment of the Small Business Oppor-
2 tunity Act of 2012 may continue to serve as a Business
3 Opportunity Specialist for a period of 5 years beginning
4 on that date of enactment without such a certification.”.

5 (d) GAO REPORT.—Not later than 365 days after
6 the date of enactment of this part, the Comptroller Gen-
7 eral of the United States shall conduct a study and submit
8 a report to the Committee on Small Business of the House
9 of Representatives and the Committee on Small Business
10 and Entrepreneurship of the Senate on the relationship
11 between the size and quality of the acquisition workforce
12 and the Federal government’s ability to maximize the utili-
13 zation of small businesses in Federal procurement. The
14 report shall specifically address the following:

15 (1) The extent to which training on small busi-
16 ness contracting laws affects a contracting officer’s
17 determination to use one of the contracting authori-
18 ties provided in the Small Business Act.

19 (2) The relationship between a robust Federal
20 acquisition workforce and small business success in
21 obtaining Federal contracting opportunities.

22 (3) The effect on economic growth if small busi-
23 nesses experienced a significant reduction in small
24 business procurement activities.

1 (4) The effect of the anticipated acceleration of
2 retirements by the acquisition workforce on small
3 business procurement opportunities.

1 **SEC. 1623. ACQUISITION PLANNING.**

2 Section 15(e)(1) of the Small Business Act (15
3 U.S.C. 644(e)(1)) is amended—

4 (1) by striking “the various agencies” and in-
5 serting “a Federal department or agency”; and

6 (2) by striking the period and inserting “and
7 each such Federal department or agency shall—

8 “(A) enumerate opportunities for the par-
9 ticipation of small business concerns during all
10 acquisition planning processes and in all acqui-
11 sition plans;

12 “(B) invite the participation of the appro-
13 priate Director of Small and Disadvantaged
14 Business Utilization in all acquisition planning
15 processes and provide that Director access to all
16 acquisition plans in development; and

17 “(C) invite the participation of the appro-
18 priate procurement center representative in all
19 acquisition planning processes and provide that
20 representative access to all acquisition plans in
21 development.”.

1 **PART II [Log 26349]—GOALS FOR PROCUREMENT**
2 **CONTRACTS AWARDED TO SMALL BUSINESS**
3 **CONCERNS**

4 **SEC. 1631. GOALS FOR PROCUREMENT CONTRACTS AWARDED TO SMALL BUSINESS CONCERNS.**

6 (a) IN GENERAL.—Section 15(g) of the Small Business Act (15 U.S.C. 644(g)) is amended by striking the
7 subsection enumerator and inserting the following:
8

9 “(g) GOALS FOR PROCUREMENT CONTRACTS
10 AWARDED TO SMALL BUSINESS CONCERNS.—”.

11 (b) GOVERNMENTWIDE GOALS.—Paragraph (1) of
12 section 15(g) of such Act (15 U.S.C. 644(g)) is amended
13 to read as follows:

14 “(1) GOVERNMENTWIDE GOALS.—The President shall annually establish Governmentwide goals
15 for procurement contracts awarded to small business
16 concerns, small business concerns owned and controlled by service-disabled veterans, qualified
17 HUBZone small business concerns, small business concerns owned and controlled by socially and economically disadvantaged individuals, and small business concerns owned and controlled by women in accordance with the following:

24 “(A) The Governmentwide goal for participation by small business concerns shall be established at not less than 25 percent of the
25
26

1 total value of all prime contract awards for each
2 fiscal year and 40 percent of the total value of
3 all subcontract awards for each fiscal year.

4 “(B) The Governmentwide goal for partici-
5 pation by small business concerns owned and
6 controlled by service-disabled veterans shall be
7 established at not less than 3 percent of the
8 total value of all prime contract and at not less
9 than 3 percent of the total value of all sub-
10 contract awards for each fiscal year.

11 “(C) The Governmentwide goal for partici-
12 pation by qualified HUBZone small business
13 concerns shall be established at not less than 3
14 percent of the total value of all prime contract
15 and at not less than 3 percent of the total value
16 of all subcontract awards for each fiscal year.

17 “(D) The Governmentwide goal for partici-
18 pation by small business concerns owned and
19 controlled by socially and economically dis-
20 advantaged individuals shall be established at
21 not less than 5 percent of the total value of all
22 prime contract and at not less than 5 percent
23 of the total value of all subcontract awards for
24 each fiscal year.

1 “(E) The Governmentwide goal for partici-
2 pation by small business concerns owned and
3 controlled by women shall be established at not
4 less than 5 percent of the total value of all
5 prime contract and at not less than 5 percent
6 of the total value of all subcontract awards for
7 each fiscal year.”.

8 (c) AGENCY GOALS.—Paragraph (2) of section 15(g)
9 of such Act (15 U.S.C. 644(g)) is amended to read as fol-
10 lows:

11 “(2) AGENCY GOALS.—

12 “(A) ESTABLISHMENT.—The head of each
13 Federal agency shall annually establish, for the
14 agency that individual heads, goals for procure-
15 ment contracts awarded to small business con-
16 cerns, small business concerns owned and con-
17 trolled by service-disabled veterans, qualified
18 HUBZone small business concerns, small busi-
19 ness concerns owned and controlled by socially
20 and economically disadvantaged individuals, and
21 small business concerns owned and controlled
22 by women.

23 “(B) RELATIONSHIP TO GOVERNMENT-
24 WIDE GOALS.—

1 “(i) SCOPE.—The goals established by
2 the head of a Federal agency under sub-
3 paragraph (A) shall be in the same format
4 as the goals established by the President
5 under paragraph (1) and shall address
6 both prime contract and subcontract
7 awards.

8 “(ii) REQUIREMENT PERTAINING TO
9 AGENCY GOALS.—With respect to each
10 goal for a fiscal year established under
11 subparagraph (A) for a category of small
12 business concern, the participation percent-
13 age applicable to such goal may not be less
14 than the participation percentage applica-
15 ble to the Governmentwide goal for such
16 fiscal year established under paragraph (1)
17 for such category.

18 “(C) CONSULTATION REQUIRED.—

19 “(i) IN GENERAL.—In establishing
20 goals under subparagraph (A), the head of
21 each Federal agency shall consult with the
22 Administrator.

23 “(ii) DISAGREEMENTS.—Except as
24 provided by clause (iii), if the Adminis-
25 trator and the head of a Federal agency

1 fail to agree on a goal established under
2 subparagraph (A), the disagreement shall
3 be submitted to the Administrator for Fed-
4 eral Procurement Policy for final deter-
5 mination.

6 “(iii) AGENCY GOALS OF THE DE-
7 PARTMENT OF DEFENSE.—In the case of a
8 goal proposed by the Secretary of Defense
9 that is lower than a goal established dur-
10 ing the preceding fiscal year for the De-
11 partment of the Defense and for which the
12 Administrator does not agree, the disagree-
13 ment shall be submitted to the Adminis-
14 trator for Federal Procurement Policy for
15 final determination.

16 “(D) PLAN FOR ACHIEVING GOALS.—After
17 establishing goals under subparagraph (A) for a
18 fiscal year, the head of each Federal agency
19 shall develop a plan for achieving such goals,
20 which shall apportion responsibilities among the
21 agency’s acquisition executives and officials.

22 “(E) EXPANDED PARTICIPATION.—In es-
23 tablishing goals under subparagraph (A), the
24 head of each Federal agency shall make a con-
25 sistent effort to annually expand participation

1 by small business concerns from each industry
2 category in procurement contracts of such agen-
3 cy, including participation by small business
4 concerns owned and controlled by service-dis-
5 abled veterans, qualified HUBZone small busi-
6 ness concerns, small business concerns owned
7 and controlled by socially and economically dis-
8 advantaged individuals, and small business con-
9 cerns owned and controlled by women.

10 “(F) CONSIDERATION.—The head of each
11 Federal agency, in attempting to attain ex-
12 panded participation under subparagraph (E),
13 shall consider—

14 “(i) contracts awarded as the result of
15 unrestricted competition; and

16 “(ii) contracts awarded after competi-
17 tion restricted to eligible small business
18 concerns under this section and under the
19 program established under section 8(a).

20 “(G) COMMUNICATION REGARDING
21 GOALS.—

22 “(i) IMPORTANCE OF ACHIEVING
23 GOALS.—Each procurement employee or
24 program manager described in clause (ii)
25 shall communicate to the subordinates of

1 the procurement employee or program
2 manager the importance of achieving goals
3 established under subparagraph (A).

4 “(ii) PROCUREMENT EMPLOYEES OR
5 PROGRAM MANAGERS DESCRIBED.—A pro-
6 curement employee or program manager
7 described in this clause is a senior procure-
8 ment executive, senior program manager,
9 or Director of Small and Disadvantaged
10 Business Utilization of a Federal agency
11 having contracting authority.”.

12 (d) ENFORCEMENT; DETERMINATIONS OF THE
13 TOTAL VALUE OF CONTRACT AWARDS.—Section 15(g) of
14 the Small Business Act (15 U.S.C. 644(g)), as amended
15 by this part, is further amended by adding at the end the
16 following:

17 “(3) ENFORCEMENT.—If the Administrator
18 does not issue the report required in subsection
19 (h)(2) on or before the date that is 120 days after
20 the end of the prior fiscal year, the Administrator
21 may not carry out or establish any pilot program
22 until the date on which the Administrator issues the
23 report.

24 “(4) DETERMINATIONS OF THE TOTAL VALUE
25 OF CONTRACT AWARDS.—For purposes of the goals

1 established under paragraphs (1) and (2), the total
2 value of contract awards for a fiscal year may not
3 be determined in a manner that excludes the value
4 of a contract based on—

5 “(A) where the contract is awarded;

6 “(B) where the contract is performed;

7 “(C) whether the contract is mandated by
8 Federal law to be performed by an entity other
9 than a small business concern;

10 “(D) whether funding for the contract is
11 made available in an appropriations Act, if the
12 contract is subject to competitive procedures
13 under chapter 33 of title 41, United States
14 Code; or

15 “(E) whether the contract is subject to the
16 Federal Acquisition Regulation.”.

1 **SEC. 1632. REPORTING ON GOALS FOR PROCUREMENT**
2 **CONTRACTS AWARDED TO SMALL BUSINESS**
3 **CONCERNS.**

4 Subsection (h) of section 15 of the Small Business
5 Act (15 U.S.C. 644) is amended to read as follows:

6 “(h) REPORTING ON GOALS FOR PROCUREMENT
7 CONTRACTS AWARDED TO SMALL BUSINESS CON-
8 CERNS.—

9 “(1) AGENCY REPORTS.—At the conclusion of
10 each fiscal year, the head of each Federal agency
11 shall submit to the Administrator a report describ-
12 ing—

13 “(A) the extent of the participation by
14 small business concerns, small business con-
15 cerns owned and controlled by veterans (includ-
16 ing service-disabled veterans), qualified
17 HUBZone small business concerns, small busi-
18 ness concerns owned and controlled by socially
19 and economically disadvantaged individuals, and
20 small business concerns owned and controlled
21 by women in the procurement contracts of such
22 agency during such fiscal year;

23 “(B) whether the agency achieved the
24 goals established for the agency under sub-
25 section (g)(2)(A) with respect to such fiscal
26 year; and

1 “(C) any justifications for a failure to
2 achieve such goals.

3 “(2) REPORTS BY ADMINISTRATOR.—Not later
4 than 60 days after receiving a report from each Fed-
5 eral agency under paragraph (1) with respect to a
6 fiscal year, the Administrator shall submit to the
7 President and Congress, and to make available on a
8 public website, a report that includes—

9 “(A) a copy of each report submitted to
10 the Administrator under paragraph (1);

11 “(B) a determination of whether each goal
12 established by the President under subsection
13 (g)(1) for such fiscal year was achieved;

14 “(C) a determination of whether each goal
15 established by the head of a Federal agency
16 under subsection (g)(2)(A) for such fiscal year
17 was achieved;

18 “(D) the reasons for any failure to achieve
19 a goal established under paragraph (1) or
20 (2)(A) of subsection (g) for such fiscal year and
21 a description of actions planned by the applica-
22 ble agency to address such failure, including the
23 Administrator’s comments and recommenda-
24 tions on the proposed remediation plan;

1 “(E) for the Federal Government and each
2 Federal agency, an analysis of the number and
3 dollar amount of prime contracts awarded dur-
4 ing such fiscal year to—

5 “(i) small business concerns—

6 “(I) in the aggregate;

7 “(II) through sole source con-
8 tracts;

9 “(III) through competitions re-
10 stricted to small business concerns;
11 and

12 “(IV) through unrestricted com-
13 petition;

14 “(ii) small business concerns owned
15 and controlled by service-disabled vet-
16 erans—

17 “(I) in the aggregate;

18 “(II) through sole source con-
19 tracts;

20 “(III) through competitions re-
21 stricted to small business concerns;

22 “(IV) through competitions re-
23 stricted to small business concerns
24 owned and controlled by service-dis-
25 abled veterans; and

1 “(V) through unrestricted com-
2 petition;

3 “(iii) qualified HUBZone small busi-
4 ness concerns—

5 “(I) in the aggregate;

6 “(II) through sole source con-
7 tracts;

8 “(III) through competitions re-
9 stricted to small business concerns;

10 “(IV) through competitions re-
11 stricted to qualified HUBZone small
12 business concerns;

13 “(V) through unrestricted com-
14 petition where a price evaluation pref-
15 erence was used; and

16 “(VI) through unrestricted com-
17 petition where a price evaluation pref-
18 erence was not used;

19 “(iv) small business concerns owned
20 and controlled by socially and economically
21 disadvantaged individuals—

22 “(I) in the aggregate;

23 “(II) through sole source con-
24 tracts;

1 “(III) through competitions re-
2 stricted to small business concerns;

3 “(IV) through competitions re-
4 stricted to small business concerns
5 owned and controlled by socially and
6 economically disadvantaged individ-
7 uals;

8 “(V) through unrestricted com-
9 petition; and

10 “(VI) by reason of that concern’s
11 certification as a small business
12 owned and controlled by socially and
13 economically disadvantaged individ-
14 uals;

15 “(v) small business concerns owned by
16 an Indian tribe other than an Alaska Na-
17 tive Corporation—

18 “(I) in the aggregate;

19 “(II) through sole source con-
20 tracts;

21 “(III) through competitions re-
22 stricted to small business concerns;

23 “(IV) through competitions re-
24 stricted to small business concerns
25 owned and controlled by socially and

1 economically disadvantaged individ-
2 uals; and

3 “(V) through unrestricted com-
4 petition; and

5 “(vi) small business concerns owned
6 by Native Hawaiian Organization—

7 “(I) in the aggregate;

8 “(II) through sole source con-
9 tracts;

10 “(III) through competitions re-
11 stricted to small business concerns;

12 “(IV) through competitions re-
13 stricted to small business concerns
14 owned and controlled by socially and
15 economically disadvantaged individ-
16 uals; and

17 “(V) through unrestricted com-
18 petition; and

19 “(vii) small business concerns owned
20 by an Alaska Native Corporation—

21 “(I) in the aggregate;

22 “(II) through sole source con-
23 tracts;

24 “(III) through competitions re-
25 stricted to small business concerns;

1 “(IV) through competitions re-
2 stricted to small business concerns
3 owned and controlled by socially and
4 economically disadvantaged individ-
5 uals; and

6 “(V) through unrestricted com-
7 petition; and

8 “(viii) small business concerns owned
9 and controlled by women—

10 “(I) in the aggregate;

11 “(II) through competitions re-
12 stricted to small business concerns;

13 “(III) through competitions re-
14 stricted using the authority under sec-
15 tion 8(m)(2);

16 “(IV) through competitions re-
17 stricted using the authority under sec-
18 tion 8(m)(2) and in which the waiver
19 authority under section 8(m)(3) was
20 used; and

21 “(V) through unrestricted com-
22 petition; and

23 “(F) for the Federal Government and each
24 Federal agency, the number, dollar amount,
25 and distribution with respect to the North

1 American Industry Classification System of
2 subcontracts awarded during such fiscal year to
3 small business concerns, small business con-
4 cerns owned and controlled by service-disabled
5 veterans, qualified HUBZone small business
6 concerns, small business concerns owned and
7 controlled by socially and economically dis-
8 advantaged individuals, and small business con-
9 cerns owned and controlled by women.”.

1 **SEC. 1633. SENIOR EXECUTIVES.**

2 (a) TRAINING.—Programs established for the devel-
3 opment of senior executives under section 3396(a) of title
4 5, United States Code, shall include training with respect
5 to Federal procurement requirements, including con-
6 tracting requirements under the Small Business Act (15
7 U.S.C. 631 et seq.).

8 (b) EVALUATION OF EXECUTIVES.—The head of an
9 agency shall ensure that evaluations of members of the
10 senior executive service, as defined under section 3396(a)
11 of title 5, United States Code, responsible for acquisition,
12 other senior officials responsible for acquisition, and other
13 members of the senior executive service, as appropriate,
14 include consideration of the agency’s success in achieving
15 small business contracting goals and percentages. Such
16 evaluations shall, as a minimum, consider the extent to
17 which the executive—

18 (1) promotes a climate or environment that is
19 responsive to small business concerns;

20 (2) communicates the importance of achieving
21 the agency’s small business contracting goals; and

22 (3) encourages small business awareness, out-
23 reach, and support.

24 (c) DEFINITIONS.—In this section the term “respon-
25 sible for acquisition”, with respect to a member of the sen-
26 ior executive service or other senior official, means such

1 a member or official who acquires services or supplies, di-
2 rects agency organizations to acquire services or supplies,
3 oversees acquisition officials, including program managers,
4 contracting officers, and other acquisition workforce per-
5 sonnel responsible for formulating and approving acquisi-
6 tion strategies and plans.

1 agency may not carry out a mentor-protege program
2 for small business concerns unless—

3 “(A) the head of the department or agency
4 submits a plan to the Administrator for the
5 program; and

6 “(B) the Administrator approves such
7 plan.

8 “(2) BASIS FOR APPROVAL.—The Adminis-
9 trator shall approve or disapprove a plan submitted
10 under paragraph (1) based on whether the program
11 proposed—

12 “(A) will assist proteges to compete for
13 Federal prime contracts and subcontracts; and

14 “(B) complies with the regulations issued
15 under paragraph (3).

16 “(3) REGULATIONS.—Not later than 270 days
17 after the date of enactment of the National Defense
18 Authorization Act for Fiscal Year 2013, the Admin-
19 istrator shall issue, subject to notice and comment,
20 regulations with respect to mentor-protege pro-
21 grams, which shall ensure that such programs im-
22 prove the ability of proteges to compete for Federal
23 prime contracts and subcontracts and which shall
24 address, at a minimum, the following:

1 “(A) Eligibility criteria for program par-
2 ticipants, including any restrictions on the num-
3 ber of mentor-protege relationships permitted
4 for each participant.

5 “(B) The types of developmental assistance
6 to be provided by mentors, including how the
7 assistance provided shall improve the competi-
8 tive viability of the proteges.

9 “(C) Whether any developmental assist-
10 ance provided by a mentor may affect the sta-
11 tus of a program participant as a small busi-
12 ness concern due to affiliation.

13 “(D) The length of mentor-protege rela-
14 tionships.

15 “(E) The effect of mentor-protege relation-
16 ships on contracting.

17 “(F) Benefits that may accrue to a mentor
18 as a result of program participation.

19 “(G) Reporting requirements during pro-
20 gram participation.

21 “(H) Postparticipation reporting require-
22 ments.

23 “(I) The need for a mentor-protege pair, if
24 accepted to participate as a pair in a mentor-
25 protege program of any Federal department or

1 agency, to be accepted to participate as a pair
2 in all Federal mentor-protege programs.

3 “(J) Actions to be taken to ensure benefits
4 for proteges and to protect proteges against ac-
5 tions by the mentor that—

6 “(i) may adversely affect the proteges
7 status as a small business; or

8 “(ii) provide disproportionate eco-
9 nomic benefits to the mentor relative to
10 those provided the protege.

11 “(4) LIMITATION ON APPLICABILITY.—Para-
12 graph (1) does not apply to the following:

13 “(A) Any mentor-protege program of the
14 Department of Defense.

15 “(B) Any mentoring assistance provided
16 under a Small Business Innovation Research
17 Program or a Small Business Technology
18 Transfer Program.

19 “(C) Until the date that is 1 year after the
20 date on which the Administrator issues regula-
21 tions under paragraph (3), any Federal depart-
22 ment or agency operating a mentor-protege pro-
23 gram in effect on the date of enactment of the
24 National Defense Authorization Act for Fiscal
25 Year 2013.

1 “(c) REPORTING.—

2 “(1) IN GENERAL.—Not later than 2 years
3 after the date of enactment of the National Defense
4 Authorization Act for Fiscal Year 2013, and annu-
5 ally thereafter, the Administrator shall submit to the
6 Committee on Small Business of the House of Rep-
7 resentatives and the Committee on Small Business
8 and Entrepreneurship of the Senate a report that—

9 “(A) identifies each Federal mentor-pro-
10 tege program;

11 “(B) specifies the number of participants
12 in each such program, including the number of
13 participants that are—

14 “(i) small business concerns;

15 “(ii) small business concerns owned
16 and controlled by service-disabled veterans;

17 “(iii) qualified HUBZone small busi-
18 ness concerns;

19 “(iv) small business concerns owned
20 and controlled by socially and economically
21 disadvantaged individuals; or

22 “(v) small business concerns owned
23 and controlled by women;

24 “(C) describes the type of assistance pro-
25 vided to proteges under each such program;

1 “(D) describes the benefits provided to
2 mentors under each such program; and

3 “(E) describes the progress of proteges
4 under each such program with respect to com-
5 peting for Federal prime contracts and sub-
6 contracts.

7 “(2) PROVISION OF INFORMATION.—The head
8 of each Federal department or agency carrying out
9 a mentor-protege program shall provide to the Ad-
10 ministrator, on an annual basis, the information nec-
11 essary for the Administrator to submit a report re-
12 quired under paragraph (1).

13 “(d) DEFINITIONS.—In this section, the following
14 definitions apply:

15 “(1) MENTOR.—The term ‘mentor’ means a
16 for-profit business concern, of any size, that—

17 “(A) has the ability to assist and commits
18 to assisting a protege to compete for Federal
19 prime contracts and subcontracts; and

20 “(B) satisfies any other requirements im-
21 posed by the Administrator.

22 “(2) MENTOR-PROTEGE PROGRAM.—The term
23 ‘mentor-protege program’ means a program that
24 pairs a mentor with a protege for the purpose of as-

1 sisting the protege to compete for Federal prime
2 contracts and subcontracts.

3 “(3) PROTEGE.—The term ‘protege’ means a
4 small business concern that—

5 “(A) is eligible to enter into Federal prime
6 contracts and subcontracts; and

7 “(B) satisfies any other requirements im-
8 posed by the Administrator.

9 “(e) CURRENT MENTOR PROTEGE AGREEMENTS.—
10 Mentors and proteges with approved agreement in a pro-
11 gram operating pursuant to subsection (b)(4)(C) shall be
12 permitted to continue their relationship according to the
13 terms specified in their agreement until the expiration
14 date specified in the agreement.

15 “(f) SUBMISSION OF AGENCY PLANS.—Agencies op-
16 erating mentor protege programs pursuant to subsection
17 (b)(4)(C) must submit the plans specified in subsection
18 (b)(1)(A) to the Administrator within 6 months of the pro-
19 mulgation of rules required by subsection (b)(3). The Ad-
20 ministrator shall provide initial comments on each plan
21 within 60 days of receipt, and final approval or denial of
22 each plan with 180 days of receipt.”.

1 **SEC. 1642. GOVERNMENT ACCOUNTABILITY OFFICE RE-**
2 **PORT.**

3 Not later than the date that is 2 years after the agen-
4 cies operating subject to section 45(b)(4)(C) of the Small
5 Business Act have their plans approved or denied by the
6 Administrator, the Comptroller General of the United
7 States shall conduct a study to—

8 (1) update the study required by section 1345
9 of the Small Business Jobs Act of 2010 (Pub. Law
10 111-240);

11 (2) examine whether potential affiliation issues
12 between mentors and proteges under the prior pro-
13 grams have been resolved by enactment of this Act;
14 and

15 (3) examine whether the regulations issued pur-
16 suant to section 45(b)(3)(I) of the Small Business
17 Act have increased opportunities for mentor-protege
18 pairs, and if they have decreased the paperwork re-
19 quired for such pairs participating in programs at
20 multiple agencies.

1 **PART IV [Log 26352]—TRANSPARENCY IN**
2 **SUBCONTRACTING**
3 **Subpart A—Limitations on Subcontracting**

4 **SEC. 1651. LIMITATIONS ON SUBCONTRACTING.**

5 The Small Business Act (15 U.S.C. 631 et seq.) is
6 amended—

7 (1) by redesignating section 45 as section 47;

8 and

9 (2) by inserting after section 44 the following:

10 **“SEC. 45. LIMITATIONS ON SUBCONTRACTING.**

11 “(a) IN GENERAL.—If awarded a contract under sec-
12 tion 8(a), 8(m), 15(a), 31, or 36, a covered small business
13 concern—

14 “(1) in the case of a contract for services, may
15 not expend on subcontractors more than 50 percent
16 of the amount paid to the concern under the con-
17 tract;

18 “(2) in the case of a contract for supplies
19 (other than from a regular dealer in such supplies),
20 may not expend on subcontractors more than 50
21 percent of the amount, less the cost of materials,
22 paid to the concern under the contract;

23 “(3) in the case of a contract described in more
24 than 1 of paragraphs (1) through (2)—

25 “(A) shall determine for which category of
26 services or supplies, described in 1 of para-

1 graphs (1) through (4), the greatest percentage
2 of the contract amount is awarded;

3 “(B) shall determine the amount awarded
4 under the contract for that category of services
5 or supplies; and

6 “(C) may not expend on subcontractors,
7 with respect to the amount determined under
8 subparagraph (B), more than—

9 “(i) 50 percent of that amount, if the
10 category of services or supplies applicable
11 under subparagraph (A) is described in
12 paragraph (1); and

13 “(ii) 50 percent of that amount, if the
14 category of services or supplies applicable
15 under subparagraph (A) is described in
16 paragraph (2); and

17 “(4) in the case of a contract for supplies from
18 a regular dealer in such supplies, shall supply the
19 product of a domestic small business manufacturer
20 or processor, unless a waiver of such requirement is
21 granted—

22 “(A) by the Administrator, after reviewing
23 a determination by the applicable contracting
24 officer that no small business manufacturer or
25 processor can reasonably be expected to offer a

1 product meeting the specifications (including
2 period for performance) required by the con-
3 tract; or

4 “(B) by the Administrator for a product
5 (or class of products), after determining that no
6 small business manufacturer or processor is
7 available to participate in the Federal procure-
8 ment market.

9 “(b) SIMILARLY SITUATED ENTITIES.—Contract
10 amounts expended by a covered small business concern on
11 a subcontractor that is a similarly situated entity shall not
12 be considered subcontracted for purposes of determining
13 whether the covered small business concern has violated
14 a requirement established under subsection (a) or (d).

15 “(c) MODIFICATIONS OF PERCENTAGES.—

16 “(1) IN GENERAL.—The Administrator may
17 change, by rule (after providing notice and an oppor-
18 tunity for public comment), a percentage specified in
19 paragraphs (1) through (4) of subsection (a) if the
20 Administrator determines that such change is nec-
21 essary to reflect conventional industry practices
22 among business concerns that are below the numer-
23 ical size standard for businesses in that industry
24 category.

1 “(2) UNIFORMITY.—A change to a percentage
2 under paragraph (1) shall apply to all covered small
3 business concerns.

4 “(d) OTHER CONTRACTS.—

5 “(1) IN GENERAL.—With respect to a category
6 of contracts to which a requirement under sub-
7 section (a) does not apply, the Administrator is au-
8 thorized to establish, by rule (after providing notice
9 and an opportunity for public comment), a require-
10 ment that a covered small business concern may not
11 expend on subcontractors more than a specified per-
12 centage of the amount paid to the concern under a
13 contract in that category.

14 “(2) UNIFORMITY.—A requirement established
15 under paragraph (1) shall apply to all covered small
16 business concerns.

17 “(3) CONSTRUCTION PROJECTS.—The Adminis-
18 trator shall establish, through public rulemaking, re-
19 quirements similar to those specified in paragraph
20 (1) to be applicable to contracts for general and spe-
21 cialty construction and to contracts for any other in-
22 dustry category not otherwise subject to the require-
23 ments of such paragraph. The percentage applicable
24 to any such requirement shall be determined in ac-
25 cordance with paragraph (2).

1 “(e) DEFINITIONS.—In this section, the following
2 definitions apply:

3 “(1) COVERED SMALL BUSINESS CONCERN.—

4 The term ‘covered small business concern’ means a
5 business concern that—

6 “(A) with respect to a contract awarded
7 under section 8(a), is a small business concern
8 eligible to receive contracts under that section;

9 “(B) with respect to a contract awarded
10 under section 8(m)—

11 “(i) is a small business concern owned
12 and controlled by women (as defined in
13 that section); or

14 “(ii) is a small business concern
15 owned and controlled by women (as de-
16 fined in that section) that is not less than
17 51 percent owned by 1 or more women
18 who are economically disadvantaged (and
19 such ownership is determined without re-
20 gard to any community property law);

21 “(C) with respect to a contract awarded
22 under section 15(a), is a small business con-
23 cern;

1 “(D) with respect to a contract awarded
2 under section 31, is a qualified HUBZone small
3 business concern; or

4 “(E) with respect to a contract awarded
5 under section 36, is a small business concern
6 owned and controlled by service-disabled vet-
7 erans.

8 “(2) SIMILARLY SITUATED ENTITY.—The term
9 ‘similarly situated entity’ means a subcontractor
10 that—

11 “(A) if a subcontractor for a small busi-
12 ness concern, is a small business concern;

13 “(B) if a subcontractor for a small busi-
14 ness concern eligible to receive contracts under
15 section 8(a), is such a concern;

16 “(C) if a subcontractor for a small busi-
17 ness concern owned and controlled by women
18 (as defined in section 8(m)), is such a concern;

19 “(D) if a subcontractor for a small busi-
20 ness concern owned and controlled by women
21 (as defined in section 8(m)) that is not less
22 than 51 percent owned by 1 or more women
23 who are economically disadvantaged (and such
24 ownership is determined without regard to any
25 community property law), is such a concern;

1 “(E) if a subcontractor for a qualified
2 HUBZone small business concern, is such a
3 concern; or

4 “(F) if a subcontractor for a small busi-
5 ness concern owned and controlled by service-
6 disabled veterans, is such a concern.”.

1 **SEC. 1652. PENALTIES.**

2 Section 16 of the Small Business Act (15 U.S.C. 645)
3 is amended by adding at the end the following:

4 “(g) SUBCONTRACTING LIMITATIONS.—

5 “(1) IN GENERAL.—Whoever violates a require-
6 ment established under section 45 shall be subject to
7 the penalties prescribed in subsection (d), except
8 that, for an entity that exceeded a limitation on sub-
9 contracting under such section, the fine described in
10 subsection (d)(2)(A) shall be treated as the greater
11 of—

12 “(A) \$500,000; or

13 “(B) the dollar amount expended, in excess
14 of permitted levels, by the entity on subcontractors.
15

16 “(2) MONITORING.—Not later than 1 year after
17 the date of enactment of this subsection, the Admin-
18 istrator shall take such actions as are necessary to
19 ensure that an existing Federal subcontracting re-
20 porting system is modified to notify the Adminis-
21 trator, the appropriate Director of the Office of
22 Small and Disadvantaged Business Utilization, and
23 the appropriate contracting officer if a requirement
24 established under section 45 is violated.”.

1 **SEC. 1653. CONFORMING AMENDMENTS.**

2 (a) HUBZONES.—Section 3(p)(5) of the Small Busi-
3 ness Act (15 U.S.C. 632(p)(5)) is amended—

4 (1) in subparagraph (A)(i) by striking sub-
5 clause (III) and inserting the following:

6 “(III) with respect to any sub-
7 contract entered into by the small
8 business concern pursuant to a con-
9 tract awarded to the small business
10 concern under section 31, the small
11 business concern will ensure that the
12 requirements of section 45 are satis-
13 fied; and”;

14 (2) by striking subparagraphs (B) and (C); and

15 (3) by redesignating subparagraph (D) as sub-
16 paragraph (B).

17 (b) ENTITIES ELIGIBLE FOR CONTRACTS UNDER
18 SECTION 8(a).—Section 8(a) of such Act (15 U.S.C.
19 637(a)) is amended by striking paragraph (14) and insert-
20 ing the following:

21 “(14) LIMITATIONS ON SUBCONTRACTING.—A
22 concern may not be awarded a contract under this
23 subsection as a small business concern unless the
24 concern agrees to satisfy the requirements of section
25 45.”.

1 (c) SMALL BUSINESS CONCERNS.—Section 15 of
2 such Act (15 U.S.C. 644) is amended by striking sub-
3 section (o) and inserting the following:

4 “(o) LIMITATIONS ON SUBCONTRACTING.—A concern
5 may not be awarded a contract under subsection (a) as
6 a small business concern unless the concern agrees to sat-
7 isfy the requirements of section 45.”.

1 **SEC. 1654. REGULATIONS.**

2 Not later than 180 days after the date of enactment
3 of this Act, the Administrator of the Small Business Ad-
4 ministration shall issue guidance with respect to compli-
5 ance with the changes made to the Small Business Act
6 by the amendments in this part, with opportunities for no-
7 tice and comment.

1 **Subpart B—Subcontracting Plans**

2 **SEC. 1655. SUBCONTRACTING PLANS.**

3 (a) SUBCONTRACTING REPORTING REQUIRE-
4 MENTS.—

5 (1) IN GENERAL.—Section 8(d)(6) of the Small
6 Business Act (15 U.S.C. 637(d)(6)) is amended—

7 (A) by striking “(6) Each subcontracting
8 plan” and inserting the following:

9 “(6) SUBCONTRACTING PLAN REQUIRE-
10 MENTS.—Each subcontracting plan”;

11 (B) by amending subparagraph (E) to read
12 as follows:

13 “(E) assurances that the offeror or bidder
14 will—

15 “(i) submit—

16 “(I) not later than 180 days
17 after the date on which performance
18 under the applicable contract begins,
19 and every 180 days thereafter until
20 contract performance ends, a report
21 that describes all subcontracting ac-
22 tivities under the contract during the
23 preceding 180-day period;

24 “(II) not later than 1 year after
25 the date on which performance under
26 the applicable contract begins, and

1 annually thereafter until contract per-
2 formance ends, a report that describes
3 all subcontracting activities under the
4 contract that have occurred before the
5 date on which the report is submitted;
6 and

7 “**(III)** not later than 30 days
8 after the date on which performance
9 under the applicable contract ends, a
10 report that describes all subcon-
11 tracting activities under the contract;
12 and

13 “(ii) cooperate with any study or sur-
14 vey required by the applicable Federal
15 agency or the Administration to determine
16 the extent of compliance by the offeror or
17 bidder with the subcontracting plan;” and

18 (C) by moving the margins for subpara-
19 graphs (A), (B), (C), (D), and (F) 2 ems to the
20 right (so that they align with subparagraph (E),
21 as amended by subparagraph (B) of this para-
22 graph).

23 (2) REPORTING SYSTEM MODIFICATION.—

24 (A) IN GENERAL.—Not later than 1 year
25 after the date of enactment of this part, the

1 Administrator of the Small Business Adminis-
2 tration shall take such actions as are necessary
3 to ensure that the Federal subcontracting re-
4 porting system to which covered reports are
5 submitted is modified to notify the Adminis-
6 trator, the appropriate contracting officer, and
7 the appropriate Director of Small and Dis-
8 advantaged Business Utilization if an entity
9 fails to submit a required covered report. If the
10 Administrator does not modify the subcon-
11 tracting reporting system on or before the date
12 that is 1 year after the date of enactment of
13 this part, the Administrator may not carry out
14 or establish any pilot program until the date
15 the Administrator modifies the reporting sys-
16 tem.

17 (B) COVERED REPORT DEFINED.—In this
18 paragraph, the term “covered report” means a
19 report submitted in accordance with assurances
20 provided under section 8(d)(6)(E) of the Small
21 Business Act (15 U.S.C. 637(d)(6)(E)).

22 (b) FAILURE TO SUBMIT SUBCONTRACTING RE-
23 PORTS AS BREACH OF CONTRACT.—Section 8(d)(8) of
24 such Act (15 U.S.C. 637(d)(8)) is amended—

1 (1) by striking “(8) The failure” and inserting
2 the following:

3 “(8) MATERIAL BREACH.—The failure”;

4 (2) in subparagraph (A) by striking “sub-
5 section, or” and inserting “subsection,”;

6 (3) in subparagraph (B) by striking “sub-
7 contract,” and inserting “subcontract, or”;

8 (4) by inserting after subparagraph (B) the fol-
9 lowing:

10 “(C) assurances provided under paragraph

11 (6)(E),”; and

12 (5) by moving the margins of subparagraphs
13 (A), (B), and the matter following subparagraph (B)
14 2 ems to the right.

15 (c) AUTHORITY OF SMALL BUSINESS ADMINISTRA-
16 TION.—Section 8(d)(10) of such Act (15 U.S.C.
17 637(d)(10)) is amended—

18 (1) by striking “(10) In the case of” and insert-
19 ing the following:

20 “(10) AUTHORITY OF ADMINISTRATION.—In
21 the case of”;

22 (2) in subparagraph (B) by striking “, which
23 shall be advisory in nature,”;

24 (3) in subparagraph (C) by striking “, either on
25 a contract-by-contract basis, or in the case contrac-

1 tors” and inserting “as a supplement to evaluations
2 performed by the contracting agency, either on a
3 contract-by-contract basis or, in the case of contrac-
4 tors”; and

5 (4) by moving the margins of subparagraphs
6 (A) through (C) 2 ems to the right.

7 (d) APPEALS.—Section 8(d) of such Act (15 U.S.C.
8 637(d)) is amended by adding at the end the following:

9 “(13) REVIEW AND ACCEPTANCE OF SUBCON-
10 TRACTING PLANS.—

11 “(A) IN GENERAL.—Except as provided in
12 subparagraph (E), if a procurement center rep-
13 resentative or commercial market representative
14 determines that a subcontracting plan required
15 under paragraph (4) or (5) fails to provide the
16 maximum practicable opportunity for covered
17 small business concerns to participate in the
18 performance of the contract to which the plan
19 applies, such representative may delay accept-
20 ance of the plan in accordance with subpara-
21 graph (B).

22 “(B) PROCESS.—

23 “(i) IN GENERAL.—Except as pro-
24 vided in clause (ii), a procurement center
25 representative or commercial market rep-

1 representative who makes the determination
2 under subparagraph (A) with respect to a
3 subcontracting plan may delay acceptance
4 of the plan for a 30-day period by pro-
5 viding written notice of such determination
6 to head of the procuring activity of the
7 contracting agency. Such notice shall in-
8 clude recommendations for altering the
9 plan to provide the maximum practicable
10 opportunity described in that subpara-
11 graph.

12 “(ii) EXCEPTION.—In the case of the
13 Department of Defense, a procurement
14 center representative or commercial market
15 representative who makes the determina-
16 tion under subparagraph (A) with respect
17 to a subcontracting plan may delay accept-
18 ance of the plan for a 15-day period by
19 providing written notice of such determina-
20 tion to appropriate personnel of the De-
21 partment of Defense. Such notice shall in-
22 clude recommendations for altering the
23 plan to provide the maximum practicable
24 opportunity described in that subpara-
25 graph. The authority of a procurement

1 center representative or commercial market
2 representative to delay acceptance of a
3 subcontracting plan as provided in sub-
4 paragraph (A), does not include the au-
5 thority to delay the award or performance
6 of the contract concerned.

7 “(C) DISAGREEMENTS.—If a procurement
8 center representative or commercial market rep-
9 resentative delays the acceptance of a subcon-
10 tracting plan under subparagraph (B) and does
11 not reach agreement with head of the procuring
12 activity of the contracting agency to alter the
13 plan to provide the maximum practicable oppor-
14 tunity described in subparagraph (A) not later
15 than 30 days from the date written notice was
16 provided, the disagreement shall be submitted
17 to the head of the contracting agency by the
18 Administrator for a final determination.

19 “(D) COVERED SMALL BUSINESS CON-
20 CERNS DEFINED.—In this paragraph, the term
21 ‘covered small business concerns’ means small
22 business concerns, qualified HUBZone small
23 business concerns, small business concerns
24 owned and controlled by veterans, small busi-
25 ness concerns owned and controlled by service-

1 disabled veterans, small business concerns
2 owned and controlled by socially and economi-
3 cally disadvantaged individuals, and small busi-
4 ness concerns owned and controlled by women.

5 “(E) EXCEPTION.—The procurement cen-
6 ter representative or commercial market rep-
7 resentative may not delay the acceptance of a
8 subcontracting plan if the appropriate personnel
9 of the contracting agency certify that the agen-
10 cy’s need for the property or services is of such
11 an unusual and compelling urgency that the
12 United States would be seriously injured unless
13 the agency is permitted to accept the subcon-
14 tracting plan.”.

1 **SEC. 1656. NOTICES OF SUBCONTRACTING OPPORTUNI-**
2 **TIES.**

3 Section 8(k)(1) of the Small Business Act (15 U.S.C.
4 637(k)(1)) is amended by striking “in the Commerce
5 Business Daily” and inserting “on the appropriate Fed-
6 eral Web site (as determined by the Administrator)”.

1 **SEC. 1657. REGULATIONS.**

2 Not later than 180 days after the date of enactment
3 of this Act, the Administrator of the Small Business Ad-
4 ministration shall issue guidance with respect to the
5 changes made to the Small Business Act, with opportunity
6 for notice and comment.

1 **Subpart C—Publication of Certain Documents**

2 **SEC. 1658. PUBLICATION OF CERTAIN DOCUMENTS.**

3 The Small Business Act (15 U.S.C. 631 et seq.), as
4 amended by this part, is further amended by inserting
5 after section 45 the following:

6 **“SEC. 46. PUBLICATION OF CERTAIN DOCUMENTS.**

7 “A Federal agency, other than the Department of
8 Defense, may only convert a function that is being per-
9 formed by a small business concern to performance by a
10 Federal employee if the agency has made publicly available
11 the procedures and methodologies of the agency with re-
12 spect to decisions to convert a function being performed
13 by a small business concern to performance by a Federal
14 employee, including procedures and methodologies for de-
15 termining which contracts will be studied for potential
16 conversion; procedures and methodologies by which a con-
17 tract is evaluated as inherently governmental or as a crit-
18 ical agency function; and procedures and methodologies
19 for estimating and comparing costs.”.

1 **PART V [Log 26354]—SMALL BUSINESS CONCERN**

2 **SIZE STANDARDS**

3 **SEC. 1661. SMALL BUSINESS CONCERN SIZE STANDARDS.**

4 Section 3 of the Small Business Act (15 U.S.C. 632)
5 is amended—

6 (1) by striking “SEC. 3.” and inserting the fol-
7 lowing:

8 **“SEC. 3. DEFINITIONS.”; and**

9 (2) in subsection (a)—

10 (A) by striking the subsection enumerator
11 and inserting the following:

12 **“(a) SMALL BUSINESS CONCERNS.—”;**

13 (B) in paragraph (1) by striking “(1) For
14 the purposes” and inserting the following:

15 **“(1) IN GENERAL.—For the purposes”;**

16 (C) in paragraph (3) by striking “(3)
17 When establishing” and inserting the following:

18 **“(3) VARIATION BY INDUSTRY AND CONSIDER-**
19 **ATION OF OTHER FACTORS.—When establishing”;**

20 (D) by moving paragraph (5), including
21 each subparagraph and clause therein, 2 ems to
22 the right; and

23 (E) by adding at the end the following:

24 **“(6) PROPOSED RULE MAKING.—In conducting**
25 **rulemaking to revise, modify or establish size stand-**
26 **ards pursuant to this section, the Administrator**

1 shall consider, and address, and make publicly avail-
2 able as part of the notice of proposed rule making
3 and notice of final rule each of the following:

4 “(A) a detailed description of the industry
5 for which the new size standard is proposed;

6 “(B) an analysis of the competitive envi-
7 ronment for that industry;

8 “(C) the approach the Administrator used
9 to develop the proposed standard including the
10 source of all data used to develop the proposed
11 rulemaking; and

12 “(D) the anticipated effect of the proposed
13 rulemaking on the industry, including the num-
14 ber of concerns not currently considered small
15 that would be considered small under the pro-
16 posed rulemaking and the number of concerns
17 currently considered small that would be
18 deemed other than small under the proposed
19 rulemaking.

20 “(7) COMMON SIZE STANDARDS.—In carrying
21 out this subsection, the Administrator may establish
22 or approve a single size standard for a grouping of
23 four digit North American Industrial Classification
24 codes only if the Administrator makes publicly avail-
25 able, not later than the date on which such size

1 standard is established or approved, a justification
2 demonstrating that such size standard is appropriate
3 for each individual industry classification included in
4 the grouping.

5 “(8) NUMBER OF SIZE STANDARDS.—The Ad-
6 ministrator shall not limit the number of size stand-
7 ards it creates pursuant to paragraph (2), and shall
8 assign the appropriate size standard to each North
9 American Industrial Classification System Code”.

1 **PART VI [Log 26355]—CONTRACT BUNDLING**

2 **SEC. 1671. CONSOLIDATION OF PROVISIONS RELATING TO**
3 **CONTRACT BUNDLING.**

4 Section 44 of the Small Business Act (15 U.S.C.
5 657q) is amended to read as follows:

6 **“SEC. 44. CONTRACT BUNDLING.**

7 “(a) DEFINITIONS.—In this Act:

8 “(1) BUNDLED CONTRACT.—The term ‘bundled
9 contract’—

10 “(A) means a contract that is entered into
11 to meet procurement requirements that are
12 combined in a bundling of contract require-
13 ments, without regard to whether a study of the
14 effects of the solicitation on Federal officers or
15 employees has been made; and

16 “(B) does not include—

17 “(i) a contract with an aggregate dol-
18 lar value below the dollar threshold; or

19 “(ii) a single award contract for the
20 acquisition of a weapons system acquired
21 through a major defense acquisition.

22 “(2) BUNDLING METHODOLOGY.—The term
23 ‘bundling methodology’ means—

24 “(A) a solicitation to obtain offers for a
25 single contract or a multiple award contract;

1 “(B) a solicitation of offers for the
2 issuance of a task or a delivery order under an
3 existing single or multiple award contract; or

4 “(C) the creation of any new procurement
5 requirements that permits a combination of
6 contract requirements, including any combina-
7 tion of contract requirements or order require-
8 ments.

9 “(3) BUNDLING OF CONTRACT REQUIRE-
10 MENTS.—The term ‘bundling of contract require-
11 ments’, with respect to the contract requirements of
12 a Federal agency—

13 “(A) means the use of any bundling meth-
14 odology to satisfy 2 or more procurement re-
15 quirements for new or existing goods or services
16 provided to or performed for the Federal agen-
17 cy, including any construction services, that is
18 likely to be unsuitable for award to a small-
19 business concern due to—

20 “(i) the diversity, size, or specialized
21 nature of the elements of the performance
22 specified;

23 “(ii) the aggregate dollar value of the
24 anticipated award;

1 “(iii) the geographical dispersion of
2 the contract performance sites; or

3 “(iv) any combination of the factors
4 described in clauses (i), (ii), and (iii); and

5 “(B) does not include the use of a bun-
6 dling methodology for an anticipated award
7 with an aggregate dollar value below the dollar
8 threshold.

9 “(4) CHIEF ACQUISITION OFFICER.—The term
10 ‘Chief Acquisition Officer’ means the employee of a
11 Federal agency designated as the Chief Acquisition
12 Officer for the Federal agency under section 1702(a)
13 of title 41, United States Code.

14 “(5) CONTRACT.—The term ‘contract’ includes,
15 for purposes of this section, any task order made
16 pursuant to an indefinite quantity, indefinite deliv-
17 ery contract.

18 “(6) CONTRACT BUNDLING.—The term ‘con-
19 tract bundling’ means the process by which a bun-
20 dled contract is created.

21 “(7) DOLLAR THRESHOLD.—The term ‘dollar
22 threshold’ means—

23 “(A) in the case of a contract for construc-
24 tion, \$5,000,000; and

25 “(B) in any other case, \$2,000,000.

1 “(8) MAJOR DEFENSE ACQUISITION PRO-
2 GRAM.—The term ‘major defense acquisition pro-
3 gram’ has the meaning given in section 2430(a) of
4 title 10, United States Code.

5 “(9) PREVIOUSLY BUNDLED CONTRACT.—The
6 term ‘previously bundled contract’ means a contract
7 that is the successor to a contract that required a
8 bundling analysis, contract for which any of the suc-
9 cessor contract were designated as a consolidated
10 contract or bundled contract in the Federal procure-
11 ment database, or a contract for which the Adminis-
12 trator designated the prior contract as a bundled
13 contract.

14 “(10) PROCUREMENT ACTIVITY.—The term
15 ‘procurement activity’ means the Federal agency or
16 office thereof acquiring goods or services.

17 “(11) PROCUREMENT REQUIREMENT.—The
18 term ‘procurement requirement’ means a determina-
19 tion by an agency that the acquisition of a specified
20 good or service is needed to satisfy the mission of
21 the agency.

22 “(12) SENIOR PROCUREMENT EXECUTIVE.—
23 The term ‘senior procurement executive’ means an
24 official designated under section 1702(c) of title 41,

1 United States Code, as the senior procurement execu-
2 tive for a Federal agency.

3 “(13) TRADE ASSOCIATION.—The term ‘trade
4 association’ means any entity that is described in
5 paragraph (3), (6), (12), or (19) of section 501(c)
6 of the Internal Revenue Code of 1986 and which is
7 exempt from tax under section 501(a) of such Code.

8 “(b) POLICY.—The head of each Federal agency shall
9 ensure that the decisions made by the Federal agency re-
10 garding contract bundling are made with a view to pro-
11 viding small business concerns with the maximum prac-
12 ticable opportunities to participate as prime contractors
13 and subcontractors in the procurements of the Federal
14 agency.

15 “(c) CONTRACT BUNDLING.—

16 “(1) PROPOSED PROCUREMENTS.—Paragraphs
17 (2) through (4) shall apply to a proposed procure-
18 ment if the proposed procurement—

19 “(A) one or more small business concerns
20 would suffer economic harm or disruption of its
21 business operations, including the potential loss
22 of an existing contract, as a direct or indirect
23 result of the contract bundling;

24 “(B) includes, in its statement of work,
25 goods or services—

1 “(i)(I) currently being performed by a
2 small business; and

3 “(II) if the proposed procurement is
4 in a quantity or estimated dollar value the
5 magnitude of which renders small business
6 prime contract participation unlikely; or

7 “(ii)(I) that are of a type that the Ad-
8 ministrator through market research can
9 demonstrate that two or more small busi-
10 nesses are capable of performing; and

11 “(II) if the statement of work pro-
12 poses combining the goods or services iden-
13 tified in subclause (I) with other require-
14 ments for goods or services into the solici-
15 tation of offers;

16 “(C) is for construction and—

17 “(i) seeks to package or combine dis-
18 crete construction projects; or

19 “(ii) the value of the goods or services
20 subject to the contract exceeds the dollar
21 threshold; or

22 “(D) is determined by the Administrator
23 to have a solicitation that involves an unneces-
24 sary or unjustified bundling of contract require-
25 ments.

1 “(2) RESPONSIBILITY OF THE PROCUREMENT
2 ACTIVITY.—At least 45 days prior to the issuance of
3 a solicitation, the Procurement Activity shall notify
4 and provide a copy of the proposed procurement to
5 the procurement center representative assigned to
6 the Procurement Activity. The 45-day notification
7 process under this paragraph shall occur concu-
8 rently with other processing steps required prior to
9 issuance of the solicitation. The notice shall include
10 a statement as to why the agency has determined
11 that contract bundling is necessary and justified and
12 shall also describe why the proposed acquisition can-
13 not be offered so as to make small business partici-
14 pation likely. Such statement shall address—

15 “(A) why the proposed acquisition cannot
16 be further divided into reasonably small lots or
17 discrete tasks in order to permit offers by small
18 business concerns;

19 “(B) if applicable, a list of the incumbent
20 contractors disaggregated by and including
21 names, addresses, and whether or not the con-
22 tractor is a small business concern;

23 “(C) a description of the industries that
24 might be interested in bidding on the contract
25 requirements;

1 “(D) an assessment of the impact on small
2 businesses that had bid on previous procure-
3 ment requirements that are included in the
4 bundling of contract requirements;

5 “(E) delineating the number of existing
6 small business concerns whose contracts will
7 cease if the contract bundling proceeds;

8 “(F) if delivery schedule was a factor in
9 the decision to bundle, an explanation as to why
10 a schedule could not be developed that would
11 encourage small business participation; and

12 “(G) in the case of a construction contract,
13 why construction cannot be procured as sepa-
14 rate discrete projects.

15 “(3) PUBLICATION OF NOTICE STATEMENT.—
16 Concurrently, the statement required in paragraph
17 (2) shall be published in the Federal contracting op-
18 portunities database.

19 “(4) RECOMPETITION OF A PREVIOUSLY BUN-
20 DLED CONTRACT.—If the proposed procurement is a
21 previously bundled contract, that is to be recompeted
22 as a bundled contract, the Administrator shall deter-
23 mine, with the assistance of the agency proposing
24 the procurement—

1 “(A) the amount of savings and benefits
2 (in accordance with subsection (d)) achieved
3 under the bundling of contract requirements;

4 “(B) whether such savings and benefits
5 will continue to be realized if the contract re-
6 mains bundled, and whether such savings and
7 benefits would be greater if the procurement re-
8 quirements were divided into separate solicita-
9 tions suitable for award to small business con-
10 cerns;

11 “(C) the dollar value of subcontracts
12 awarded to small business concerns under the
13 bundled contract, disaggregated by North
14 American Industrial Classification System
15 Code;

16 “(D) the percentage of subcontract dollars
17 awarded to small businesses under the bundled
18 contract, disaggregated by North American In-
19 dustrial Classification System Code; and

20 “(E) the dollar amount and percentage of
21 prime contract dollars awarded to small busi-
22 nesses in the primary North American Indus-
23 trial Classification System Code for that bun-
24 dled contract during each of the two fiscal years
25 preceding the award of the bundled contract

1 and during each fiscal year of the performance
2 of the bundled contract.

3 “(5) FAILURE TO PROVIDE NOTICE.—

4 “(A) NO NOTIFICATION RECEIVED.—If no
5 notification of the proposed procurement or ac-
6 companying statement is received, but the Ad-
7 ministrator determines that the proposed pro-
8 curement is a proposed procurement described
9 in paragraph (1), then the Administrator shall
10 require that such a statement of work be com-
11 pleted by the Procurement Activity and sent to
12 the procurement center representative and post-
13 pone the solicitation process for at least 10
14 days but not more than 45 days to allow the
15 Administrator to review the statement and
16 make recommendations as described in this sec-
17 tion before the procurement process is contin-
18 ued.

19 “(B) NO WORK CONTINUED.—If the Ad-
20 ministrator requires a Procurement Activity to
21 provide a statement of work pursuant to sub-
22 paragraph (A), the Procurement Activity shall
23 not be permitted to continue with the procure-
24 ment until such time as the Procurement Activ-

1 ity complies with the requirements of subpara-
2 graph (A).

3 “(6) RESPONSIBILITY OF THE PROCUREMENT
4 CENTER REPRESENTATIVE.—Within 15 days after
5 receipt of the proposed procurement and accom-
6 panying statement, if the procurement center rep-
7 resentative believes that the procurement as pro-
8 posed will render small business prime contract par-
9 ticipation unlikely, the representative shall rec-
10 ommend to the Procurement Activity alternative pro-
11 curement methods which would increase small busi-
12 ness prime contracting opportunities.

13 “(7) DISAGREEMENT BETWEEN THE ADMINIS-
14 TRATOR AND THE PROCUREMENT ACTIVITY.—

15 “(A) IN GENERAL.—If the Administrator
16 determines that a small business concern would
17 be adversely affected, directly or indirectly, by
18 the proposed procurement, or if a small busi-
19 ness concern or a trade association of which
20 that small business concern is a member so re-
21 quests, the Administrator may take action
22 under this paragraph to further the interests of
23 small businesses.

24 “(B) APPEAL TO AGENCY HEAD.—The
25 proposed procurement shall be submitted for

1 determination to the head of the contracting
2 agency by the Administrator.

3 “(C) APPEAL BY AFFECTED SMALL BUSI-
4 NESS CONCERN TO GAO.—For purposes of sub-
5 chapter V of chapter 35 of title 31, United
6 States Code, if a protest is submitted to the
7 Comptroller General under that subchapter al-
8 leging a violation of this section of the Small
9 Business Act, a trade association representing
10 small business concerns shall be considered an
11 interested party.

12 “(d) MARKET RESEARCH.—

13 “(1) IN GENERAL.—Before proceeding with an
14 acquisition strategy that could lead to bundled con-
15 tracts, the head of an agency shall conduct market
16 research to determine whether bundling of the re-
17 quirements is necessary and justified.

18 “(2) FACTORS.—For purposes of subsection
19 (c)(1), a bundled contract is necessary and justified
20 if the bundling of contract requirements will result
21 in substantial measurable benefits in excess of those
22 benefits resulting from a procurement of the con-
23 tract requirements that does not involve contract
24 bundling.

1 “(3) BENEFITS.—For the purposes of bundling
2 of contract requirements, benefits described in para-
3 graph (2) may include the following:

4 “(A) Cost savings.

5 “(B) Quality improvements.

6 “(C) Reduction in acquisition cycle times.

7 “(D) Better terms and conditions.

8 “(E) Any other benefits.

9 “(4) REDUCTION OF COSTS NOT DETERMINA-
10 TIVE.—For purposes of this subsection:

11 “(A) Cost savings shall not include any re-
12 duction in the use of military interdepartmental
13 purchase requests or any similar transfer funds
14 among Federal agencies for the use of a con-
15 tract issued by another Federal agency.

16 “(B) The reduction of administrative or
17 personnel costs alone shall not be a justification
18 for bundling of contract requirements unless
19 the cost savings are expected to be substantial
20 in relation to the dollar value of the procure-
21 ment requirements to be bundled.

22 “(5) LIMITATION ON ACQUISITION STRATEGY.—
23 The head of a Federal agency may not carry out an
24 acquisition strategy that includes bundled contracts
25 valued in excess of the dollar threshold, unless the

1 senior procurement executive or, if applicable, Chief
2 Acquisition Officer, for the Federal agency, certifies
3 to the head of the Federal agency that steps will be
4 taken to include small business concerns in the ac-
5 quisition strategy prior to the implementation of
6 such acquisition strategy.

7 “(e) STRATEGY SPECIFICATIONS.—If the head of a
8 contracting agency determines that an acquisition plan or
9 proposed procurement strategy will result in a bundled
10 contract, the proposed acquisition plan or procurement
11 strategy shall—

12 “(1) identify specifically the benefits anticipated
13 to be derived from the bundling of contract require-
14 ments;

15 “(2) set forth an assessment of the specific im-
16 pediments to participation by small business con-
17 cerns as prime contractors that result from the con-
18 tract bundling and specify actions designed to maxi-
19 mize small business participation as subcontractors
20 (including suppliers) at various tiers under the con-
21 tract or contracts that are awarded to meet the re-
22 quirements; and

23 “(3) include a specific determination that the
24 anticipated measurable benefits of the proposed bun-
25 dled contract justify its use.

1 “(f) CONTRACT TEAMING.—In the case of a solicita-
2 tion of offers for a bundled contract that is issued by the
3 head of an agency, a small-business concern may submit
4 an offer that provides for use of a particular team of sub-
5 contractors for the performance of the contract. The head
6 of the agency shall evaluate the offer in the same manner
7 as other offers, with due consideration to the capabilities
8 of all of the proposed subcontractors. If a small business
9 concern teams under this paragraph, it shall not affect
10 its status as a small business concern for any other pur-
11 pose.

12 “(g) DATABASE, ANALYSIS, AND ANNUAL REPORT
13 REGARDING CONTRACT BUNDLING.—

14 “(1) DATABASE.—Not later than 180 days
15 after the date of the enactment of this subsection,
16 the Administrator shall develop and shall thereafter
17 maintain a database containing data and informa-
18 tion regarding—

19 “(A) each bundled contract awarded by a
20 Federal agency; and

21 “(B) each small business concern that has
22 been displaced as a prime contractor as a result
23 of the award of such a contract.

1 “(2) ANALYSIS.—For each bundled contract
2 that is to be recompeted, the Administrator shall de-
3 termine—

4 “(A) the amount of savings and benefits
5 realized, in comparison with the savings and
6 benefits anticipated by the analysis required
7 under subsection (d) prior to the contract
8 award; and

9 “(B) whether such savings and benefits
10 will continue to be realized if the contract re-
11 mains bundled, and whether such savings and
12 benefits would be greater if the procurement re-
13 quirements were divided into separate solicita-
14 tions suitable for award to small business con-
15 cerns.

16 “(3) ANNUAL REPORT ON CONTRACT BUN-
17 DLING.—

18 “(A) IN GENERAL.—Not later than 1 year
19 after the date of the enactment of this para-
20 graph, and annually in March thereafter, the
21 Administrator shall transmit a report on con-
22 tract bundling to the Committee on Small Busi-
23 ness of the House of Representatives and the
24 Committee on Small Business and Entrepre-
25 neurship of the Senate.

1 “(B) CONTENTS.—Each report trans-
2 mitted under subparagraph (A) shall include—

3 “(i) data on the number, arranged by
4 industrial classification, of small business
5 concerns displaced as prime contractors as
6 a result of the award of bundled contracts
7 by Federal agencies; and

8 “(ii) a description of the activities
9 with respect to previously bundled con-
10 tracts of each Federal agency during the
11 preceding year, including—

12 “(I) data on the number and
13 total dollar amount of all contract re-
14 quirements that were bundled; and

15 “(II) with respect to each bun-
16 dled contract, data or information
17 on—

18 “(aa) the justification for
19 the bundling of contract require-
20 ments;

21 “(bb) the cost savings real-
22 ized by bundling the contract re-
23 quirements over the life of the
24 contract;

1 “(cc) the extent to which
2 maintaining the bundled status
3 of contract requirements is pro-
4 jected to result in continued cost
5 savings;

6 “(dd) the extent to which
7 the bundling of contract require-
8 ments complied with the con-
9 tracting agency’s small business
10 subcontracting plan, including
11 the total dollar value awarded to
12 small business concerns as sub-
13 contractors and the total dollar
14 value previously awarded to small
15 business concerns as prime con-
16 tractors; and

17 “(ee) the impact of the bun-
18 dling of contract requirements on
19 small business concerns unable to
20 compete as prime contractors for
21 the consolidated requirements
22 and on the industries of such
23 small business concerns, includ-
24 ing a description of any changes
25 to the proportion of any such in-

1 industry that is composed of small
2 business concerns.

3 “(h) BUNDLING ACCOUNTABILITY MEASURES.—

4 “(1) TEAMING REQUIREMENTS.—Each Federal
5 agency shall include in each solicitation for any mul-
6 tiple award contract above the dollar threshold a
7 provision soliciting bids from any responsible source,
8 including responsible small business concerns and
9 teams or joint ventures of small business concerns.

10 “(2) POLICIES ON REDUCTION OF CONTRACT
11 BUNDLING.—

12 “(A) IN GENERAL.—Not later than 270
13 days after the date of enactment of this sub-
14 paragraph, the Federal Acquisition Regulatory
15 Council, established under section 1302(a) of
16 title 41, United States Code, shall amend the
17 Federal Acquisition Regulation issued under
18 section 1303 of such title to—

19 “(i) establish a Government-wide pol-
20 icy regarding contract bundling, including
21 regarding the solicitation of teaming and
22 joint ventures; and

23 “(ii) require that the policy estab-
24 lished under clause (i) be published on the
25 website of each Federal agency.

1 “(B) RATIONALE FOR CONTRACT BUN-
2 DLING.—Not later than 30 days after the date
3 on which the head of a Federal agency submits
4 the report required under section 15(h), the
5 head of the Federal agency shall publish on the
6 website of the Federal agency a list and ration-
7 ale for any bundled contract for which the Fed-
8 eral agency solicited bids or that was awarded
9 by the Federal agency.”.

1 **SEC. 1672. REPEAL OF REDUNDANT PROVISIONS.**

2 (a) CERTAIN PROVISIONS REGARDING CONTRACT
3 BUNDLING REPEALED.—

4 (1) Section 15(a) of the Small Business Act (15
5 U.S.C. 644(a)), is amended by striking “If a pro-
6 posed procurement includes” and all that follows
7 through “the matter shall be submitted for deter-
8 mination to the Secretary or the head of the appro-
9 priate department or agency by the Administrator.”.

10 (2) All references in law to such sentences as
11 they were in effect on the date that is one day prior
12 to the effective date of this Act shall be deemed to
13 be references to section 44(d), as added by this part.

14 (b) CERTAIN PROVISIONS REGARDING MARKET RE-
15 SEARCH REPEALED.—

16 (1) Paragraphs (2) through (4) of section 15(e)
17 of the Small Business Act (15 U.S.C. 644(e)) are
18 repealed.

19 (2) All references in law to such paragraphs, as
20 in effect on the date that is one day prior to the ef-
21 fective date of this Act, shall be deemed to be ref-
22 erences to subsections (d) through (f), respectively,
23 of section 44 of the Small Business Act, as added
24 by this section.

25 (c) CERTAIN PROVISIONS REGARDING CONTRACT
26 BUNDLING DATABASE REPEALED.—

1 (1) Paragraph (1) of section 15(p) of the Small
2 Business Act (15 U.S.C. 644(p)) is repealed.

3 (2) Paragraphs (2) through (4) of section 15(p)
4 of the Small Business Act (15 U.S.C 644(p)) are re-
5 pealed. All references in law to such paragraphs, as
6 in effect on the date that is one day prior to the ef-
7 fective date of this Act, shall be deemed to be ref-
8 erences to paragraphs (1) through (3), respectively,
9 of section 44(h) of the Small Business Act, as added
10 by this part.

11 (d) CERTAIN PROVISIONS REGARDING BUNDLING
12 ACCOUNTABILITY MEASURES REPEALED.—

13 (1) Paragraphs (1) and (2) of section 15(q) of
14 the Small Business Act (15 U.S.C 644(q)) are re-
15 pealed.

16 (2) All references in law to such paragraphs, as
17 in effect on the date that is one day prior to the ef-
18 fective date of this Act, shall be deemed to be ref-
19 erences to paragraphs (1) and (2), respectively, of
20 section 44(i) of the Small Business Act, as added by
21 this part.

22 (e) CERTAIN PROVISIONS REGARDING.—Subsection
23 (o) of section 3 of the Small Business Act (15 U.S.C.)
24 is repealed.

1 **SEC. 1673. TECHNICAL AMENDMENTS.**

2 Section 15 of the Small Business Act (15 U.S.C. 644)

3 is amended—

4 (1) in the heading of subsection (p), to read as
5 follows: “ACCESS TO DATA.—”; and

6 (2) in the heading of subsection (q), to read as
7 follows: “REPORTS RELATED TO PROCUREMENT
8 CENTER REPRESENTATIVES.—”.

1 **PART VII [Log 26356]—INCREASED PENALTIES**
2 **FOR FRAUD**
3 **SEC. 1681. SAFE HARBOR FOR GOOD FAITH COMPLIANCE**
4 **EFFORTS.**

5 (a) **SMALL BUSINESS FRAUD.**—Section 16(d) of the
6 Small Business Act (15 U.S.C. 645(d)) is amended by in-
7 serting after paragraph (2) the following:

8 “(3) **LIMITATION ON LIABILITY.**—This sub-
9 section shall not apply to any conduct in violation of
10 subsection (a) if the defendant acted in reliance on
11 a written advisory opinion from a licensed attorney
12 who is not an employee of the defendant.”.

13 (b) **REGULATIONS.**—Not later than 270 days after
14 the date of enactment of this part, the Administrator of
15 the Small Business Administration shall issue rules defin-
16 ing what constitutes an adequate advisory opinion for pur-
17 poses of section 16(d)(3) of the Small Business Act.

18 (c) **SMALL BUSINESS COMPLIANCE GUIDE.**—Not
19 later than 270 days after the date of enactment of this
20 part, the Administrator of the Small Business Administra-
21 tion shall issue (pursuant to section 212 of the Small
22 Business Regulatory Enforcement Fairness Act of 1996)
23 a compliance guide to assist business concerns in accu-
24 rately determining their status as a small business con-
25 cern.

1 **SEC. 1682. OFFICE OF HEARINGS AND APPEALS.**

2 (a) CHIEF HEARING OFFICER.—Section 4(b)(1) of
3 the Small Business Act is amended by adding at the end
4 the following: “One shall be designated at the time of his
5 or her appointment as the Chief Hearing Officer, who
6 shall head and administer the Office of Hearings and Ap-
7 peals within the Administration.”.

8 (b) OFFICE OF HEARINGS AND APPEALS ESTAB-
9 LISHED IN ADMINISTRATION.—Section 5 of the Small
10 Business Act (15 U.S.C. 634) is amended by adding at
11 the end the following:

12 “(i) OFFICE OF HEARINGS AND APPEALS.—

13 “(1) IN GENERAL.—There is established in the
14 Administration an Office of Hearings and Appeals—

15 “(A) to impartially decide such matters,
16 where Congress designates that a hearing on
17 the record is required or which the Adminis-
18 trator designates by regulation or otherwise;
19 and

20 “(B) which shall contain the Administra-
21 tion’s Freedom of Information/Privacy Acts Of-
22 fice.

23 “(2) CHIEF HEARING OFFICER.—The Chief
24 Hearing Officer shall be a career member of the
25 Senior Executive Service and an attorney duly li-

1 censed by any State, commonwealth, territory, or the
2 District of Columbia.

3 “(A) DUTIES.—The Chief Hearing Officer
4 shall—

5 “(i) serve as the Chief Administrative
6 Law Judge; and

7 “(ii) be responsible for the operation
8 and management of the Office of Hearings
9 and Appeals, pursuant to the rules of prac-
10 tice established by the Administrator.

11 “(B) ALTERNATIVE DISPUTE RESOLU-
12 TION.—The Chief Hearing Officer may also as-
13 sign a matter for mediation or other means of
14 alternative dispute resolution.

15 “(3) ADMINISTRATIVE LAW JUDGES.—

16 “(A) IN GENERAL.—An administrative law
17 judge shall be an attorney duly licensed by any
18 State, commonwealth, territory, or the District
19 of Columbia.

20 “(B) CONDITIONS OF EMPLOYMENT.—(i)
21 An administrative law judge shall serve in the
22 excepted service as an employee of the Adminis-
23 tration under section 2103 of title 5, United
24 States Code, and under the supervision of the
25 Chief Hearing Officer.

1 “(ii) Administrative law judge positions
2 shall be classified at Senior Level, as such term
3 is defined in section 5376 of title 5, United
4 States Code.

5 “(iii) Compensation for administrative law
6 judge positions shall be set in accordance with
7 the pay rates of section 5376 of title 5, United
8 States Code.

9 “(C) TREATMENT OF CURRENT PER-
10 SONNEL.—An individual serving as a Judge in
11 the Office of Hearings and Appeals (as that po-
12 sition and office are designated in section
13 134.101 of title 13, Code of Federal Regula-
14 tions (as in effect on January 1, 2012)) on the
15 effective date of this subsection shall be consid-
16 ered as qualified to be and redesignated as ad-
17 ministrative law judges.

18 “(D) POWERS.—An administrative law
19 judge shall have the authority to conduct hear-
20 ings in accordance with sections 554, 556, and
21 557 of title 5, United States Code.”.

1 **SEC. 1683. REQUIREMENT FRAUDULENT BUSINESSES BE**
2 **SUSPENDED OR DEBARRED.**

3 (a) IN GENERAL.—Section 16(d)(2)(C) of the Small
4 Business Act (15 U.S.C. 645(d)(2)(C)) is amended by
5 striking “on the basis that such misrepresentation indi-
6 cates a lack of business integrity that seriously and di-
7 rectly affects the present responsibility to perform any
8 contract awarded by the Federal Government or a sub-
9 contract under such a contract”.

10 (b) REVISION TO FAR.—Not later than 270 days
11 after the date of enactment of this part, the Federal Ac-
12 quisition Regulation shall be revised to implement the
13 amendment made by this section.

14 (c) DEVELOPMENT AND PROMULGATION OF GUID-
15 ANCE.—Not later than 270 days after the date of enact-
16 ment of this part, the Administrator of the Small Business
17 Administration shall develop and promulgate guidance im-
18 plementing this section.

19 (d) PUBLICATION OF PROCEDURES REGARDING SUS-
20 PENSION AND DEBARMENT.—Not later than 270 days
21 after the date of enactment of this part, the Administrator
22 shall publish on the Administration’s Web site the stand-
23 ard operating procedures for suspension and debarment
24 in effect, and the name and contact information for the
25 individual designated by the Administrator as the senior

- 1 individual responsible for suspension and debarment pro-
- 2 ceedings.

1 **SEC. 1684. ANNUAL REPORT ON SUSPENSIONS AND**
2 **DEBARMENTS PROPOSED BY SMALL BUSI-**
3 **NESS ADMINISTRATION.**

4 (a) **REPORT REQUIREMENT.**—The Administrator of
5 the Small Business Administration shall submit each year
6 to the Committee on Small Business and Entrepreneur-
7 ship of the Senate, and the Committee on Small Business
8 of the House of Representatives a report on the suspen-
9 sion and debarment actions taken by the Administrator
10 during the year preceding the year of submission of the
11 report.

12 (b) **MATTERS COVERED.**—The report required by
13 subsection (a) shall include the following information for
14 the year covered by the report:

15 (1) **NUMBER.**—The number of contractors pro-
16 posed for suspension or debarment.

17 (2) **SOURCE.**—The office within a Federal
18 agency that originated each proposal for suspension
19 or debarment.

20 (3) **REASONS.**—The reason for each proposal
21 for suspension or debarment.

22 (4) **RESULTS.**—The result of each proposal for
23 suspension or debarment, and the reason for such
24 result.

25 (5) **REFERRALS.**—The number of suspensions
26 or debarments referred to the Inspector General of

1 the Small Business Administration or another agen-
2 cy, or to the Attorney General (for purposes of this
3 paragraph, the Administrator may redact identifying
4 information on names of companies or other infor-
5 mation in order to protect the integrity of any ongo-
6 ing criminal or civil investigation).

1 **PART VIII [Log 36282]—OFFICES OF SMALL AND**
2 **DISADVANTAGED BUSINESS UNITS**

3 **SEC. 1691. OFFICES OF SMALL AND DISADVANTAGED BUSI-**
4 **NESS UTILIZATION.**

5 (a) APPOINTMENT AND POSITION OF DIRECTOR.—
6 Section 15(k)(2) of the Small Business Act (15 U.S.C.
7 644(k)(2)) is amended by striking “such agency,” and in-
8 serting “such agency to a position that is a Senior Execu-
9 tive Service position (as such term is defined under section
10 3132(a) of title 5, United States Code), except that, for
11 any agency in which the positions of Chief Acquisition Of-
12 ficer and senior procurement executive (as such terms are
13 defined under section 44(a) of this Act) are not Senior
14 Executive Service positions, the Director of Small and Dis-
15 advantaged Business Utilization may be appointed to a
16 position compensated at not less than the minimum rate
17 of basic pay payable for grade GS–15 of the General
18 Schedule under section 5332 of such title (including com-
19 parability payments under section 5304 of such title);”.

20 (b) PERFORMANCE APPRAISALS.—Section 15(k)(3)
21 of such Act (15 U.S.C. 644(k)(3)) is amended—

22 (1) by striking “be responsible only to, and re-
23 port directly to, the head” and inserting “shall be
24 responsible only to (including with respect to per-
25 formance appraisals), and report directly and exclu-
26 sively to, the head”; and

1 (2) by striking “be responsible only to, and re-
2 port directly to, such Secretary” and inserting “be
3 responsible only to (including with respect to per-
4 formance appraisals), and report directly and exclu-
5 sively to, such Secretary”.

6 (c) SMALL BUSINESS TECHNICAL ADVISERS.—Sec-
7 tion 15(k)(8)(B) of such Act (15 U.S.C. 644(k)(8)(B)) is
8 amended—

9 (1) by striking “and 15 of this Act,” and in-
10 serting “, 15, and 44 of this Act;”; and

11 (2) by inserting after “of this Act” the fol-
12 lowing: “(giving priority in assigning to small busi-
13 ness that are in metropolitan statistical areas for
14 which the unemployment rate is higher than the na-
15 tional average unemployment rate for the United
16 States)”.

17 (d) ADDITIONAL REQUIREMENTS.—Section 15(k) of
18 such Act (15 U.S.C. 644(k)) is amended by inserting after
19 paragraph (10) the following:

20 “(11) shall review and advise such agency on
21 any decision to convert an activity performed by a
22 small business concern to an activity performed by
23 a Federal employee;

24 “(12) shall provide to the Chief Acquisition Of-
25 ficer and senior procurement executive of such agen-

1 cy advice and comments on acquisition strategies,
2 market research, and justifications related to section
3 44 of this Act;

4 “(13) may provide training to small business
5 concerns and contract specialists, except that such
6 training may only be provided to the extent that the
7 training does not interfere with the Director car-
8 rying out other responsibilities under this subsection;

9 “(14) shall receive unsolicited proposals and,
10 when appropriate, forward such proposals to per-
11 sonnel of the activity responsible for reviewing such
12 proposals

13 “(15) shall carry out exclusively the duties enu-
14 merated in this Act, and shall, while the Director,
15 not hold any other title, position, or responsibility,
16 except as necessary to carry out responsibilities
17 under this subsection; and

18 “(16) shall submit, each fiscal year, to the
19 Committee on Small Business of the House of Rep-
20 resentatives and the Committee on Small Business
21 and Entrepreneurship of the Senate a report de-
22 scribing—

23 “(A) the training provided by the Director
24 under paragraph (13) in the most recently com-
25 pleted fiscal year;

1 “(B) the percentage of the budget of the
2 Director used for such training in the most re-
3 cently completed fiscal year; and

4 “(C) the percentage of the budget of the
5 Director used for travel in the most recently
6 completed fiscal year.”.

7 (e) REQUIREMENT OF CONTRACTING EXPERIENCE
8 FOR OSDBU DIRECTOR.—Section 15(k) of the Small
9 Business Act (15 U.S.C. 644(k)), as amended by this part,
10 is further amended, in the matter preceding paragraph
11 (1), by striking “who shall” and insert the following: “,
12 with experience serving in any combination of the fol-
13 lowing roles: federal contracting officer, small business
14 technical advisor, contracts administrator for federal gov-
15 ernment contracts, attorney specializing in federal pro-
16 curement law, small business liaison officer, officer or em-
17 ployee who managed federal government contracts for a
18 small business, or individual whose primary responsibil-
19 ities were for the functions and duties of section 8, 15
20 or 44 of this Act. Such officer or employee”.

21 (f) TECHNICAL AMENDMENTS.—Section 15(k) of
22 such Act (15 U.S.C. 644(k)), as amended, is further
23 amended—

24 (1) in paragraph (1)—

1 (A) by striking “be known” and inserting
2 “shall be known”; and

3 (B) by striking “such agency,” and insert-
4 ing “such agency;”;

5 (2) in paragraph (2) by striking “be appointed
6 by” and inserting “shall be appointed by”;

7 (3) in paragraph (3)—

8 (A) by striking “director” and inserting
9 “Director”; and

10 (B) by striking “Secretary’s designee,” and
11 inserting “Secretary’s designee;”;

12 (4) in paragraph (4)—

13 (A) by striking “be responsible” and in-
14 serting “shall be responsible”; and

15 (B) by striking “such agency,” and insert-
16 ing “such agency;”;

17 (5) in paragraph (5) by striking “identify pro-
18 posed” and inserting “shall identify proposed”;

19 (6) in paragraph (6) by striking “assist small”
20 and inserting “shall assist small”;

21 (7) in paragraph (7)—

22 (A) by striking “have supervisory” and in-
23 serting “shall have supervisory”; and

24 (B) by striking “this Act,” and inserting
25 “this Act;”;

1 (8) in paragraph (8)—

2 (A) by striking “assign a” and inserting
3 “shall assign a”; and

4 (B) in subparagraph (A), by striking “the
5 activity, and” and inserting “the activity; and”;

6 (9) in paragraph (9)—

7 (A) by striking “cooperate, and” and in-
8 serting “shall cooperate, and”; and

9 (B) by striking “subsection, and” and in-
10 serting “subsection;”; and

11 (10) in paragraph (10)—

12 (A) by striking “make recommendations”
13 and inserting “shall make recommendations”;

14 (B) by striking “subsection (a), or section”
15 and inserting “subsection (a), section”;

16 (C) by striking “Act or section 2323” and
17 inserting “Act, or section 2323”;

18 (D) by striking “Code. Such recommenda-
19 tions shall” and inserting “Code, which shall”;
20 and

21 (E) by striking “contract file.” and insert-
22 ing “contract file;”.

1 **SEC. 1692. SMALL BUSINESS PROCUREMENT ADVISORY**
2 **COUNCIL.**

3 (a) DUTIES.—Section 7104(b) of the Federal Acqui-
4 sition Streamlining Act of 1994 (15 U.S.C. 644 note) is
5 amended—

6 (1) in paragraph (1) by striking “and” at the
7 end;

8 (2) in paragraph (2) by striking “authorities.”
9 and inserting “authorities;”; and

10 (3) by adding at the end the following:

11 “(3) to conduct reviews of each Office of Small
12 and Disadvantaged Business Utilization established
13 under section 15(k) of the Small Business Act (15
14 U.S.C. 644(k)) to determine the compliance of each
15 Office with requirements under such section;

16 “(4) to identify best practices for maximizing
17 small business utilization in Federal contracting that
18 may be implemented by Federal agencies having pro-
19 curement powers; and

20 “(5) to submit, annually, to the Committee on
21 Small Business of the House of Representatives and
22 the Committee on Small Business and Entrepre-
23 neurship of the Senate a report describing—

24 “(A) the comments submitted under para-
25 graph (2) during the 1-year period ending on

1 the date on which the report is submitted, in-
2 cluding any outcomes related to the comments;

3 “(B) the results of reviews conducted
4 under paragraph (3) during such 1-year period;
5 and

6 “(C) best practices identified under para-
7 graph (4) during such 1-year period.”.

8 (b) MEMBERSHIP.—Section 7104(c)(3) of such Act
9 (15 U.S.C. 644 note) is amended by striking “(established
10 under section 15(k) of the Small Business Act (15 U.S.C.
11 644(k))”.

12 (c) CHAIRMAN.—Section 7104(d) of such Act (15
13 U.S.C. 644 note) is amended by inserting after “Small
14 Business Administration” the following: “(or the designee
15 of the Administrator)”.

1 **PART IX—OTHER MATTERS**

2 **SEC. 1695 [Log 12875]. SURETY BONDS.**

3 (a) MAXIMUM BOND AMOUNT.—Section 411(a)(1) of
4 the Small Business Investment Act of 1958 (15 U.S.C.
5 694b(a)(1)) is amended—

6 (1) by inserting “(A)” after “(1)”;

7 (2) by striking “\$2,000,000” and inserting
8 “\$6,500,000, as adjusted for inflation in accordance
9 with section 1908 of title 41, United States Code,”;
10 and

11 (3) by adding at the end the following:

12 “(B) The Administrator may guarantee a surety
13 under subparagraph (A) for a total work order or contract
14 amount that does not exceed \$10,000,000, if a contracting
15 officer of a Federal agency certifies that such a guarantee
16 is necessary.”.

17 (b) DENIAL OF LIABILITY.—Section 411 of the Small
18 Business Investment Act of 1958 (15 U.S.C. 694b) is
19 amended—

20 (1) by striking subsection (e) and inserting the
21 following:

22 “(e) REIMBURSEMENT OF SURETY; CONDITIONS.—
23 Pursuant to any such guarantee or agreement, the Admin-
24 istration shall reimburse the surety, as provided in sub-
25 section (e) of this section, except that the Administration

1 shall be relieved of liability (in whole or in part within
2 the discretion of the Administration) if—

3 “(1) the surety obtained such guarantee or
4 agreement, or applied for such reimbursement, by
5 fraud or material misrepresentation,

6 “(2) the total contract amount at the time of
7 execution of the bond or bonds exceeds \$6,500,000,

8 “(3) the surety has breached a material term or
9 condition of such guarantee agreement, or

10 “(4) the surety has substantially violated the
11 regulations promulgated by the Administration pur-
12 suant to subsection (d).”; and

13 (2) by adding at the end the following:

14 “(j) For bonds made or executed with the prior ap-
15 proval of the Administration, the Administration shall not
16 deny liability to a surety based upon material information
17 that was provided as part of the guaranty application.”.

18 (c) SIZE STANDARDS.—Section 410 of the Small
19 Business Investment Act of 1958 (15 U.S.C. 694a) is
20 amended by adding at the end the following:

21 “(9) Notwithstanding any other provision of law or
22 any rule, regulation, or order of the Administration, for
23 purpose of sections 410, 411, and 412 the term ‘small
24 business concern’ means a business concern that meets the
25 size standard for the primary industry in which such busi-

1 ness concern, and the affiliates of such business concern,
2 is engaged, as determined by the Administrator in accord-
3 ance with the North American Industry Classification Sys-
4 tem.”.

In the table in subsection (a) of section 2201 of the report of the Subcommittee on Readiness, relating to authorized Navy construction and land acquisition projects inside the United States, strike the project relating to Lemoore, California, and insert a project for Point Mugu, California in the amount of \$12,790,000.



Strike section 2833 contained in the report of the Subcommittee on Readiness and insert the following new section 2833:

1 **SEC. 2833. [LOG ID 22318]REPEAL OF CONDITION ON USE OF**
2 **FUNDS FOR GUAM REALIGNMENT.**

3 Section 2207(a) of the Military Construction Author-
4 ization Act for Fiscal Year 2012 (division B of Public Law
5 112–81; 125 Stat. 1668) is amended—

6 (1) in paragraph (2), by inserting “and” after
7 the semicolon;

8 (2) by striking paragraphs (3) and (4); and

9 (3) by redesignating paragraph (5) as para-
10 graph (3).



1 **SEC. 2845. [LOG ID 11405]TRANSFER OF ADMINISTRATIVE**
2 **JURISDICTION, FORT LEE MILITARY RES-**
3 **ERVATION AND PETERSBURG NATIONAL BAT-**
4 **TLEFIELD, VIRGINIA.**

5 (a) TRANSFER OF ADMINISTRATIVE JURISDICTION
6 FROM SECRETARY OF THE ARMY.—The Secretary of the
7 Army shall transfer to the Secretary of the Interior, with-
8 out reimbursement, administrative jurisdiction over a par-
9 cel of land at Fort Lee Military Reservation consisting of
10 approximately 1.171 acres and depicted as “Area to be
11 transferred to Petersburg National Battlefield” on the
12 map titled “Petersburg National Battlefield Proposed
13 Transfer of Administrative Jurisdiction”, numbered 325/
14 80,801A, and dated May 2011. The Secretary of the Inte-
15 rior shall include the land transferred under this sub-
16 section within the boundary of Petersburg National Bat-
17 tlefield and administer the land as part of the park in ac-
18 cordance with laws and regulations applicable to the park.

19 (b) TRANSFER OF ADMINISTRATIVE JURISDICTION
20 TO SECRETARY OF THE ARMY.—The Secretary of the In-
21 terior shall transfer to the Secretary of the Army, without
22 reimbursement, administrative jurisdiction over a parcel
23 of land consisting of approximately 1.170 acres and de-
24 picted as “Area to be transferred to Fort Lee Military
25 Reservation” on the map referred to in subsection (a).

1 (c) AVAILABILITY OF MAP.—The map referred to in
2 subsection (a) shall be available for public inspection in
3 the appropriate offices of the National Park Service.

1 **SEC. 2864. [LOG ID 39369]GOLD STAR MOTHERS NATIONAL**
2 **MONUMENT, ARLINGTON NATIONAL CEME-**
3 **TERY.**

4 (a) **ESTABLISHMENT.**—The Secretary of the Army
5 shall permit the Gold Star Mothers National Monument
6 Foundation (a nonprofit corporation established under the
7 laws of the District of Columbia) to establish an appro-
8 priate monument in Arlington National Cemetery or on
9 Federal land in its environs under the jurisdiction of the
10 Department of the Army to commemorate the sacrifices
11 made by mothers, and made by their sons and daughters
12 who as members of the Armed Forces make the ultimate
13 sacrifice, in defense of the United States. The monument
14 shall be known as the “Gold Star Mothers National Monu-
15 ment”.

16 (b) **PAYMENT OF EXPENSES.**—The Gold Star Moth-
17 ers National Monument Foundation shall be solely respon-
18 sible for acceptance of contributions for, and payment of
19 the expenses of, the establishment of the monument, and
20 no Federal funds may be used to pay such expenses.

1 **SEC. 2865. [LOG ID 40376]NAMING OF TRAINING AND SUP-**
2 **PORT COMPLEX, FORT BRAGG, NORTH CARO-**
3 **LINA.**

4 (a) NAMING.—The complex located on Fort Bragg,
5 North Carolina, currently referred to as “Patriot Point”,
6 shall be known and designated as the “Colonel Robert
7 Howard Training and Support Complex”.

8 (b) REFERENCES.—Any reference in a law, map, reg-
9 ulation, document, paper, or other record of the United
10 States to the complex referred to in subsection (a) shall
11 be deemed to be a reference to the “Colonel Robert How-
12 ard Training and Support Complex”.

1 **Subtitle A—National Security**
2 **Programs Authorizations**

3 **SEC. 3101 [Log #13737]. NATIONAL NUCLEAR SECURITY AD-**
4 **MINISTRATION.**

5 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
6 are hereby authorized to be appropriated to the Depart-
7 ment of Energy for fiscal year 2013 for the activities of
8 the National Nuclear Security Administration in carrying
9 out programs as specified in the funding table in section
10 4701.

11 (b) AUTHORIZATION OF NEW PLANT PROJECTS.—
12 From funds referred to in subsection (a) that are available
13 for carrying out plant projects, the Secretary of Energy
14 may carry out new plant projects for the National Nuclear
15 Security Administration as follows:

16 Project 13-D-301, Electrical Infrastructure
17 Upgrades, Lawrence Livermore National Lab-
18 oratory, Livermore, California, and Los Alamos
19 National Laboratory, Los Alamos, New Mexico,
20 \$23,000,000.

21 Project 13-D-905, Remote-Handled Low-
22 Level Waste Disposal Project, Idaho National
23 Laboratory, \$8,890,000.

1 Project 13-D-904, Kesselring Site Radio-
2 logical Work and Storage Building, Kesselring
3 Site, West Milton, New York, \$2,000,000.

4 Project 13-D-903, Kesselring Site Proto-
5 type Staff Building, Kesselring Site, West Mil-
6 ton, New York, \$14,000,000.

1 **SEC. 3102 [Log #13738]. DEFENSE ENVIRONMENTAL CLEAN-**
2 **UP.**

3 Funds are hereby authorized to be appropriated to
4 the Department of Energy for fiscal year 2013 for defense
5 environmental cleanup activities in carrying out programs
6 as specified in the funding table in section 4701.

1 **SEC. 3103 [Log #13739]. OTHER DEFENSE ACTIVITIES.**

2 Funds are hereby authorized to be appropriated to
3 the Department of Energy for fiscal year 2013 for other
4 defense activities in carrying out programs as specified in
5 the funding table in section 4701.

1 **SEC. 3104 [Log #13740]. ENERGY SECURITY AND ASSURANCE.**

2 Funds are hereby authorized to be appropriated to
3 the Department of Energy for fiscal year 2013 for energy
4 security and assurance programs necessary for national
5 security as specified in the funding table in section 4701.

1 **SEC. 3120 [Log #20127]. LIMITATION ON AVAILABILITY OF**
2 **FUNDS FOR GLOBAL SECURITY THROUGH**
3 **SCIENCE PARTNERSHIPS PROGRAM.**

4 (a) **LIMITATION.**—Of the funds authorized to be ap-
5 propriated by this Act or otherwise made available for fis-
6 cal year 2013 for the National Nuclear Security Adminis-
7 tration, not more than \$8,000,000 may be obligated or
8 expended for the Global Security through Science Partner-
9 ships Program, formerly known as the Global Initiatives
10 for Proliferation Prevention Program, until the date on
11 which the Secretary of Energy submits to the appropriate
12 congressional committees the report under subsection (b).

13 (b) **REPORT.**—The Secretary of Energy shall submit
14 to the appropriate congressional committees a report with
15 a plan to complete the Global Security through Science
16 Partnerships Program by the end of calendar year 2015.

17 (c) **FORM.**—The report under subsection (b) may be
18 submitted in unclassified form and may include a classi-
19 fied annex.

20 (d) **APPROPRIATE CONGRESSIONAL COMMITTEES**
21 **DEFINED.**—In this section, the term “appropriate con-
22 gressional committees” means—

23 (1) the Committee on Armed Services and the
24 Committee on Foreign Affairs of the House of Rep-
25 resentatives; and

- 1 (2) the Committee on Armed Services and the
- 2 Committee on Foreign Relations of the Senate.

1 **SEC. 3121 [Log #20126]. LIMITATION ON AVAILABILITY OF**
2 **FUNDS FOR CENTER OF EXCELLENCE ON NU-**
3 **CLEAR SECURITY.**

4 (a) **LIMITATION.**—Of the funds authorized to be ap-
5 propriated by this Act or otherwise made available for fis-
6 cal year 2013 for the National Nuclear Security Adminis-
7 tration, not more than \$7,000,000 may be obligated or
8 expended for the United States-China Center of Excel-
9 lence on Nuclear Security until the date on which the Sec-
10 retary of Energy submits to the appropriate congressional
11 committees the report under subsection (b)(2).

12 (b) **NUCLEAR SECURITY.**—

13 (1) **REVIEW.**—The Secretary of Energy, in co-
14 ordination with the Secretary of Defense, shall con-
15 duct a review of the existing and planned non-pro-
16 liferation activities with the People’s Republic of
17 China as of the date of the enactment of this Act
18 to determine if the engagement is directly or indi-
19 rectly supporting the proliferation of nuclear weap-
20 ons development and technology to other nations.

21 (2) **REPORT.**—Not later than 90 days after the
22 date of the enactment of this Act, the Secretary of
23 Energy shall submit to the appropriate congressional
24 committees a report certifying that the activities re-
25 viewed under paragraph (1) are not contributing to

1 the proliferation of nuclear weapons development
2 and technology to other nations.

3 (c) FORM.—The report under subsection (b)(2) may
4 be submitted in unclassified form and may include a clas-
5 sified annex.

6 (d) APPROPRIATE CONGRESSIONAL COMMITTEES
7 DEFINED.—In this section, the term “appropriate con-
8 gressional committees” means—

9 (1) the Committee on Armed Services and the
10 Committee on Foreign Affairs of the House of Rep-
11 resentatives; and

12 (2) the Committee on Armed Services and the
13 Committee on Foreign Relations of the Senate.

1 **SEC. 3122 [Log #42452]. TWO-YEAR EXTENSION OF SCHED-**
2 **ULE FOR DISPOSITION OF WEAPONS-USABLE**
3 **PLUTONIUM AT SAVANNAH RIVER SITE,**
4 **AIKEN, SOUTH CAROLINA.**

5 Section 4306 of the Atomic Energy Defense Act (50
6 U.S.C. 2566) is amended—

7 (1) in subsection (a)(3)—

8 (A) in subparagraph (C), by striking
9 “2012” and inserting “2014”; and

10 (B) in subparagraph (D), by striking
11 “2017” and inserting “2019”;

12 (2) in subsection (b)—

13 (A) in paragraph (1), by striking “by Jan-
14 uary 1, 2012”;

15 (B) in paragraph (4), by striking “2012”
16 each place it appears and inserting “2014”; and

17 (C) in paragraph (5), by striking “2012”
18 and inserting “2014”;

19 (3) in subsection (c)—

20 (A) in the matter preceding paragraph (1),
21 by striking “2012” and inserting “2014”;

22 (B) in paragraph (1), by striking “2014”
23 and inserting “2016”; and

24 (C) in paragraph (2), by striking “2020”
25 each place it appears and inserting “2022”;

26 (4) in subsection (d)—

1 (A) in paragraph (1)—
2 (i) by striking “2014” and inserting
3 “2016”; and
4 (ii) by striking “2019” and inserting
5 “2021”; and
6 (B) in paragraph (2)(A), by striking
7 “2020” each place it appears and inserting
8 “2022”; and
9 (5) in subsection (e), by striking “2023” and
10 inserting “2025”.

1 **SEC. 3144 [Log #20125]. REPORT ON DEFENSE NUCLEAR**
2 **NONPROLIFERATION PROGRAMS.**

3 (a) REPORT REQUIRED.—

4 (1) IN GENERAL.—Not later than March 1 of
5 each year from 2013 through 2015, the Adminis-
6 trator for Nuclear Security shall submit to the ap-
7 propriate congressional committees a report on the
8 budget, objectives, and metrics of the defense nu-
9 clear nonproliferation programs of the National Nu-
10 clear Security Administration.

11 (2) ELEMENTS.—The report required by para-
12 graph (1) shall include the following:

13 (A) An identification and explanation of
14 uncommitted balances that are more than the
15 acceptable carryover thresholds, as determined
16 by the Secretary of Energy, on a program-by-
17 program basis.

18 (B) An identification of foreign countries
19 that are sharing the cost of implementing de-
20 fense nuclear nonproliferation programs, includ-
21 ing an explanation of such cost sharing.

22 (C) A description of objectives and meas-
23 urements for each defense nuclear nonprolifera-
24 tion program.

25 (D) A description of the proliferation of
26 nuclear weapons threat and how each defense

1 nuclear nonproliferation program activity
2 counters the threat.

3 (E) A description and assessment of non-
4 proliferation activities coordinated with the De-
5 partment of Defense to maximize efficiency and
6 avoid redundancies.

7 (F) A description of how the defense nu-
8 clear nonproliferation programs are prioritized
9 to meet the most urgent nonproliferation re-
10 quirements.

11 (b) APPROPRIATE CONGRESSIONAL COMMITTEES
12 DEFINED.—In this section, the term “appropriate con-
13 gressional committees” means—

14 (1) the Committee on Armed Services and the
15 Committee on Foreign Affairs of the House of Rep-
16 resentatives; and

17 (2) the Committee on Armed Services and the
18 Committee on Foreign Relations of the Senate.

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

1 **SEC. 3155 [Log #28242]. INTELLECTUAL PROPERTY RELATED**
2 **TO URANIUM ENRICHMENT.**

3 (a) IN GENERAL.—Subject to subsection (b), of the
4 funds authorized to be appropriated by this Act or other-
5 wise made available for fiscal year 2013 for defense nu-
6 clear nonproliferation, the Secretary of Energy may make
7 available not more than \$150,000,000 for the development
8 and demonstration of domestic national-security-related
9 enrichment technologies as provided in subsection (c).

10 (b) CERTIFICATION.—Not later than 30 days before
11 the date on which the Secretary makes an amount avail-
12 able under subsection (a), the Secretary shall submit to
13 the congressional defense committees—

14 (1) written certification that such amount is
15 needed for national security purposes; and

16 (2) a description of such purposes.

17 (c) ADMINISTRATION.—An amount made available by
18 the Secretary under subsection (a) shall be used to pro-
19 vide, directly or indirectly, Federal funds, resources, or
20 other assistance for the research, development, or deploy-
21 ment of domestic national-security-related enrichment
22 technology, subject to the following requirements:

23 (1) The Secretary shall provide such assistance
24 using merit selection procedures.

25 (2) The Secretary may provide such assistance
26 only if the Secretary executes an agreement with the

1 recipient (or any affiliate, successor, or assignee) of
2 such funds, resources, or other assistance (in this
3 section referred to as the “recipient”) that re-
4 quires—

5 (A) the achievement of specific technical
6 criteria by the recipient by specific dates not
7 later than June 30, 2014;

8 (B) that the recipient—

9 (i) immediately upon execution of the
10 agreement, grant to the United States for
11 use by or on behalf of the United States,
12 through the Secretary, a royalty-free, non-
13 exclusive license in all enrichment-related
14 intellectual property and associated tech-
15 nical data owned, licensed, or otherwise
16 controlled by the recipient as of the date of
17 the enactment of this Act, or thereafter de-
18 veloped or acquired to meet the require-
19 ments of the agreement;

20 (ii) amend any existing agreement be-
21 tween the Secretary and the recipient to
22 permit the Secretary to use or permit third
23 parties on behalf of the Secretary to use
24 intellectual property and associated tech-
25 nical data related to the award of funds,

1 resources, or other assistance royalty-free
2 for Government purposes, including com-
3 pleting or operating enrichment tech-
4 nologies and using them for national de-
5 fense purposes, including providing nuclear
6 material to operate commercial nuclear
7 power reactors for tritium production; and

8 (iii) as soon as practicable, deliver to
9 the Secretary all technical information and
10 other documentation in its possession or
11 control necessary to permit the Secretary
12 to use all intellectual property related to
13 domestic enrichment technologies described
14 in this subparagraph; and

15 (C) any other condition or restriction the
16 Secretary determines necessary to protect the
17 interests of the United States.

18 (d) CONTROL OF PROPERTY.—

19 (1) SURRENDER.—If the Secretary determines
20 that a recipient has not achieved the technical cri-
21 teria required under an agreement under subsection
22 (c)(2) by the date specified pursuant to subpara-
23 graph (A) of such subsection, the recipient shall, as
24 soon as practicable, surrender custody, possession,
25 and control, or return, as appropriate, any real or

1 personal property owned or leased by the recipient,
2 to the Secretary in connection with the deployment
3 of enrichment technology, along with all capital im-
4 provements, equipment, fixtures, appurtenances, and
5 other improvements thereto, and any further obliga-
6 tion by the Secretary under any such lease shall ter-
7minate.

8 (2) PARTICIPATION.—In implementing this sec-
9 tion, the Secretary may establish, acquire, own, con-
10 trol, or otherwise participate in the management or
11 operations of the recipient related to domestic en-
12 richment technology.

13 (e) APPLICATION OF REQUIREMENTS.—The limita-
14 tions and requirements in this section shall apply to funds
15 authorized to be appropriated by this Act or otherwise
16 made available for fiscal year 2013 or any fiscal year
17 thereafter for the development and demonstration of do-
18 mestic national security-related enrichment technology.

19 (f) EXCEPTION.—Subsections (c) and (d) shall not
20 apply with respect to the issuance of any loan guarantee
21 pursuant to section 1703 of the Energy Policy Act of 2005
22 (42 U.S.C. 16513).

1 **SEC. 4001 [Log 15723]. AUTHORIZATION OF AMOUNTS IN**
2 **FUNDING TABLES.**

3 (a) **IN GENERAL.**—Whenever a funding table in this
4 division specifies a dollar amount authorized for a project,
5 program, or activity, the obligation and expenditure of the
6 specified dollar amount for the project, program, or activ-
7 ity is hereby authorized, subject to the availability of ap-
8 propriations.

9 (b) **MERIT-BASED DECISIONS.**—A decision to com-
10 mit, obligate, or expend funds with or to a specific entity
11 on the basis of a dollar amount authorized pursuant to
12 subsection (a) shall—

13 (1) be based on merit-based selection proce-
14 dures in accordance with the requirements of sec-
15 tions 2304(k) and 2374 of title 10, United States
16 Code, or on competitive procedures; and

17 (2) comply with other applicable provisions of
18 law.

19 (c) **RELATIONSHIP TO TRANSFER AND PROGRAM-**
20 **MING AUTHORITY.**—An amount specified in the funding
21 tables in this division may be transferred or repro-
22 grammed under a transfer or reprogramming authority
23 provided by another provision of this Act or by other law.
24 The transfer or reprogramming of an amount specified in
25 such funding tables shall not count against a ceiling on
26 such transfers or reprogrammings under section 1001 or

1 section **[1522]** of this Act or any other provision of law,
2 unless such transfer or reprogramming would move funds
3 between appropriation accounts.

4 (d) **APPLICABILITY TO CLASSIFIED ANNEX.**—This
5 section applies to any classified annex that accompanies
6 this Act.

7 (e) **ORAL AND WRITTEN COMMUNICATIONS.**—No
8 oral or written communication concerning any amount
9 specified in the funding tables in this division shall super-
10 sede the requirements of this section.

TITLE XLI—PROCUREMENT

SEC. 4101. PROCUREMENT.

SEC. 4101. PROCUREMENT (In Thousands of Dollars)			
Line	Item	FY 2013 Request	House Authorized
AIRCRAFT PROCUREMENT, ARMY			
FIXED WING			
001	UTILITY F/W AIRCRAFT	18,639	18,639
003	MQ-1 UAV	518,088	518,088
004	RQ-11 (RAVEN)	25,798	25,798
ROTARY			
006	HELICOPTER, LIGHT UTILITY (LUH)	271,983	271,983
007	AH-64 APACHE BLOCK IIIA REMAN	577,115	577,115
008	ADVANCE PROCUREMENT (CY)	107,707	107,707
009	AH-64 APACHE BLOCK IIIB NEW BUILD	153,993	153,993
010	ADVANCE PROCUREMENT (CY)	146,121	146,121
013	UH-60 BLACKHAWK M MODEL (MYP)	1,107,087	1,107,087
014	ADVANCE PROCUREMENT (CY)	115,113	115,113
015	CH-47 HELICOPTER	1,076,036	1,076,036
016	ADVANCE PROCUREMENT (CY)	83,346	83,346
MODIFICATION OF AIRCRAFT			
018	MQ-1 PAYLOAD - UAS	231,508	231,508
020	GUARDRAIL MODS (MIP)	16,272	16,272
021	MULTI SENSOR ABN RECON (MIP)	4,294	4,294
022	AH-64 MODS	178,805	178,805
023	CH-47 CARGO HELICOPTER MODS (MYP)	39,135	39,135
024	UTILITY/CARGO AIRPLANE MODS	24,842	24,842
026	UTILITY HELICOPTER MODS	73,804	73,804
027	KIOWA WARRIOR MODS	192,484	192,484
029	NETWORK AND MISSION PLAN	190,789	190,789
030	COMMS, NAV SURVEILLANCE	133,191	133,191
031	GATM ROLLUP	87,280	87,280
032	RQ-7 UAV MODS	104,339	104,339
GROUND SUPPORT AVIONICS			
034	AIRCRAFT SURVIVABILITY EQUIPMENT	34,037	34,037
036	CMWS	127,751	127,751
OTHER SUPPORT			
037	AVIONICS SUPPORT EQUIPMENT	4,886	4,886
038	COMMON GROUND EQUIPMENT	82,511	82,511
039	AIRCREW INTEGRATED SYSTEMS	77,381	77,381
040	AIR TRAFFIC CONTROL	47,235	47,235
041	INDUSTRIAL FACILITIES	1,643	1,643
042	LAUNCHER, 2.75 ROCKET	516	516
TOTAL, AIRCRAFT PROCUREMENT, ARMY		5,853,729	5,853,729
MISSILE PROCUREMENT, ARMY			
SURFACE-TO-AIR MISSILE SYSTEM			
001	PATRIOT SYSTEM SUMMARY	646,590	696,590
	Additional PAC-3 missiles		[50,000]

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
002	MSE MISSILE	12,850	12,850
	AIR-TO-SURFACE MISSILE SYSTEM		
004	HELLFIRE SYS SUMMARY	1,401	51,401
	Program increase		[50,000]
	ANTI-TANK/ASSAULT MISSILE SYS		
005	JAVELIN (AAWS-M) SYSTEM SUMMARY	81,121	81,121
006	TOW 2 SYSTEM SUMMARY	64,712	64,712
007	ADVANCE PROCUREMENT (CY)	19,931	19,931
008	GUIDED MLRS ROCKET (GMLRS)	218,679	218,679
009	MLRS REDUCED RANGE PRACTICE ROCKETS (RRPR)	18,767	18,767
010	HIGH MOBILITY ARTILLERY ROCKET SYSTEM	12,051	12,051
	MODIFICATIONS		
011	PATRIOT MODS	199,565	199,565
013	MLRS MODS	2,466	2,466
014	HIMARS MODIFICATIONS	6,068	6,068
	SPARES AND REPAIR PARTS		
016	SPARES AND REPAIR PARTS	7,864	7,864
	SUPPORT EQUIPMENT & FACILITIES		
017	AIR DEFENSE TARGETS	3,864	3,864
018	ITEMS LESS THAN \$5 MILLION (MISSILES)	1,560	1,560
019	PRODUCTION BASE SUPPORT	5,200	5,200
	TOTAL, MISSILE PROCUREMENT, ARMY	1,302,689	1,402,689
	PROCUREMENT OF W&TCV, ARMY TRACKED COMBAT VEHICLES		
001	STRYKER VEHICLE	286,818	286,818
	MODIFICATION OF TRACKED COMBAT VEHICLES		
003	STRYKER (MOD)	60,881	60,881
004	FIST VEHICLE (MOD)	57,257	57,257
005	BRADLEY PROGRAM (MOD)	148,193	288,193
	Program increase		[140,000]
006	HOWITZER, MED SP FT 155MM M109A6 (MOD)	10,341	10,341
007	PALADIN PIM MOD IN SERVICE	206,101	206,101
008	IMPROVED RECOVERY VEHICLE (M88A2 HERCULES)	107,909	169,909
	Program increase		[62,000]
009	ASSAULT BREACHER VEHICLE	50,039	50,039
010	M88 FOV MODS	29,930	29,930
011	M1 ABRAMS TANK (MOD)	129,090	129,090
012	ABRAMS UPGRADE PROGRAM	74,433	255,433
	Program increase		[181,000]
	SUPPORT EQUIPMENT & FACILITIES		
013	PRODUCTION BASE SUPPORT (TCV-WTCV)	1,145	1,145
	WEAPONS & OTHER COMBAT VEHICLES		
014	INTEGRATED AIR BURST WEAPON SYSTEM FAMILY	506	0
	XM25 funding ahead of need		[-506]
017	LIGHTWEIGHT .50 CALIBER MACHINE GUN	25,183	25,183
019	MORTAR SYSTEMS	8,104	8,104
021	XM320 GRENADE LAUNCHER MODULE (GLM)	14,096	14,096

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
024	CARBINE	21,272	21,272
025	SHOTGUN, MODULAR ACCESSORY SYSTEM (MASS)	6,598	6,598
026	COMMON REMOTELY OPERATED WEAPONS STATION	56,725	56,725
027	HOWITZER LT WT 155MM (T)	13,827	13,827
	MOD OF WEAPONS AND OTHER COMBAT VEH		
029	M777 MODS	26,843	26,843
030	M4 CARBINE MODS	27,243	27,243
031	M2 50 CAL MACHINE GUN MODS	39,974	39,974
032	M249 SAW MACHINE GUN MODS	4,996	4,996
033	M240 MEDIUM MACHINE GUN MODS	6,806	6,806
034	SNIPER RIFLES MODIFICATIONS	14,113	14,113
035	M119 MODIFICATIONS	20,727	20,727
036	M16 RIFLE MODS	3,306	3,306
037	MODIFICATIONS LESS THAN \$5.0M (WOCV-WTCV)	3,072	3,072
	SUPPORT EQUIPMENT & FACILITIES		
038	ITEMS LESS THAN \$5 MILLION (WOCV-WTCV)	2,026	2,026
039	PRODUCTION BASE SUPPORT (WOCV-WTCV)	10,115	10,115
040	INDUSTRIAL PREPAREDNESS	442	442
041	SMALL ARMS EQUIPMENT (SOLDIER ENH PROG)	2,378	2,378
	SPARES		
042	SPARES AND REPAIR PARTS (WTCV)	31,217	31,217
	TOTAL, PROCUREMENT OF W&TCV, ARMY	1,501,706	1,884,200
	PROCUREMENT OF AMMUNITION, ARMY		
	SMALL/MEDIUM CAL AMMUNITION		
001	CTG, 5.56MM, ALL TYPES	158,313	123,513
	Unit cost savings		[-34,800]
002	CTG, 7.62MM, ALL TYPES	91,438	91,438
003	CTG, HANDGUN, ALL TYPES	8,954	8,954
004	CTG, .50 CAL, ALL TYPES	109,604	109,604
005	CTG, 20MM, ALL TYPES	4,041	4,041
006	CTG, 25MM, ALL TYPES	12,654	12,654
007	CTG, 30MM, ALL TYPES	72,154	54,154
	Pricing adjustments for target practice round and light-weight dual-purpose round		[-18,000]
008	CTG, 40MM, ALL TYPES	60,138	60,138
	MORTAR AMMUNITION		
009	60MM MORTAR, ALL TYPES	44,375	44,375
010	81MM MORTAR, ALL TYPES	27,471	27,471
011	120MM MORTAR, ALL TYPES	87,811	87,811
	TANK AMMUNITION		
012	CARTRIDGES, TANK, 105MM AND 120MM, ALL TYPES	112,380	112,380
	ARTILLERY AMMUNITION		
013	ARTILLERY CARTRIDGES, 75MM AND 105MM, ALL TYP	50,861	50,861
014	ARTILLERY PROJECTILE, 155MM, ALL TYPES	26,227	26,227
015	PROJ 155MM EXTENDED RANGE XM982	110,329	55,329
	Excalibur I-b round schedule delay		[-55,000]
016	ARTILLERY PROPELLANTS, FUZES AND PRIMERS, ALL	43,924	43,924

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
	MINES		
017	MINES & CLEARING CHARGES, ALL TYPES	3,775	3,775
	NETWORKED MUNITIONS		
018	SPIDER NETWORK MUNITIONS, ALL TYPES	17,408	17,408
	ROCKETS		
019	SHOULDER LAUNCHED MUNITIONS, ALL TYPES	1,005	1,005
020	ROCKET, HYDRA 70, ALL TYPES	123,433	123,433
	OTHER AMMUNITION		
021	DEMOLITION MUNITIONS, ALL TYPES	35,189	35,189
022	GRENADES, ALL TYPES	33,477	33,477
023	SIGNALS, ALL TYPES	9,991	9,991
024	SIMULATORS, ALL TYPES	10,388	10,388
	MISCELLANEOUS		
025	AMMO COMPONENTS, ALL TYPES	19,383	19,383
026	NON-LETHAL AMMUNITION, ALL TYPES	7,336	7,336
027	CAD/PAD ALL TYPES	6,641	6,641
028	ITEMS LESS THAN \$5 MILLION	15,092	15,092
029	AMMUNITION PECULIAR EQUIPMENT	15,692	15,692
030	FIRST DESTINATION TRANSPORTATION (AMMO)	14,107	14,107
031	CLOSEOUT LIABILITIES	106	106
	PRODUCTION BASE SUPPORT		
032	PROVISION OF INDUSTRIAL FACILITIES	220,171	220,171
033	CONVENTIONAL MUNITIONS DEMILITARIZATION, ALL	182,461	182,461
034	ARMS INITIATIVE	3,377	3,377
	TOTAL, PROCUREMENT OF AMMUNITION, ARMY	1,739,706	1,631,906
	OTHER PROCUREMENT, ARMY		
	TACTICAL VEHICLES		
001	SEMITRAILERS, FLATBED:	7,097	7,097
002	FAMILY OF MEDIUM TACTICAL VEH (FMTV)	346,115	346,115
003	FIRETRUCKS & ASSOCIATED FIREFIGHTING EQUIP	19,292	19,292
004	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV)	52,933	52,933
005	PLS ESP	18,035	18,035
009	TRUCK, TRACTOR, LINE HAUL, M915/M916	3,619	3,619
010	HVY EXPANDED MOBILE TACTICAL TRUCK EXT SERV	26,859	26,859
012	TACTICAL WHEELED VEHICLE PROTECTION KITS	69,163	69,163
013	MODIFICATION OF IN SVC EQUIP	91,754	91,754
	NON-TACTICAL VEHICLES		
018	PASSENGER CARRYING VEHICLES	2,548	2,548
019	NONTACTICAL VEHICLES, OTHER	16,791	16,791
	COMM - JOINT COMMUNICATIONS		
020	JOINT COMBAT IDENTIFICATION MARKING SYSTEM	10,061	10,061
021	WIN-T - GROUND FORCES TACTICAL NETWORK Program adjustment	892,635	872,635 [-20,000]
022	SIGNAL MODERNIZATION PROGRAM	45,626	45,626
023	JCSE EQUIPMENT (USREDCOM)	5,143	5,143
	COMM - SATELLITE COMMUNICATIONS		
024	DEFENSE ENTERPRISE WIDEBAND SATCOM SYSTEMS	151,636	151,636
025	TRANSPORTABLE TACTICAL COMMAND COMMUNICATIONS	6,822	6,822

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
026	SHF TERM	9,108	9,108
028	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE)	27,353	27,353
029	SMART-T (SPACE)	98,656	98,656
031	GLOBAL BRDCST SVC - GBS	47,131	47,131
032	MOD OF IN-SVC EQUIP (TAC SAT)	23,281	23,281
	COMM - C3 SYSTEM		
034	ARMY GLOBAL CMD & CONTROL SYS (AGCCS)	10,848	10,848
	COMM - COMBAT COMMUNICATIONS		
035	ARMY DATA DISTRIBUTION SYSTEM (DATA RADIO)	979	979
036	JOINT TACTICAL RADIO SYSTEM Program adjustment	556,250	521,250 [-35,000]
037	MID-TIER NETWORKING VEHICULAR RADIO (MNVR) Program adjustment	86,219	76,219 [-10,000]
038	RADIO TERMINAL SET, MIDS LVT(2)	7,798	7,798
039	SINGGARS FAMILY	9,001	9,001
040	AMC CRITICAL ITEMS - OPA2	24,601	24,601
041	TRACTOR DESK	7,779	7,779
043	SPIDER APLA REMOTE CONTROL UNIT Program delay	34,365	19,365 [-15,000]
044	SOLDIER ENHANCEMENT PROGRAM COMM/ELECTRONICS	1,833	1,833
045	TACTICAL COMMUNICATIONS AND PROTECTIVE SYSTEM	12,984	12,984
047	GUNSHOT DETECTION SYSTEM (GDS)	2,332	2,332
048	RADIO, IMPROVED HF (COTS) FAMILY	1,132	1,132
049	MEDICAL COMM FOR CBT CASUALTY CARE (MC4)	22,899	22,899
	COMM - INTELLIGENCE COMM		
051	CI AUTOMATION ARCHITECTURE	1,564	1,564
052	RESERVE CA/MISO GPF EQUIPMENT	28,781	28,781
	INFORMATION SECURITY		
053	TSEC - ARMY KEY MGT SYS (AKMS)	23,432	23,432
054	INFORMATION SYSTEM SECURITY PROGRAM-ISSP	43,897	43,897
	COMM - LONG HAUL COMMUNICATIONS		
056	TERRESTRIAL TRANSMISSION	2,891	2,891
057	BASE SUPPORT COMMUNICATIONS	13,872	13,872
058	WW TECH CON IMP PROG (WWTCIP)	9,595	9,595
	COMM - BASE COMMUNICATIONS		
059	INFORMATION SYSTEMS	142,133	142,133
061	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM(57,727	57,727
062	PENTAGON INFORMATION MGT AND TELECOM	5,000	5,000
	ELECT EQUIP - TACT INT REL ACT (TIARA)		
065	JTT/CIBS-M	1,641	1,641
066	PROPHET GROUND	48,797	48,797
069	DCGS-A (MIP)	184,007	184,007
070	JOINT TACTICAL GROUND STATION (JTAGS)	2,680	2,680
071	TROJAN (MIP)	21,483	21,483
072	MOD OF IN-SVC EQUIP (INTEL SPT) (MIP)	2,412	2,412
073	CI HUMINT AUTO REPRINTING AND COLLECTION	7,077	7,077
	ELECT EQUIP - ELECTRONIC WARFARE (EW)		
075	LIGHTWEIGHT COUNTER MORTAR RADAR	72,594	72,594

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
076	CREW	15,446	15,446
078	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES	1,470	1,470
079	CI MODERNIZATION	1,368	1,368
	ELECT EQUIP - TACTICAL SURV. (TAC SURV)		
080	FAAD GBS	7,980	7,980
081	SENTINEL MODS	33,444	33,444
082	SENSE THROUGH THE WALL (STTW)	6,212	6,212
083	NIGHT VISION DEVICES	166,516	166,516
085	NIGHT VISION, THERMAL WPN SIGHT	82,162	82,162
086	SMALL TACTICAL OPTICAL RIFLE MOUNTED MLRF	20,717	20,717
089	GREEN LASER INTERDICTION SYSTEM (GLIS)	1,014	1,014
090	INDIRECT FIRE PROTECTION FAMILY OF SYSTEMS	29,881	29,881
091	PROFILER	12,482	12,482
092	MOD OF IN-SVC EQUIP (FIREFINDER RADARS)	3,075	3,075
094	JOINT BATTLE COMMAND - PLATFORM (JBC-P)	141,385	141,385
096	MOD OF IN-SVC EQUIP (LLDR)	22,403	22,403
098	MORTAR FIRE CONTROL SYSTEM	29,505	29,505
099	COUNTERFIRE RADARS	244,409	244,409
100	ENHANCED SENSOR & MONITORING SYSTEM (WMD)	2,426	2,426
	ELECT EQUIP - TACTICAL C2 SYSTEMS		
101	TACTICAL OPERATIONS CENTERS	30,196	30,196
102	FIRE SUPPORT C2 FAMILY	58,903	58,903
103	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM	8,111	8,111
104	FAAD C2	5,031	5,031
105	AIR & MSL DEFENSE PLANNING & CONTROL SYS	64,144	64,144
106	KNIGHT FAMILY	11,999	11,999
107	LIFE CYCLE SOFTWARE SUPPORT (LCSS)	1,853	1,853
108	AUTOMATIC IDENTIFICATION TECHNOLOGY	14,377	14,377
111	NETWORK MANAGEMENT INITIALIZATION AND SERVICE	59,821	59,821
112	MANEUVER CONTROL SYSTEM (MCS)	51,228	51,228
113	SINGLE ARMY LOGISTICS ENTERPRISE (SALE)	176,901	176,901
114	RECONNAISSANCE AND SURVEYING INSTRUMENT SET	15,209	15,209
	ELECT EQUIP - AUTOMATION		
115	ARMY TRAINING MODERNIZATION	8,866	8,866
116	AUTOMATED DATA PROCESSING EQUIP	129,438	129,438
117	GENERAL FUND ENTERPRISE BUSINESS SYS FAM	9,184	9,184
118	CSS COMMUNICATIONS	20,639	20,639
119	RESERVE COMPONENT AUTOMATION SYS (RCAS)	35,493	35,493
	ELECT EQUIP - AUDIO VISUAL SYS (A/V)		
120	ITEMS LESS THAN \$5 MILLION (A/V)	8,467	8,467
121	ITEMS LESS THAN \$5 MILLION	5,309	5,309
	ELECT EQUIP - SUPPORT		
122	PRODUCTION BASE SUPPORT (C-E)	586	586
	CLASSIFIED PROGRAMS		
124A	CLASSIFIED PROGRAMS	3,435	3,435
	CHEMICAL DEFENSIVE EQUIPMENT		
126	FAMILY OF NON-LETHAL EQUIPMENT (FNLE)	3,960	3,960
127	BASE DEFENSE SYSTEMS (BDS)	4,374	4,374

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
128	CBRN SOLDIER PROTECTION	9,259	9,259
	BRIDGING EQUIPMENT		
130	TACTICAL BRIDGING	35,499	35,499
131	TACTICAL BRIDGE, FLOAT-RIBBON	32,893	32,893
	ENGINEER (NON-CONSTRUCTION) EQUIPMENT		
134	ROBOTIC COMBAT SUPPORT SYSTEM (RCSS)	29,106	29,106
135	EXPLOSIVE ORDNANCE DISPOSAL EQPMT (EOD EQPMT)	25,459	25,459
136	REMOTE DEMOLITION SYSTEMS	8,044	8,044
137	< \$5M, COUNTERMINE EQUIPMENT	3,698	3,698
	COMBAT SERVICE SUPPORT EQUIPMENT		
138	HEATERS AND ECU'S	12,210	12,210
139	SOLDIER ENHANCEMENT	6,522	6,522
140	PERSONNEL RECOVERY SUPPORT SYSTEM (PRSS)	11,222	11,222
141	GROUND SOLDIER SYSTEM	103,317	103,317
144	FIELD FEEDING EQUIPMENT	27,417	27,417
145	CARGO AERIAL DEL & PERSONNEL PARACHUTE SYSTEM	52,065	52,065
146	MORTUARY AFFAIRS SYSTEMS	2,358	2,358
147	FAMILY OF ENGR COMBAT AND CONSTRUCTION SETS	31,573	31,573
148	ITEMS LESS THAN \$5 MILLION	14,093	14,093
	PETROLEUM EQUIPMENT		
149	DISTRIBUTION SYSTEMS, PETROLEUM & WATER	36,266	36,266
	MEDICAL EQUIPMENT		
150	COMBAT SUPPORT MEDICAL	34,101	34,101
151	MEDEVAC MISSION EQUIPMENT PACKAGE (MEP)	20,540	20,540
	MAINTENANCE EQUIPMENT		
152	MOBILE MAINTENANCE EQUIPMENT SYSTEMS	2,495	2,495
	CONSTRUCTION EQUIPMENT		
154	GRADER, ROAD MTZD, HVY, 6X4 (CCE)	2,028	2,028
156	SCRAPERS, EARTHMOVING	6,146	6,146
157	MISSION MODULES - ENGINEERING	31,200	31,200
161	TRACTOR, FULL TRACKED	20,867	20,867
162	ALL TERRAIN CRANES	4,003	4,003
163	PLANT, ASPHALT MIXING	3,679	3,679
164	HIGH MOBILITY ENGINEER EXCAVATOR (HMEE)	30,042	30,042
165	ENHANCED RAPID AIRFIELD CONSTRUCTION CAPA	13,725	13,725
166	CONST EQUIP ESP	13,351	13,351
167	ITEMS LESS THAN \$5 MILLION (CONST EQUIP)	9,134	9,134
	RAIL FLOAT CONTAINERIZATION EQUIPMENT		
170	ITEMS LESS THAN \$5 MILLION (FLOAT/RAIL)	10,552	10,552
	GENERATORS		
171	GENERATORS AND ASSOCIATED EQUIP	60,302	60,302
	MATERIAL HANDLING EQUIPMENT		
173	FAMILY OF FORKLIFTS	5,895	5,895
	TRAINING EQUIPMENT		
175	COMBAT TRAINING CENTERS SUPPORT	104,649	104,649
176	TRAINING DEVICES, NONSYSTEM	125,251	125,251
177	CLOSE COMBAT TACTICAL TRAINER	19,984	19,984
178	AVIATION COMBINED ARMS TACTICAL TRAINER	10,977	10,977

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
179	GAMING TECHNOLOGY IN SUPPORT OF ARMY TRAINING	4,056	4,056
	TEST MEASURE AND DIG EQUIPMENT (TMD)		
180	CALIBRATION SETS EQUIPMENT	10,494	10,494
181	INTEGRATED FAMILY OF TEST EQUIPMENT (IFTE)	45,508	45,508
182	TEST EQUIPMENT MODERNIZATION (TEMOD)	24,334	24,334
	OTHER SUPPORT EQUIPMENT		
183	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT	5,078	5,078
184	PHYSICAL SECURITY SYSTEMS (OPA3)	46,301	46,301
185	BASE LEVEL COMMON EQUIPMENT	1,373	1,373
186	MODIFICATION OF IN-SVC EQUIPMENT (OPA-3)	59,141	59,141
187	PRODUCTION BASE SUPPORT (OTH)	2,446	2,446
188	SPECIAL EQUIPMENT FOR USER TESTING	12,920	12,920
189	AMC CRITICAL ITEMS OPA3	19,180	19,180
190	TRACTOR YARD	7,368	7,368
191	UNMANNED GROUND VEHICLE	83,937	83,937
	OPA2		
193	INITIAL SPARES - C&E	64,507	64,507
	TOTAL, OTHER PROCUREMENT, ARMY	6,326,245	6,246,245
	JOINT IMPR EXPLOSIVE DEV DEFEAT FUND		
	STAFF AND INFRASTRUCTURE		
004	OPERATIONS	227,414	0
	Transfer of funds to title 15		[-227,414]
	TOTAL, JOINT IMPR EXPLOSIVE DEV DEFEAT FUND	227,414	0
	AIRCRAFT PROCUREMENT, NAVY		
	COMBAT AIRCRAFT		
001	EA-18G	1,027,443	997,443
	Cost growth-CFE electronics, non-recurring costs		[-30,000]
002	ADVANCE PROCUREMENT (CY)	0	45,000
	Program increase		[45,000]
003	F/A-18E/F (FIGHTER) HORNET	2,035,131	1,989,131
	Cost growth-CFE electronics, support costs		[-46,000]
004	ADVANCE PROCUREMENT (CY)	30,296	30,296
005	JOINT STRIKE FIGHTER CV	1,007,632	1,007,632
006	ADVANCE PROCUREMENT (CY)	65,180	65,180
007	JSF STOVL	1,404,737	1,404,737
008	ADVANCE PROCUREMENT (CY)	106,199	106,199
009	V-22 (MEDIUM LIFT)	1,303,120	1,303,120
010	ADVANCE PROCUREMENT (CY)	154,202	154,202
011	H-1 UPGRADES (UH-1Y/AH-1Z)	720,933	720,933
012	ADVANCE PROCUREMENT (CY)	69,658	69,658
013	MH-60S (MYP)	384,792	384,792
014	ADVANCE PROCUREMENT (CY)	69,277	69,277
015	MH-60R (MYP)	656,866	826,866
	Cruiser Retention - Restore 5 helicopters		[170,000]
016	ADVANCE PROCUREMENT (CY)	185,896	185,896
017	P-8A POSEIDON	2,420,755	2,420,755
018	ADVANCE PROCUREMENT (CY)	325,679	325,679

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
019	E-2D ADV HAWKEYE	861,498	861,498
020	ADVANCE PROCUREMENT (CY)	123,179	123,179
	TRAINER AIRCRAFT		
022	JPATS	278,884	278,884
	OTHER AIRCRAFT		
023	KC-130J	3,000	3,000
024	ADVANCE PROCUREMENT (CY)	22,995	22,995
025	ADVANCE PROCUREMENT (CY)	51,124	51,124
026	MQ-8 UAV	124,573	124,573
027	STUASLO UAV	9,593	9,593
	MODIFICATION OF AIRCRAFT		
028	EA-6 SERIES	30,062	30,062
029	AEA SYSTEMS	49,999	49,999
030	AV-8 SERIES	38,703	38,703
031	ADVERSARY	4,289	4,289
032	F-18 SERIES	647,306	647,306
033	H-46 SERIES	2,343	2,343
034	AH-1W SERIES	8,721	8,721
035	H-53 SERIES	45,567	45,567
036	SH-60 SERIES	83,527	83,527
037	H-1 SERIES	6,508	6,508
038	EP-3 SERIES	66,374	66,374
039	P-3 SERIES	148,405	148,405
040	E-2 SERIES	16,322	16,322
041	TRAINER A/C SERIES	34,284	34,284
042	C-2A	4,743	4,743
043	C-130 SERIES	60,302	60,302
044	FEWSG	670	670
045	CARGO/TRANSPORT A/C SERIES	26,311	26,311
046	E-6 SERIES	158,332	158,332
047	EXECUTIVE HELICOPTERS SERIES	58,163	58,163
048	SPECIAL PROJECT AIRCRAFT	12,421	12,421
049	T-45 SERIES	64,488	64,488
050	POWER PLANT CHANGES	21,569	21,569
051	JPATS SERIES	1,552	1,552
052	AVIATION LIFE SUPPORT MODS	2,473	2,473
053	COMMON ECM EQUIPMENT	114,690	114,690
054	COMMON AVIONICS CHANGES	96,183	96,183
056	ID SYSTEMS	39,846	39,846
057	P-8 SERIES	5,302	5,302
058	MAGTF EW FOR AVIATION	34,127	34,127
059	RQ-7 SERIES	49,324	49,324
060	V-22 (TILT/ROTOR ACFT) OSPREY	95,856	95,856
	AIRCRAFT SPARES AND REPAIR PARTS		
061	SPARES AND REPAIR PARTS	1,166,430	1,126,430
	Spares cost growth- F-35C, F-35B, E-2D		[-40,000]
	AIRCRAFT SUPPORT EQUIP & FACILITIES		
062	COMMON GROUND EQUIPMENT	387,195	387,195

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
063	AIRCRAFT INDUSTRIAL FACILITIES	23,469	23,469
064	WAR CONSUMABLES	43,383	43,383
065	OTHER PRODUCTION CHARGES	3,399	3,399
066	SPECIAL SUPPORT EQUIPMENT	32,274	32,274
067	FIRST DESTINATION TRANSPORTATION	1,742	1,742
	TOTAL, AIRCRAFT PROCUREMENT, NAVY	17,129,296	17,228,296
	WEAPONS PROCUREMENT, NAVY		
	MODIFICATION OF MISSILES		
001	TRIDENT II MODS	1,224,683	1,224,683
	SUPPORT EQUIPMENT & FACILITIES		
002	MISSILE INDUSTRIAL FACILITIES	5,553	5,553
	STRATEGIC MISSILES		
003	TOMAHAWK	308,970	308,970
	TACTICAL MISSILES		
004	AMRAAM	102,683	127,683
	Program increase		[25,000]
005	SIDEWINDER	80,226	80,226
006	JSOW	127,609	147,909
	Program increase		[20,300]
007	STANDARD MISSILE	399,482	399,482
008	RAM	66,769	66,769
009	HELLFIRE	74,501	110,201
	Program increase		[35,700]
011	AERIAL TARGETS	61,518	75,018
	Program increase		[13,500]
012	OTHER MISSILE SUPPORT	3,585	3,585
	MODIFICATION OF MISSILES		
013	ESSM	58,194	58,194
014	HARM MODS	86,721	86,721
	SUPPORT EQUIPMENT & FACILITIES		
016	WEAPONS INDUSTRIAL FACILITIES	2,014	2,014
017	FLEET SATELLITE COMM FOLLOW-ON	21,454	21,454
	ORDNANCE SUPPORT EQUIPMENT		
018	ORDNANCE SUPPORT EQUIPMENT	54,945	54,945
	TORPEDOES AND RELATED EQUIP		
019	SSTD	2,700	2,700
020	ASW TARGETS	10,385	10,385
	MOD OF TORPEDOES AND RELATED EQUIP		
021	MK-54 TORPEDO MODS	74,487	74,487
022	MK-48 TORPEDO ADCAP MODS	54,281	54,281
023	QUICKSTRIKE MINE	6,852	6,852
	SUPPORT EQUIPMENT		
024	TORPEDO SUPPORT EQUIPMENT	46,402	46,402
025	ASW RANGE SUPPORT	11,927	11,927
	DESTINATION TRANSPORTATION		
026	FIRST DESTINATION TRANSPORTATION	3,614	3,614
	GUNS AND GUN MOUNTS		

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
027	SMALL ARMS AND WEAPONS	12,594	12,594
	MODIFICATION OF GUNS AND GUN MOUNTS		
028	CIWS MODS	59,303	59,303
029	COAST GUARD WEAPONS	19,072	19,072
030	GUN MOUNT MODS	54,706	54,706
031	CRUISER MODERNIZATION WEAPONS	1,591	19,622
	Cruiser retention - 5"/62 Upgrade		[18,031]
032	AIRBORNE MINE NEUTRALIZATION SYSTEMS	20,607	20,607
	SPARES AND REPAIR PARTS		
034	SPARES AND REPAIR PARTS	60,150	60,150
	TOTAL, WEAPONS PROCUREMENT, NAVY	3,117,578	3,230,109
	SHIPBUILDING & CONVERSION, NAVY		
	OTHER WARSHIPS		
001	CARRIER REPLACEMENT PROGRAM	608,195	608,195
003	VIRGINIA CLASS SUBMARINE	3,217,601	3,217,601
004	ADVANCE PROCUREMENT (CY)	874,878	1,652,878
	Advance procurement		[778,000]
005	CVN REFUELING OVERHAULS	1,613,392	1,613,392
006	ADVANCE PROCUREMENT (CY)	70,010	70,010
008	DDG 1000	669,222	669,222
009	DDG-51	3,048,658	3,048,658
010	ADVANCE PROCUREMENT (CY)	466,283	581,283
	Advance procurement		[115,000]
011	LITTORAL COMBAT SHIP	1,784,959	1,784,959
	AMPHIBIOUS SHIPS		
015	JOINT HIGH SPEED VESSEL	189,196	189,196
	AUXILIARIES, CRAFT AND PRIOR YR PROGRAM COST		
017	ADVANCE PROCUREMENT (CY)	307,300	307,300
018	OUTFITTING	309,648	309,648
020	LCAC SLEP	47,930	47,930
021	COMPLETION OF PY SHIPBUILDING PROGRAMS	372,573	372,573
	TOTAL, SHIPBUILDING & CONVERSION, NAVY	13,579,845	14,472,845
	PROCUREMENT OF AMMO, NAVY & MC		
	NAVY AMMUNITION		
001	GENERAL PURPOSE BOMBS	27,024	46,724
	Program increase		[19,700]
002	AIRBORNE ROCKETS, ALL TYPES	56,575	56,575
003	MACHINE GUN AMMUNITION	21,266	21,266
004	PRACTICE BOMBS	34,319	34,319
005	CARTRIDGES & CART ACTUATED DEVICES	53,755	53,755
006	AIR EXPENDABLE COUNTERMEASURES	61,693	72,593
	Program increase		[10,900]
007	JATOS	2,776	2,776
008	LRLAP 6" LONG RANGE ATTACK PROJECTILE	7,102	7,102
009	5 INCH/54 GUN AMMUNITION	48,320	48,320
010	INTERMEDIATE CALIBER GUN AMMUNITION	25,544	25,544
011	OTHER SHIP GUN AMMUNITION	41,624	41,624

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
012	SMALL ARMS & LANDING PARTY AMMO	65,893	65,893
013	PYROTECHNIC AND DEMOLITION	11,176	11,176
014	AMMUNITION LESS THAN \$5 MILLION	4,116	4,116
	MARINE CORPS AMMUNITION		
015	SMALL ARMS AMMUNITION	83,733	83,733
016	LINEAR CHARGES, ALL TYPES	24,645	24,645
017	40 MM, ALL TYPES	16,201	16,201
019	81MM, ALL TYPES	13,711	3,711
	Excess to need		[-10,000]
020	120MM, ALL TYPES	12,557	12,557
022	GRENADES, ALL TYPES	7,634	7,134
	Excess to need		[-500]
023	ROCKETS, ALL TYPES	27,528	27,528
024	ARTILLERY, ALL TYPES	93,065	93,065
025	DEMOLITION MUNITIONS, ALL TYPES	2,047	0
	Excess to need		[-2,047]
026	FUZE, ALL TYPES	5,297	5,297
027	NON LETHALS	1,362	1,362
028	AMMO MODERNIZATION	4,566	4,566
029	ITEMS LESS THAN \$5 MILLION	6,010	6,010
	TOTAL, PROCUREMENT OF AMMO, NAVY & MC	759,539	777,592
	OTHER PROCUREMENT, NAVY		
	SHIP PROPULSION EQUIPMENT		
001	LM-2500 GAS TURBINE	10,658	10,658
002	ALLISON 501K GAS TURBINE	8,469	8,469
	NAVIGATION EQUIPMENT		
003	OTHER NAVIGATION EQUIPMENT	23,392	23,392
	PERISCOPES		
004	SUB PERISCOPES & IMAGING EQUIP	53,809	53,809
	OTHER SHIPBOARD EQUIPMENT		
005	DDG MOD	452,371	452,371
006	FIREFIGHTING EQUIPMENT	16,958	16,958
007	COMMAND AND CONTROL SWITCHBOARD	2,492	2,492
008	POLLUTION CONTROL EQUIPMENT	20,707	20,707
009	SUBMARINE SUPPORT EQUIPMENT	12,046	12,046
010	VIRGINIA CLASS SUPPORT EQUIPMENT	79,870	79,870
011	LCS CLASS SUPPORT EQUIPMENT	19,865	19,865
012	SUBMARINE BATTERIES	41,522	41,522
013	LPD CLASS SUPPORT EQUIPMENT	30,543	30,543
014	STRATEGIC PLATFORM SUPPORT EQUIP	16,257	16,257
015	DSSP EQUIPMENT	3,630	3,630
016	CG MODERNIZATION	101,000	184,972
	Cruiser retention		[83,972]
017	LCAC	16,645	16,645
018	UNDERWATER EOD PROGRAMS	35,446	35,446
019	ITEMS LESS THAN \$5 MILLION	65,998	65,998
020	CHEMICAL WARFARE DETECTORS	4,359	4,359

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
021	SUBMARINE LIFE SUPPORT SYSTEM	10,218	10,218
	REACTOR PLANT EQUIPMENT		
022	REACTOR POWER UNITS	286,859	286,859
023	REACTOR COMPONENTS	278,503	278,503
	OCEAN ENGINEERING		
024	DIVING AND SALVAGE EQUIPMENT	8,998	8,998
	SMALL BOATS		
025	STANDARD BOATS	30,131	30,131
	TRAINING EQUIPMENT		
026	OTHER SHIPS TRAINING EQUIPMENT	29,772	29,772
	PRODUCTION FACILITIES EQUIPMENT		
027	OPERATING FORCES IPE	64,346	64,346
	OTHER SHIP SUPPORT		
028	NUCLEAR ALTERATIONS	154,652	154,652
029	LCS COMMON MISSION MODULES EQUIPMENT	31,319	31,319
030	LCS MCM MISSION MODULES	38,392	38,392
031	LCS SUW MISSION MODULES	32,897	32,897
	LOGISTIC SUPPORT		
032	LSD MIDLIFE	49,758	49,758
	SHIP SONARS		
034	SPQ-9B RADAR	19,777	19,777
035	AN/SQQ-89 SURF ASW COMBAT SYSTEM	89,201	89,201
036	SSN ACOUSTICS	190,874	190,874
037	UNDERSEA WARFARE SUPPORT EQUIPMENT	17,035	17,035
038	SONAR SWITCHES AND TRANSDUCERS	13,410	13,410
	ASW ELECTRONIC EQUIPMENT		
040	SUBMARINE ACOUSTIC WARFARE SYSTEM	21,489	21,489
041	SSTD	10,716	10,716
042	FIXED SURVEILLANCE SYSTEM	98,896	98,896
043	SURTASS	2,774	2,774
044	MARITIME PATROL AND RECONNSAISANCE FORCE	18,428	18,428
	ELECTRONIC WARFARE EQUIPMENT		
045	AN/SLQ-32	92,270	92,270
	RECONNAISSANCE EQUIPMENT		
046	SHIPBOARD IW EXPLOIT	107,060	108,185
	Cruiser Retention		[1,125]
047	AUTOMATED IDENTIFICATION SYSTEM (AIS)	914	914
	SUBMARINE SURVEILLANCE EQUIPMENT		
048	SUBMARINE SUPPORT EQUIPMENT PROG	34,050	34,050
	OTHER SHIP ELECTRONIC EQUIPMENT		
049	COOPERATIVE ENGAGEMENT CAPABILITY	27,881	27,881
050	TRUSTED INFORMATION SYSTEM (TIS)	448	448
051	NAVAL TACTICAL COMMAND SUPPORT SYSTEM (NTCSS)	35,732	35,732
053	NAVY COMMAND AND CONTROL SYSTEM (NCCS)	9,533	9,533
054	MINESWEEPING SYSTEM REPLACEMENT	60,111	60,111
055	SHALLOW WATER MCM	6,950	6,950
056	NAVSTAR GPS RECEIVERS (SPACE)	9,089	9,089
057	AMERICAN FORCES RADIO AND TV SERVICE	7,768	7,768

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
058	STRATEGIC PLATFORM SUPPORT EQUIP	3,614	3,614
	TRAINING EQUIPMENT		
059	OTHER TRAINING EQUIPMENT	42,911	42,911
	AVIATION ELECTRONIC EQUIPMENT		
060	MATCALs	5,861	5,861
061	SHIPBOARD AIR TRAFFIC CONTROL	8,362	8,362
062	AUTOMATIC CARRIER LANDING SYSTEM	15,685	15,685
063	NATIONAL AIR SPACE SYSTEM	16,919	16,919
064	FLEET AIR TRAFFIC CONTROL SYSTEMS	6,828	6,828
065	LANDING SYSTEMS	7,646	7,646
066	ID SYSTEMS	35,474	35,474
067	NAVAL MISSION PLANNING SYSTEMS	9,958	9,958
	OTHER SHORE ELECTRONIC EQUIPMENT		
068	DEPLOYABLE JOINT COMMAND AND CONT	9,064	9,064
069	MARITIME INTEGRATED BROADCAST SYSTEM	16,026	16,026
070	TACTICAL/MOBILE C4I SYSTEMS	11,886	11,886
071	DCGS-N	11,887	11,887
072	CANES	341,398	344,848
	Cruiser Retention		[3,450]
073	RADIAC	8,083	8,083
074	CANES-INTELL	79,427	79,427
075	GPETE	6,083	6,083
076	INTEG COMBAT SYSTEM TEST FACILITY	4,495	4,495
077	EMI CONTROL INSTRUMENTATION	4,767	4,767
078	ITEMS LESS THAN \$5 MILLION	81,755	81,755
	SHIPBOARD COMMUNICATIONS		
080	SHIP COMMUNICATIONS AUTOMATION	56,870	58,023
	Cruiser Retention		[1,153]
081	MARITIME DOMAIN AWARENESS (MDA)	1,063	1,063
082	COMMUNICATIONS ITEMS UNDER \$5M	28,522	28,522
	SUBMARINE COMMUNICATIONS		
083	SUBMARINE BROADCAST SUPPORT	4,183	4,183
084	SUBMARINE COMMUNICATION EQUIPMENT	69,025	69,025
	SATELLITE COMMUNICATIONS		
085	SATELLITE COMMUNICATIONS SYSTEMS	49,294	49,294
086	NAVY MULTIBAND TERMINAL (NMT)	184,825	186,540
	Cruiser Retention		[1,715]
	SHORE COMMUNICATIONS		
087	JCS COMMUNICATIONS EQUIPMENT	2,180	2,180
088	ELECTRICAL POWER SYSTEMS	1,354	1,354
	CRYPTOGRAPHIC EQUIPMENT		
090	INFO SYSTEMS SECURITY PROGRAM (ISSP)	144,104	144,104
	CRYPTOLOGIC EQUIPMENT		
091	CRYPTOLOGIC COMMUNICATIONS EQUIP	12,604	12,604
	OTHER ELECTRONIC SUPPORT		
092	COAST GUARD EQUIPMENT	6,680	6,680
	SONOBUOYS		
095	SONOBUOYS - ALL TYPES	104,677	104,677

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
AIRCRAFT SUPPORT EQUIPMENT			
096	WEAPONS RANGE SUPPORT EQUIPMENT	70,753	70,753
097	EXPEDITIONARY AIRFIELDS	8,678	8,678
098	AIRCRAFT REARMING EQUIPMENT	11,349	11,349
099	AIRCRAFT LAUNCH & RECOVERY EQUIPMENT	82,618	82,618
100	METEOROLOGICAL EQUIPMENT	18,339	18,339
101	DCRS/DPL	1,414	1,414
102	AVIATION LIFE SUPPORT	40,475	40,475
103	AIRBORNE MINE COUNTERMEASURES	61,552	61,552
104	LAMPS MK III SHIPBOARD EQUIPMENT	18,771	18,771
105	PORTABLE ELECTRONIC MAINTENANCE AIDS	7,954	7,954
106	OTHER AVIATION SUPPORT EQUIPMENT	10,023	10,023
107	AUTONOMIC LOGISTICS INFORMATION SYSTEM (ALIS)	3,826	3,826
SHIP GUN SYSTEM EQUIPMENT			
108	NAVAL FIRES CONTROL SYSTEM	3,472	3,472
109	GUN FIRE CONTROL EQUIPMENT	4,528	4,528
SHIP MISSILE SYSTEMS EQUIPMENT			
110	NATO SEASPARROW	8,960	8,960
111	RAM GMLS	1,185	1,185
112	SHIP SELF DEFENSE SYSTEM	55,371	55,371
113	AEGIS SUPPORT EQUIPMENT	81,614	81,614
114	TOMAHAWK SUPPORT EQUIPMENT	77,767	77,767
115	VERTICAL LAUNCH SYSTEMS	754	754
116	MARITIME INTEGRATED PLANNING SYSTEM-MIPS	4,965	4,965
FBM SUPPORT EQUIPMENT			
117	STRATEGIC MISSILE SYSTEMS EQUIP	181,049	181,049
ASW SUPPORT EQUIPMENT			
118	SSN COMBAT CONTROL SYSTEMS	71,316	71,316
119	SUBMARINE ASW SUPPORT EQUIPMENT	4,018	4,018
120	SURFACE ASW SUPPORT EQUIPMENT	6,465	6,465
121	ASW RANGE SUPPORT EQUIPMENT	47,930	47,930
OTHER ORDNANCE SUPPORT EQUIPMENT			
122	EXPLOSIVE ORDNANCE DISPOSAL EQUIP	3,579	3,579
123	ITEMS LESS THAN \$5 MILLION	3,125	3,125
OTHER EXPENDABLE ORDNANCE			
124	ANTI-SHIP MISSILE DECOY SYSTEM	31,743	48,881
	Cruiser Retention		[1,238]
	Program increase for NULKA decoys		[15,900]
125	SURFACE TRAINING DEVICE MODS	34,174	34,174
126	SUBMARINE TRAINING DEVICE MODS	23,450	23,450
CIVIL ENGINEERING SUPPORT EQUIPMENT			
127	PASSENGER CARRYING VEHICLES	7,158	7,158
128	GENERAL PURPOSE TRUCKS	3,325	3,325
129	CONSTRUCTION & MAINTENANCE EQUIP	8,692	8,692
130	FIRE FIGHTING EQUIPMENT	14,533	14,533
131	TACTICAL VEHICLES	15,330	15,330
132	AMPHIBIOUS EQUIPMENT	10,803	10,803
133	POLLUTION CONTROL EQUIPMENT	7,265	7,265

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
134	ITEMS UNDER \$5 MILLION	15,252	15,252
135	PHYSICAL SECURITY VEHICLES	1,161	1,161
	SUPPLY SUPPORT EQUIPMENT		
136	MATERIALS HANDLING EQUIPMENT	15,204	15,204
137	OTHER SUPPLY SUPPORT EQUIPMENT	6,330	6,330
138	FIRST DESTINATION TRANSPORTATION	6,539	6,539
139	SPECIAL PURPOSE SUPPLY SYSTEMS	34,804	34,804
	TRAINING DEVICES		
140	TRAINING SUPPORT EQUIPMENT	25,444	25,444
	COMMAND SUPPORT EQUIPMENT		
141	COMMAND SUPPORT EQUIPMENT	43,165	43,165
142	EDUCATION SUPPORT EQUIPMENT	2,251	2,251
143	MEDICAL SUPPORT EQUIPMENT	3,148	3,148
146	NAVAL MIP SUPPORT EQUIPMENT	3,502	3,502
148	OPERATING FORCES SUPPORT EQUIPMENT	15,696	15,696
149	C4ISR EQUIPMENT	4,344	4,344
150	ENVIRONMENTAL SUPPORT EQUIPMENT	19,492	19,492
151	PHYSICAL SECURITY EQUIPMENT	177,149	177,149
152	ENTERPRISE INFORMATION TECHNOLOGY	183,995	183,995
	CLASSIFIED PROGRAMS		
152A	CLASSIFIED PROGRAMS	13,063	13,063
	SPARES AND REPAIR PARTS		
153	SPARES AND REPAIR PARTS	250,718	250,718
	TOTAL, OTHER PROCUREMENT, NAVY	6,169,378	6,277,931
	PROCUREMENT, MARINE CORPS		
	TRACKED COMBAT VEHICLES		
001	AAV7A1 PIP	16,089	16,089
002	LAV PIP	186,216	45,316
	Budget adjustment per USMC		[-140,900]
	ARTILLERY AND OTHER WEAPONS		
003	EXPEDITIONARY FIRE SUPPORT SYSTEM	2,502	2,502
004	155MM LIGHTWEIGHT TOWED HOWITZER	17,913	17,913
005	HIGH MOBILITY ARTILLERY ROCKET SYSTEM	47,999	47,999
006	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION	17,706	17,706
	OTHER SUPPORT		
007	MODIFICATION KITS	48,040	48,040
008	WEAPONS ENHANCEMENT PROGRAM	4,537	4,537
	GUIDED MISSILES		
009	GROUND BASED AIR DEFENSE	11,054	11,054
011	FOLLOW ON TO SMAW	19,650	19,650
012	ANTI-ARMOR WEAPONS SYSTEM-HEAVY (AAWS-H)	20,708	20,708
	COMMAND AND CONTROL SYSTEMS		
014	UNIT OPERATIONS CENTER	1,420	1,420
	REPAIR AND TEST EQUIPMENT		
015	REPAIR AND TEST EQUIPMENT	25,127	25,127
	OTHER SUPPORT (TEL)		
016	COMBAT SUPPORT SYSTEM	25,822	25,822
017	MODIFICATION KITS	2,831	2,831

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
	COMMAND AND CONTROL SYSTEM (NON-TEL)		
018	ITEMS UNDER \$5 MILLION (COMM & ELEC)	5,498	5,498
019	AIR OPERATIONS C2 SYSTEMS	11,290	11,290
	RADAR + EQUIPMENT (NON-TEL)		
020	RADAR SYSTEMS	128,079	128,079
021	RQ-21 UAS	27,619	27,619
	INTELL/COMM EQUIPMENT (NON-TEL)		
022	FIRE SUPPORT SYSTEM	7,319	7,319
023	INTELLIGENCE SUPPORT EQUIPMENT	7,466	7,466
025	RQ-11 UAV	2,318	2,318
026	DCGS-MC	18,291	18,291
	OTHER COMM/ELEC EQUIPMENT (NON-TEL)		
029	NIGHT VISION EQUIPMENT	48,084	48,084
	OTHER SUPPORT (NON-TEL)		
030	COMMON COMPUTER RESOURCES	206,708	206,708
031	COMMAND POST SYSTEMS	35,190	35,190
032	RADIO SYSTEMS	89,059	89,059
033	COMM SWITCHING & CONTROL SYSTEMS	22,500	22,500
034	COMM & ELEC INFRASTRUCTURE SUPPORT	42,625	42,625
	CLASSIFIED PROGRAMS		
035A	CLASSIFIED PROGRAMS	2,290	2,290
	ADMINISTRATIVE VEHICLES		
035	COMMERCIAL PASSENGER VEHICLES	2,877	2,877
036	COMMERCIAL CARGO VEHICLES	13,960	13,960
	TACTICAL VEHICLES		
037	5/4T TRUCK HMMWV (MYP)	8,052	8,052
038	MOTOR TRANSPORT MODIFICATIONS	50,269	50,269
040	LOGISTICS VEHICLE SYSTEM REP	37,262	37,262
041	FAMILY OF TACTICAL TRAILERS	48,160	48,160
	OTHER SUPPORT		
043	ITEMS LESS THAN \$5 MILLION	6,705	6,705
	ENGINEER AND OTHER EQUIPMENT		
044	ENVIRONMENTAL CONTROL EQUIP ASSORT	13,576	13,576
045	BULK LIQUID EQUIPMENT	16,869	16,869
046	TACTICAL FUEL SYSTEMS	19,108	19,108
047	POWER EQUIPMENT ASSORTED	56,253	56,253
048	AMPHIBIOUS SUPPORT EQUIPMENT	13,089	13,089
049	EOD SYSTEMS	73,699	73,699
	MATERIALS HANDLING EQUIPMENT		
050	PHYSICAL SECURITY EQUIPMENT	3,510	3,510
051	GARRISON MOBILE ENGINEER EQUIPMENT (GMEE)	11,490	11,490
052	MATERIAL HANDLING EQUIP	20,659	20,659
053	FIRST DESTINATION TRANSPORTATION	132	132
	GENERAL PROPERTY		
054	FIELD MEDICAL EQUIPMENT	31,068	31,068
055	TRAINING DEVICES	45,895	45,895
056	CONTAINER FAMILY	5,801	5,801
057	FAMILY OF CONSTRUCTION EQUIPMENT	23,939	23,939

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
060	RAPID DEPLOYABLE KITCHEN	8,365	8,365
	OTHER SUPPORT		
061	ITEMS LESS THAN \$5 MILLION	7,077	7,077
	SPARES AND REPAIR PARTS		
062	SPARES AND REPAIR PARTS	3,190	3,190
	TOTAL, PROCUREMENT, MARINE CORPS	1,622,955	1,482,055
	AIRCRAFT PROCUREMENT, AIR FORCE TACTICAL FORCES		
001	F-35	3,124,302	3,124,302
002	ADVANCE PROCUREMENT (CY)	293,400	229,400
	Excess advance procurement		[-64,000]
	OTHER AIRLIFT		
005	C-130J	68,373	68,373
007	HC-130J	152,212	152,212
009	MC-130J	374,866	374,866
012	C-27J	0	137,900
	C-27J buy-back		[137,900]
	HELICOPTERS		
015	HH-60 LOSS REPLACEMENT/RECAP	60,596	60,596
017	CV-22 (MYP)	294,220	294,220
018	ADVANCE PROCUREMENT (CY)	15,000	15,000
	MISSION SUPPORT AIRCRAFT		
019	CIVIL AIR PATROL A/C	2,498	2,498
	OTHER AIRCRAFT		
024	TARGET DRONES	129,866	129,866
026	RQ-4	75,000	180,200
	Sustain current force structure		[105,200]
028	AC-130J	163,970	163,970
030	MQ-9	553,530	712,430
	Additional aircraft		[158,900]
031	RQ-4 BLOCK 40 PROC	11,654	11,654
	STRATEGIC AIRCRAFT		
032	B-2A	82,296	82,296
033	B-1B	149,756	149,756
034	B-52	9,781	9,781
035	LARGE AIRCRAFT INFRARED COUNTERMEASURES	28,800	28,800
	TACTICAL AIRCRAFT		
036	A-10	89,919	89,919
037	F-15	148,378	148,378
038	F-16	6,896	6,896
039	F-22A	283,871	283,871
040	F-35 MODIFICATIONS	147,995	147,995
	AIRLIFT AIRCRAFT		
041	C-5	6,967	6,967
043	C-5M	944,819	944,819
044	ADVANCE PROCUREMENT (CY)	175,800	175,800
046	C-17A	205,079	205,079

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
047	C-21	199	199
048	C-32A	1,750	1,750
049	C-37A	445	445
	TRAINER AIRCRAFT		
051	GLIDER MODS	126	126
052	T-6	15,494	15,494
053	T-1	272	272
054	T-38	20,455	20,455
	OTHER AIRCRAFT		
056	U-2 MODS	44,477	44,477
057	KC-10A (ATCA)	46,921	46,921
058	C-12	1,876	1,876
059	MC-12W	17,054	17,054
060	C-20 MODS	243	243
061	VC-25A MOD	11,185	11,185
062	C-40	243	243
063	C-130	67,853	67,853
065	C-130J MODS	70,555	70,555
066	C-135	46,707	46,707
067	COMPASS CALL MODS	50,024	50,024
068	RC-135	165,237	165,237
069	E-3	193,099	193,099
070	E-4	47,616	47,616
071	E-8	59,320	59,320
072	H-1	5,449	5,449
073	H-60	26,227	26,227
074	RQ-4 MODS	9,257	9,257
075	HC/MC-130 MODIFICATIONS	22,326	22,326
076	OTHER AIRCRAFT	18,832	18,832
077	MQ-1 MODS	30,861	30,861
078	MQ-9 MODS	238,360	238,360
079	MQ-9 UAS PAYLOADS	93,461	93,461
080	CV-22 MODS	23,881	23,881
	AIRCRAFT SPARES AND REPAIR PARTS		
081	INITIAL SPARES/REPAIR PARTS	729,691	780,191
	C-27J		[51,900]
	Premature request for deployment spares packages for F-35		[-23,000]
	Support additional MQ-9 aircraft		[21,600]
	COMMON SUPPORT EQUIPMENT		
082	AIRCRAFT REPLACEMENT SUPPORT EQUIP	56,542	56,542
	POST PRODUCTION SUPPORT		
083	A-10	5,100	5,100
084	B-1	965	965
086	B-2A	47,580	47,580
088	KC-10A (ATCA)	13,100	13,100
089	C-17A	181,703	181,703
090	C-130	31,830	31,830
091	C-135	13,434	13,434

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
092	F-15	2,363	2,363
093	F-16	8,506	8,506
096	OTHER AIRCRAFT	9,522	9,522
	INDUSTRIAL PREPAREDNESS		
097	INDUSTRIAL RESPONSIVENESS	20,731	20,731
	WAR CONSUMABLES		
098	WAR CONSUMABLES	89,727	89,727
	OTHER PRODUCTION CHARGES		
099	OTHER PRODUCTION CHARGES	842,392	842,392
	CLASSIFIED PROGRAMS		
103A	CLASSIFIED PROGRAMS	20,164	20,164
	TOTAL, AIRCRAFT PROCUREMENT, AIR FORCE	11,002,999	11,391,499
	PROCUREMENT OF AMMUNITION, AIR FORCE		
	ROCKETS		
001	ROCKETS	8,927	24,227
	Program increase		[15,300]
	CARTRIDGES		
002	CARTRIDGES	118,075	118,075
	BOMBS		
003	PRACTICE BOMBS	32,393	32,393
004	GENERAL PURPOSE BOMBS	163,467	217,567
	Program increase		[54,100]
005	JOINT DIRECT ATTACK MUNITION	101,921	156,521
	Program increase		[54,600]
	FLARE, IR MJU-7B		
006	CAD/PAD	43,829	43,829
007	EXPLOSIVE ORDNANCE DISPOSAL (EOD)	7,515	7,515
008	SPARES AND REPAIR PARTS	1,003	1,003
009	MODIFICATIONS	5,321	5,321
010	ITEMS LESS THAN \$5 MILLION	5,066	5,066
	FUZES		
011	FLARES	46,010	46,010
012	FUZES	36,444	75,944
	Program increase		[39,500]
	SMALL ARMS		
013	SMALL ARMS	29,223	29,223
	TOTAL, PROCUREMENT OF AMMUNITION, AIR FORCE	599,194	762,694
	MISSILE PROCUREMENT, AIR FORCE		
	MISSILE REPLACEMENT EQUIPMENT - BALLISTIC		
001	MISSILE REPLACEMENT EQ-BALLISTIC	56,906	56,906
	TACTICAL		
002	JASSM	240,399	282,399
	Program increase		[42,000]
003	SIDEWINDER (AIM-9X)	88,020	88,020
004	AMRAAM	229,637	269,637
	Program increase		[40,000]

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
005	PREDATOR HELLFIRE MISSILE Program increase	47,675	61,055 [13,380]
006	SMALL DIAMETER BOMB	42,000	42,000
	INDUSTRIAL FACILITIES		
007	INDUSTR'L PREPAREDNS/POL PREVENTION CLASS IV	744	744
009	MM III MODIFICATIONS	54,794	54,794
010	AGM-65D MAVERICK	271	271
011	AGM-88A HARM	23,240	23,240
012	AIR LAUNCH CRUISE MISSILE (ALCM)	13,620	13,620
013	SMALL DIAMETER BOMB	5,000	5,000
	MISSILE SPARES AND REPAIR PARTS		
014	INITIAL SPARES/REPAIR PARTS SPACE PROGRAMS	74,373	74,373
015	ADVANCED EHF	557,205	557,205
017	WIDEBAND GAPPFILLER SATELLITES(SPACE)	36,835	36,835
019	GPS III SPACE SEGMENT	410,294	410,294
020	ADVANCE PROCUREMENT (CY)	82,616	82,616
021	SPACEBORNE EQUIP (COMSEC)	10,554	10,554
022	GLOBAL POSITIONING (SPACE)	58,147	58,147
023	DEF METEOROLOGICAL SAT PROG(SPACE)	89,022	89,022
024	EVOLVED EXPENDABLE LAUNCH VEH(SPACE)	1,679,856	1,679,856
025	SBIR HIGH (SPACE)	454,251	454,251
	SPECIAL PROGRAMS		
030	SPECIAL UPDATE PROGRAMS	138,904	138,904
	CLASSIFIED PROGRAMS		
030A	CLASSIFIED PROGRAMS	1,097,483	1,097,483
	TOTAL, MISSILE PROCUREMENT, AIR FORCE	5,491,846	5,587,226
	OTHER PROCUREMENT, AIR FORCE		
	PASSENGER CARRYING VEHICLES		
001	PASSENGER CARRYING VEHICLES	1,905	1,905
	CARGO AND UTILITY VEHICLES		
002	MEDIUM TACTICAL VEHICLE	18,547	18,547
003	CAP VEHICLES	932	932
004	ITEMS LESS THAN \$5 MILLION	1,699	1,699
	SPECIAL PURPOSE VEHICLES		
005	SECURITY AND TACTICAL VEHICLES	10,850	10,850
006	ITEMS LESS THAN \$5 MILLION	9,246	9,246
	FIRE FIGHTING EQUIPMENT		
007	FIRE FIGHTING/CRASH RESCUE VEHICLES	23,148	23,148
	MATERIALS HANDLING EQUIPMENT		
008	ITEMS LESS THAN \$5 MILLION	18,323	18,323
	BASE MAINTENANCE SUPPORT		
009	RUNWAY SNOW REMOV AND CLEANING EQU	1,685	1,685
010	ITEMS LESS THAN \$5 MILLION	17,014	17,014
	COMM SECURITY EQUIPMENT(COMSEC)		
012	COMSEC EQUIPMENT	166,559	166,559
013	MODIFICATIONS (COMSEC)	1,133	1,133

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
INTELLIGENCE PROGRAMS			
014	INTELLIGENCE TRAINING EQUIPMENT	2,749	2,749
015	INTELLIGENCE COMM EQUIPMENT	32,876	32,876
016	ADVANCE TECH SENSORS	877	877
017	MISSION PLANNING SYSTEMS	15,295	15,295
ELECTRONICS PROGRAMS			
018	AIR TRAFFIC CONTROL & LANDING SYS	21,984	21,984
019	NATIONAL AIRSPACE SYSTEM	30,698	30,698
020	BATTLE CONTROL SYSTEM - FIXED	17,368	17,368
021	THEATER AIR CONTROL SYS IMPROVEMENTS	23,483	23,483
022	WEATHER OBSERVATION FORECAST	17,864	17,864
023	STRATEGIC COMMAND AND CONTROL	53,995	53,995
024	CHEYENNE MOUNTAIN COMPLEX	14,578	14,578
025	TAC SIGINT SPT	208	208
SPCL COMM-ELECTRONICS PROJECTS			
027	GENERAL INFORMATION TECHNOLOGY	69,743	69,743
028	AF GLOBAL COMMAND & CONTROL SYS	15,829	15,829
029	MOBILITY COMMAND AND CONTROL	11,023	11,023
030	AIR FORCE PHYSICAL SECURITY SYSTEM	64,521	64,521
031	COMBAT TRAINING RANGES	18,217	18,217
032	C3 COUNTERMEASURES	11,899	11,899
033	GCSS-AF FOS	13,920	13,920
034	THEATER BATTLE MGT C2 SYSTEM	9,365	9,365
035	AIR & SPACE OPERATIONS CTR-WPN SYS	33,907	33,907
AIR FORCE COMMUNICATIONS			
036	INFORMATION TRANSPORT SYSTEMS	52,464	52,464
038	AFNET	125,788	125,788
039	VOICE SYSTEMS	16,811	16,811
040	USCENTCOM	32,138	32,138
DISA PROGRAMS			
041	SPACE BASED IR SENSOR PGM SPACE	47,135	47,135
042	NAVSTAR GPS SPACE	2,031	2,031
043	NUDET DETECTION SYS SPACE	5,564	5,564
044	AF SATELLITE CONTROL NETWORK SPACE	44,219	44,219
045	SPACELIFT RANGE SYSTEM SPACE	109,545	109,545
046	MILSATCOM SPACE	47,592	47,592
047	SPACE MODS SPACE	47,121	47,121
048	COUNTERSPACE SYSTEM	20,961	20,961
ORGANIZATION AND BASE			
049	TACTICAL C-E EQUIPMENT	126,131	126,131
050	COMBAT SURVIVOR EVADER LOCATER	23,707	23,707
051	RADIO EQUIPMENT	12,757	12,757
052	CCTV/AUDIOVISUAL EQUIPMENT	10,716	10,716
053	BASE COMM INFRASTRUCTURE	74,528	74,528
MODIFICATIONS			
054	COMM ELECT MODS	43,507	43,507
PERSONAL SAFETY & RESCUE EQUIP			
055	NIGHT VISION GOGGLES	22,693	22,693

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
056	ITEMS LESS THAN \$5 MILLION	30,887	30,887
	DEPOT PLANT+MTRLS HANDLING EQ		
057	MECHANIZED MATERIAL HANDLING EQUIP	2,850	2,850
	BASE SUPPORT EQUIPMENT		
058	BASE PROCURED EQUIPMENT	8,387	8,387
059	CONTINGENCY OPERATIONS	10,358	10,358
060	PRODUCTIVITY CAPITAL INVESTMENT	3,473	3,473
062	MOBILITY EQUIPMENT	14,471	14,471
063	ITEMS LESS THAN \$5 MILLION	1,894	1,894
	SPECIAL SUPPORT PROJECTS		
065	DARP RC135	24,176	24,176
066	DCGS-AF	142,928	142,928
068	SPECIAL UPDATE PROGRAM	479,446	479,446
069	DEFENSE SPACE RECONNAISSANCE PROG.	39,155	39,155
	CLASSIFIED PROGRAMS		
069A	CLASSIFIED PROGRAMS	14,331,312	14,331,312
	SPARES AND REPAIR PARTS		
071	SPARES AND REPAIR PARTS	14,663	14,663
	TOTAL, OTHER PROCUREMENT, AIR FORCE	16,720,848	16,720,848
	PROCUREMENT, DEFENSE-WIDE		
	MAJOR EQUIPMENT, OSD		
042	MAJOR EQUIPMENT, OSD	45,938	45,938
043	MAJOR EQUIPMENT, INTELLIGENCE	17,582	17,582
	MAJOR EQUIPMENT, NSA		
041	INFORMATION SYSTEMS SECURITY PROGRAM (ISSP)	6,770	6,770
	MAJOR EQUIPMENT, WHS		
045	MAJOR EQUIPMENT, WHS	26,550	26,550
	MAJOR EQUIPMENT, DISA		
012	INFORMATION SYSTEMS SECURITY	12,708	12,708
014	GLOBAL COMBAT SUPPORT SYSTEM	3,002	3,002
015	TELEPORT PROGRAM	46,992	46,992
016	ITEMS LESS THAN \$5 MILLION	108,462	108,462
017	NET CENTRIC ENTERPRISE SERVICES (NCES)	2,865	2,865
018	DEFENSE INFORMATION SYSTEM NETWORK	116,906	116,906
019	PUBLIC KEY INFRASTRUCTURE	1,827	1,827
021	CYBER SECURITY INITIATIVE	10,319	10,319
	MAJOR EQUIPMENT, DLA		
022	MAJOR EQUIPMENT	9,575	9,575
	MAJOR EQUIPMENT, DSS		
026	MAJOR EQUIPMENT	2,522	2,522
	MAJOR EQUIPMENT, DCAA		
002	ITEMS LESS THAN \$5 MILLION	1,486	1,486
	MAJOR EQUIPMENT, TJS		
044	MAJOR EQUIPMENT, TJS	21,878	21,878
	MAJOR EQUIPMENT, MISSILE DEFENSE AGENCY		
030	THAAD	460,728	587,728
	Procure 12 additional interceptors		[127,000]
031	AEGIS BMD	389,626	389,626

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
032	BMDS AN/TPY-2 RADARS Procure additional AN/TPY-2 radar	217,244	387,244 [170,000]
033	RADAR SPARES	10,177	10,177
	MAJOR EQUIPMENT, DHRA		
005	PERSONNEL ADMINISTRATION	6,147	6,147
	MAJOR EQUIPMENT, DEFENSE THREAT REDUCTION AGENCY		
027	VEHICLES	50	50
028	OTHER MAJOR EQUIPMENT	13,096	13,096
	MAJOR EQUIPMENT, DODEA		
024	AUTOMATION/EDUCATIONAL SUPPORT & LOGISTICS	1,458	1,458
	MAJOR EQUIPMENT, DCMA		
003	MAJOR EQUIPMENT	2,129	2,129
	MAJOR EQUIPMENT, DMACT		
023	MAJOR EQUIPMENT	15,179	15,179
	CLASSIFIED PROGRAMS		
045A	CLASSIFIED PROGRAMS	555,787	555,787
	AVIATION PROGRAMS		
046	ROTARY WING UPGRADES AND SUSTAINMENT	74,832	74,832
048	MH-60 MODERNIZATION PROGRAM	126,780	126,780
049	NON-STANDARD AVIATION Transfer to Line 051 - Mission Shift	99,776	36,976 [-62,800]
051	U-28 Program increase Transfer from Line 049 - Mission Shift	7,530	116,930 [46,600] [62,800]
052	MH-47 CHINOOK	134,785	134,785
053	RQ-11 UNMANNED AERIAL VEHICLE	2,062	2,062
054	CV-22 MODIFICATION	139,147	139,147
055	MQ-1 UNMANNED AERIAL VEHICLE Program increase	3,963	26,963 [23,000]
056	MQ-9 UNMANNED AERIAL VEHICLE Program increase	3,952	39,352 [35,400]
058	STUASLO	12,945	12,945
059	PRECISION STRIKE PACKAGE	73,013	73,013
060	AC/MC-130J	51,484	51,484
062	C-130 MODIFICATIONS	25,248	25,248
063	AIRCRAFT SUPPORT	5,314	5,314
	SHIPBUILDING		
064	UNDERWATER SYSTEMS	23,037	23,037
	AMMUNITION PROGRAMS		
066	ORDNANCE REPLENISHMENT	113,183	113,183
067	ORDNANCE ACQUISITION	36,981	36,981
	OTHER PROCUREMENT PROGRAMS		
068	COMMUNICATIONS EQUIPMENT AND ELECTRONICS Program increase	99,838	103,738 [3,900]
069	INTELLIGENCE SYSTEMS	71,428	71,428
070	SMALL ARMS AND WEAPONS	27,108	27,108
071	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	12,767	12,767

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
074	COMBATANT CRAFT SYSTEMS	42,348	42,348
075	SPARES AND REPAIR PARTS	600	600
077	TACTICAL VEHICLES	37,421	37,421
078	MISSION TRAINING AND PREPARATION SYSTEMS	36,949	41,949
	Program increase		[5,000]
079	COMBAT MISSION REQUIREMENTS	20,255	20,255
080	MILCON COLLATERAL EQUIPMENT	17,590	17,590
082	AUTOMATION SYSTEMS	66,573	66,573
083	GLOBAL VIDEO SURVEILLANCE ACTIVITIES	6,549	6,549
084	OPERATIONAL ENHANCEMENTS INTELLIGENCE	32,335	32,335
085	SOLDIER PROTECTION AND SURVIVAL SYSTEMS	15,153	15,153
086	VISUAL AUGMENTATION LASERS AND SENSOR SYSTEMS	33,920	33,920
087	TACTICAL RADIO SYSTEMS	75,132	75,132
090	MISCELLANEOUS EQUIPMENT	6,667	6,667
091	OPERATIONAL ENHANCEMENTS	217,972	243,272
	Program increase		[25,300]
092	MILITARY INFORMATION SUPPORT OPERATIONS	27,417	27,417
	CBDP		
093	INSTALLATION FORCE PROTECTION	24,025	24,025
094	INDIVIDUAL PROTECTION	73,720	73,720
095	DECONTAMINATION	506	506
096	JOINT BIO DEFENSE PROGRAM (MEDICAL)	32,597	32,597
097	COLLECTIVE PROTECTION	3,144	3,144
098	CONTAMINATION AVOIDANCE	164,886	164,886
	TOTAL, PROCUREMENT, DEFENSE-WIDE	4,187,935	4,624,135
	JOINT URGENT OPERATIONAL NEEDS FUND		
	JOINT URGENT OPERATIONAL NEEDS FUND		
001	JOINT URGENT OPERATIONAL NEEDS FUND	99,477	0
	Program reduction		[-99,477]
	TOTAL, JOINT URGENT OPERATIONAL NEEDS FUND	99,477	0
TOTAL PROCUREMENT		97,432,379	99,573,999

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS.

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)			
Line	Item	FY 2013 Request	House Authorized
AIRCRAFT PROCUREMENT, ARMY			
ROTARY			
009	AH-64 APACHE BLOCK IIIB NEW BUILD	71,000	71,000
012	KIOWA WARRIOR (OH-58F) WRA	183,900	183,900
015	CH-47 HELICOPTER	231,300	231,300
	TOTAL, AIRCRAFT PROCUREMENT, ARMY	486,200	486,200
MISSILE PROCUREMENT, ARMY			
AIR-TO-SURFACE MISSILE SYSTEM			
004	HELLFIRE SYS SUMMARY	29,100	29,100
ANTI-TANK/ASSAULT MISSILE SYS			
008	GUIDED MLRS ROCKET (GMLRS)	20,553	20,553
	TOTAL, MISSILE PROCUREMENT, ARMY	49,653	49,653
PROCUREMENT OF W&TCV, ARMY			
MOD OF WEAPONS AND OTHER COMBAT VEH			
036	M16 RIFLE MODS	15,422	15,422
	TOTAL, PROCUREMENT OF W&TCV, ARMY	15,422	15,422
PROCUREMENT OF AMMUNITION, ARMY			
SMALL/MEDIUM CAL AMMUNITION			
003	CTG, HANDGUN, ALL TYPES	1,500	1,500
004	CTG, .50 CAL, ALL TYPES	10,000	10,000
007	CTG, 30MM, ALL TYPES	80,000	61,000
	Pricing adjustments for target practice round and light-weight dual purpose round		[-19,000]
MORTAR AMMUNITION			
009	60MM MORTAR, ALL TYPES	14,000	14,000
010	81MM MORTAR, ALL TYPES	6,000	6,000
011	120MM MORTAR, ALL TYPES	56,000	56,000
ARTILLERY AMMUNITION			
013	ARTILLERY CARTRIDGES, 75MM AND 105MM, ALL TYP	29,956	29,956
014	ARTILLERY PROJECTILE, 155MM, ALL TYPES	37,044	37,044
015	PROJ 155MM EXTENDED RANGE XM982	12,300	12,300
016	ARTILLERY PROPELLANTS, FUZES AND PRIMERS, ALL	17,000	17,000
MINES			
017	MINES & CLEARING CHARGES, ALL TYPES	12,000	12,000
ROCKETS			
020	ROCKET, HYDRA 70, ALL TYPES	63,635	63,635
OTHER AMMUNITION			
023	SIGNALS, ALL TYPES	16,858	16,858
MISCELLANEOUS			
028	ITEMS LESS THAN \$5 MILLION	1,200	1,200
	TOTAL, PROCUREMENT OF AMMUNITION, ARMY	357,493	338,493
OTHER PROCUREMENT, ARMY			
TACTICAL VEHICLES			
002	FAMILY OF MEDIUM TACTICAL VEH (FMTV)	28,247	28,247
004	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV)	2,050	2,050

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
011	HMMWV RECAPITALIZATION PROGRAM	271,000	271,000
014	MINE-RESISTANT AMBUSH-PROTECTED (MRAP) MODS	927,400	927,400
COMM - INTELLIGENCE COMM			
052	RESERVE CA/MISO GPF EQUIPMENT	8,000	8,000
COMM - BASE COMMUNICATIONS			
061	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM(25,000	25,000
ELECT EQUIP - TACT INT REL ACT (TIARA)			
069	DCGS-A (MIP)	90,355	90,355
073	CI HUMINT AUTO REPRINTING AND COLLECTION	6,516	6,516
ELECT EQUIP - ELECTRONIC WARFARE (EW)			
075	LIGHTWEIGHT COUNTER MORTAR RADAR	27,646	27,646
077	FMLY OF PERSISTENT SURVEILLANCE CAPABILITIES	52,000	52,000
078	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES	205,209	205,209
ELECT EQUIP - TACTICAL SURV. (TAC SURV)			
092	MOD OF IN-SVC EQUIP (FIREFINDER RADARS)	14,600	14,600
099	COUNTERFIRE RADARS	54,585	54,585
ELECT EQUIP - TACTICAL C2 SYSTEMS			
102	FIRE SUPPORT C2 FAMILY	22,430	22,430
103	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM	2,400	2,400
112	MANEUVER CONTROL SYSTEM (MCS)	6,400	6,400
113	SINGLE ARMY LOGISTICS ENTERPRISE (SALE)	5,160	5,160
CHEMICAL DEFENSIVE EQUIPMENT			
126	FAMILY OF NON-LETHAL EQUIPMENT (FNLE)	15,000	15,000
127	BASE DEFENSE SYSTEMS (BDS)	66,100	66,100
ENGINEER (NON-CONSTRUCTION) EQUIPMENT			
135	EXPLOSIVE ORDNANCE DISPOSAL EQPMT (EOD EQPMT)	3,565	3,565
COMBAT SERVICE SUPPORT EQUIPMENT			
143	FORCE PROVIDER	39,700	39,700
145	CARGO AERIAL DEL & PERSONNEL PARACHUTE SYSTEM	650	650
PETROLEUM EQUIPMENT			
149	DISTRIBUTION SYSTEMS, PETROLEUM & WATER	2,119	2,119
MAINTENANCE EQUIPMENT			
152	MOBILE MAINTENANCE EQUIPMENT SYSTEMS	428	428
153	ITEMS LESS THAN \$5 MILLION (MAINT EQ)	30	30
TRAINING EQUIPMENT			
175	COMBAT TRAINING CENTERS SUPPORT	7,000	7,000
176	TRAINING DEVICES, NONSYSTEM	27,250	27,250
178	AVIATION COMBINED ARMS TACTICAL TRAINER	1,000	1,000
179	GAMING TECHNOLOGY IN SUPPORT OF ARMY TRAINING	5,900	5,900
OTHER SUPPORT EQUIPMENT			
183	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT	98,167	60,167
	Rapid equipping force delayed execution rates		[-38,000]
	TOTAL, OTHER PROCUREMENT, ARMY	2,015,907	1,977,907
JOINT IMPR EXPLOSIVE DEV DEFEAT FUND			
NETWORK ATTACK			
001	ATTACK THE NETWORK	950,500	950,500
JIEDDO DEVICE DEFEAT			
002	DEFEAT THE DEVICE	400,000	400,000

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
FORCE TRAINING			
003	TRAIN THE FORCE	149,500	149,500
STAFF AND INFRASTRUCTURE			
004	OPERATIONS	175,400	402,800
	Transfer from title 1		[227,400]
	TOTAL, JOINT IMPR EXPLOSIVE DEV DEFEAT FUND	1,675,400	1,902,800
AIRCRAFT PROCUREMENT, NAVY			
COMBAT AIRCRAFT			
011	H-1 UPGRADES (UH-1Y/AH-1Z)	29,800	29,800
MODIFICATION OF AIRCRAFT			
030	AV-8 SERIES	42,238	42,238
032	F-18 SERIES	41,243	41,243
035	H-53 SERIES	15,870	15,870
038	EP-3 SERIES	13,030	13,030
043	C-130 SERIES	16,737	16,737
048	SPECIAL PROJECT AIRCRAFT	2,714	2,714
054	COMMON AVIONICS CHANGES	570	570
AIRCRAFT SUPPORT EQUIP & FACILITIES			
062	COMMON GROUND EQUIPMENT	2,380	2,380
	TOTAL, AIRCRAFT PROCUREMENT, NAVY	164,582	164,582
WEAPONS PROCUREMENT, NAVY			
TACTICAL MISSILES			
009	HELLFIRE	17,000	17,000
010	STAND OFF PRECISION GUIDED MUNITIONS (SOPGM)	6,500	6,500
	TOTAL, WEAPONS PROCUREMENT, NAVY	23,500	23,500
PROCUREMENT OF AMMO, NAVY & MC			
NAVY AMMUNITION			
001	GENERAL PURPOSE BOMBS	18,000	18,000
002	AIRBORNE ROCKETS, ALL TYPES	80,200	80,200
003	MACHINE GUN AMMUNITION	21,500	21,500
006	AIR EXPENDABLE COUNTERMEASURES	20,303	20,303
011	OTHER SHIP GUN AMMUNITION	532	532
012	SMALL ARMS & LANDING PARTY AMMO	2,643	2,643
013	PYROTECHNIC AND DEMOLITION	2,322	2,322
014	AMMUNITION LESS THAN \$5 MILLION	6,308	6,308
MARINE CORPS AMMUNITION			
015	SMALL ARMS AMMUNITION	10,948	10,948
016	LINEAR CHARGES, ALL TYPES	9,940	9,940
017	40 MM, ALL TYPES	5,963	5,963
020	120MM, ALL TYPES	11,605	11,605
021	CTG 25MM, ALL TYPES	2,831	2,831
022	GRENADES, ALL TYPES	2,359	2,359
023	ROCKETS, ALL TYPES	3,051	3,051
024	ARTILLERY, ALL TYPES	54,886	54,886
025	DEMOLITION MUNITIONS, ALL TYPES	1,391	1,391
026	FUZE, ALL TYPES	30,945	30,945
027	NON LETHALS	8	8

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
029	ITEMS LESS THAN \$5 MILLION	12	12
	TOTAL, PROCUREMENT OF AMMO, NAVY & MC	285,747	285,747
	OTHER PROCUREMENT, NAVY		
	OTHER SHORE ELECTRONIC EQUIPMENT		
070	TACTICAL/MOBILE C4I SYSTEMS	3,603	3,603
	AIRCRAFT SUPPORT EQUIPMENT		
097	EXPEDITIONARY AIRFIELDS	58,200	58,200
	CIVIL ENGINEERING SUPPORT EQUIPMENT		
127	PASSENGER CARRYING VEHICLES	3,901	3,901
128	GENERAL PURPOSE TRUCKS	852	852
129	CONSTRUCTION & MAINTENANCE EQUIP	2,436	2,436
130	FIRE FIGHTING EQUIPMENT	3,798	3,798
131	TACTICAL VEHICLES	13,394	13,394
134	ITEMS UNDER \$5 MILLION	375	375
	COMMAND SUPPORT EQUIPMENT		
149	C4ISR EQUIPMENT	3,000	3,000
151	PHYSICAL SECURITY EQUIPMENT	9,323	9,323
	TOTAL, OTHER PROCUREMENT, NAVY	98,882	98,882
	PROCUREMENT, MARINE CORPS		
	TRACKED COMBAT VEHICLES		
002	LAV PIP	10,000	10,000
	ARTILLERY AND OTHER WEAPONS		
005	HIGH MOBILITY ARTILLERY ROCKET SYSTEM	108,860	108,860
	GUIDED MISSILES		
010	JAVELIN	29,158	29,158
	OTHER SUPPORT		
013	MODIFICATION KITS	41,602	41,602
	REPAIR AND TEST EQUIPMENT		
015	REPAIR AND TEST EQUIPMENT	13,632	13,632
	OTHER SUPPORT (TEL)		
017	MODIFICATION KITS	2,831	2,831
	COMMAND AND CONTROL SYSTEM (NON-TEL)		
019	AIR OPERATIONS C2 SYSTEMS	15,575	15,575
	RADAR + EQUIPMENT (NON-TEL)		
020	RADAR SYSTEMS	8,015	8,015
	INTELL/COMM EQUIPMENT (NON-TEL)		
023	INTELLIGENCE SUPPORT EQUIPMENT	35,310	35,310
	OTHER COMM/ELEC EQUIPMENT (NON-TEL)		
029	NIGHT VISION EQUIPMENT	652	652
	OTHER SUPPORT (NON-TEL)		
030	COMMON COMPUTER RESOURCES	19,807	19,807
032	RADIO SYSTEMS	36,482	36,482
033	COMM SWITCHING & CONTROL SYSTEMS	41,295	41,295
	TACTICAL VEHICLES		
039	MEDIUM TACTICAL VEHICLE REPLACEMENT	10,466	10,466
041	FAMILY OF TACTICAL TRAILERS	7,642	7,642
	ENGINEER AND OTHER EQUIPMENT		
045	BULK LIQUID EQUIPMENT	18,239	18,239

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
046	TACTICAL FUEL SYSTEMS	51,359	51,359
047	POWER EQUIPMENT ASSORTED	20,247	20,247
049	EOD SYSTEMS	362,658	362,658
MATERIALS HANDLING EQUIPMENT			
050	PHYSICAL SECURITY EQUIPMENT	55,500	55,500
052	MATERIAL HANDLING EQUIP	19,100	19,100
GENERAL PROPERTY			
054	FIELD MEDICAL EQUIPMENT	15,751	15,751
055	TRAINING DEVICES	3,602	3,602
057	FAMILY OF CONSTRUCTION EQUIPMENT	15,900	15,900
TOTAL, PROCUREMENT, MARINE CORPS		943,683	943,683
AIRCRAFT PROCUREMENT, AIR FORCE			
STRATEGIC AIRCRAFT			
035	LARGE AIRCRAFT INFRARED COUNTERMEASURES	139,800	139,800
OTHER AIRCRAFT			
055	U-2 MODS	46,800	46,800
063	C-130	11,400	11,400
067	COMPASS CALL MODS	14,000	14,000
068	RC-135	8,000	8,000
075	HC/MC-130 MODIFICATIONS	4,700	4,700
AIRCRAFT SPARES AND REPAIR PARTS			
081	INITIAL SPARES/REPAIR PARTS	21,900	21,900
OTHER PRODUCTION CHARGES			
099	OTHER PRODUCTION CHARGES	59,000	59,000
TOTAL, AIRCRAFT PROCUREMENT, AIR FORCE		305,600	305,600
PROCUREMENT OF AMMUNITION, AIR FORCE			
CARTRIDGES			
002	CARTRIDGES	13,592	13,592
BOMBS			
004	GENERAL PURPOSE BOMBS	23,211	23,211
005	JOINT DIRECT ATTACK MUNITION	53,923	53,923
FLARE, IR MJU-7B			
006	CAD/PAD	2,638	2,638
010	ITEMS LESS THAN \$5 MILLION	2,600	2,600
FUZES			
011	FLARES	11,726	11,726
012	FUZES	8,513	8,513
TOTAL, PROCUREMENT OF AMMUNITION, AIR FORCE		116,203	116,203
MISSILE PROCUREMENT, AIR FORCE			
TACTICAL			
005	PREDATOR HELLFIRE MISSILE	34,350	34,350
TOTAL, MISSILE PROCUREMENT, AIR FORCE		34,350	34,350
OTHER PROCUREMENT, AIR FORCE			
CARGO AND UTILITY VEHICLES			
002	MEDIUM TACTICAL VEHICLE	2,010	2,010
004	ITEMS LESS THAN \$5 MILLION	2,675	2,675
SPECIAL PURPOSE VEHICLES			

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
006	ITEMS LESS THAN \$5 MILLION	2,557	2,557
MATERIALS HANDLING EQUIPMENT			
008	ITEMS LESS THAN \$5 MILLION	4,329	4,329
BASE MAINTENANCE SUPPORT			
009	RUNWAY SNOW REMOV AND CLEANING EQU	984	984
010	ITEMS LESS THAN \$5 MILLION	9,120	9,120
ELECTRONICS PROGRAMS			
022	WEATHER OBSERVATION FORECAST	5,600	5,600
SPCL COMM-ELECTRONICS PROJECTS			
027	GENERAL INFORMATION TECHNOLOGY	11,157	11,157
ORGANIZATION AND BASE			
049	TACTICAL C-E EQUIPMENT	7,000	7,000
053	BASE COMM INFRASTRUCTURE	10,654	10,654
MODIFICATIONS			
054	COMM ELECT MODS	8,000	8,000
PERSONAL SAFETY & RESCUE EQUIP			
055	NIGHT VISION GOGGLES	902	902
BASE SUPPORT EQUIPMENT			
059	CONTINGENCY OPERATIONS	60,090	60,090
062	MOBILITY EQUIPMENT	9,400	9,400
063	ITEMS LESS THAN \$5 MILLION	9,175	9,175
CLASSIFIED PROGRAMS			
069A	CLASSIFIED PROGRAMS	2,672,317	2,672,317
SPARES AND REPAIR PARTS			
071	SPARES AND REPAIR PARTS	2,300	2,300
TOTAL, OTHER PROCUREMENT, AIR FORCE		2,818,270	2,818,270
PROCUREMENT, DEFENSE-WIDE			
MAJOR EQUIPMENT, DISA			
015	TELEPORT PROGRAM	5,260	5,260
CLASSIFIED PROGRAMS			
045A	CLASSIFIED PROGRAMS	126,201	126,201
AVIATION PROGRAMS			
061	MQ-8 UAV	16,500	16,500
OTHER PROCUREMENT PROGRAMS			
068	COMMUNICATIONS EQUIPMENT AND ELECTRONICS	151	151
069	INTELLIGENCE SYSTEMS	30,528	30,528
077	TACTICAL VEHICLES	1,843	1,843
082	AUTOMATION SYSTEMS	1,000	1,000
086	VISUAL AUGMENTATION LASERS AND SENSOR SYSTEMS	108	108
091	OPERATIONAL ENHANCEMENTS	14,758	14,758
TOTAL, PROCUREMENT, DEFENSE-WIDE		196,349	196,349
JOINT URGENT OPERATIONAL NEEDS FUND			
JOINT URGENT OPERATIONAL NEEDS FUND			
001	JOINT URGENT OPERATIONAL NEEDS FUND Program reduction	100,000	50,000 [-50,000]
TOTAL, JOINT URGENT OPERATIONAL NEEDS FUND		100,000	50,000
NATIONAL GUARD & RESERVE EQUIPMENT			

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
UNDISTRIBUTED			
999	MISCELLANEOUS EQUIPMENT	0	500,000
	Program increase		[500,000]
	TOTAL, NATIONAL GUARD & RESERVE EQUIPMENT	0	500,000
TOTAL PROCUREMENT		9,687,241	10,307,641

TITLE XLII—RESEARCH, DEVELOPMENT, TEST AND EVALUATION

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION.

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION (In Thousands of Dollars)				
Line	Program Element	Item	FY 2013 Request	House Authorized
RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY				
BASIC RESEARCH				
001	0601101A	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	20,860	20,860
002	0601102A	DEFENSE RESEARCH SCIENCES	219,180	219,180
003	0601103A	UNIVERSITY RESEARCH INITIATIVES	80,986	80,986
004	0601104A	UNIVERSITY AND INDUSTRY RESEARCH CENTERS	123,045	123,045
SUBTOTAL, BASIC RESEARCH			444,071	444,071
APPLIED RESEARCH				
005	0602105A	MATERIALS TECHNOLOGY Advanced coating technologies for corrosion mitigation	29,041	39,291 [10,250]
006	0602120A	SENSORS AND ELECTRONIC SURVIVABILITY	45,260	45,260
007	0602122A	TRACTOR HIP	22,439	22,439
008	0602211A	AVIATION TECHNOLOGY	51,607	51,607
009	0602270A	ELECTRONIC WARFARE TECHNOLOGY	15,068	15,068
010	0602303A	MISSILE TECHNOLOGY	49,383	49,383
011	0602307A	ADVANCED WEAPONS TECHNOLOGY	25,999	25,999
012	0602308A	ADVANCED CONCEPTS AND SIMULATION	23,507	23,507
013	0602601A	COMBAT VEHICLE AND AUTOMOTIVE TECHNOLOGY	69,062	69,062
014	0602618A	BALLISTICS TECHNOLOGY	60,823	60,823
015	0602622A	CHEMICAL, SMOKE AND EQUIPMENT DEFEATING TECHNOLO	4,465	4,465
016	0602623A	JOINT SERVICE SMALL ARMS PROGRAM	7,169	7,169
017	0602624A	WEAPONS AND MUNITIONS TECHNOLOGY	35,218	35,218
018	0602705A	ELECTRONICS AND ELECTRONIC DEVICES	60,300	60,300
019	0602709A	NIGHT VISION TECHNOLOGY	53,244	53,244
020	0602712A	COUNTERMINE SYSTEMS	18,850	18,850
021	0602716A	HUMAN FACTORS ENGINEERING TECHNOLOGY	19,872	19,872
022	0602720A	ENVIRONMENTAL QUALITY TECHNOLOGY	20,095	20,095
023	0602782A	COMMAND, CONTROL, COMMUNICATIONS TECHNOLOGY	28,852	28,852
024	0602783A	COMPUTER AND SOFTWARE TECHNOLOGY	9,830	9,830
025	0602784A	MILITARY ENGINEERING TECHNOLOGY	70,693	70,693
026	0602785A	MANPOWER/PERSONNEL/TRAINING TECHNOLOGY	17,781	17,781
027	0602786A	WARFIGHTER TECHNOLOGY	28,281	28,281
028	0602787A	MEDICAL TECHNOLOGY	107,891	107,891
SUBTOTAL, APPLIED RESEARCH			874,730	884,980
ADVANCED TECHNOLOGY DEVELOPMENT				
029	0603001A	WARFIGHTER ADVANCED TECHNOLOGY	39,359	39,359
030	0603002A	MEDICAL ADVANCED TECHNOLOGY	69,580	69,580
031	0603003A	AVIATION ADVANCED TECHNOLOGY	64,215	64,215
032	0603004A	WEAPONS AND MUNITIONS ADVANCED TECHNOLOGY	67,613	67,613
033	0603005A	COMBAT VEHICLE AND AUTOMOTIVE ADVANCED TECHNOL	104,359	104,359
034	0603006A	COMMAND, CONTROL, COMMUNICATIONS ADVANCED TEC	4,157	4,157

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
035	0603007A	MANPOWER, PERSONNEL AND TRAINING ADVANCED TECHN	9,856	9,856
036	0603008A	ELECTRONIC WARFARE ADVANCED TECHNOLOGY	50,661	50,661
037	0603009A	TRACTOR HIKE	9,126	9,126
038	0603015A	NEXT GENERATION TRAINING & SIMULATION SYSTEMS	17,257	17,257
039	0603020A	TRACTOR ROSE	9,925	9,925
040	0603105A	MILITARY HIV RESEARCH	6,984	6,984
041	0603125A	COMBATING TERRORISM - TECHNOLOGY DEVELOPMENT	9,716	9,716
042	0603130A	TRACTOR NAIL	3,487	3,487
043	0603131A	TRACTOR EGGS	2,323	2,323
044	0603270A	ELECTRONIC WARFARE TECHNOLOGY	21,683	21,683
045	0603313A	MISSILE AND ROCKET ADVANCED TECHNOLOGY	71,111	71,111
046	0603322A	TRACTOR CAGE	10,902	10,902
047	0603461A	HIGH PERFORMANCE COMPUTING MODERNIZATION PROGR	180,582	180,582
048	0603606A	LANDMINE WARFARE AND BARRIER ADVANCED TECHNOLO	27,204	27,204
049	0603607A	JOINT SERVICE SMALL ARMS PROGRAM	6,095	6,095
050	0603710A	NIGHT VISION ADVANCED TECHNOLOGY	37,217	37,217
051	0603728A	ENVIRONMENTAL QUALITY TECHNOLOGY DEMONSTRATION	13,626	13,626
052	0603734A	MILITARY ENGINEERING ADVANCED TECHNOLOGY	28,458	28,458
053	0603772A	ADVANCED TACTICAL COMPUTER SCIENCE AND SENSOR TEC	25,226	25,226
		SUBTOTAL, ADVANCED TECHNOLOGY DEVELOPMENT	890,722	890,722
		ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES		
054	0603305A	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION	14,505	14,505
055	0603308A	ARMY SPACE SYSTEMS INTEGRATION	9,876	9,876
056	0603619A	LANDMINE WARFARE AND BARRIER - ADV DEV	5,054	5,054
057	0603627A	SMOKE, OBSCURANT AND TARGET DEFEATING SYS-ADV DEV	2,725	2,725
058	0603639A	TANK AND MEDIUM CALIBER AMMUNITION	30,560	30,560
059	0603653A	ADVANCED TANK ARMAMENT SYSTEM (ATAS)	14,347	14,347
060	0603747A	SOLDIER SUPPORT AND SURVIVABILITY	10,073	10,073
061	0603766A	TACTICAL ELECTRONIC SURVEILLANCE SYSTEM - ADV DEV	8,660	8,660
062	0603774A	NIGHT VISION SYSTEMS ADVANCED DEVELOPMENT	10,715	10,715
063	0603779A	ENVIRONMENTAL QUALITY TECHNOLOGY - DEM/VAL	4,631	4,631
064	0603782A	WARFIGHTER INFORMATION NETWORK-TACTICAL - DEM/VA	278,018	278,018
065	0603790A	NATO RESEARCH AND DEVELOPMENT	4,961	4,961
066	0603801A	AVIATION - ADV DEV	8,602	8,602
067	0603804A	LOGISTICS AND ENGINEER EQUIPMENT - ADV DEV	14,605	14,605
068	0603805A	COMBAT SERVICE SUPPORT CONTROL SYSTEM EVALUATION	5,054	5,054
069	0603807A	MEDICAL SYSTEMS - ADV DEV	24,384	24,384
070	0603827A	SOLDIER SYSTEMS - ADVANCED DEVELOPMENT	32,050	32,050
071	0603850A	INTEGRATED BROADCAST SERVICE	96	96
072	0604115A	TECHNOLOGY MATURATION INITIATIVES	24,868	24,868
073	0604131A	TRACTOR JUTE	59	59
075	0604319A	INDIRECT FIRE PROTECTION CAPABILITY INCREMENT 2-INTER	76,039	76,039
077	0604785A	INTEGRATED BASE DEFENSE (BUDGET ACTIVITY 4)	4,043	4,043
078	0305205A	ENDURANCE UAVS	26,196	26,196
		SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PR	610,121	610,121
		SYSTEM DEVELOPMENT & DEMONSTRATION		
079	0604201A	AIRCRAFT AVIONICS	78,538	78,538
080	0604220A	ARMED, DEPLOYABLE HELOS	90,494	90,494

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
081	0604270A	ELECTRONIC WARFARE DEVELOPMENT Program adjustment	181,347	176,347 [-5,000]
083	0604290A	MID-TIER NETWORKING VEHICULAR RADIO (MNVR)	12,636	12,636
084	0604321A	ALL SOURCE ANALYSIS SYSTEM	5,694	5,694
085	0604328A	TRACTOR CAGE	32,095	32,095
086	0604601A	INFANTRY SUPPORT WEAPONS XM25 funding ahead of need	96,478	93,078 [-3,400]
087	0604604A	MEDIUM TACTICAL VEHICLES	3,006	3,006
089	0604611A	JAVELIN	5,040	5,040
090	0604622A	FAMILY OF HEAVY TACTICAL VEHICLES	3,077	3,077
091	0604633A	AIR TRAFFIC CONTROL	9,769	9,769
092	0604641A	TACTICAL UNMANNED GROUND VEHICLE (TUGV)	13,141	13,141
099	0604710A	NIGHT VISION SYSTEMS - ENG DEV	32,621	32,621
100	0604713A	COMBAT FEEDING, CLOTHING, AND EQUIPMENT	2,132	2,132
101	0604715A	NON-SYSTEM TRAINING DEVICES - ENG DEV	44,787	44,787
102	0604716A	TERRAIN INFORMATION - ENG DEV	1,008	1,008
103	0604741A	AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE - EN	73,333	73,333
104	0604742A	CONSTRUCTIVE SIMULATION SYSTEMS DEVELOPMENT	28,937	28,937
105	0604746A	AUTOMATIC TEST EQUIPMENT DEVELOPMENT	10,815	10,815
106	0604760A	DISTRIBUTIVE INTERACTIVE SIMULATIONS (DIS) - ENG DEV	13,926	13,926
107	0604780A	COMBINED ARMS TACTICAL TRAINER (CATT) CORE	17,797	17,797
108	0604798A	BRIGADE ANALYSIS, INTEGRATION AND EVALUATION	214,270	214,270
109	0604802A	WEAPONS AND MUNITIONS - ENG DEV	14,581	14,581
110	0604804A	LOGISTICS AND ENGINEER EQUIPMENT - ENG DEV	43,706	43,706
111	0604805A	COMMAND, CONTROL, COMMUNICATIONS SYSTEMS - ENG	20,776	20,776
112	0604807A	MEDICAL MATERIEL/MEDICAL BIOLOGICAL DEFENSE EQUIP	43,395	43,395
113	0604808A	LANDMINE WARFARE/BARRIER - ENG DEV	104,983	104,983
114	0604814A	ARTILLERY MUNITIONS - EMD	4,346	4,346
116	0604818A	ARMY TACTICAL COMMAND & CONTROL HARDWARE & SOF	77,223	77,223
117	0604820A	RADAR DEVELOPMENT	3,486	3,486
118	0604822A	GENERAL FUND ENTERPRISE BUSINESS SYSTEM (GFEBs)	9,963	9,963
119	0604823A	FIREFINDER	20,517	20,517
120	0604827A	SOLDIER SYSTEMS - WARRIOR DEM/VAL	51,851	51,851
121	0604854A	ARTILLERY SYSTEMS - EMD	167,797	167,797
122	0604869A	PATRIOT/MEADS COMBINED AGGREGATE PROGRAM (CAP) Prohibition of funds for MEADS	400,861	0 [-400,861]
123	0604870A	NUCLEAR ARMS CONTROL MONITORING SENSOR NETWORK	7,922	7,922
124	0605013A	INFORMATION TECHNOLOGY DEVELOPMENT	51,463	51,463
125	0605018A	INTEGRATED PERSONNEL AND PAY SYSTEM-ARMY (IPPS-A)	158,646	158,646
126	0605450A	JOINT AIR-TO-GROUND MISSILE (JAGM)	10,000	10,000
128	0605456A	PAC-3/MSE MISSILE	69,029	69,029
129	0605457A	ARMY INTEGRATED AIR AND MISSILE DEFENSE (AIAMD)	277,374	277,374
130	0605625A	MANNED GROUND VEHICLE	639,874	639,874
131	0605626A	AERIAL COMMON SENSOR	47,426	47,426
132	0605812A	JOINT LIGHT TACTICAL VEHICLE (JLTV) ENGINEERING AND M	72,295	72,295
133	0303032A	TROJAN - RH12	4,232	4,232
134	0304270A	ELECTRONIC WARFARE DEVELOPMENT	13,942	13,942
		SUBTOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION	3,286,629	2,877,368

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
RDT&E MANAGEMENT SUPPORT				
135	0604256A	THREAT SIMULATOR DEVELOPMENT	18,090	18,090
136	0604258A	TARGET SYSTEMS DEVELOPMENT	14,034	14,034
137	0604759A	MAJOR T&E INVESTMENT	37,394	37,394
138	0605103A	RAND ARROYO CENTER	21,026	21,026
139	0605301A	ARMY KWAJALEIN ATOLL	176,816	176,816
140	0605326A	CONCEPTS EXPERIMENTATION PROGRAM	27,902	27,902
142	0605601A	ARMY TEST RANGES AND FACILITIES	369,900	369,900
143	0605602A	ARMY TECHNICAL TEST INSTRUMENTATION AND TARGETS	69,183	69,183
144	0605604A	SURVIVABILITY/LETHALITY ANALYSIS	44,753	44,753
146	0605606A	AIRCRAFT CERTIFICATION	5,762	5,762
147	0605702A	METEOROLOGICAL SUPPORT TO RDT&E ACTIVITIES	7,402	7,402
148	0605706A	MATERIEL SYSTEMS ANALYSIS	19,954	19,954
149	0605709A	EXPLOITATION OF FOREIGN ITEMS	5,535	5,535
150	0605712A	SUPPORT OF OPERATIONAL TESTING	67,789	67,789
151	0605716A	ARMY EVALUATION CENTER	62,765	62,765
152	0605718A	ARMY MODELING & SIM X-CMD COLLABORATION & INTEG	1,545	1,545
153	0605801A	PROGRAMWIDE ACTIVITIES	83,422	83,422
154	0605803A	TECHNICAL INFORMATION ACTIVITIES	50,820	50,820
155	0605805A	MUNITIONS STANDARDIZATION, EFFECTIVENESS AND SAFET	46,763	46,763
156	0605857A	ENVIRONMENTAL QUALITY TECHNOLOGY MGMT SUPPORT	4,601	4,601
157	0605898A	MANAGEMENT HQ - R&D	18,524	18,524
SUBTOTAL, RDT&E MANAGEMENT SUPPORT			1,153,980	1,153,980
OPERATIONAL SYSTEMS DEVELOPMENT				
159	0603778A	MLRS PRODUCT IMPROVEMENT PROGRAM	143,005	143,005
161	0607865A	PATRIOT PRODUCT IMPROVEMENT	109,978	109,978
162	0102419A	AEROSTAT JOINT PROJECT OFFICE Program adjustment	190,422	171,422 [-19,000]
164	0203726A	ADV FIELD ARTILLERY TACTICAL DATA SYSTEM	32,556	32,556
165	0203735A	COMBAT VEHICLE IMPROVEMENT PROGRAMS	253,959	253,959
166	0203740A	MANEUVER CONTROL SYSTEM	68,325	68,325
167	0203744A	AIRCRAFT MODIFICATIONS/PRODUCT IMPROVEMENT PROG Ahead of need	280,247	226,147 [-54,100]
168	0203752A	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	898	898
169	0203758A	DIGITIZATION	35,180	35,180
171	0203801A	MISSILE/AIR DEFENSE PRODUCT IMPROVEMENT PROGRAM	20,733	20,733
172	0203808A	TRACTOR CARD	63,243	63,243
173	0208053A	JOINT TACTICAL GROUND SYSTEM	31,738	31,738
174	0208058A	JOINT HIGH SPEED VESSEL (JHSV)	35	35
176	0303028A	SECURITY AND INTELLIGENCE ACTIVITIES	7,591	7,591
177	0303140A	INFORMATION SYSTEMS SECURITY PROGRAM	15,961	15,961
178	0303141A	GLOBAL COMBAT SUPPORT SYSTEM	120,927	120,927
179	0303142A	SATCOM GROUND ENVIRONMENT (SPACE)	15,756	15,756
180	0303150A	WWWCCS/GLOBAL COMMAND AND CONTROL SYSTEM	14,443	14,443
182	0305204A	TACTICAL UNMANNED AERIAL VEHICLES	31,303	31,303
183	0305208A	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	40,876	40,876
184	0305219A	MQ-1 SKY WARRIOR A UAV	74,618	74,618
185	0305232A	RQ-11 UAV	4,039	4,039

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
186	0305233A	RQ-7 UAV	31,158	31,158
187	0305235A	VERTICAL UAS	2,387	2,387
188	0307665A	BIOMETRICS ENABLED INTELLIGENCE	15,248	15,248
189	0708045A	END ITEM INDUSTRIAL PREPAREDNESS ACTIVITIES	59,908	59,908
189A	9999999999	CLASSIFIED PROGRAMS	4,628	4,628
		SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	1,669,162	1,596,062
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY	8,929,415	8,457,304
		RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY		
		BASIC RESEARCH		
001	0601103N	UNIVERSITY RESEARCH INITIATIVES	113,690	123,690
		Increase Defense University Research Instrumentation Program		[10,000]
002	0601152N	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	18,261	18,261
003	0601153N	DEFENSE RESEARCH SCIENCES	473,070	473,070
003A	0601XXXN	SCIENCE AND TECHNOLOGY	0	3,450
		Transfer from PE 0205658N		[3,450]
		SUBTOTAL, BASIC RESEARCH	605,021	618,471
		APPLIED RESEARCH		
004	0602114N	POWER PROJECTION APPLIED RESEARCH	89,189	89,189
005	0602123N	FORCE PROTECTION APPLIED RESEARCH	143,301	143,301
006	0602131M	MARINE CORPS LANDING FORCE TECHNOLOGY	46,528	46,528
007	0602235N	COMMON PICTURE APPLIED RESEARCH	41,696	41,696
008	0602236N	WARFIGHTER SUSTAINMENT APPLIED RESEARCH	44,127	44,127
009	0602271N	ELECTROMAGNETIC SYSTEMS APPLIED RESEARCH	78,228	78,228
010	0602435N	OCEAN WARFIGHTING ENVIRONMENT APPLIED RESEARCH	49,635	49,635
011	0602651M	JOINT NON-LETHAL WEAPONS APPLIED RESEARCH	5,973	5,973
012	0602747N	UNDERSEA WARFARE APPLIED RESEARCH	96,814	96,814
013	0602750N	FUTURE NAVAL CAPABILITIES APPLIED RESEARCH	162,417	162,417
014	0602782N	MINE AND EXPEDITIONARY WARFARE APPLIED RESEARCH	32,394	32,394
		SUBTOTAL, APPLIED RESEARCH	790,302	790,302
		ADVANCED TECHNOLOGY DEVELOPMENT		
015	0603114N	POWER PROJECTION ADVANCED TECHNOLOGY	56,543	56,543
016	0603123N	FORCE PROTECTION ADVANCED TECHNOLOGY	18,616	18,616
019	0603271N	ELECTROMAGNETIC SYSTEMS ADVANCED TECHNOLOGY	54,858	54,858
020	0603640M	USMC ADVANCED TECHNOLOGY DEMONSTRATION (ATD)	130,598	130,598
021	0603651M	JOINT NON-LETHAL WEAPONS TECHNOLOGY DEVELOPMENT	11,706	11,706
022	0603673N	FUTURE NAVAL CAPABILITIES ADVANCED TECHNOLOGY DEV	256,382	256,382
023	0603729N	WARFIGHTER PROTECTION ADVANCED TECHNOLOGY	3,880	3,880
025	0603758N	NAVY WARFIGHTING EXPERIMENTS AND DEMONSTRATIONS	51,819	51,819
		SUBTOTAL, ADVANCED TECHNOLOGY DEVELOPMENT	584,402	584,402
		ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES		
028	0603207N	AIR/OCEAN TACTICAL APPLICATIONS	34,085	34,085
029	0603216N	AVIATION SURVIVABILITY	8,783	8,783
030	0603237N	DEPLOYABLE JOINT COMMAND AND CONTROL	3,773	3,773
031	0603251N	AIRCRAFT SYSTEMS	24,512	24,512
032	0603254N	ASW SYSTEMS DEVELOPMENT	8,090	8,090
033	0603261N	TACTICAL AIRBORNE RECONNAISSANCE	5,301	5,301
034	0603382N	ADVANCED COMBAT SYSTEMS TECHNOLOGY	1,506	1,506

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
035	0603502N	SURFACE AND SHALLOW WATER MINE COUNTERMEASURES	190,622	190,622
036	0603506N	SURFACE SHIP TORPEDO DEFENSE	93,346	93,346
037	0603512N	CARRIER SYSTEMS DEVELOPMENT	108,871	108,871
039	0603525N	PILOT FISH	101,169	101,169
040	0603527N	RETRACT LARCH	74,312	74,312
041	0603536N	RETRACT JUNIPER	90,730	90,730
042	0603542N	RADIOLOGICAL CONTROL	777	777
043	0603553N	SURFACE ASW	6,704	6,704
044	0603561N	ADVANCED SUBMARINE SYSTEM DEVELOPMENT	555,123	929,523
		Program increase		[374,400]
045	0603562N	SUBMARINE TACTICAL WARFARE SYSTEMS	9,368	9,368
046	0603563N	SHIP CONCEPT ADVANCED DESIGN	24,609	24,609
047	0603564N	SHIP PRELIMINARY DESIGN & FEASIBILITY STUDIES	13,710	13,710
048	0603570N	ADVANCED NUCLEAR POWER SYSTEMS	249,748	249,748
049	0603573N	ADVANCED SURFACE MACHINERY SYSTEMS	29,897	29,897
050	0603576N	CHALK EAGLE	509,988	509,988
051	0603581N	LITTORAL COMBAT SHIP (LCS)	429,420	429,420
052	0603582N	COMBAT SYSTEM INTEGRATION	56,551	56,551
053	0603609N	CONVENTIONAL MUNITIONS	7,342	7,342
054	0603611M	MARINE CORPS ASSAULT VEHICLES	95,182	95,182
055	0603635M	MARINE CORPS GROUND COMBAT/SUPPORT SYSTEM	10,496	10,496
056	0603654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	52,331	52,331
057	0603658N	COOPERATIVE ENGAGEMENT	56,512	56,512
058	0603713N	OCEAN ENGINEERING TECHNOLOGY DEVELOPMENT	7,029	7,029
059	0603721N	ENVIRONMENTAL PROTECTION	21,080	21,080
060	0603724N	NAVY ENERGY PROGRAM	55,324	55,324
061	0603725N	FACILITIES IMPROVEMENT	3,401	3,401
062	0603734N	CHALK CORAL	45,966	45,966
063	0603739N	NAVY LOGISTIC PRODUCTIVITY	3,811	3,811
064	0603746N	RETRACT MAPLE	341,305	341,305
065	0603748N	LINK PLUMERIA	181,220	181,220
066	0603751N	RETRACT ELM	174,014	174,014
068	0603764N	LINK EVERGREEN	68,654	68,654
069	0603787N	SPECIAL PROCESSES	44,487	44,487
070	0603790N	NATO RESEARCH AND DEVELOPMENT	9,389	9,389
071	0603795N	LAND ATTACK TECHNOLOGY	16,132	16,132
072	0603851M	JOINT NON-LETHAL WEAPONS TESTING	44,994	44,994
073	0603860N	JOINT PRECISION APPROACH AND LANDING SYSTEMS - DEM	137,369	137,369
076	0604272N	TACTICAL AIR DIRECTIONAL INFRARED COUNTERMEASURES (73,934	73,934
077	0604279N	ASE SELF-PROTECTION OPTIMIZATION	711	711
078	0604653N	JOINT COUNTER RADIO CONTROLLED IED ELECTRONIC WARF	71,300	71,300
079	0604659N	PRECISION STRIKE WEAPONS DEVELOPMENT PROGRAM	5,654	5,654
080	0604707N	SPACE AND ELECTRONIC WARFARE (SEW) ARCHITECTURE/E	31,549	31,549
082	0604786N	OFFENSIVE ANTI-SURFACE WARFARE WEAPON DEVELOPME	86,801	86,801
083	0605812M	JOINT LIGHT TACTICAL VEHICLE (JLTV) ENGINEERING AND M	44,500	44,500
084	0303354N	ASW SYSTEMS DEVELOPMENT - MIP	13,172	13,172
086	0304270N	ELECTRONIC WARFARE DEVELOPMENT - MIP	643	643
		SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PR	4,335,297	4,709,697

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
SYSTEM DEVELOPMENT & DEMONSTRATION				
087	0604212N	OTHER HELO DEVELOPMENT	33,978	33,978
088	0604214N	AV-8B AIRCRAFT - ENG DEV	32,789	32,789
089	0604215N	STANDARDS DEVELOPMENT	84,988	84,988
090	0604216N	MULTI-MISSION HELICOPTER UPGRADE DEVELOPMENT	6,866	6,866
091	0604218N	AIR/OCEAN EQUIPMENT ENGINEERING	4,060	4,060
092	0604221N	P-3 MODERNIZATION PROGRAM	3,451	3,451
093	0604230N	WARFARE SUPPORT SYSTEM	13,071	13,071
094	0604231N	TACTICAL COMMAND SYSTEM	71,645	71,645
095	0604234N	ADVANCED HAWKEYE	119,065	119,065
096	0604245N	H-1 UPGRADES	31,105	31,105
097	0604261N	ACOUSTIC SEARCH SENSORS	34,299	34,299
098	0604262N	V-22A	54,412	54,412
099	0604264N	AIR CREW SYSTEMS DEVELOPMENT	2,717	2,717
100	0604269N	EA-18	13,009	13,009
101	0604270N	ELECTRONIC WARFARE DEVELOPMENT	51,304	51,304
102	0604273N	VH-71A EXECUTIVE HELO DEVELOPMENT	61,163	61,163
103	0604274N	NEXT GENERATION JAMMER (NGJ)	187,024	187,024
104	0604280N	JOINT TACTICAL RADIO SYSTEM - NAVY (JTRS-NAVY)	337,480	337,480
105	0604307N	SURFACE COMBATANT COMBAT SYSTEM ENGINEERING Cruiser Retention	260,616	510,616 [250,000]
106	0604311N	LPD-17 CLASS SYSTEMS INTEGRATION	824	824
107	0604329N	SMALL DIAMETER BOMB (SDB)	31,064	31,064
108	0604366N	STANDARD MISSILE IMPROVEMENTS	63,891	63,891
109	0604373N	AIRBORNE MCM	73,246	73,246
110	0604376M	MARINE AIR GROUND TASK FORCE (MAGTF) ELECTRONIC W	10,568	10,568
111	0604378N	NAVAL INTEGRATED FIRE CONTROL - COUNTER AIR SYSTEMS	39,974	39,974
112	0604404N	UNMANNED CARRIER LAUNCHED AIRBORNE SURVEILLANCE Transfer from RDN 112 to RDN 167	122,481	47,481 [-75,000]
113	0604501N	ADVANCED ABOVE WATER SENSORS	255,516	255,516
114	0604503N	SSN-688 AND TRIDENT MODERNIZATION	82,620	82,620
115	0604504N	AIR CONTROL	5,633	5,633
116	0604512N	SHIPBOARD AVIATION SYSTEMS	55,826	55,826
117	0604518N	COMBAT INFORMATION CENTER CONVERSION	918	918
118	0604558N	NEW DESIGN SSN	165,230	165,230
119	0604562N	SUBMARINE TACTICAL WARFARE SYSTEM	49,141	49,141
120	0604567N	SHIP CONTRACT DESIGN/ LIVE FIRE T&E	196,737	196,737
121	0604574N	NAVY TACTICAL COMPUTER RESOURCES	3,889	3,889
122	0604601N	MINE DEVELOPMENT	8,335	8,335
123	0604610N	LIGHTWEIGHT TORPEDO DEVELOPMENT	49,818	49,818
124	0604654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	10,099	10,099
125	0604703N	PERSONNEL, TRAINING, SIMULATION, AND HUMAN FACTOR	7,348	7,348
126	0604727N	JOINT STANDOFF WEAPON SYSTEMS	5,518	5,518
127	0604755N	SHIP SELF DEFENSE (DETECT & CONTROL)	87,662	87,662
128	0604756N	SHIP SELF DEFENSE (ENGAGE: HARD KILL)	64,079	64,079
129	0604757N	SHIP SELF DEFENSE (ENGAGE: SOFT KILL/EW) Cruiser Retention	151,489	152,614 [1,125]
131	0604771N	MEDICAL DEVELOPMENT	12,707	12,707

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
132	0604777N	NAVIGATION/ID SYSTEM	47,764	47,764
133	0604800M	JOINT STRIKE FIGHTER (JSF) - EMD	737,149	737,149
134	0604800N	JOINT STRIKE FIGHTER (JSF) - EMD	743,926	743,926
135	0605013M	INFORMATION TECHNOLOGY DEVELOPMENT	12,143	12,143
136	0605013N	INFORMATION TECHNOLOGY DEVELOPMENT	72,209	72,209
138	0605212N	CH-53K RDTE	606,204	606,204
140	0605500N	MULTI-MISSION MARITIME AIRCRAFT (MMA)	421,102	421,102
141	0204202N	DDG-1000	124,655	124,655
142	0304231N	TACTICAL COMMAND SYSTEM - MIP	1,170	1,170
144	0304785N	TACTICAL CRYPTOLOGIC SYSTEMS	23,255	23,255
		SUBTOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION	5,747,232	5,923,357
		RDT&E MANAGEMENT SUPPORT		
146	0604256N	THREAT SIMULATOR DEVELOPMENT	30,790	30,790
147	0604258N	TARGET SYSTEMS DEVELOPMENT	59,221	59,221
148	0604759N	MAJOR T&E INVESTMENT	35,894	35,894
149	0605126N	JOINT THEATER AIR AND MISSILE DEFENSE ORGANIZATION	7,573	7,573
150	0605152N	STUDIES AND ANALYSIS SUPPORT - NAVY	20,963	20,963
151	0605154N	CENTER FOR NAVAL ANALYSES	46,856	46,856
153	0605804N	TECHNICAL INFORMATION SERVICES	796	796
154	0605853N	MANAGEMENT, TECHNICAL & INTERNATIONAL SUPPORT	32,782	32,782
155	0605856N	STRATEGIC TECHNICAL SUPPORT	3,306	3,306
156	0605861N	RDT&E SCIENCE AND TECHNOLOGY MANAGEMENT	70,302	70,302
157	0605863N	RDT&E SHIP AND AIRCRAFT SUPPORT	144,033	144,033
158	0605864N	TEST AND EVALUATION SUPPORT	342,298	342,298
159	0605865N	OPERATIONAL TEST AND EVALUATION CAPABILITY	16,399	16,399
160	0605866N	NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT	4,579	4,579
161	0605867N	SEW SURVEILLANCE/RECONNAISSANCE SUPPORT	8,000	8,000
162	0605873M	MARINE CORPS PROGRAM WIDE SUPPORT	18,490	18,490
163	0305885N	TACTICAL CRYPTOLOGIC ACTIVITIES	2,795	2,795
		SUBTOTAL, RDT&E MANAGEMENT SUPPORT	845,077	845,077
		OPERATIONAL SYSTEMS DEVELOPMENT		
167	0604402N	UNMANNED COMBAT AIR VEHICLE (UCAV) ADVANCED COM Transfer from RDN 112 to RDN 167	142,282	217,282 [75,000]
170	0101221N	STRATEGIC SUB & WEAPONS SYSTEM SUPPORT	105,892	105,892
171	0101224N	SSBN SECURITY TECHNOLOGY PROGRAM	34,729	34,729
172	0101226N	SUBMARINE ACOUSTIC WARFARE DEVELOPMENT	1,434	1,434
173	0101402N	NAVY STRATEGIC COMMUNICATIONS	19,208	19,208
174	0203761N	RAPID TECHNOLOGY TRANSITION (RTT)	25,566	25,566
175	0204136N	F/A-18 SQUADRONS	188,299	188,299
176	0204152N	E-2 SQUADRONS	8,610	8,610
177	0204163N	FLEET TELECOMMUNICATIONS (TACTICAL)	15,695	15,695
178	0204228N	SURFACE SUPPORT	4,171	4,171
179	0204229N	TOMAHAWK AND TOMAHAWK MISSION PLANNING CENTER	11,265	11,265
180	0204311N	INTEGRATED SURVEILLANCE SYSTEM	45,922	45,922
181	0204413N	AMPHIBIOUS TACTICAL SUPPORT UNITS (DISPLACEMENT CR	8,435	8,435
182	0204460M	GROUND/AIR TASK ORIENTED RADAR (G/ATOR)	75,088	75,088
183	0204571N	CONSOLIDATED TRAINING SYSTEMS DEVELOPMENT	20,229	20,229
184	0204574N	CRYPTOLOGIC DIRECT SUPPORT	1,756	1,756

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
185	0204575N	ELECTRONIC WARFARE (EW) READINESS SUPPORT	19,843	19,843
186	0205601N	HARM IMPROVEMENT	11,477	11,477
187	0205604N	TACTICAL DATA LINKS	118,818	118,818
188	0205620N	SURFACE ASW COMBAT SYSTEM INTEGRATION	27,342	27,342
189	0205632N	MK-48 ADCAP	28,717	28,717
190	0205633N	AVIATION IMPROVEMENTS	89,157	89,157
191	0205658N	NAVY SCIENCE ASSISTANCE PROGRAM	3,450	0
		Transfer to Science and Technology (RDN 003A)		[-3,450]
192	0205675N	OPERATIONAL NUCLEAR POWER SYSTEMS	86,435	86,435
193	0206313M	MARINE CORPS COMMUNICATIONS SYSTEMS	219,054	219,054
194	0206623M	MARINE CORPS GROUND COMBAT/SUPPORTING ARMS SYST	181,693	181,693
195	0206624M	MARINE CORPS COMBAT SERVICES SUPPORT	58,393	58,393
196	0206625M	USMC INTELLIGENCE/ELECTRONIC WARFARE SYSTEMS (MIP)	22,966	22,966
197	0207161N	TACTICAL AIM MISSILES	21,107	21,107
198	0207163N	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	2,857	2,857
199	0208058N	JOINT HIGH SPEED VESSEL (JHSV)	1,932	1,932
204	0303109N	SATELLITE COMMUNICATIONS (SPACE)	188,482	188,482
205	0303138N	CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (C	16,749	16,749
206	0303140N	INFORMATION SYSTEMS SECURITY PROGRAM	26,307	26,307
207	0303150M	WWMCCS/GLOBAL COMMAND AND CONTROL SYSTEM	500	500
210	0305149N	COBRA JUDY	17,091	17,091
211	0305160N	NAVY METEOROLOGICAL AND OCEAN SENSORS-SPACE (MET	810	810
212	0305192N	MILITARY INTELLIGENCE PROGRAM (MIP) ACTIVITIES	8,617	8,617
213	0305204N	TACTICAL UNMANNED AERIAL VEHICLES	9,066	9,066
215	0305207N	MANNED RECONNAISSANCE SYSTEMS	30,654	30,654
216	0305208M	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	25,917	25,917
217	0305208N	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	14,676	14,676
218	0305220N	RQ-4 UAV	657,483	657,483
219	0305231N	MQ-8 UAV	99,600	99,600
220	0305232M	RQ-11 UAV	495	495
221	0305233N	RQ-7 UAV	863	863
223	0305234N	SMALL (LEVEL 0) TACTICAL UAS (STUASLO)	9,734	9,734
225	0305239M	RQ-21A	22,343	22,343
226	0308601N	MODELING AND SIMULATION SUPPORT	5,908	5,908
227	0702207N	DEPOT MAINTENANCE (NON-IF)	27,391	27,391
229	0708011N	INDUSTRIAL PREPAREDNESS	54,879	54,879
230	0708730N	MARITIME TECHNOLOGY (MARITECH)	5,000	5,000
230A	9999999999	CLASSIFIED PROGRAMS	1,151,159	1,351,159
		Program increase		[200,000]
		SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	3,975,546	4,247,096
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY	16,882,877	17,718,402
		RESEARCH, DEVELOPMENT, TEST & EVAL, AF		
		BASIC RESEARCH		
001	0601102F	DEFENSE RESEARCH SCIENCES	361,787	361,787
002	0601103F	UNIVERSITY RESEARCH INITIATIVES	141,153	141,153
003	0601108F	HIGH ENERGY LASER RESEARCH INITIATIVES	13,094	13,094
		SUBTOTAL, BASIC RESEARCH	516,034	516,034

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
APPLIED RESEARCH				
004	0602102F	MATERIALS	114,166	114,166
005	0602201F	AEROSPACE VEHICLE TECHNOLOGIES	120,719	120,719
006	0602202F	HUMAN EFFECTIVENESS APPLIED RESEARCH	89,319	89,319
007	0602203F	AEROSPACE PROPULSION	232,547	232,547
008	0602204F	AEROSPACE SENSORS	127,637	127,637
009	0602601F	SPACE TECHNOLOGY	98,375	98,375
010	0602602F	CONVENTIONAL MUNITIONS	77,175	77,175
011	0602605F	DIRECTED ENERGY TECHNOLOGY	106,196	106,196
012	0602788F	DOMINANT INFORMATION SCIENCES AND METHODS	104,362	104,362
013	0602890F	HIGH ENERGY LASER RESEARCH	38,557	38,557
SUBTOTAL, APPLIED RESEARCH			1,109,053	1,109,053
ADVANCED TECHNOLOGY DEVELOPMENT				
014	0603112F	ADVANCED MATERIALS FOR WEAPON SYSTEMS Increase Materials Affordability Initiative program	47,890	57,890 [10,000]
015	0603199F	SUSTAINMENT SCIENCE AND TECHNOLOGY (S&T)	6,565	6,565
016	0603203F	ADVANCED AEROSPACE SENSORS	37,657	37,657
017	0603211F	AEROSPACE TECHNOLOGY DEV/DEMO	81,376	81,376
018	0603216F	AEROSPACE PROPULSION AND POWER TECHNOLOGY	151,152	151,152
019	0603270F	ELECTRONIC COMBAT TECHNOLOGY	32,941	32,941
020	0603401F	ADVANCED SPACECRAFT TECHNOLOGY	64,557	64,557
021	0603444F	MAUI SPACE SURVEILLANCE SYSTEM (MSSS)	29,256	29,256
022	0603456F	HUMAN EFFECTIVENESS ADVANCED TECHNOLOGY DEVELOP	21,523	21,523
023	0603601F	CONVENTIONAL WEAPONS TECHNOLOGY	36,352	36,352
024	0603605F	ADVANCED WEAPONS TECHNOLOGY	19,004	19,004
025	0603680F	MANUFACTURING TECHNOLOGY PROGRAM	37,045	37,045
026	0603788F	BATTLESPACE KNOWLEDGE DEVELOPMENT AND DEMONSTR	31,419	31,419
SUBTOTAL, ADVANCED TECHNOLOGY DEVELOPMENT			596,737	606,737
ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES				
028	0603260F	INTELLIGENCE ADVANCED DEVELOPMENT	3,866	3,866
029	0603287F	PHYSICAL SECURITY EQUIPMENT	3,704	3,704
030	0603430F	ADVANCED EHF MILSATCOM (SPACE) Project decrease	229,171	227,671 [-1,500]
031	0603432F	POLAR MILSATCOM (SPACE)	120,676	120,676
032	0603438F	SPACE CONTROL TECHNOLOGY Project decrease	25,144	23,144 [-2,000]
033	0603742F	COMBAT IDENTIFICATION TECHNOLOGY	32,243	32,243
034	0603790F	NATO RESEARCH AND DEVELOPMENT	4,507	4,507
035	0603791F	INTERNATIONAL SPACE COOPERATIVE R&D	652	652
036	0603830F	SPACE PROTECTION PROGRAM (SPP)	10,429	10,429
037	0603850F	INTEGRATED BROADCAST SERVICE - DEM/VAL	19,938	19,938
038	0603851F	INTERCONTINENTAL BALLISTIC MISSILE - DEM/VAL	71,181	71,181
039	0603854F	WIDEBAND GLOBAL SATCOM RDT&E (SPACE)	12,027	12,027
040	0603859F	POLLUTION PREVENTION - DEM/VAL	2,054	2,054
041	0603860F	JOINT PRECISION APPROACH AND LANDING SYSTEMS - DEM	57,975	57,975
042	0604015F	LONG RANGE STRIKE	291,742	291,742
043	0604283F	BATTLE MGMT COM & CTRL SENSOR DEVELOPMENT	114,417	114,417
044	0604317F	TECHNOLOGY TRANSFER	2,576	2,576

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
045	0604327F	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTD)	16,711	16,711
047	0604337F	REQUIREMENTS ANALYSIS AND MATURATION	16,343	16,343
048	0604422F	WEATHER SATELLITE FOLLOW-ON	2,000	2,000
050	0604635F	GROUND ATTACK WEAPONS FUZE DEVELOPMENT	9,423	9,423
054	0604857F	OPERATIONALLY RESPONSIVE SPACE Operationally Responsive Space	0	25,000 [25,000]
055	0604858F	TECH TRANSITION PROGRAM Project decrease	37,558	34,558 [-3,000]
056	0305164F	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT)	96,840	96,840
		SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PR	1,181,177	1,199,677
		SYSTEM DEVELOPMENT & DEMONSTRATION		
058	0603840F	GLOBAL BROADCAST SERVICE (GBS)	14,652	14,652
059	0604222F	NUCLEAR WEAPONS SUPPORT	25,713	25,713
060	0604233F	SPECIALIZED UNDERGRADUATE FLIGHT TRAINING	6,583	6,583
061	0604270F	ELECTRONIC WARFARE DEVELOPMENT	1,975	1,975
062	0604280F	JOINT TACTICAL RADIO	2,594	2,594
063	0604281F	TACTICAL DATA NETWORKS ENTERPRISE	24,534	24,534
064	0604287F	PHYSICAL SECURITY EQUIPMENT	51	51
065	0604329F	SMALL DIAMETER BOMB (SDB) - EMD	143,000	143,000
066	0604421F	COUNTERSPACE SYSTEMS	28,797	28,797
067	0604425F	SPACE SITUATION AWARENESS SYSTEMS	267,252	267,252
068	0604429F	AIRBORNE ELECTRONIC ATTACK	4,118	4,118
069	0604441F	SPACE BASED INFRARED SYSTEM (SBIRS) HIGH EMD Project decrease	448,594	446,594 [-2,000]
070	0604602F	ARMAMENT/ORDNANCE DEVELOPMENT	9,951	9,951
071	0604604F	SUBMUNITIONS	2,567	2,567
072	0604617F	AGILE COMBAT SUPPORT	13,059	13,059
073	0604706F	LIFE SUPPORT SYSTEMS	9,720	9,720
074	0604735F	COMBAT TRAINING RANGES	9,222	9,222
076	0604750F	INTELLIGENCE EQUIPMENT	803	803
077	0604800F	F-35 - EMD	1,210,306	1,210,306
078	0604851F	INTERCONTINENTAL BALLISTIC MISSILE - EMD	135,437	135,437
079	0604853F	EVOLVED EXPENDABLE LAUNCH VEHICLE PROGRAM (SPACE)	7,980	7,980
080	0604932F	LONG RANGE STANDOFF WEAPON	2,004	2,004
081	0604933F	ICBM FUZE MODERNIZATION	73,512	73,512
082	0605213F	F-22 MODERNIZATION INCREMENT 3.2B	140,100	140,100
083	0605221F	NEXT GENERATION AERIAL REFUELING AIRCRAFT	1,815,588	1,815,588
084	0605229F	CSAR HH-60 RECAPITALIZATION	123,210	123,210
085	0605278F	HC/MC-130 RECAP RDT&E	19,039	19,039
086	0605931F	B-2 DEFENSIVE MANAGEMENT SYSTEM	281,056	281,056
087	0101125F	NUCLEAR WEAPONS MODERNIZATION	80,200	80,200
089	0207604F	READINESS TRAINING RANGES, OPERATIONS AND MAINTEN	310	310
090	0207701F	FULL COMBAT MISSION TRAINING	14,861	14,861
091	0305230F	MC-12	19,949	19,949
092	0401138F	C-27J AIRLIFT SQUADRONS Joint Cargo Aircraft	0	25,400 [25,400]
093	0401318F	CV-22	28,027	28,027
094	0401845F	AIRBORNE SENIOR LEADER C3 (SLC3S)	1,960	1,960

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
		SUBTOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION	4,966,724	4,990,124
		RDT&E MANAGEMENT SUPPORT		
095	0604256F	THREAT SIMULATOR DEVELOPMENT	22,812	22,812
096	0604759F	MAJOR T&E INVESTMENT	42,236	42,236
097	0605101F	RAND PROJECT AIR FORCE	25,579	25,579
099	0605712F	INITIAL OPERATIONAL TEST & EVALUATION	16,197	16,197
100	0605807F	TEST AND EVALUATION SUPPORT	722,071	722,071
101	0605860F	ROCKET SYSTEMS LAUNCH PROGRAM (SPACE)	16,200	16,200
102	0605864F	SPACE TEST PROGRAM (STP)	10,051	45,001
		Program increase		[34,950]
103	0605976F	FACILITIES RESTORATION AND MODERNIZATION - TEST AND	42,597	42,597
104	0605978F	FACILITIES SUSTAINMENT - TEST AND EVALUATION SUPPORT	27,301	27,301
105	0606323F	MULTI-SERVICE SYSTEMS ENGINEERING INITIATIVE	13,964	13,964
106	0606392F	SPACE AND MISSILE CENTER (SMC) CIVILIAN WORKFORCE	203,766	203,766
107	0702806F	ACQUISITION AND MANAGEMENT SUPPORT	42,430	42,430
108	0804731F	GENERAL SKILL TRAINING	1,294	1,294
111	1001004F	INTERNATIONAL ACTIVITIES	3,851	3,851
		SUBTOTAL, RDT&E MANAGEMENT SUPPORT	1,190,349	1,225,299
		OPERATIONAL SYSTEMS DEVELOPMENT		
112	0603423F	GLOBAL POSITIONING SYSTEM III - OPERATIONAL CONTROL	371,595	370,095
		Project decrease		[-1,500]
114	0605018F	AF INTEGRATED PERSONNEL AND PAY SYSTEM (AF-IPPS)	91,697	91,697
115	0605024F	ANTI-TAMPER TECHNOLOGY EXECUTIVE AGENCY	17,037	17,037
117	0101113F	B-52 SQUADRONS	53,208	53,208
118	0101122F	AIR-LAUNCHED CRUISE MISSILE (ALCM)	431	431
119	0101126F	B-1B SQUADRONS	16,265	16,265
120	0101127F	B-2 SQUADRONS	35,970	35,970
121	0101313F	STRAT WAR PLANNING SYSTEM - USSTRATCOM	30,889	30,889
122	0101314F	NIGHT FIST - USSTRATCOM	10	10
124	0102326F	REGION/SECTOR OPERATION CONTROL CENTER MODERNIZA	5,609	5,609
126	0203761F	WARFIGHTER RAPID ACQUISITION PROCESS (WRAP) RAPID T	15,098	15,098
127	0205219F	MQ-9 UAV	147,971	147,971
128	0207040F	MULTI-PLATFORM ELECTRONIC WARFARE EQUIPMENT	49,848	49,848
129	0207131F	A-10 SQUADRONS	13,538	13,538
130	0207133F	F-16 SQUADRONS	190,257	190,257
131	0207134F	F-15E SQUADRONS	192,677	192,677
132	0207136F	MANNED DESTRUCTIVE SUPPRESSION	13,683	13,683
133	0207138F	F-22A SQUADRONS	371,667	371,667
134	0207142F	F-35 SQUADRONS	8,117	8,117
135	0207161F	TACTICAL AIM MISSILES	8,234	8,234
136	0207163F	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	87,041	87,041
137	0207170F	JOINT HELMET MOUNTED CUEING SYSTEM (JHMCS)	1,472	1,472
138	0207224F	COMBAT RESCUE AND RECOVERY	2,095	2,095
139	0207227F	COMBAT RESCUE - PARARESCUE	1,119	1,119
140	0207247F	AF TENCAP	63,853	63,853
141	0207249F	PRECISION ATTACK SYSTEMS PROCUREMENT	1,063	1,063
142	0207253F	COMPASS CALL	12,094	12,094
143	0207268F	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	187,984	187,984

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
145	0207325F	JOINT AIR-TO-SURFACE STANDOFF MISSILE (JASSM)	7,950	7,950
146	0207410F	AIR & SPACE OPERATIONS CENTER (AOC)	76,315	76,315
147	0207412F	CONTROL AND REPORTING CENTER (CRC)	8,653	8,653
148	0207417F	AIRBORNE WARNING AND CONTROL SYSTEM (AWACS)	65,200	65,200
149	0207418F	TACTICAL AIRBORNE CONTROL SYSTEMS	5,767	5,767
152	0207431F	COMBAT AIR INTELLIGENCE SYSTEM ACTIVITIES	5,756	5,756
154	0207444F	TACTICAL AIR CONTROL PARTY-MOD	16,226	16,226
156	0207448F	C2ISR TACTICAL DATA LINK	1,633	1,633
157	0207449F	COMMAND AND CONTROL (C2) CONSTELLATION	18,086	18,086
158	0207452F	DCAPES	15,690	15,690
159	0207581F	JOINT SURVEILLANCE/TARGET ATTACK RADAR SYSTEM (JSTA)	24,241	24,241
160	0207590F	SEEK EAGLE	22,654	22,654
161	0207601F	USAF MODELING AND SIMULATION	15,501	15,501
162	0207605F	WARGAMING AND SIMULATION CENTERS	5,699	5,699
163	0207697F	DISTRIBUTED TRAINING AND EXERCISES	4,425	4,425
164	0208006F	MISSION PLANNING SYSTEMS	69,377	69,377
165	0208021F	INFORMATION WARFARE SUPPORT	7,159	7,159
166	0208059F	CYBER COMMAND ACTIVITIES	66,888	66,888
174	0301400F	SPACE SUPERIORITY INTELLIGENCE	12,056	12,056
175	0302015F	E-4B NATIONAL AIRBORNE OPERATIONS CENTER (NAOC)	4,159	4,159
176	0303131F	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NET	20,124	20,124
177	0303140F	INFORMATION SYSTEMS SECURITY PROGRAM	69,133	69,133
178	0303141F	GLOBAL COMBAT SUPPORT SYSTEM	6,512	6,512
179	0303150F	GLOBAL COMMAND AND CONTROL SYSTEM	4,316	4,316
180	0303601F	MILSATCOM TERMINALS	107,237	107,237
182	0304260F	AIRBORNE SIGINT ENTERPRISE	129,106	129,106
185	0305099F	GLOBAL AIR TRAFFIC MANAGEMENT (GATM)	4,461	4,461
186	0305103F	CYBER SECURITY INITIATIVE	2,055	2,055
187	0305105F	DOD CYBER CRIME CENTER	285	285
188	0305110F	SATELLITE CONTROL NETWORK (SPACE)	33,773	33,773
189	0305111F	WEATHER SERVICE	29,048	29,048
190	0305114F	AIR TRAFFIC CONTROL, APPROACH, AND LANDING SYSTEM (43,187	43,187
191	0305116F	AERIAL TARGETS	50,496	50,496
194	0305128F	SECURITY AND INVESTIGATIVE ACTIVITIES	354	354
195	0305145F	ARMS CONTROL IMPLEMENTATION	4,000	4,000
196	0305146F	DEFENSE JOINT COUNTERINTELLIGENCE ACTIVITIES	342	342
198	0305164F	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT)	29,621	29,621
199	0305165F	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE AND CONTR	14,335	14,335
201	0305173F	SPACE AND MISSILE TEST AND EVALUATION CENTER	3,680	3,680
202	0305174F	SPACE INNOVATION AND DEVELOPMENT CENTER	2,430	2,430
203	0305182F	SPACELIFT RANGE SYSTEM (SPACE)	8,760	8,760
205	0305202F	DRAGON U-2	23,644	23,644
206	0305205F	ENDURANCE UNMANNED AERIAL VEHICLES	21,000	21,000
207	0305206F	AIRBORNE RECONNAISSANCE SYSTEMS	96,735	96,735
208	0305207F	MANNED RECONNAISSANCE SYSTEMS	13,316	13,316
209	0305208F	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	63,501	63,501
210	0305219F	MQ-1 PREDATOR A UAV	9,122	9,122
211	0305220F	RQ-4 UAV	236,265	236,265
212	0305221F	NETWORK-CENTRIC COLLABORATIVE TARGETING	7,367	7,367

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
213	0305236F	COMMON DATA LINK (CDL)	38,094	38,094
214	0305238F	NATO AGS	210,109	210,109
215	0305240F	SUPPORT TO DCGS ENTERPRISE	24,500	24,500
216	0305265F	GPS III SPACE SEGMENT	318,992	318,992
217	0305614F	JSPOC MISSION SYSTEM	54,645	54,645
218	0305881F	RAPID CYBER ACQUISITION	4,007	4,007
219	0305887F	INTELLIGENCE SUPPORT TO INFORMATION WARFARE	13,357	13,357
220	0305913F	NUDET DETECTION SYSTEM (SPACE)	64,965	64,965
221	0305940F	SPACE SITUATION AWARENESS OPERATIONS	19,586	19,586
223	0308699F	SHARED EARLY WARNING (SEW)	1,175	1,175
224	0401115F	C-130 AIRLIFT SQUADRON	5,000	5,000
225	0401119F	C-5 AIRLIFT SQUADRONS (IF)	35,115	35,115
226	0401130F	C-17 AIRCRAFT (IF)	99,225	99,225
227	0401132F	C-130J PROGRAM	30,652	30,652
228	0401134F	LARGE AIRCRAFT IR COUNTERMEASURES (LAIRCM)	7,758	7,758
229	0401139F	LIGHT MOBILITY AIRCRAFT (LIMA)	100	100
231	0401219F	KC-10S	24,022	24,022
232	0401314F	OPERATIONAL SUPPORT AIRLIFT	7,471	7,471
234	0408011F	SPECIAL TACTICS / COMBAT CONTROL	4,984	4,984
235	0702207F	DEPOT MAINTENANCE (NON-IF)	1,588	1,588
236	0708012F	LOGISTICS SUPPORT ACTIVITIES	577	577
237	0708610F	LOGISTICS INFORMATION TECHNOLOGY (LOGIT)	119,327	119,327
238	0708611F	SUPPORT SYSTEMS DEVELOPMENT	15,873	15,873
240	0804743F	OTHER FLIGHT TRAINING	349	349
242	0808716F	OTHER PERSONNEL ACTIVITIES	117	117
243	0901202F	JOINT PERSONNEL RECOVERY AGENCY	2,018	2,018
244	0901218F	CIVILIAN COMPENSATION PROGRAM	1,561	1,561
245	0901220F	PERSONNEL ADMINISTRATION	7,634	7,634
246	0901226F	AIR FORCE STUDIES AND ANALYSIS AGENCY	1,175	1,175
247	0901279F	FACILITIES OPERATION - ADMINISTRATIVE	3,491	3,491
248	0901538F	FINANCIAL MANAGEMENT INFORMATION SYSTEMS DEVELO	100,160	100,160
249A	999999999	CLASSIFIED PROGRAMS	11,172,183	11,172,183
		SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	15,867,972	15,866,472
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, AF	25,428,046	25,513,396
		RESEARCH, DEVELOPMENT, TEST & EVAL, DW		
		BASIC RESEARCH		
001	0601000BR	DTRA BASIC RESEARCH INITIATIVE	45,071	45,071
002	0601101E	DEFENSE RESEARCH SCIENCES	309,051	309,051
003	0601110D8Z	BASIC RESEARCH INITIATIVES	19,405	19,405
004	0601117E	BASIC OPERATIONAL MEDICAL RESEARCH SCIENCE	39,676	39,676
005	0601120D8Z	NATIONAL DEFENSE EDUCATION PROGRAM	87,979	87,979
006	0601384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	50,566	50,566
		SUBTOTAL, BASIC RESEARCH	551,748	551,748
		APPLIED RESEARCH		
007	0602000D8Z	JOINT MUNITIONS TECHNOLOGY	20,615	20,615
008	0602115E	BIOMEDICAL TECHNOLOGY	110,900	110,900
009	0602228D8Z	HISTORICALLY BLACK COLLEGES AND UNIVERSITIES (HBCU) S Program increase	0	10,000 [10,000]

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
010	0602234D8Z	LINCOLN LABORATORY RESEARCH PROGRAM	36,826	36,826
011	0602250D8Z	SYSTEMS 2020 APPLIED RESEARCH	7,898	7,898
012	0602303E	INFORMATION & COMMUNICATIONS TECHNOLOGY	392,421	392,421
013	0602304E	COGNITIVE COMPUTING SYSTEMS	30,424	30,424
015	0602383E	BIOLOGICAL WARFARE DEFENSE	19,236	19,236
016	0602384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	223,269	223,269
017	0602663D8Z	DATA TO DECISIONS APPLIED RESEARCH	13,753	13,753
018	0602668D8Z	CYBER SECURITY RESEARCH	18,985	18,985
019	0602670D8Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB)	6,771	6,771
020	0602702E	TACTICAL TECHNOLOGY	233,209	233,209
021	0602715E	MATERIALS AND BIOLOGICAL TECHNOLOGY	166,067	166,067
022	0602716E	ELECTRONICS TECHNOLOGY	222,416	222,416
023	0602718BR	WEAPONS OF MASS DESTRUCTION DEFEAT TECHNOLOGIES	172,352	172,352
024	1160401BB	SPECIAL OPERATIONS TECHNOLOGY DEVELOPMENT	28,739	28,739
		SUBTOTAL, APPLIED RESEARCH	1,703,881	1,713,881
		ADVANCED TECHNOLOGY DEVELOPMENT (ATD)		
025	0603000D8Z	JOINT MUNITIONS ADVANCED TECHNOLOGY	25,612	25,612
026	0603121D8Z	SO/LIC ADVANCED DEVELOPMENT	26,324	26,324
027	0603122D8Z	COMBATING TERRORISM TECHNOLOGY SUPPORT	77,144	77,144
028	0603160BR	COUNTERPROLIFERATION INITIATIVES - PROLIFERATION PRE	275,022	275,022
029	0603175C	BALLISTIC MISSILE DEFENSE TECHNOLOGY	79,975	79,975
031	0603225D8Z	JOINT DOD-DOE MUNITIONS TECHNOLOGY DEVELOPMENT	20,032	20,032
032	0603264S	AGILE TRANSPORTATION FOR THE 21ST CENTURY (AT21) - T	3,892	3,892
033	0603274C	SPECIAL PROGRAM - MDA TECHNOLOGY	36,685	36,685
034	0603286E	ADVANCED AEROSPACE SYSTEMS	174,316	149,316
		Program decrease		[-25,000]
035	0603287E	SPACE PROGRAMS AND TECHNOLOGY	159,704	159,704
036	0603384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM - ADVANCE	234,280	234,280
037	0603618D8Z	JOINT ELECTRONIC ADVANCED TECHNOLOGY	6,983	6,983
038	0603648D8Z	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS	158,263	158,263
039	0603662D8Z	NETWORKED COMMUNICATIONS CAPABILITIES	25,393	25,393
040	0603663D8Z	DATA TO DECISIONS ADVANCED TECHNOLOGY DEVELOPME	13,754	13,754
042	0603668D8Z	CYBER SECURITY ADVANCED RESEARCH	19,935	19,935
043	0603670D8Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB)	8,235	8,235
044	0603680D8Z	DEFENSE-WIDE MANUFACTURING SCIENCE AND TECHNOLO	21,966	21,966
045	0603699D8Z	EMERGING CAPABILITIES TECHNOLOGY DEVELOPMENT	24,662	24,662
047	0603712S	GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS	24,605	24,605
048	0603713S	DEPLOYMENT AND DISTRIBUTION ENTERPRISE TECHNOLOGY	30,678	30,678
049	0603716D8Z	STRATEGIC ENVIRONMENTAL RESEARCH PROGRAM	65,282	65,282
050	0603720S	MICROELECTRONICS TECHNOLOGY DEVELOPMENT AND SUP	72,234	82,234
		Program increase		[10,000]
051	0603727D8Z	JOINT WARFIGHTING PROGRAM	8,403	8,403
052	0603739E	ADVANCED ELECTRONICS TECHNOLOGIES	111,008	111,008
054	0603760E	COMMAND, CONTROL AND COMMUNICATIONS SYSTEMS	237,859	212,859
		Program reduction		[-25,000]
055	0603765E	CLASSIFIED DARPA PROGRAMS	3,000	3,000
056	0603766E	NETWORK-CENTRIC WARFARE TECHNOLOGY	236,883	236,883
057	0603767E	SENSOR TECHNOLOGY	299,438	299,438

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
058	0603769SE	DISTRIBUTED LEARNING ADVANCED TECHNOLOGY DEVELOP	12,195	12,195
059	0603781D8Z	SOFTWARE ENGINEERING INSTITUTE	30,036	30,036
060	0603826D8Z	QUICK REACTION SPECIAL PROJECTS	107,002	107,002
062	0603828J	JOINT EXPERIMENTATION	21,230	21,230
063	0603832D8Z	DOD MODELING AND SIMULATION MANAGEMENT OFFICE	47,433	47,433
064	0603901C	DIRECTED ENERGY RESEARCH Program increase	46,944	76,944 [30,000]
065	0603902C	NEXT GENERATION AEGIS MISSILE	224,077	224,077
066	0603941D8Z	TEST & EVALUATION SCIENCE & TECHNOLOGY	92,602	92,602
068	0604055D8Z	OPERATIONAL ENERGY CAPABILITY IMPROVEMENT	26,244	26,244
069	0303310D8Z	CWMD SYSTEMS	53,946	53,946
070	1160402BB	SPECIAL OPERATIONS ADVANCED TECHNOLOGY DEVELOPM	45,317	45,317
071	1160422BB	AVIATION ENGINEERING ANALYSIS	861	861
072	1160472BB	SOF INFORMATION AND BROADCAST SYSTEMS ADVANCED T	4,959	4,959
		SUBTOTAL, ADVANCED TECHNOLOGY DEVELOPMENT (AT	3,194,413	3,184,413
		ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES		
073	0603161D8Z	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPM	33,234	33,234
074	0603527D8Z	RETRACT LARCH	21,023	21,023
075	0603600D8Z	WALKOFF	94,624	94,624
077	0603714D8Z	ADVANCED SENSOR APPLICATIONS PROGRAM	16,958	16,958
078	0603851D8Z	ENVIRONMENTAL SECURITY TECHNICAL CERTIFICATION PRO	75,941	75,941
079	0603881C	BALLISTIC MISSILE DEFENSE TERMINAL DEFENSE SEGMENT	316,929	316,929
080	0603882C	BALLISTIC MISSILE DEFENSE MIDCOURSE DEFENSE SEGMENT East Coast site planning and development, and EIS work Program increase	903,172	1,363,172 [103,000] [357,000]
081	0603884BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM - DEM/VAL	179,023	179,023
082	0603884C	BALLISTIC MISSILE DEFENSE SENSORS	347,012	347,012
084	0603890C	BMD ENABLING PROGRAMS	362,711	362,711
085	0603891C	SPECIAL PROGRAMS - MDA	272,387	272,387
086	0603892C	AEGIS BMD	992,407	992,407
087	0603893C	SPACE TRACKING & SURVEILLANCE SYSTEM	51,313	51,313
088	0603895C	BALLISTIC MISSILE DEFENSE SYSTEM SPACE PROGRAMS	6,912	6,912
089	0603896C	BALLISTIC MISSILE DEFENSE COMMAND AND CONTROL, BAT	366,552	366,552
090	0603898C	BALLISTIC MISSILE DEFENSE JOINT WARFIGHTER SUPPORT	55,550	55,550
091	0603904C	MISSILE DEFENSE INTEGRATION & OPERATIONS CENTER (M	63,043	63,043
092	0603906C	REGARDING TRENCH	11,371	11,371
093	0603907C	SEA BASED X-BAND RADAR (SBX)	9,730	9,730
094	0603913C	ISRAELI COOPERATIVE PROGRAMS Increase to DSWS, ASIP, Arrow-3 cooperative programs	99,836	267,836 [168,000]
095	0603914C	BALLISTIC MISSILE DEFENSE TEST	454,400	454,400
096	0603915C	BALLISTIC MISSILE DEFENSE TARGETS	435,747	435,747
097	0603920D8Z	HUMANITARIAN DEMINING	13,231	13,231
098	0603923D8Z	COALITION WARFARE	11,398	11,398
099	0604016D8Z	DEPARTMENT OF DEFENSE CORROSION PROGRAM	3,283	3,283
100	0604400D8Z	DEPARTMENT OF DEFENSE (DOD) UNMANNED AIRCRAFT SY	12,368	12,368
101	0604670D8Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB	5,131	5,131
104	0604787J	JOINT SYSTEMS INTEGRATION	3,273	3,273
106	0604828J	JOINT FIRES INTEGRATION AND INTEROPERABILITY TEAM	7,364	7,364

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
107	0604880C	LAND-BASED SM-3 (LBSM3)	276,338	276,338
108	0604881C	AEGIS SM-3 BLOCK IIA CO-DEVELOPMENT	420,630	420,630
109	0604883C	PRECISION TRACKING SPACE SENSOR RDT&E Project decrease to support technology development	297,375	50,000 [-247,375]
111	0604886C	ADVANCED REMOTE SENSOR TECHNOLOGY (ARST)	58,742	58,742
113	0303191D8Z	JOINT ELECTROMAGNETIC TECHNOLOGY (JET) PROGRAM	3,158	3,158
		SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PR	6,282,166	6,662,791
		SYSTEM DEVELOPMENT AND DEMONSTRATION (SDD)		
115	0604161D8Z	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPM	6,817	6,817
116	0604165D8Z	PROMPT GLOBAL STRIKE CAPABILITY DEVELOPMENT	110,383	110,383
117	0604384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM - EMD	311,071	311,071
119	0604764K	ADVANCED IT SERVICES JOINT PROGRAM OFFICE (AITS-JPO)	25,787	25,787
120	0604771D8Z	JOINT TACTICAL INFORMATION DISTRIBUTION SYSTEM (JTID)	20,688	20,688
121	0605000BR	WEAPONS OF MASS DESTRUCTION DEFEAT CAPABILITIES	5,749	5,749
122	0605013BL	INFORMATION TECHNOLOGY DEVELOPMENT	12,699	12,699
125	0605021SE	HOMELAND PERSONNEL SECURITY INITIATIVE	387	387
126	0605022D8Z	DEFENSE EXPORTABILITY PROGRAM	1,859	1,859
127	0605027D8Z	OUS(D) IT DEVELOPMENT INITIATIVES	7,010	7,010
128	0605070S	DOD ENTERPRISE SYSTEMS DEVELOPMENT AND DEMONSTR	133,104	133,104
129	0605075D8Z	DCMO POLICY AND INTEGRATION	25,269	25,269
131	0605210D8Z	DEFENSE-WIDE ELECTRONIC PROCUREMENT CAPABILITIES	10,238	10,238
132	0303141K	GLOBAL COMBAT SUPPORT SYSTEM	19,670	19,670
133	0305304D8Z	DOD ENTERPRISE ENERGY INFORMATION MANAGEMENT (E SUBTOTAL, SYSTEM DEVELOPMENT AND DEMONSTRATIO	3,556 694,287	3,556 694,287
		RDT&E MANAGEMENT SUPPORT		
135	0604774D8Z	DEFENSE READINESS REPORTING SYSTEM (DRRS)	6,383	6,383
136	0604875D8Z	JOINT SYSTEMS ARCHITECTURE DEVELOPMENT	3,845	3,845
137	0604940D8Z	CENTRAL TEST AND EVALUATION INVESTMENT DEVELOPME	144,109	144,109
138	0604942D8Z	ASSESSMENTS AND EVALUATIONS	2,419	2,419
139	0604943D8Z	THERMAL VICAR	8,214	8,214
140	0605100D8Z	JOINT MISSION ENVIRONMENT TEST CAPABILITY (JMETC)	19,380	19,380
141	0605104D8Z	TECHNICAL STUDIES, SUPPORT AND ANALYSIS	32,266	32,266
142	0605110D8Z	USD(A&T)--CRITICAL TECHNOLOGY SUPPORT	840	840
143	0605117D8Z	FOREIGN MATERIEL ACQUISITION AND EXPLOITATION	56,012	56,012
144	0605126J	JOINT INTEGRATED AIR AND MISSILE DEFENSE ORGANIZATIO	55,508	55,508
146	0605130D8Z	FOREIGN COMPARATIVE TESTING	18,174	18,174
147	0605142D8Z	SYSTEMS ENGINEERING	43,195	43,195
148	0605151D8Z	STUDIES AND ANALYSIS SUPPORT - OSD	6,457	6,457
149	0605161D8Z	NUCLEAR MATTERS-PHYSICAL SECURITY	4,901	4,901
150	0605170D8Z	SUPPORT TO NETWORKS AND INFORMATION INTEGRATION	6,307	6,307
151	0605200D8Z	GENERAL SUPPORT TO USD (INTELLIGENCE)	6,601	6,601
152	0605384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	92,849	92,849
159	0605790D8Z	SMALL BUSINESS INNOVATION RESEARCH (SBIR)/ SMALL BU	1,857	1,857
160	0605798D8Z	DEFENSE TECHNOLOGY ANALYSIS	12,056	12,056
162	0605801KA	DEFENSE TECHNICAL INFORMATION CENTER (DTIC)	55,454	55,454
163	0605803SE	R&D IN SUPPORT OF DOD ENLISTMENT, TESTING AND EVAL	16,364	16,364
164	0605804D8Z	DEVELOPMENT TEST AND EVALUATION	15,110	15,110
166	0605898E	MANAGEMENT HQ - R&D	69,767	69,767

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
167	0606100D8Z	BUDGET AND PROGRAM ASSESSMENTS	4,454	4,454
169	0203345D8Z	DEFENSE OPERATIONS SECURITY INITIATIVE (DOSI)	2,637	2,637
174	0303166J	SUPPORT TO INFORMATION OPERATIONS (IO) CAPABILITIES	8,238	8,238
176	0305103E	CYBER SECURITY INITIATIVE	1,801	1,801
177	0305193D8Z	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	16,041	16,041
180	0804767D8Z	COCOM EXERCISE ENGAGEMENT AND TRAINING TRANSFOR	77,475	77,475
182	0901598C	MANAGEMENT HQ - MDA	34,855	34,855
183	0901598D8W	MANAGEMENT HEADQUARTERS WHS	104	104
184A	9999999999	CLASSIFIED PROGRAMS	64,255	64,255
		SUBTOTAL, RDT&E MANAGEMENT SUPPORT	887,928	887,928
		OPERATIONAL SYSTEMS DEVELOPMENT		
185	0604130V	ENTERPRISE SECURITY SYSTEM (ESS)	8,866	8,866
186	0605127T	REGIONAL INTERNATIONAL OUTREACH (RIO) AND PARTNERS	3,238	3,238
187	0605147T	OVERSEAS HUMANITARIAN ASSISTANCE SHARED INFORMAT	288	288
188	0607384BP	CHEMICAL AND BIOLOGICAL DEFENSE (OPERATIONAL SYSTE	14,745	14,745
190	0607828J	JOINT INTEGRATION AND INTEROPERABILITY	5,013	5,013
191	0208043J	PLANNING AND DECISION AID SYSTEM (PDAS)	3,922	3,922
192	0208045K	C4I INTEROPERABILITY	72,574	72,574
194	0301144K	JOINT/ALLIED COALITION INFORMATION SHARING	6,214	6,214
201	0302016K	NATIONAL MILITARY COMMAND SYSTEM-WIDE SUPPORT	499	499
202	0302019K	DEFENSE INFO INFRASTRUCTURE ENGINEERING AND INTEGR	14,498	14,498
203	0303126K	LONG-HAUL COMMUNICATIONS - DCS	26,164	26,164
204	0303131K	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NET	12,931	12,931
205	0303135G	PUBLIC KEY INFRASTRUCTURE (PKI)	6,296	6,296
206	0303136G	KEY MANAGEMENT INFRASTRUCTURE (KMI)	30,948	30,948
207	0303140D8Z	INFORMATION SYSTEMS SECURITY PROGRAM	11,780	11,780
208	0303140G	INFORMATION SYSTEMS SECURITY PROGRAM	191,452	241,452
		Program increase		[50,000]
211	0303150K	GLOBAL COMMAND AND CONTROL SYSTEM	36,575	46,575
		Program increase		[10,000]
212	0303153K	DEFENSE SPECTRUM ORGANIZATION	24,278	24,278
213	0303170K	NET-CENTRIC ENTERPRISE SERVICES (NCES)	2,924	2,924
214	0303260D8Z	DEFENSE MILITARY DECEPTION PROGRAM OFFICE (DMDPO)	1,294	1,294
215	0303610K	TELEPORT PROGRAM	6,050	6,050
217	0304210BB	SPECIAL APPLICATIONS FOR CONTINGENCIES	17,058	17,058
222	0305103K	CYBER SECURITY INITIATIVE	4,189	4,189
223	0305125D8Z	CRITICAL INFRASTRUCTURE PROTECTION (CIP)	10,462	10,462
227	0305186D8Z	POLICY R&D PROGRAMS	6,360	6,360
229	0305199D8Z	NET CENTRICITY	21,190	21,190
232	0305208BB	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	7,114	7,714
		Program increase		[600]
235	0305208K	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	3,247	3,247
237	0305219BB	MQ-1 PREDATOR A UAV	1,355	1,355
240	0305387D8Z	HOMELAND DEFENSE TECHNOLOGY TRANSFER PROGRAM	2,303	2,303
241	0305600D8Z	INTERNATIONAL INTELLIGENCE TECHNOLOGY AND ARCHITE	1,478	1,478
249	0708011S	INDUSTRIAL PREPAREDNESS	27,044	27,044
250	0708012S	LOGISTICS SUPPORT ACTIVITIES	4,711	4,711
251	0902298J	MANAGEMENT HQ - OJCS	4,100	4,100

SEC. 4201. RESEARCH, DEVELOPMENT, TEST AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
253	1105219BB	MQ-9 UAV	3,002	3,002
257	1160403BB	SPECIAL OPERATIONS AVIATION SYSTEMS ADVANCED DEVEL	97,267	97,267
258	1160404BB	SPECIAL OPERATIONS TACTICAL SYSTEMS DEVELOPMENT	821	821
259	1160405BB	SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOPMEN	25,935	25,935
260	1160408BB	SOF OPERATIONAL ENHANCEMENTS	51,700	51,700
261	1160421BB	SPECIAL OPERATIONS CV-22 DEVELOPMENT	1,822	1,822
262	1160427BB	MISSION TRAINING AND PREPARATION SYSTEMS (MTPS)	10,131	10,131
263	1160429BB	AC/MC-130J	19,647	19,647
264	1160474BB	SOF COMMUNICATIONS EQUIPMENT AND ELECTRONICS SYS	2,225	2,225
265	1160476BB	SOF TACTICAL RADIO SYSTEMS	3,036	3,036
266	1160477BB	SOF WEAPONS SYSTEMS	1,511	1,511
267	1160478BB	SOF SOLDIER PROTECTION AND SURVIVAL SYSTEMS	4,263	4,263
268	1160479BB	SOF VISUAL AUGMENTATION, LASERS AND SENSOR SYSTEMS	4,448	4,448
269	1160480BB	SOF TACTICAL VEHICLES	11,325	11,325
270	1160481BB	SOF MUNITIONS	1,515	1,515
271	1160482BB	SOF ROTARY WING AVIATION	24,430	24,430
272	1160483BB	SOF UNDERWATER SYSTEMS	26,405	61,405
		Program increase		[35,000]
273	1160484BB	SOF SURFACE CRAFT	8,573	8,573
275	1160489BB	SOF GLOBAL VIDEO SURVEILLANCE ACTIVITIES	7,620	7,620
276	1160490BB	SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE	16,386	16,386
276A	999999999	CLASSIFIED PROGRAMS	3,754,516	3,774,416
		Program increases		[10,000]
		Program increases		[9,900]
		SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	4,667,738	4,783,238
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, DW	17,982,161	18,478,286
		OPERATIONAL TEST & EVAL, DEFENSE		
		RDT&E MANAGEMENT SUPPORT		
001	0605118OTE	OPERATIONAL TEST AND EVALUATION	72,501	107,501
		Program increase for DOT&E cyber - range operations		[25,000]
		Program increase for DOT&E cyber - threat development and assessment		[10,000]
002	0605131OTE	LIVE FIRE TEST AND EVALUATION	49,201	49,201
003	0605814OTE	OPERATIONAL TEST ACTIVITIES AND ANALYSES	63,566	63,566
		SUBTOTAL, RDT&E MANAGEMENT SUPPORT	185,268	220,268
		TOTAL, OPERATIONAL TEST & EVAL, DEFENSE	185,268	220,268
		TOTAL RESEARCH, DEVELOPMENT, TEST AND EVALUATION	69,407,767	70,387,656

SEC. 4202. RESEARCH, DEVELOPMENT, TEST AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS.

**SEC. 4202. RESEARCH, DEVELOPMENT, TEST AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)**

Line	Program Element	Item	FY 2013 Request	House Authorized
		RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY		
		ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES		
060	0603747A	SOLDIER SUPPORT AND SURVIVABILITY	19,860	19,860
		SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PR	19,860	19,860
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY	19,860	19,860
		RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY		
		ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES		
056	0603654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	4,600	4,600
		SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PR	4,600	4,600
		SYSTEM DEVELOPMENT & DEMONSTRATION		
131	0604771N	MEDICAL DEVELOPMENT	2,173	2,173
		SUBTOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION	2,173	2,173
		RDT&E MANAGEMENT SUPPORT		
160	0605866N	NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT	5,200	5,200
		SUBTOTAL, RDT&E MANAGEMENT SUPPORT	5,200	5,200
		OPERATIONAL SYSTEMS DEVELOPMENT		
195	0206624M	MARINE CORPS COMBAT SERVICES SUPPORT	6,762	6,762
221	0305233N	RQ-7 UAV	7,600	7,600
230A	9999999999	CLASSIFIED PROGRAMS	33,784	33,784
		SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	48,146	48,146
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY	60,119	60,119
		RESEARCH, DEVELOPMENT, TEST & EVAL, AF		
		OPERATIONAL SYSTEMS DEVELOPMENT		
249A	9999999999	CLASSIFIED PROGRAMS	53,150	53,150
		SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	53,150	53,150
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, AF	53,150	53,150
		RESEARCH, DEVELOPMENT, TEST & EVAL, DW		
		APPLIED RESEARCH		
009	0602228D8Z	HISTORICALLY BLACK COLLEGES AND UNIVERSITIES (HBCU) S Program increase	0	10,000 [10,000]
		SUBTOTAL, APPLIED RESEARCH	0	10,000
		ADVANCED TECHNOLOGY DEVELOPMENT (ATD)		
027	0603122D8Z	COMBATING TERRORISM TECHNOLOGY SUPPORT Program increase	0	25,000 [25,000]
		SUBTOTAL, ADVANCED TECHNOLOGY DEVELOPMENT (AT	0	25,000
		ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES		
094	0603913C	ISRAELI COOPERATIVE PROGRAMS Iron Dome	0	680,000 [680,000]
102	0604775D8Z	DEFENSE RAPID INNOVATION PROGRAM Program increase	0	200,000 [200,000]
		SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PR	0	880,000
		OPERATIONAL SYSTEMS DEVELOPMENT		

SEC. 4202. RESEARCH, DEVELOPMENT, TEST AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	House Authorized
239	0305231BB	MQ-8 UAV	5,000	5,000
276A	999999999	CLASSIFIED PROGRAMS	107,387	107,387
		SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	112,387	112,387
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, DW	112,387	1,027,387
TOTAL RESEARCH, DEVELOPMENT, TEST AND EVALUATION			245,516	1,160,516

TITLE XLIII—OPERATION AND MAINTENANCE

SEC. 4301. OPERATION AND MAINTENANCE.

SEC. 4301. OPERATION AND MAINTENANCE			
(In Thousands of Dollars)			
Line	Item	FY 2013 Request	House Authorized
OPERATION & MAINTENANCE, ARMY			
OPERATING FORCES			
010	MANEUVER UNITS	1,223,087	1,223,087
020	MODULAR SUPPORT BRIGADES	80,574	80,574
030	ECHELONS ABOVE BRIGADE	723,039	723,039
040	THEATER LEVEL ASSETS	706,974	706,974
050	LAND FORCES OPERATIONS SUPPORT	1,226,650	1,226,650
060	AVIATION ASSETS	1,319,832	1,319,832
070	FORCE READINESS OPERATIONS SUPPORT	3,447,174	3,447,174
080	LAND FORCES SYSTEMS READINESS	454,774	454,774
090	LAND FORCES DEPOT MAINTENANCE	1,762,757	1,762,757
100	BASE OPERATIONS SUPPORT	7,401,613	7,401,613
110	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	3,041,074	3,234,674
	Realignment to Cemeterial Expenses, Army		[-25,000]
	Restoration and Modernization of Facilities		[218,600]
120	MANAGEMENT AND OPERATIONAL HQ'S	410,171	410,171
130	COMBATANT COMMANDERS CORE OPERATIONS	177,819	177,819
170	COMBATANT COMMANDERS ANCILLARY MISSIONS	461,333	461,333
	SUBTOTAL, OPERATING FORCES	22,436,871	22,630,471
MOBILIZATION			
180	STRATEGIC MOBILITY	405,496	405,496
190	ARMY PREPOSITIONING STOCKS	195,349	195,349
200	INDUSTRIAL PREPAREDNESS	6,379	6,379
	SUBTOTAL, MOBILIZATION	607,224	607,224
TRAINING AND RECRUITING			
210	OFFICER ACQUISITION	112,866	112,866
220	RECRUIT TRAINING	73,265	73,265
230	ONE STATION UNIT TRAINING	51,227	51,227
240	SENIOR RESERVE OFFICERS TRAINING CORPS	443,306	443,306
250	SPECIALIZED SKILL TRAINING	1,099,556	1,099,556
260	FLIGHT TRAINING	1,130,627	1,130,627
270	PROFESSIONAL DEVELOPMENT EDUCATION	191,683	191,683
280	TRAINING SUPPORT	652,095	652,095
290	RECRUITING AND ADVERTISING	507,510	507,510
300	EXAMINING	156,964	156,964
310	OFF-DUTY AND VOLUNTARY EDUCATION	244,343	244,343
320	CIVILIAN EDUCATION AND TRAINING	212,477	212,477
330	JUNIOR ROTC	182,691	182,691
	SUBTOTAL, TRAINING AND RECRUITING	5,058,610	5,058,610
ADMIN & SRVWIDE ACTIVITIES			
350	SERVICEWIDE TRANSPORTATION	601,331	601,331
360	CENTRAL SUPPLY ACTIVITIES	741,324	741,324

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
370	LOGISTIC SUPPORT ACTIVITIES	610,136	610,136
380	AMMUNITION MANAGEMENT	478,707	478,707
390	ADMINISTRATION	556,307	556,307
400	SERVICEWIDE COMMUNICATIONS	1,547,925	1,547,925
410	MANPOWER MANAGEMENT	362,205	362,205
420	OTHER PERSONNEL SUPPORT	220,754	220,754
430	OTHER SERVICE SUPPORT	1,153,556	1,150,509
	Army Museum Funding (Early to need)		[-3,047]
440	ARMY CLAIMS ACTIVITIES	250,970	250,970
450	REAL ESTATE MANAGEMENT	222,351	222,351
460	BASE OPERATIONS SUPPORT	222,379	222,379
470	SUPPORT OF NATO OPERATIONS	459,710	459,710
480	MISC. SUPPORT OF OTHER NATIONS	25,637	25,637
490	CLASSIFIED PROGRAMS	1,052,595	1,052,595
	SUBTOTAL, ADMIN & SRVWIDE ACTIVITIES	8,505,887	8,502,840
	UNDISTRIBUTED ADJUSTMENTS		
500	UNDISTRIBUTED ADJUSTMENTS	0	-350,700
	Army Medical Evacuation Paramedic Certification Training		[5,000]
	Historical unobligated balances		[-289,200]
	Overestimate of Foreign Currency Fluctuation Costs		[-66,500]
	SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS	0	-350,700
	TOTAL, OPERATION & MAINTENANCE, ARMY	36,608,592	36,448,445
	OPERATION & MAINTENANCE, NAVY		
	OPERATING FORCES		
010	MISSION AND OTHER FLIGHT OPERATIONS	4,918,144	4,927,144
	Cruiser Retention		[9,000]
020	FLEET AIR TRAINING	1,886,825	1,886,825
030	AVIATION TECHNICAL DATA & ENGINEERING SERVICES	44,032	44,032
040	AIR OPERATIONS AND SAFETY SUPPORT	101,565	101,565
050	AIR SYSTEMS SUPPORT	374,827	374,827
060	AIRCRAFT DEPOT MAINTENANCE	960,802	960,802
070	AIRCRAFT DEPOT OPERATIONS SUPPORT	37,545	37,545
080	AVIATION LOGISTICS	328,805	328,805
090	MISSION AND OTHER SHIP OPERATIONS	4,686,535	4,711,185
	Cruiser Retention		[24,650]
100	SHIP OPERATIONS SUPPORT & TRAINING	769,204	769,204
110	SHIP DEPOT MAINTENANCE	5,089,981	5,157,944
	Cruiser Retention		[67,963]
120	SHIP DEPOT OPERATIONS SUPPORT	1,315,366	1,329,237
	Cruiser Retention		[13,871]
130	COMBAT COMMUNICATIONS	619,909	619,909
140	ELECTRONIC WARFARE	92,364	92,364
150	SPACE SYSTEMS AND SURVEILLANCE	174,437	174,437
160	WARFARE TACTICS	441,035	441,035
170	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY	333,554	333,554

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
180	COMBAT SUPPORT FORCES	910,087	910,087
190	EQUIPMENT MAINTENANCE	167,158	167,158
200	DEPOT OPERATIONS SUPPORT	4,183	4,183
210	COMBATANT COMMANDERS CORE OPERATIONS	95,528	95,528
220	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	204,569	204,569
230	CRUISE MISSILE	111,884	111,884
240	FLEET BALLISTIC MISSILE	1,181,038	1,181,038
250	IN-SERVICE WEAPONS SYSTEMS SUPPORT	87,606	87,606
260	WEAPONS MAINTENANCE	519,583	519,583
270	OTHER WEAPON SYSTEMS SUPPORT	300,435	300,435
280	ENTERPRISE INFORMATION	1,077,924	1,077,924
290	SUSTAINMENT, RESTORATION AND MODERNIZATION	2,101,279	2,155,879
	Restoration and Modernization of Facilities		[54,600]
300	BASE OPERATING SUPPORT	4,822,093	4,822,093
	SUBTOTAL, OPERATING FORCES	33,758,297	33,928,381
	MOBILIZATION		
310	SHIP PREPOSITIONING AND SURGE	334,659	334,659
320	AIRCRAFT ACTIVATIONS/INACTIVATIONS	6,562	6,562
330	SHIP ACTIVATIONS/INACTIVATIONS	1,066,329	587,329
	Cruiser Retention		[-9,000]
	Fiscal year 2013 portion of USS ENTERPRISE Inactivation Costs		[-470,000]
340	EXPEDITIONARY HEALTH SERVICES SYSTEMS	83,901	83,901
350	INDUSTRIAL READINESS	2,695	2,695
360	COAST GUARD SUPPORT	23,502	23,502
	SUBTOTAL, MOBILIZATION	1,517,648	1,038,648
	TRAINING AND RECRUITING		
370	OFFICER ACQUISITION	147,807	147,807
380	RECRUIT TRAINING	10,473	10,473
390	RESERVE OFFICERS TRAINING CORPS	139,220	139,220
400	SPECIALIZED SKILL TRAINING	582,177	582,177
410	FLIGHT TRAINING	5,456	5,456
420	PROFESSIONAL DEVELOPMENT EDUCATION	170,746	170,746
430	TRAINING SUPPORT	153,403	153,403
440	RECRUITING AND ADVERTISING	241,329	242,267
	Naval Sea Cadet Corps		[938]
450	OFF-DUTY AND VOLUNTARY EDUCATION	108,226	108,226
460	CIVILIAN EDUCATION AND TRAINING	105,776	105,776
470	JUNIOR ROTC	51,817	51,817
	SUBTOTAL, TRAINING AND RECRUITING	1,716,430	1,717,368
	ADMIN & SRVWD ACTIVITIES		
480	ADMINISTRATION	797,177	797,177
490	EXTERNAL RELATIONS	12,872	12,872
500	CIVILIAN MANPOWER AND PERSONNEL MANAGEMENT	120,181	120,181
510	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	235,753	235,753
520	OTHER PERSONNEL SUPPORT	263,060	263,060
530	SERVICEWIDE COMMUNICATIONS	363,213	363,213

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
550	SERVICEWIDE TRANSPORTATION	182,343	182,343
570	PLANNING, ENGINEERING AND DESIGN	282,464	282,464
580	ACQUISITION AND PROGRAM MANAGEMENT	1,092,123	1,092,123
590	HULL, MECHANICAL AND ELECTRICAL SUPPORT	53,560	53,560
600	COMBAT/WEAPONS SYSTEMS	25,299	25,299
610	SPACE AND ELECTRONIC WARFARE SYSTEMS	64,418	64,418
620	NAVAL INVESTIGATIVE SERVICE	580,042	580,042
680	INTERNATIONAL HEADQUARTERS AND AGENCIES	4,984	4,984
710	CLASSIFIED PROGRAMS	537,079	537,079
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	4,614,568	4,614,568
	UNDISTRIBUTED ADJUSTMENTS		
720	UNDISTRIBUTED ADJUSTMENTS	0	-166,400
	Historical unobligated balances		[-166,400]
	SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS	0	-166,400
	TOTAL, OPERATION & MAINTENANCE, NAVY	41,606,943	41,132,565
	OPERATION & MAINTENANCE, MARINE CORPS		
	OPERATING FORCES		
010	OPERATIONAL FORCES	788,055	788,055
020	FIELD LOGISTICS	762,614	762,614
030	DEPOT MAINTENANCE	168,447	168,447
040	MARITIME PREPOSITIONING	100,374	100,374
050	SUSTAINMENT, RESTORATION & MODERNIZATION	825,039	847,839
	Restoration and Modernization of Facilities		[22,800]
060	BASE OPERATING SUPPORT	2,188,883	2,188,883
	SUBTOTAL, OPERATING FORCES	4,833,412	4,856,212
	TRAINING AND RECRUITING		
070	RECRUIT TRAINING	18,251	18,251
080	OFFICER ACQUISITION	869	869
090	SPECIALIZED SKILL TRAINING	80,914	80,914
100	PROFESSIONAL DEVELOPMENT EDUCATION	42,744	42,744
110	TRAINING SUPPORT	292,150	292,150
120	RECRUITING AND ADVERTISING	168,609	178,609
	Recruiting and advertising		[10,000]
130	OFF-DUTY AND VOLUNTARY EDUCATION	56,865	56,865
140	JUNIOR ROTC	19,912	19,912
	SUBTOTAL, TRAINING AND RECRUITING	680,314	690,314
	ADMIN & SRVWD ACTIVITIES		
150	SERVICEWIDE TRANSPORTATION	39,962	39,962
170	ACQUISITION AND PROGRAM MANAGEMENT	83,404	83,404
190	CLASSIFIED PROGRAMS	346,071	346,071
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	469,437	469,437
	UNDISTRIBUTED ADJUSTMENTS		
200	UNDISTRIBUTED ADJUSTMENTS	0	-23,900
	Historical unobligated balances		[-23,900]
	SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS	0	-23,900

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
	TOTAL, OPERATION & MAINTENANCE, MARINE CORPS	5,983,163	5,992,063
	OPERATION & MAINTENANCE, AIR FORCE		
	OPERATING FORCES		
010	PRIMARY COMBAT FORCES	2,973,141	2,973,141
020	COMBAT ENHANCEMENT FORCES	1,611,032	1,747,587
	C-130 Sustainment		[3,555]
	Global Hawk Block 30		[133,000]
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS)	1,472,806	1,472,806
040	DEPOT MAINTENANCE	5,545,470	5,545,470
050	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	1,353,987	1,569,487
	Restoration and Modernization of Facilities		[215,500]
060	BASE SUPPORT	2,595,032	2,595,032
070	GLOBAL C3I AND EARLY WARNING	957,040	957,040
080	OTHER COMBAT OPS SPT PROGRAMS	916,200	916,200
100	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES	733,716	733,716
110	LAUNCH FACILITIES	314,490	314,490
120	SPACE CONTROL SYSTEMS	488,762	488,762
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	862,979	862,979
140	COMBATANT COMMANDERS CORE OPERATIONS	222,429	222,429
	SUBTOTAL, OPERATING FORCES	20,047,084	20,399,139
	MOBILIZATION		
150	AIRLIFT OPERATIONS	1,785,379	1,785,379
160	MOBILIZATION PREPAREDNESS	154,049	154,049
170	DEPOT MAINTENANCE	1,477,396	1,477,396
180	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	309,699	309,699
190	BASE SUPPORT	707,574	707,574
	SUBTOTAL, MOBILIZATION	4,434,097	4,434,097
	TRAINING AND RECRUITING		
200	OFFICER ACQUISITION	115,427	115,427
210	RECRUIT TRAINING	17,619	17,619
220	RESERVE OFFICERS TRAINING CORPS (ROTC)	92,949	92,949
230	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	336,433	336,433
240	BASE SUPPORT	842,441	842,441
250	SPECIALIZED SKILL TRAINING	482,634	482,634
260	FLIGHT TRAINING	750,609	750,609
270	PROFESSIONAL DEVELOPMENT EDUCATION	235,114	235,114
280	TRAINING SUPPORT	101,231	101,231
290	DEPOT MAINTENANCE	233,330	233,330
310	RECRUITING AND ADVERTISING	130,217	130,217
320	EXAMINING	2,738	2,738
330	OFF-DUTY AND VOLUNTARY EDUCATION	155,170	155,170
340	CIVILIAN EDUCATION AND TRAINING	175,147	175,147
350	JUNIOR ROTC	74,809	74,809
	SUBTOTAL, TRAINING AND RECRUITING	3,745,868	3,745,868
	ADMIN & SRVWD ACTIVITIES		
360	LOGISTICS OPERATIONS	1,029,734	1,029,734

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
370	TECHNICAL SUPPORT ACTIVITIES	913,843	913,843
390	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	303,610	303,610
400	BASE SUPPORT	1,266,800	1,266,800
410	ADMINISTRATION	587,654	587,654
420	SERVICEWIDE COMMUNICATIONS	667,910	667,910
430	OTHER SERVICEWIDE ACTIVITIES	1,094,509	1,094,509
440	CIVIL AIR PATROL	23,904	23,904
470	INTERNATIONAL SUPPORT	81,307	81,307
480	CLASSIFIED PROGRAMS	1,239,040	1,239,040
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	7,208,311	7,208,311
	UNDISTRIBUTED ADJUSTMENTS		
490	UNDISTRIBUTED ADJUSTMENTS	0	-173,700
	Historical unobligated balances		[-141,700]
	Overestimate of Foreign Currency Fluctuation Costs		[-32,000]
	SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS	0	-173,700
	TOTAL, OPERATION & MAINTENANCE, AIR FORCE	35,435,360	35,613,715
	OPERATION & MAINTENANCE, DEFENSE-WIDE OPERATING FORCES		
010	JOINT CHIEFS OF STAFF	485,708	485,708
020	SPECIAL OPERATIONS COMMAND	0	5,091,001
	Transfer from line 025		[5,091,001]
025	CLASSIFIED PROGRAMS	5,091,001	0
	Transfer to Line 020		[-5,091,001]
	SUBTOTAL, OPERATING FORCES	5,576,709	5,576,709
	TRAINING AND RECRUITING		
030	DEFENSE ACQUISITION UNIVERSITY	147,210	147,210
040	NATIONAL DEFENSE UNIVERSITY	84,999	84,999
	SUBTOTAL, TRAINING AND RECRUITING	232,209	232,209
	ADMIN & SRVWD ACTIVITIES		
050	CIVIL MILITARY PROGRAMS	161,294	161,294
080	DEFENSE CONTRACT AUDIT AGENCY	573,973	573,973
090	DEFENSE CONTRACT MANAGEMENT AGENCY	1,293,196	1,293,196
100	DEFENSE FINANCE AND ACCOUNTING SERVICE	17,513	17,513
110	DEFENSE HUMAN RESOURCES ACTIVITY	676,186	676,186
120	DEFENSE INFORMATION SYSTEMS AGENCY	1,346,847	1,346,847
140	DEFENSE LEGAL SERVICES AGENCY	35,137	35,137
150	DEFENSE LOGISTICS AGENCY	431,893	431,893
160	DEFENSE MEDIA ACTIVITY	224,013	224,013
170	DEFENSE POW/MIA OFFICE	21,964	21,964
180	DEFENSE SECURITY COOPERATION AGENCY	557,917	557,917
190	DEFENSE SECURITY SERVICE	0	506,662
	Transfer from Line 280		[506,662]
200	DEFENSE TECHNOLOGY SECURITY ADMINISTRATION	35,319	35,319
210	DEFENSE THREAT REDUCTION AGENCY	0	443,382
	Transfer from Line 280		[443,382]

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
220	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY	2,744,971	2,744,971
230	MISSILE DEFENSE AGENCY	259,975	259,975
250	OFFICE OF ECONOMIC ADJUSTMENT	253,437	253,437
260	OFFICE OF THE SECRETARY OF DEFENSE	2,095,362	2,130,362
	Office of Net Assessment		[10,000]
	Readiness Environmental Protection Initiative		[25,000]
270	WASHINGTON HEADQUARTERS SERVICE	521,297	521,297
280	CLASSIFIED PROGRAMS	14,933,801	14,045,757
	Program increase		[62,000]
	Transfer to Line 190		[-506,662]
	Transfer to Line 210		[-443,382]
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	26,184,095	26,281,095
	UNDISTRIBUTED ADJUSTMENTS		
290	UNDISTRIBUTED ADJUSTMENTS	0	-107,700
	DOD Impact Aid		[30,000]
	Historical unobligated balances		[-128,000]
	Overestimate of Foreign Currency Fluctuation Costs		[-9,700]
	SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS	0	-107,700
	TOTAL, OPERATION & MAINTENANCE, DEFENSE-WIDE	31,993,013	31,982,313
	OPERATION & MAINTENANCE, ARMY RES		
	OPERATING FORCES		
010	MANEUVER UNITS	1,391	1,391
020	MODULAR SUPPORT BRIGADES	20,889	20,889
030	ECHELONS ABOVE BRIGADE	592,724	592,724
040	THEATER LEVEL ASSETS	114,983	114,983
050	LAND FORCES OPERATIONS SUPPORT	633,091	633,091
060	AVIATION ASSETS	76,823	76,823
070	FORCE READINESS OPERATIONS SUPPORT	481,997	481,997
080	LAND FORCES SYSTEMS READINESS	70,118	70,118
090	LAND FORCES DEPOT MAINTENANCE	141,205	141,205
100	BASE OPERATIONS SUPPORT	561,878	561,878
110	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	287,399	308,099
	Restoration and Modernization of Facilities		[20,700]
120	MANAGEMENT AND OPERATIONAL HQ'S	52,431	52,431
	SUBTOTAL, OPERATING FORCES	3,034,929	3,055,629
	ADMIN & SRVWD ACTIVITIES		
140	SERVICEWIDE TRANSPORTATION	12,995	12,995
150	ADMINISTRATION	32,432	32,432
160	SERVICEWIDE COMMUNICATIONS	4,895	4,895
170	MANPOWER MANAGEMENT	16,074	16,074
180	RECRUITING AND ADVERTISING	60,683	60,683
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	127,079	127,079
	UNDISTRIBUTED ADJUSTMENTS		

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
190	UNDISTRIBUTED ADJUSTMENTS	0	1,100
	Army Medical Evacuation Paramedic Certification Training		[5,000]
	Deny request of increase for technicians		[-3,900]
	SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS	0	1,100
	TOTAL, OPERATION & MAINTENANCE, ARMY RES	3,162,008	3,183,808
	OPERATION & MAINTENANCE, NAVY RES		
	OPERATING FORCES		
010	MISSION AND OTHER FLIGHT OPERATIONS	616,776	616,776
020	INTERMEDIATE MAINTENANCE	15,076	15,076
030	AIR OPERATIONS AND SAFETY SUPPORT	1,479	1,479
040	AIRCRAFT DEPOT MAINTENANCE	107,251	107,251
050	AIRCRAFT DEPOT OPERATIONS SUPPORT	355	355
060	MISSION AND OTHER SHIP OPERATIONS	82,186	82,186
070	SHIP OPERATIONS SUPPORT & TRAINING	589	589
080	SHIP DEPOT MAINTENANCE	48,593	48,593
090	COMBAT COMMUNICATIONS	15,274	15,274
100	COMBAT SUPPORT FORCES	124,917	124,917
110	WEAPONS MAINTENANCE	1,978	1,978
120	ENTERPRISE INFORMATION	43,699	43,699
130	SUSTAINMENT, RESTORATION AND MODERNIZATION	60,646	60,646
140	BASE OPERATING SUPPORT	105,227	105,227
	SUBTOTAL, OPERATING FORCES	1,224,046	1,224,046
	ADMIN & SRVWD ACTIVITIES		
150	ADMINISTRATION	3,117	3,117
160	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	14,337	14,337
170	SERVICEWIDE COMMUNICATIONS	2,392	2,392
180	ACQUISITION AND PROGRAM MANAGEMENT	3,090	3,090
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	22,936	22,936
	TOTAL, OPERATION & MAINTENANCE, NAVY RES	1,246,982	1,246,982
	OPERATION & MAINTENANCE, MC RESERVE		
	OPERATING FORCES		
010	OPERATING FORCES	89,690	89,690
020	DEPOT MAINTENANCE	16,735	16,735
030	SUSTAINMENT, RESTORATION AND MODERNIZATION	37,913	37,913
040	BASE OPERATING SUPPORT	103,746	103,746
	SUBTOTAL, OPERATING FORCES	248,084	248,084
	ADMIN & SRVWD ACTIVITIES		
050	SERVICEWIDE TRANSPORTATION	873	873
060	ADMINISTRATION	14,330	14,330
070	RECRUITING AND ADVERTISING	8,998	8,998
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	24,201	24,201
	TOTAL, OPERATION & MAINTENANCE, MC RESERVE	272,285	272,285
	OPERATION & MAINTENANCE, AF RESERVE		
	OPERATING FORCES		

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
010	PRIMARY COMBAT FORCES	2,089,326	2,127,581
	C-130 Sustainment		[38,255]
020	MISSION SUPPORT OPERATIONS	112,992	112,992
030	DEPOT MAINTENANCE	406,101	406,101
040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	71,564	78,264
	Restoration and Modernization of Facilities		[6,700]
050	BASE SUPPORT	364,862	364,862
	SUBTOTAL, OPERATING FORCES	3,044,845	3,089,800
	ADMIN & SRVWD ACTIVITIES		
060	ADMINISTRATION	78,824	78,824
070	RECRUITING AND ADVERTISING	16,020	16,020
080	MILITARY MANPOWER AND PERS MGMT (ARPC)	19,496	19,496
090	OTHER PERS SUPPORT (DISABILITY COMP)	6,489	6,489
100	AUDIOVISUAL	808	808
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	121,637	121,637
	TOTAL, OPERATION & MAINTENANCE, AF RESERVE	3,166,482	3,211,437
	OPERATION & MAINTENANCE, ARNG		
	OPERATING FORCES		
010	MANEUVER UNITS	680,206	680,206
020	MODULAR SUPPORT BRIGADES	186,408	186,408
030	ECHELONS ABOVE BRIGADE	865,628	865,628
040	THEATER LEVEL ASSETS	112,651	112,651
050	LAND FORCES OPERATIONS SUPPORT	36,091	36,091
060	AVIATION ASSETS	907,011	907,011
070	FORCE READINESS OPERATIONS SUPPORT	751,606	751,606
080	LAND FORCES SYSTEMS READINESS	60,043	60,043
090	LAND FORCES DEPOT MAINTENANCE	411,940	411,940
100	BASE OPERATIONS SUPPORT	995,423	995,423
110	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	688,189	737,589
	Restoration and Modernization of Facilities		[49,400]
120	MANAGEMENT AND OPERATIONAL HQ'S	953,716	953,716
	SUBTOTAL, OPERATING FORCES	6,648,912	6,698,312
	ADMIN & SRVWD ACTIVITIES		
130	SERVICEWIDE TRANSPORTATION	11,806	11,806
140	REAL ESTATE MANAGEMENT	1,656	1,656
150	ADMINISTRATION	89,358	89,358
160	SERVICEWIDE COMMUNICATIONS	39,513	39,513
170	MANPOWER MANAGEMENT	7,224	7,224
180	RECRUITING AND ADVERTISING	310,143	310,143
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	459,700	459,700
	UNDISTRIBUTED ADJUSTMENTS		
190	UNDISTRIBUTED ADJUSTMENTS	0	-90,000
	Army Medical Evacuation Paramedic Certification Training		[5,000]
	Deny request of increase for technicians		[-95,000]
	SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS	0	-90,000

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
	TOTAL, OPERATION & MAINTENANCE, ARNG	7,108,612	7,068,012
	OPERATION & MAINTENANCE, ANG		
	OPERATING FORCES		
010	AIRCRAFT OPERATIONS	3,559,824	3,716,572
	Aerospace Control Alert		[3,505]
	C-130 Sustainment		[24,743]
	C-27J Sustainment		[128,500]
020	MISSION SUPPORT OPERATIONS	721,225	721,225
030	DEPOT MAINTENANCE	774,875	774,875
040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	270,709	295,409
	Restoration and Modernization of Facilities		[24,700]
050	BASE SUPPORT	624,443	624,443
	SUBTOTAL, OPERATING FORCES	5,951,076	6,132,524
	ADMIN & SRVWD ACTIVITIES		
060	ADMINISTRATION	32,358	32,358
070	RECRUITING AND ADVERTISING	32,021	32,021
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	64,379	64,379
	TOTAL, OPERATION & MAINTENANCE, ANG	6,015,455	6,196,903
	MISCELLANEOUS APPROPRIATIONS		
	MISCELLANEOUS APPROPRIATIONS		
020	OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID	108,759	108,759
030	COOPERATIVE THREAT REDUCTION	519,111	519,111
040	ACQ WORKFORCE DEV FD	274,198	274,198
050	ENVIRONMENTAL RESTORATION, ARMY	335,921	335,921
	SUBTOTAL, MISCELLANEOUS APPROPRIATIONS	1,237,989	1,237,989
	MISCELLANEOUS APPROPRIATIONS		
060	ENVIRONMENTAL RESTORATION, NAVY	310,594	310,594
	SUBTOTAL, MISCELLANEOUS APPROPRIATIONS	310,594	310,594
	MISCELLANEOUS APPROPRIATIONS		
070	ENVIRONMENTAL RESTORATION, AIR FORCE	529,263	529,263
	SUBTOTAL, MISCELLANEOUS APPROPRIATIONS	529,263	529,263
	MISCELLANEOUS APPROPRIATIONS		
010	US COURT OF APPEALS FOR THE ARMED FORCES, DEFENSE	13,516	13,516
080	ENVIRONMENTAL RESTORATION, DEFENSE	11,133	11,133
	SUBTOTAL, MISCELLANEOUS APPROPRIATIONS	24,649	24,649
	MISCELLANEOUS APPROPRIATIONS		
090	ENVIRONMENTAL RESTORATION FORMERLY USED SITES	237,543	237,543
	SUBTOTAL, MISCELLANEOUS APPROPRIATIONS	237,543	237,543
	TOTAL, MISCELLANEOUS APPROPRIATIONS	2,340,038	2,340,038
	TOTAL OPERATION AND MAINTENANCE	174,938,933	174,688,566

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS.

**SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)**

Line	Item	FY 2013 Request	House Authorized
OPERATION & MAINTENANCE, ARMY			
OPERATING FORCES			
040	THEATER LEVEL ASSETS	2,758,162	2,758,162
050	LAND FORCES OPERATIONS SUPPORT	991,396	991,396
060	AVIATION ASSETS	40,300	40,300
070	FORCE READINESS OPERATIONS SUPPORT	1,755,445	1,755,445
080	LAND FORCES SYSTEMS READINESS	307,244	307,244
100	BASE OPERATIONS SUPPORT	393,165	393,165
110	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	250,000	250,000
140	ADDITIONAL ACTIVITIES	12,524,137	12,395,137
	Reduction to Task Force for Business and Stability Operations		[-129,000]
150	COMMANDERS EMERGENCY RESPONSE PROGRAM	400,000	200,000
	Historical underexecution		[-200,000]
160	RESET	3,687,973	3,437,973
	Unexecutable depot-level maintenance		[-250,000]
	SUBTOTAL, OPERATING FORCES	23,107,822	22,528,822
ADMIN & SRVWIDE ACTIVITIES			
350	SERVICEWIDE TRANSPORTATION	3,238,310	3,238,310
360	CENTRAL SUPPLY ACTIVITIES	129,000	129,000
380	AMMUNITION MANAGEMENT	78,022	78,022
420	OTHER PERSONNEL SUPPORT	137,277	137,277
430	OTHER SERVICE SUPPORT	72,293	72,293
490	CLASSIFIED PROGRAMS	1,828,717	1,828,717
	SUBTOTAL, ADMIN & SRVWIDE ACTIVITIES	5,483,619	5,483,619
UNDISTRIBUTED ADJUSTMENTS			
500	UNDISTRIBUTED ADJUSTMENTS	0	-179,700
	Historical unobligated balances		[-179,700]
	SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS	0	-179,700
	TOTAL, OPERATION & MAINTENANCE, ARMY	28,591,441	27,832,741
OPERATION & MAINTENANCE, NAVY			
OPERATING FORCES			
010	MISSION AND OTHER FLIGHT OPERATIONS	937,098	937,098
030	AVIATION TECHNICAL DATA & ENGINEERING SERVICES	1,000	1,000
040	AIR OPERATIONS AND SAFETY SUPPORT	15,794	15,794
050	AIR SYSTEMS SUPPORT	19,013	19,013
060	AIRCRAFT DEPOT MAINTENANCE	201,912	201,912
070	AIRCRAFT DEPOT OPERATIONS SUPPORT	3,000	3,000
080	AVIATION LOGISTICS	44,150	44,150
090	MISSION AND OTHER SHIP OPERATIONS	463,738	463,738
100	SHIP OPERATIONS SUPPORT & TRAINING	24,774	24,774
110	SHIP DEPOT MAINTENANCE	1,310,010	1,310,010
130	COMBAT COMMUNICATIONS	42,965	42,965
160	WARFARE TACTICS	25,970	25,970

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
170	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY	19,226	19,226
180	COMBAT SUPPORT FORCES	1,668,359	1,668,359
190	EQUIPMENT MAINTENANCE	7,954	7,954
250	IN-SERVICE WEAPONS SYSTEMS SUPPORT	94,655	94,655
260	WEAPONS MAINTENANCE	303,087	303,087
290	SUSTAINMENT, RESTORATION AND MODERNIZATION	3,218	3,218
300	BASE OPERATING SUPPORT	143,442	143,442
	SUBTOTAL, OPERATING FORCES	5,329,365	5,329,365
	MOBILIZATION		
340	EXPEDITIONARY HEALTH SERVICES SYSTEMS	31,395	31,395
360	COAST GUARD SUPPORT	254,461	254,461
	SUBTOTAL, MOBILIZATION	285,856	285,856
	TRAINING AND RECRUITING		
400	SPECIALIZED SKILL TRAINING	50,903	50,903
	SUBTOTAL, TRAINING AND RECRUITING	50,903	50,903
	ADMIN & SRVWD ACTIVITIES		
480	ADMINISTRATION	1,377	1,377
490	EXTERNAL RELATIONS	487	487
510	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	6,022	6,022
520	OTHER PERSONNEL SUPPORT	3,514	3,514
550	SERVICEWIDE TRANSPORTATION	184,864	184,864
580	ACQUISITION AND PROGRAM MANAGEMENT	2,026	2,026
620	NAVAL INVESTIGATIVE SERVICE	1,425	1,425
710	CLASSIFIED PROGRAMS	14,556	14,556
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	214,271	214,271
	UNDISTRIBUTED ADJUSTMENTS		
720	UNDISTRIBUTED ADJUSTMENTS	0	-22,100
	Historical unobligated balances		[-22,100]
	SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS	0	-22,100
	TOTAL, OPERATION & MAINTENANCE, NAVY	5,880,395	5,858,295
	OPERATION & MAINTENANCE, MARINE CORPS		
	OPERATING FORCES		
010	OPERATIONAL FORCES	1,921,258	1,921,258
020	FIELD LOGISTICS	1,094,028	1,094,028
030	DEPOT MAINTENANCE	222,824	222,824
060	BASE OPERATING SUPPORT	88,690	88,690
	SUBTOTAL, OPERATING FORCES	3,326,800	3,326,800
	TRAINING AND RECRUITING		
110	TRAINING SUPPORT	215,212	215,212
	SUBTOTAL, TRAINING AND RECRUITING	215,212	215,212
	ADMIN & SRVWD ACTIVITIES		
150	SERVICEWIDE TRANSPORTATION	512,627	512,627
190	CLASSIFIED PROGRAMS	11,701	11,701
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	524,328	524,328
	UNDISTRIBUTED ADJUSTMENTS		

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
200	UNDISTRIBUTED ADJUSTMENTS	0	-15,600
	Historical unobligated balances		[-15,600]
	SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS	0	-15,600
	TOTAL, OPERATION & MAINTENANCE, MARINE CORPS	4,066,340	4,050,740
	OPERATION & MAINTENANCE, AIR FORCE		
	OPERATING FORCES		
010	PRIMARY COMBAT FORCES	1,494,144	1,494,144
020	COMBAT ENHANCEMENT FORCES	809,531	809,531
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS)	13,095	13,095
040	DEPOT MAINTENANCE	1,403,238	1,403,238
050	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	155,954	155,954
060	BASE SUPPORT	342,226	342,226
070	GLOBAL C3I AND EARLY WARNING	15,108	15,108
080	OTHER COMBAT OPS SPT PROGRAMS	271,390	271,390
100	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES	25,400	25,400
120	SPACE CONTROL SYSTEMS	5,110	5,110
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	52,173	52,173
	SUBTOTAL, OPERATING FORCES	4,587,369	4,587,369
	MOBILIZATION		
150	AIRLIFT OPERATIONS	3,187,211	3,187,211
160	MOBILIZATION PREPAREDNESS	43,509	43,509
170	DEPOT MAINTENANCE	554,943	554,943
180	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	4,431	4,431
190	BASE SUPPORT	9,256	9,256
	SUBTOTAL, MOBILIZATION	3,799,350	3,799,350
	TRAINING AND RECRUITING		
230	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	424	424
240	BASE SUPPORT	1,036	1,036
250	SPECIALIZED SKILL TRAINING	10,923	10,923
260	FLIGHT TRAINING	72	72
270	PROFESSIONAL DEVELOPMENT EDUCATION	323	323
280	TRAINING SUPPORT	352	352
	SUBTOTAL, TRAINING AND RECRUITING	13,130	13,130
	ADMIN & SRVWD ACTIVITIES		
360	LOGISTICS OPERATIONS	100,429	100,429
390	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	47,200	47,200
400	BASE SUPPORT	7,242	7,242
410	ADMINISTRATION	1,552	1,552
420	SERVICEWIDE COMMUNICATIONS	82,094	82,094
430	OTHER SERVICEWIDE ACTIVITIES	582,977	582,977
480	CLASSIFIED PROGRAMS	20,270	20,270
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	841,764	841,764
	UNDISTRIBUTED ADJUSTMENTS		
490	UNDISTRIBUTED ADJUSTMENTS	0	-34,700
	Historical unobligated balances		[-34,700]
	SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS	0	-34,700

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
TOTAL, OPERATION & MAINTENANCE, AIR FORCE		9,241,613	9,206,913
OPERATION & MAINTENANCE, DEFENSE-WIDE			
OPERATING FORCES			
010	JOINT CHIEFS OF STAFF	2,000	2,000
020	SPECIAL OPERATIONS COMMAND	2,503,060	2,503,060
SUBTOTAL, OPERATING FORCES		2,505,060	2,505,060
ADMIN & SRVWD ACTIVITIES			
080	DEFENSE CONTRACT AUDIT AGENCY	30,674	30,674
090	DEFENSE CONTRACT MANAGEMENT AGENCY	69,803	69,803
110	DEFENSE HUMAN RESOURCES ACTIVITY	3,334	3,334
120	DEFENSE INFORMATION SYSTEMS AGENCY	152,925	152,925
140	DEFENSE LEGAL SERVICES AGENCY	102,322	102,322
160	DEFENSE MEDIA ACTIVITY	10,823	10,823
180	DEFENSE SECURITY COOPERATION AGENCY	2,200,000	1,550,000
	Program Decrease - Coalition Support Funds		[-650,000]
220	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY	139,830	139,830
260	OFFICE OF THE SECRETARY OF DEFENSE	87,805	87,805
280	CLASSIFIED PROGRAMS	2,522,003	2,522,003
SUBTOTAL, ADMIN & SRVWD ACTIVITIES		5,319,519	4,669,519
UNDISTRIBUTED ADJUSTMENTS			
290	UNDISTRIBUTED ADJUSTMENTS	0	-29,300
	Historical unobligated balances		[-29,300]
SUBTOTAL, UNDISTRIBUTED ADJUSTMENTS		0	-29,300
TOTAL, OPERATION & MAINTENANCE, DEFENSE-WIDE		7,824,579	7,145,279
OPERATION & MAINTENANCE, ARMY RES			
OPERATING FORCES			
030	ECHELONS ABOVE BRIGADE	78,600	78,600
050	LAND FORCES OPERATIONS SUPPORT	20,811	20,811
070	FORCE READINESS OPERATIONS SUPPORT	20,726	20,726
100	BASE OPERATIONS SUPPORT	34,400	34,400
SUBTOTAL, OPERATING FORCES		154,537	154,537
TOTAL, OPERATION & MAINTENANCE, ARMY RES		154,537	154,537
OPERATION & MAINTENANCE, NAVY RES			
OPERATING FORCES			
010	MISSION AND OTHER FLIGHT OPERATIONS	24,834	24,834
020	INTERMEDIATE MAINTENANCE	300	300
040	AIRCRAFT DEPOT MAINTENANCE	13,364	13,364
060	MISSION AND OTHER SHIP OPERATIONS	8,213	8,213
080	SHIP DEPOT MAINTENANCE	929	929
100	COMBAT SUPPORT FORCES	8,244	8,244
140	BASE OPERATING SUPPORT	40	40
SUBTOTAL, OPERATING FORCES		55,924	55,924
TOTAL, OPERATION & MAINTENANCE, NAVY RES		55,924	55,924
OPERATION & MAINTENANCE, MC RESERVE			
OPERATING FORCES			

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
010	OPERATING FORCES	22,657	22,657
040	BASE OPERATING SUPPORT	2,820	2,820
	SUBTOTAL, OPERATING FORCES	25,477	25,477
	TOTAL, OPERATION & MAINTENANCE, MC RESERVE	25,477	25,477
	OPERATION & MAINTENANCE, AF RESERVE		
	OPERATING FORCES		
010	PRIMARY COMBAT FORCES	7,600	7,600
030	DEPOT MAINTENANCE	106,768	106,768
050	BASE SUPPORT	6,250	6,250
	SUBTOTAL, OPERATING FORCES	120,618	120,618
	TOTAL, OPERATION & MAINTENANCE, AF RESERVE	120,618	120,618
	OPERATION & MAINTENANCE, ARNG		
	OPERATING FORCES		
010	MANEUVER UNITS	38,485	38,485
020	MODULAR SUPPORT BRIGADES	1,959	1,959
030	ECHELONS ABOVE BRIGADE	20,076	20,076
040	THEATER LEVEL ASSETS	2,028	2,028
060	AVIATION ASSETS	183,811	183,811
070	FORCE READINESS OPERATIONS SUPPORT	43,780	43,780
100	BASE OPERATIONS SUPPORT	70,237	70,237
120	MANAGEMENT AND OPERATIONAL HQ'S	20,072	20,072
	SUBTOTAL, OPERATING FORCES	380,448	380,448
	ADMIN & SRVWD ACTIVITIES		
160	SERVICEWIDE COMMUNICATIONS	2,000	2,000
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	2,000	2,000
	TOTAL, OPERATION & MAINTENANCE, ARNG	382,448	382,448
	OPERATION & MAINTENANCE, ANG		
	OPERATING FORCES		
020	MISSION SUPPORT OPERATIONS	19,975	19,975
	SUBTOTAL, OPERATING FORCES	19,975	19,975
	TOTAL, OPERATION & MAINTENANCE, ANG	19,975	19,975
	AFGHANISTAN SECURITY FORCES FUND		
	MINISTRY OF DEFENSE		
010	SUSTAINMENT	2,523,825	2,523,825
020	INFRASTRUCTURE	190,000	190,000
030	EQUIPMENT AND TRANSPORTATION	241,521	241,521
040	TRAINING AND OPERATIONS	758,380	758,380
	SUBTOTAL, MINISTRY OF DEFENSE	3,713,726	3,713,726
	MINISTRY OF INTERIOR		
050	SUSTAINMENT	1,305,950	1,305,950
060	INFRASTRUCTURE	50,000	50,000
070	EQUIPMENT AND TRANSPORTATION	84,859	84,859
080	TRAINING AND OPERATIONS	569,868	569,868
	SUBTOTAL, MINISTRY OF INTERIOR	2,010,677	2,010,677
	RELATED ACTIVITIES		

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	House Authorized
090	SUSTAINMENT	18,325	18,325
100	INFRASTRUCTUE	1,200	1,200
110	EQUIPMENT & TRANSPORTATION	1,239	1,239
120	TRAINING AND OPERATIONS	4,000	4,000
	SUBTOTAL, RELATED ACTIVITIES	24,764	24,764
	TOTAL, AFGHANISTAN SECURITY FORCES FUND	5,749,167	5,749,167
	AFGHANISTAN INFRASTRUCTURE FUND		
	AFGHANISTAN INFRASTRUCTURE FUND		
010	POWER	400,000	375,000
	Program Decrease		[-25,000]
	SUBTOTAL, AFGHANISTAN INFRASTRUCTURE FUND	400,000	375,000
	TOTAL, AFGHANISTAN INFRASTRUCTURE FUND	400,000	375,000
	TOTAL OPERATION AND MAINTENANCE	62,512,514	60,977,114

TITLE XLIV—MILITARY PERSONNEL

SEC. 4401. MILITARY PERSONNEL.

SEC. 4401. MILITARY PERSONNEL		
(In Thousands of Dollars)		
Item	FY 2013 Request	House Authorized
MILITARY PERSONNEL	135,111,799	135,668,039
Army medical evacuation paramedic certification training		[2,000]
Basic allowance for housing for members of the National Guard (Section 603)		[6,000]
Non-medical attendant travel (Section 621)		[2,000]
Reserve Components administrative absence (Section 604)		[2,000]
Restore accrual payments to the Medicare eligible health care trust fund		[672,000]
Retain 128 Air National Guard AGRs for two air sovereignty alert locations		[8,300]
Retain 18 Air National Guard C130s in FY 13		[16,760]
Retain 21 Air Force Reserve C130s in FY13		[17,950]
Retain 21 Air National Guard C27s		[27,300]
Retain Global Hawk		[22,200]
Unobligated balances		[-352,000]
USMC military personnel in lieu of LAV funding		[131,730]

SEC. 4402. MILITARY PERSONNEL FOR OVERSEAS CONTINGENCY OPERATIONS.

**SEC. 4402. MILITARY PERSONNEL FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)**

Item	FY 2013 Request	House Authorized
MILITARY PERSONNEL	14,060,094	14,060,094

TITLE XLV—OTHER AUTHORIZATIONS

SEC. 4501. OTHER AUTHORIZATIONS.

SEC. 4501. OTHER AUTHORIZATIONS (In Thousands of Dollars)		
Program Title	FY 2013 Request	House Authorized
WORKING CAPITAL FUND, ARMY		
PREPOSITIONED WAR RESERVE STOCKS	60,037	60,037
TOTAL, WORKING CAPITAL FUND, ARMY	60,037	60,037
WORKING CAPITAL FUND, AIR FORCE		
SUPPLIES AND MATERIALS (MEDICAL/DENTAL)	45,452	45,452
TOTAL, WORKING CAPITAL FUND, AIR FORCE	45,452	45,452
WORKING CAPITAL FUND, DEFENSE-WIDE		
DEFENSE LOGISTICS AGENCY (DLA)	39,135	39,135
TOTAL, WORKING CAPITAL FUND, DEFENSE-WIDE	39,135	39,135
WORKING CAPITAL FUND, DECA		
WORKING CAPITAL FUND, DECA	1,371,560	1,371,560
TOTAL, WORKING CAPITAL FUND, DECA	1,371,560	1,371,560
NATIONAL DEFENSE SEALIFT FUND		
MPF MLP	38,000	38,000
POST DELIVERY AND OUTFITTING	39,386	39,386
LG MED SPD RO/RO MAINTENANCE	128,819	128,819
DOD MOBILIZATION ALTERATIONS	26,598	26,598
TAH MAINTENANCE	29,199	29,199
RESEARCH AND DEVELOPMENT	42,811	42,811
READY RESERVE FORCE	303,323	303,323
TOTAL, NATIONAL DEFENSE SEALIFT FUND	608,136	608,136
DEFENSE HEALTH PROGRAM		
IN-HOUSE CARE	8,625,507	8,625,507
PRIVATE SECTOR CARE	16,148,263	16,148,263
CONSOLIDATED HEALTH SUPPORT	2,309,185	2,309,185
INFORMATION MANAGEMENT	1,465,328	1,465,328
MANAGEMENT ACTIVITIES	332,121	332,121
EDUCATION AND TRAINING	722,081	722,081
BASE OPERATIONS/COMMUNICATIONS	1,746,794	1,746,794
UNDISTRIBUTED	0	281,900
Foreign currency fluctuation		[-5,100]
Overfunding in electronic health record		[-30,000]
Restore estimated savings in TRICARE Prime and Standard enrollment fees and deductibles for TRICARE Standard		[273,000]
Restore pharmacy co-pay estimated savings		[179,000]
TRICARE rate adjustments		[90,000]
Unobligated balances		[-225,000]
RDT&E	672,977	672,977
PROCUREMENT	506,462	454,462
Overfunding in electronic health record		[-52,000]

SEC. 4501. OTHER AUTHORIZATIONS
(In Thousands of Dollars)

Program Title	FY 2013 Request	House Authorized
TOTAL, DEFENSE HEALTH PROGRAM	32,528,718	32,758,618
CHEM AGENTS & MUNITIONS DESTRUCTION		
OPERATION & MAINTENANCE	635,843	635,843
RDT&E	647,351	647,351
PROCUREMENT	18,592	18,592
TOTAL, CHEM AGENTS & MUNITIONS DESTRUCTION	1,301,786	1,301,786
DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF		
DEFENSEWIDE ACTIVITIES	889,545	889,545
DRUG INTRDCT & CNTR-DRG ACT, DEF	109,818	109,818
TOTAL, DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF	999,363	999,363
OFFICE OF THE INSPECTOR GENERAL		
DEFENSEWIDE ACTIVITIES	272,821	272,821
DEFENSEWIDE ACTIVITIES	1,000	1,000
TOTAL, OFFICE OF THE INSPECTOR GENERAL	273,821	273,821
CEMETERIAL EXPENSES, ARMY		
OPERATION & MAINTENANCE	41,000	41,000
CONSTRUCTION	4,800	4,800
FACILITIES MAINTENANCE	0	25,000
Realignment from Operation and Maintenance, Army		[25,000]
TOTAL, CEMETERIAL EXPENSES, ARMY	45,800	70,800
TOTAL OTHER AUTHORIZATIONS	37,273,808	37,528,708

SEC. 4502. OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS.

SEC. 4502. OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS		
(In Thousands of Dollars)		
Program Title	FY 2013 Request	House Authorized
WORKING CAPITAL FUND, ARMY		
PREPOSITIONED WAR RESERVE STOCKS	42,600	42,600
TOTAL, WORKING CAPITAL FUND, ARMY	42,600	42,600
WORKING CAPITAL FUND, AIR FORCE		
C-17 CLS ENGINE REPAIR	230,400	230,400
TRANSPORTATION FALLEN HEROES	10,000	10,000
TOTAL, WORKING CAPITAL FUND, AIR FORCE	240,400	240,400
WORKING CAPITAL FUND, DEFENSE-WIDE		
DEFENSE LOGISTICS AGENCY (DLA)	220,364	220,364
TOTAL, WORKING CAPITAL FUND, DEFENSE-WIDE	220,364	220,364
DEFENSE HEALTH PROGRAM		
IN-HOUSE CARE	483,326	483,326
PRIVATE SECTOR CARE	376,982	376,982
CONSOLIDATED HEALTH SUPPORT	111,675	111,675
INFORMATION MANAGEMENT	4,773	4,773
MANAGEMENT ACTIVITIES	660	660
EDUCATION AND TRAINING	15,370	15,370
BASE OPERATIONS/COMMUNICATIONS	1,112	1,112
TOTAL, DEFENSE HEALTH PROGRAM	993,898	993,898
DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF		
DEFENSEWIDE ACTIVITIES	469,025	469,025
TOTAL, DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF	469,025	469,025
OFFICE OF THE INSPECTOR GENERAL		
DEFENSEWIDE ACTIVITIES	10,766	10,766
TOTAL, OFFICE OF THE INSPECTOR GENERAL	10,766	10,766
TOTAL OTHER AUTHORIZATIONS	1,977,053	1,977,053

TITLE XLVI—MILITARY CONSTRUCTION

SEC. 4601. MILITARY CONSTRUCTION.

SEC. 4601. MILITARY CONSTRUCTION (In Thousands of Dollars)				
Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
ALASKA				
Army	FORT WAINWRIGHT	MODIFIED RECORD FIRE RANGE	10,400	10,400
Army	JOINT BASE ELMENDORF- RICHARDSON	MODIFIED RECORD FIRE RANGE	7,900	7,900
CALIFORNIA				
Army	CONCORD	LIGHTNING PROTECTION SYSTEM	5,800	5,800
Army	CONCORD	ENGINEERING/HOUSING MAINTENANCE SHOP	3,100	3,100
COLORADO				
Army	FORT CARSON, COLORADO	DIGITAL MULTIPURPOSE TRAINING RANGE	18,000	18,000
Army	FORT CARSON	CENTRAL ENERGY PLANT	0	0
DISTRICT OF COLUMBIA				
Army	FORT MCNAIR	VEHICLE STORAGE BUILDING, INSTALLATION	7,200	7,200
GEORGIA				
Army	FORT GORDON	MODIFIED RECORD FIRE RANGE	4,000	4,000
Army	FORT STEWART, GEORGIA	UNMANNED AERIAL VEHICLE COMPLEX	24,000	24,000
Army	FORT STEWART, GEORGIA	AUTOMATED COMBAT PISTOL QUAL CRSE	3,650	3,650
Army	FORT STEWART, GEORGIA	DIGITAL MULTIPURPOSE TRAINING RANGE	22,000	22,000
Army	FORT GORDON	MULTIPURPOSE MACHINE GUN RANGE	7,100	7,100
Army	FORT BENNING	GROUND SOURCE HEAT TRANSFER SYSTEM	16,000	16,000
Army	FORT GORDON	GROUND SOURCE HEAT TRANSFER SYSTEM	12,200	12,200
HAWAII				
Army	SCHOFIELD BARRACKS	BARRACKS	55,000	55,000
Army	POHAKULOA TRAINING AREA	AUTOMATED INFANTRY PLATOON BATTLE COURSE	29,000	29,000
Army	SCHOFIELD BARRACKS	BARRACKS	41,000	41,000
Army	WHEELER ARMY AIR FIELD	COMBAT AVIATION BRIGADE BARRACKS	85,000	85,000
ITALY				
Army	VICENZA	SIMULATIONS CENTER	32,000	32,000
Army	CAMP EDERLE	BARRACKS	36,000	36,000
JAPAN				
Army	SAGAMI	VEHICLE MAINTENANCE SHOP	18,000	18,000
Army	OKINAWA	SATELLITE COMMUNICATIONS FACILITY	78,000	78,000
KANSAS				
Army	FORT RILEY, KANSAS	UNMANNED AERIAL VEHICLE COMPLEX	12,200	12,200
KENTUCKY				

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Army	FORT CAMPBELL, KENTUCKY	BATTALION HEADQUARTERS COMPLEX	55,000	55,000
Army	FORT KNOX	AUTOMATED INFANTRY SQUAD BATTLE COURSE	6,000	6,000
Army	FORT CAMPBELL, KENTUCKY	LIVE FIRE EXERCISE SHOOTHOUSE	3,800	3,800
Army	FORT CAMPBELL, KENTUCKY	UNMANNED AERIAL VEHICLE COMPLEX	23,000	23,000
	KOREA			
Army	CAMP HUMPHREYS	BATTALION HEADQUARTERS COMPLEX	45,000	45,000
	KWAJALEIN ATOLL			
Army	KWAJALEIN ATOLL	PIER	0	0
	MISSOURI			
Army	FORT LEONARD WOOD	BATTALION COMPLEX FACILITIES	26,000	26,000
Army	FORT LEONARD WOOD	VEHICLE MAINTENANCE SHOP	39,000	39,000
Army	FORT LEONARD WOOD	TRAINEE BARRACKS COMPLEX 3, PH 2	58,000	58,000
	NEW JERSEY			
Army	JOINT BASE MCGUIRE-DIX- LAKEHURST	FLIGHT EQUIPMENT COMPLEX	47,000	47,000
Army	PICATINNY ARSENAL	BALLISTIC EVALUATION CENTER	10,200	10,200
	NEW YORK			
Army	U.S. MILITARY ACADEMY	CADET BARRACKS	192,000	192,000
Army	FORT DRUM, NEW YORK	AIRCRAFT MAINTENANCE HANGAR	95,000	95,000
	NORTH CAROLINA			
Army	FORT BRAGG	AERIAL GUNNERY RANGE	42,000	42,000
Army	FORT BRAGG	INFRASTRUCTURE	30,000	30,000
Army	FORT BRAGG	UNMANNED AERIAL VEHICLE COMPLEX	26,000	26,000
	OKLAHOMA			
Army	FORT SILL	MODIFIED RECORD FIRE RANGE	4,900	4,900
	SOUTH CAROLINA			
Army	FORT JACKSON	TRAINEE BARRACKS COMPLEX 2, PH 2	24,000	24,000
	TEXAS			
Army	FORT HOOD, TEXAS	MODIFIED RECORD FIRE RANGE	4,200	4,200
Army	CORPUS CHRISTI	AIRCRAFT COMPONENT MAINTENANCE SHOP	13,200	13,200
Army	JOINT BASE SAN ANTONIO	BARRACKS	21,000	21,000
Army	FORT BLISS	MULTIPURPOSE MACHINE GUN RANGE	7,200	7,200
Army	FORT HOOD, TEXAS	UNMANNED AERIAL VEHICLE COMPLEX	22,000	22,000
Army	FORT HOOD, TEXAS	TRAINING AIDS CENTER	25,000	25,000
Army	CORPUS CHRISTI	AIRCRAFT PAINT SHOP	24,000	24,000

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
	VIRGINIA			
Army	FORT BELVOIR	SECURE ADMIN/OPERATIONS FACILITY	94,000	94,000
Army	FORT LEE	ADV INDIVIDUAL TRAINING BARRACKS CPLX, PH2	81,000	81,000
Army	ARLINGTON	CEMETERY EXPANSION MILLENNIUM SITE	84,000	84,000
	WASHINGTON			
Army	JOINT BASE LEWIS-MCCHORD	BATTALION COMPLEX	73,000	73,000
Army	JOINT BASE LEWIS-MCCHORD	WASTE WATER TREATMENT PLANT	91,000	91,000
Army	YAKIMA	CONVOY LIVE FIRE RANGE	5,100	5,100
	WORLDWIDE UNSPECIFIED			
Army	UNSPECIFIED WORLDWIDE LOCATIONS	MINOR CONSTRUCTION FY 13	25,000	25,000
Army	UNSPECIFIED WORLDWIDE LOCATIONS	HOST NATION SUPPORT FY 13	34,000	34,000
Army	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN FY13	65,173	65,173
	Total Military Construction, Army		1,923,323	1,923,323
	ARIZONA			
Navy	YUMA	COMBAT AIRCRAFT LOADING APRON	15,985	15,985
Navy	YUMA	SECURITY OPERATIONS COMPLEX	13,300	13,300
	BAHRAIN ISLAND			
Navy	SW ASIA	TRANSIENT QUARTERS	41,529	0
Navy	SW ASIA	COMBINED DINING FACILITY	9,819	0
	CALIFORNIA			
Navy	MIRAMAR	HANGAR 5 RENOVATIONS & ADDITION	27,897	27,897
Navy	CAMP PENDLETON, CALIFORNIA	COMM. INFORMATION SYSTEMS OPS COMPLEX	78,897	78,897
Navy	POINT MUGU	BAMS MAINTENANCE TRAINING FACILITY	0	12,790
Navy	CAMP PENDLETON, CALIFORNIA	SAN JACINTO ROAD EXTENSION	5,074	5,074
Navy	CORONADO	H-60S SIMULATOR TRAINING FACILITY	2,478	2,478
Navy	LEMOORE	BAMS MAINTENANCE TRAINING FACILITY	14,843	0
Navy	CAMP PENDLETON, CALIFORNIA	MV22 AVIATION SIMULATOR BUILDING	4,139	4,139
Navy	CORONADO	BACHELOR QUARTERS	76,063	76,063
Navy	TWENTYNINE PALMS, CALIFORNIA	LAND EXPANSION PHASE 2	47,270	47,270
Navy	SEAL BEACH	STRATEGIC SYSTEMS WEAPONS EVAL. TEST LAB	30,594	30,594
Navy	SAN DIEGO	LCS TRAINING FACILITY	59,436	59,436
Navy	SAN DIEGO	ENTRY CONTROL POINT (GATE FIVE)	11,752	11,752

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Navy	DIEGO GARCIA DIEGO GARCIA	COMMUNICATIONS INFRASTRUCTURE	1,691	1,691
Navy	DJIBOUTI CAMP LEMONIER, DJIBOUTI	FITNESS CENTER	26,960	0
Navy	CAMP LEMONIER, DJIBOUTI	JOINT HQ/JOINT OPERATIONS CENTER FACILITY	42,730	0
Navy	CAMP LEMONIER, DJIBOUTI	GALLEY ADDITION AND WAREHOUSE	22,220	0
Navy	CAMP LEMONIER, DJIBOUTI	CONTAINERIZED LIVING AND WORK UNITS	7,510	0
Navy	FLORIDA JACKSONVILLE	BAMS MISSION CONTROL COMPLEX	21,980	21,980
Navy	GREECE SOUDA BAY	INTERMODAL ACCESS ROAD	4,630	4,630
Navy	SOUDA BAY	AIRCRAFT PARKING APRON EXPANSION	20,493	20,493
Navy	GUAM JOINT REGION MARIANAS	NORTH RAMP PARKING (ANDERSEN AFB) - INC 2	25,904	25,904
Navy	HAWAII KANEEOHE BAY	AIRCRAFT STAGING AREA	14,680	14,680
Navy	KANEEOHE BAY	MV-22 HANGAR AND INFRASTRUCTURE	82,630	82,630
Navy	JAPAN IWAKUNI	VERTICAL TAKE-OFF AND LANDING PAD NORTH	7,416	7,416
Navy	IWAKUNI	MAINTENANCE HANGAR IMPROVEMENTS	5,722	5,722
Navy	OKINAWA	BACHELOR QUARTERS	8,206	8,206
Navy	MISSISSIPPI MERIDIAN	DINING FACILITY	10,926	10,926
Navy	NEW JERSEY EARLE	COMBAT SYSTEM ENGINEERING BUILDING ADDITION	33,498	33,498
Navy	NORTH CAROLINA CAMP LEJEUNE, NORTH CAROLINA	BASE ACCESS AND ROAD - PHASE 3	40,904	40,904
Navy	NEW RIVER	PERSONNEL ADMINISTRATION CENTER	8,525	8,525
Navy	CHERRY POINT MARINE CORPS AIR STATION	MARINE AIR SUPPORT SQUADRON COMPOUND	34,310	34,310
Navy	CAMP LEJEUNE, NORTH CAROLINA	STAFF NCO ACADEMY FACILITIES	28,986	28,986
Navy	CHERRY POINT MARINE CORPS AIR STATION	ARMORY	11,581	11,581
Navy	ROMANIA DEVESELU, ROMANIA SOUTH CAROLINA	AEGIS ASHORE MISSILE DEFENSE COMPLEX	45,205	45,205

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Navy	BEAUFORT	SIMULATED LHD FLIGHT DECK	12,887	12,887
Navy	BEAUFORT	GROUND SUPPORT EQUIPMENT SHOP	9,465	9,465
Navy	BEAUFORT	AIRCRAFT MAINTENANCE HANGAR	42,010	42,010
Navy	BEAUFORT	AIRFIELD SECURITY UPGRADES	13,675	13,675
Navy	PARRIS ISLAND	FRONT GATE ATFP IMPROVEMENTS	10,135	10,135
Navy	BEAUFORT	RECYCLING/HAZARDOUS WASTE FACILITY	3,743	3,743
	SPAIN			
Navy	ROTA	GENERAL PURPOSE WAREHOUSE	3,378	3,378
Navy	ROTA	HIGH EXPLOSIVE MAGAZINE	13,837	13,837
	VIRGINIA			
Navy	QUANTICO	WEAPONS TRAINING BATTALION MESS HALL	12,876	12,876
Navy	DAHLGREN	CRUISER/DESTROYER UPGRADE TRAINING FACILITY	16,494	16,494
Navy	YORKTOWN	SUPPLY WAREHOUSE FACILITY	8,939	8,939
Navy	YORKTOWN	MOTOR TRANSPORTATION FACILITY	6,188	6,188
Navy	YORKTOWN	BACHELOR ENLISTED QUARTERS	18,422	18,422
Navy	YORKTOWN	ARMORY	4,259	4,259
Navy	YORKTOWN	REGIMENTAL HEADQUARTERS	11,015	11,015
Navy	QUANTICO	INFRASTRUTURE - WIDEN RUSSELL ROAD	14,826	14,826
Navy	QUANTICO	THE BASIC SCHOOL STUDENT QUARTERS - PHASE 7	31,012	31,012
Navy	PORTSMOUTH	DRYDOCK 8 ELECTRICAL DISTRIBUTION UPGRADE	32,706	32,706
Navy	DAHLGREN	PHYSICAL FITNESS CENTER	11,734	11,734
Navy	OCEANA NAVAL AIR STATION	A SCHOOL BARRACKS	39,086	39,086
	WASHINGTON			
Navy	KITSAP	EXPLOSIVES HANDLING WHARF #2 (INC)	280,041	280,041
Navy	WHIDBEY ISLAND	EA-18G FLIGHT SIMULATOR FACILITY	6,272	6,272
	WORLDWIDE UNSPECIFIED			
Navy	UNSPECIFIED WORLDWIDE LOCATIONS	MCON DESIGN FUNDS	102,619	102,619
Navy	VARIOUS WORLDWIDE LOCATIONS	BAMS OPERATIONAL FACILITIES	34,048	34,048
Navy	UNSPECIFIED WORLDWIDE LOCATIONS	UNSPECIFIED MINOR CONSTRUCTION	16,535	16,535
	Total Military Construction, Navy		1,701,985	1,549,164
	ARKANSAS			
AF	LITTLE ROCK AFB	C-130J FUEL SYSTEMS MAINTENANCE HANGAR	26,000	26,000
AF	LITTLE ROCK AFB	C-130J FLIGHT SIMULATOR ADDITION	4,178	4,178
	FLORIDA			

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
AF	TYNDALL AFB	F-22 ADAL HANGAR FOR LOW OBSERVABLE/COMPOSITE	14,750	14,750
	GEORGIA			
AF	FORT STEWART, GEORGIA	AIR SUPPORT OPERATIONS CENTER (ASOC)	7,250	7,250
AF	MOODY AFB	HC-130J SIMULATOR FACILITY	8,500	8,500
	GREENLAND			
AF	THULE AB	DORMITORY (48 PN)	24,500	24,500
AF	THULE AB	CONSOLIDATED ENGINEER SHOP AND SUPPLY FACILITY	0	0
	GUAM			
AF	ANDERSEN AFB	FUEL SYSTEMS HANGAR	0	0
	ITALY			
AF	AVIANO AB	F-16 MISSION TRAINING CENTER	9,400	9,400
	NEBRASKA			
AF	OFFUTT AFB	US STRATCOM REPLACEMENT FACILITY, INCR 2	161,000	161,000
	NEW MEXICO			
AF	HOLLOMAN AFB	MQ-9 MAINTENANCE HANGAR	25,000	25,000
	NORTH DAKOTA			
AF	MINOT AFB	B-52 ADD/ALTER MUNITIONS AGE FACILITY	4,600	4,600
	TEXAS			
AF	JOINT BASE SAN ANTONIO	DORMITORY (144 RM)	18,000	18,000
	UTAH			
AF	HILL AFB	F-35 MODULAR STORAGE MAGAZINES	2,280	2,280
AF	HILL AFB	F-35 ADAL BUILDING 118 FOR FLIGHT SIMULATOR	4,000	4,000
AF	HILL AFB	F-35 ADAL HANGAR 45W/AMU	7,250	7,250
	WORLDWIDE UNSPECIFIED			
AF	UNSPECIFIED WORLDWIDE LOCATIONS	TRANSIENT AIRCRAFT HANGARS	15,032	15,032
AF	UNSPECIFIED WORLDWIDE LOCATIONS	TRANSIENT CONTINGENCY DORMITORY - 100 RM	17,625	17,625
AF	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	18,635	18,635
AF	VARIOUS WORLDWIDE LOCATIONS	UNSPECIFIED MINOR CONSTRUCTION	18,200	18,200
AF	UNSPECIFIED WORLDWIDE LOCATIONS	SANITARY SEWER LIFT/PUMP STATION	2,000	2,000
Total Military Construction, Air Force			388,200	388,200
	ARIZONA			

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Def-Wide	YUMA	TRUCK UNLOAD FACILITY	1,300	1,300
Def-Wide	BELGIUM BRUSSELS	NATO HEADQUARTERS FACILITY	26,969	26,969
Def-Wide	CALIFORNIA CORONADO	SOF CLOSE QUARTERS COMBAT/DYNAMIC SHOOT FAC	13,969	13,969
Def-Wide	CORONADO	SOF MOBILE COMM DETACHMENT SUPPORT FACILITY	10,120	10,120
Def-Wide	CORONADO	SOF INDOOR DYNAMIC SHOOTING FACILITY	31,170	31,170
Def-Wide	EDWARDS AIR FORCE BASE	REPLACE FUEL STORAGE	27,500	27,500
Def-Wide	TWENTYNINE PALMS, CALIFORNIA	MEDICAL CLINIC REPLACEMENT	27,400	27,400
Def-Wide	DEF FUEL SUPPORT POINT - SAN DIEGO	REPLACE FUEL PIER	91,563	91,563
Def-Wide	COLORADO FORT CARSON, COLORADO	SOF BATTALION OPERATIONS COMPLEX	56,673	56,673
Def-Wide	BUCKLEY AIR FORCE BASE	DENVER POWER HOUSE	30,000	30,000
Def-Wide	PIKES PEAK	HIGH ALTITUDE MEDICAL RESEARCH LAB	3,600	3,600
Def-Wide	CONUS CLASSIFIED CLASSIFIED LOCATION	SOF PARACHUTE TRAINING FACILITY	6,477	6,477
Def-Wide	DELAWARE DOVER AFB	REPLACE TRUCK OFF-LOAD FACILITY	2,000	2,000
Def-Wide	FLORIDA HURLBURT FIELD	CONSTRUCT FUEL STORAGE FACILITY	16,000	16,000
Def-Wide	EGLIN AFB	SOF AVFID OPS AND MAINTENANCE FACILITIES	41,695	41,695
Def-Wide	MACDILL AFB	SOF JOINT SPECIAL OPS UNIVERSITY FAC (JSOU)	34,409	34,409
Def-Wide	GERMANY STUTTGART-PATCH BARRACKS	DISA EUROPE FACILITY UPGRADES	2,413	2,413
Def-Wide	RHINE ORDNANCE BARRACKS	MEDICAL CENTER REPLACEMENT INCR 2	127,000	127,000
Def-Wide	WEISBADEN	WEISBADEN HIGH SCHOOL ADDITION	52,178	52,178
Def-Wide	VOGELWEH	REPLACE VOGELWEH ELEMENTARY SCHOOL	61,415	61,415

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Wide				
	GUAM			
Def-Wide	ANDERSEN AFB	UPGRADE FUEL PIPELINE	67,500	67,500
	GUANTANAMO BAY, CUBA			
Def-Wide	GUANTANAMO BAY	REPLACE TRUCK LOAD FACILITY	2,600	2,600
Def-Wide	GUANTANAMO BAY	REPLACE FUEL PIER	37,600	37,600
	HAWAII			
Def-Wide	JOINT BASE PEARL HARBOR-HICKAM	SOF SDVT-1 WATERFRONT OPERATIONS FACILITY	24,289	24,289
	ILLINOIS			
Def-Wide	GREAT LAKES	DRUG LABORATORY REPLACEMENT	28,700	28,700
Def-Wide	SCOTT AFB	DISA FACILITY UPGRADES	84,111	84,111
Def-Wide	SCOTT AFB	MEDICAL LOGISTICS WAREHOUSE	2,600	2,600
	INDIANA			
Def-Wide	GRISSOM ARB	REPLACE HYDRANT FUEL SYSTEM	26,800	26,800
	JAPAN			
Def-Wide	KADENA AB	REPLACE ELEMENTARY SCHOOL	71,772	71,772
Def-Wide	ZUKERAN	REPLACE ZUKERAN ELEMENTARY SCHOOL	79,036	79,036
Def-Wide	SASEBO	REPLACE SASEBO ELEMENTARY SCHOOL	35,733	35,733
Def-Wide	CAMP ZAMA	RENOVATE ZAMA HIGH SCHOOL	13,273	13,273
Def-Wide	KADENA AB	REPLACE STEARLEY HEIGHTS ELEMENTARY SCHOOL	71,773	71,773
	KENTUCKY			
Def-Wide	FORT CAMPBELL, KENTUCKY	SOF LANDGRAF HANGAR EXTENSION	3,559	3,559
Def-Wide	FORT CAMPBELL, KENTUCKY	REPLACE BARKLEY ELEMENTARY SCHOOL	41,767	41,767
Def-Wide	FORT CAMPBELL, KENTUCKY	SOF GROUND SUPPORT BATTALION	26,313	26,313
	KOREA			
Def-Wide	OSAN AFB	HOSPITAL ADDITION/ALTERATION	34,600	34,600
Def-Wide	KUNSAN AIR BASE	MEDICAL/DENTAL CLINIC ADDITION	13,000	13,000
Def-	OSAN AFB	REPLACE OSAN ELEMENTARY SCHOOL	42,692	42,692

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Wide				
	LOUISIANA			
Def-Wide	BARKSDALE AFB	UPGRADE PUMPHOUSE	11,700	11,700
	MARYLAND			
Def-Wide	FORT MEADE	NSAW RECAPITALIZE BUILDING #1/SITE M INC 1	25,000	25,000
Def-Wide	FORT DETRICK	USAMRIID STAGE I, INCR 7	19,000	19,000
Def-Wide	FORT MEADE	HIGH PERFORMANCE COMPUTING CENTER INC 2	300,521	300,521
Def-Wide	BETHESDA NAVAL HOSPITAL	BASE INSTALLATION ACCESS./APPEARANCE PLAN	7,000	7,000
Def-Wide	BETHESDA NAVAL HOSPITAL	TEMPORARY MEDICAL FACILITIES	26,600	26,600
Def-Wide	ANNAPOLIS	HEALTH CLINIC REPLACEMENT	66,500	66,500
Def-Wide	BETHESDA NAVAL HOSPITAL	ELECTRICAL CAPACITY AND COOLING TOWERS	35,600	35,600
	MISSOURI			
Def-Wide	FORT LEONARD WOOD	DENTAL CLINIC	18,100	18,100
	NEW MEXICO			
Def-Wide	CANNON AFB	MEDICAL/DENTAL CLINIC REPLACEMENT	71,023	71,023
Def-Wide	CANNON AFB	SOF AC-130J COMBAT PARKING APRON	22,062	22,062
	NEW YORK			
Def-Wide	FORT DRUM, NEW YORK	SOLDIER SPECIALTY CARE CLINIC	17,300	17,300
Def-Wide	FORT DRUM, NEW YORK	IDT COMPLEX	25,900	25,900
	NORTH CAROLINA			
Def-Wide	SEYMOUR JOHNSON AFB	REPLACE PIPELINE	1,850	1,850
Def-Wide	CAMP LEJEUNE, NORTH CAROLINA	MEDICAL CLINIC REPLACEMENT	21,200	21,200
Def-Wide	CAMP LEJEUNE, NORTH CAROLINA	SOF MARINE BATTALION COMPANY/TEAM FACILITIES	53,399	53,399
Def-Wide	CAMP LEJEUNE, NORTH CAROLINA	SOF SURVIVAL EVASION RESIST. ESCAPE TNG FAC	5,465	5,465
Def-Wide	FORT BRAGG	SOF SUPPORT ADDITION	3,875	3,875
Def-Wide	FORT BRAGG	SOF BATTALION OPERATIONS FACILITY	40,481	40,481
Def-Wide	FORT BRAGG	SOF CIVIL AFFAIRS BATTALION COMPLEX	31,373	31,373

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Wide				
Def-Wide	SEYMOUR JOHNSON AFB	MEDICAL CLINIC REPLACEMENT	53,600	53,600
Def-Wide	FORT BRAGG	SOF SUSTAINMENT BRIGADE COMPLEX	24,693	24,693
	PENNSYLVANIA			
Def-Wide	DEF DISTRIBUTION DEPOT NEW CUMBERLAND	REPLACE SEWAGE TREATMENT PLANT	6,300	6,300
Def-Wide	DEF DISTRIBUTION DEPOT NEW CUMBERLAND	REPLACE COMMUNICATIONS BUILDING	6,800	6,800
Def-Wide	DEF DISTRIBUTION DEPOT NEW CUMBERLAND	REPLACE RESERVOIR	4,300	4,300
	ROMANIA			
Def-Wide	DEVESELU, ROMANIA	AEGIS ASHORE MISSILE DEFENSE SYSTEM COMPLEX	157,900	82,900
	SOUTH CAROLINA			
Def-Wide	SHAW AFB	MEDICAL CLINIC REPLACEMENT	57,200	57,200
	TEXAS			
Def-Wide	JOINT BASE SAN ANTONIO	AMBULATORY CARE CENTER PHASE 3 INCR	80,700	80,700
Def-Wide	RED RIVER ARMY DEPOT	DFAS FACILITY	16,715	16,715
Def-Wide	FORT BLISS	HOSPITAL REPLACEMENT INCR 4	207,400	207,400
	UNITED KINGDOM			
Def-Wide	RAF FELTWELL	FELTWELL ELEMENTARY SCHOOL ADDITION	30,811	30,811
Def-Wide	RAF MILDENHALL	SOF CV-22 SIMULATOR FACILITY	6,490	6,490
Def-Wide	MENWITH HILL STATION	MHS UTILITIES AND ROADS	3,795	3,795
Def-Wide	MENWITH HILL STATION	REPLACE MENWITH HILL ELEMENTARY/HIGH SCHOOL	46,488	46,488
	UTAH			
Def-Wide	CAMP WILLIAMS	IC CNCI DATA CENTER 1 INC 4	191,414	191,414
	VIRGINIA			
Def-Wide	DAM NECK	SOF MAGAZINES	0	0
Def-Wide	NORFOLK	VETERINARY FACILITY REPLACEMENT	8,500	8,500
Def-Wide	JOINT	SOF COMBAT SERVICES SUPPORT FACILITY -	11,132	11,132

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Wide	EXPEDITIONARY BASE LITTLE CREEK - STORY	EAST		
	WASHINGTON			
Def- Wide	FORT LEWIS	SOF BATTALION OPERATIONS FACILITY	46,553	46,553
Def- Wide	FORT LEWIS	SOF MILITARY WORKING DOG KENNEL	3,967	3,967
	WORLDWIDE UNSPECIFIED			
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	27,620	27,620
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	8,300	8,300
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	4,548	4,548
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	UNSPECIFIED MINOR CONSTRUCTION	4,091	4,091
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	UNSPECIFIED MINOR MILCON	3,000	3,000
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	2,919	2,919
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	EXERCISE RELATED MINOR CONSTRUCTION	6,440	6,440
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	UNSPECIFIED MINOR CONST	10,000	10,000
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	47,978	47,978
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	105,569	105,569
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	7,928	7,928
Def- Wide	UNSPECIFIED WORLDWIDE LOCATIONS	UNSPECIFIED MINOR CONSTRUCTION	7,254	7,254
Def- Wide	UNSPECIFIED WORLDWIDE	PLANNING & DESIGN	5,000	5,000

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
	LOCATIONS			
Def-Wide	UNSPECIFIED WORLDWIDE LOCATIONS	ENERGY CONSERVATION INVESTMENT PROGRAM	150,000	150,000
Def-Wide	UNSPECIFIED WORLDWIDE LOCATIONS	UNSPECIFIED MINOR CONSTRUCTION	3,000	3,000
Def-Wide	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	105,700	105,700
Def-Wide	UNSPECIFIED WORLDWIDE LOCATIONS	SOF OPERATIONS AND SKILLS TRAINING COMPLEX	0	0
Def-Wide	UNSPECIFIED WORLDWIDE LOCATIONS	MINOR CONSTRUCTION	5,000	5,000
Def-Wide	UNSPECIFIED WORLDWIDE LOCATIONS	CONTINGENCY CONSTRUCTION	10,000	0
Total Military Construction, Defense-Wide			3,654,623	3,569,623
	COLORADO			
Chem Demil	PUEBLO DEPOT	AMMUNITION DEMILITARIZATION FACILITY, PH XIV	36,000	36,000
	KENTUCKY			
Chem Demil	BLUE GRASS ARMY DEPOT	AMMUNITION DEMILITARIZATION PH XIII	115,000	115,000
Total Chemical Demilitarization Construction, Defense			151,000	151,000
	WORLDWIDE UNSPECIFIED			
NATO	NATO SECURITY INVESTMENT PROGRAM	NATO SECURITY INVESTMENT PROGRAM	254,163	254,163
Total NATO Security Investment Program			254,163	254,163
	ALABAMA			
Army NG	FORT MC CLELLAN	LIVE FIRE SHOOT HOUSE	5,400	5,400
	ARKANSAS			
Army NG	SEARCY	FIELD MAINTENANCE SHOP	6,800	6,800
	CALIFORNIA			
Army NG	FORT IRWIN	MANEUVER AREA TRAINING & EQUIPMENT SITE PH3	25,000	25,000
	CONNECTICUT			
Army NG	CAMP HARTELL	COMBINED SUPPORT MAINTENANCE SHOP	32,000	32,000
	DELAWARE			

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Army NG	BETHANY BEACH	REGIONAL TRAINING INSTITUTE PH1	5,500	5,500
	FLORIDA			
Army NG	MIRAMAR	READINESS CENTER	20,000	20,000
Army NG	CAMP BLANDING	COMBINED ARMS COLLECTIVE TRAINING FAC	9,000	9,000
	GUAM			
Army NG	BARRIGADA	JFHQ PH4	8,500	8,500
	HAWAII			
Army NG	KAPOLEI	ARMY AVIATION SUPPORT FACILITY PH1	28,000	28,000
	IDAHO			
Army NG	ORCHARD TRAINIG AREA	ORTC(BARRACKS)PH2	40,000	40,000
	INDIANA			
Army NG	TERRE HAUTE	FIELD MAINTENANCE SHOP	9,000	9,000
Army NG	SOUTH BEND	ARMED FORCES RESERVE CENTER ADD/ALT	21,000	21,000
	IOWA			
Army NG	CAMP DODGE	URBAN ASSAULT COURSE	3,000	3,000
	KANSAS			
Army NG	TOPEKA	TAXIWAY, RAMP & HANGAR ALTERATIONS	9,500	9,500
	KENTUCKY			
Army NG	FRANKFORT	ARMY AVIATION SUPPORT FACILITY	32,000	32,000
	MASSACHUSETTS			
Army NG	CAMP EDWARDS	GROUND WATER EXTRACTION, TREATMENT, AND RECHARGE SYSTEM	0	0
Army NG	CAMP EDWARDS	UNIT TRAINING EQUIPMENT SITE	22,000	22,000
	MICHIGAN			
Army NG	CAMP GRAYLING	OPERATIONAL READINESS TRAINING COMPLEX (ORTC) BARRACKS	0	0
	MINNESOTA			
Army NG	CAMP RIPLEY	SCOUT RECONNAISSANCE RANGE	17,000	17,000
Army NG	ST PAUL	READINESS CENTER	17,000	17,000
	MISSOURI			
Army NG	FORT LEONARD WOOD	REGIONAL TRAINING INSTITUTE	18,000	18,000

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Army NG	KANSAS CITY	READINESS CENTER ADD/ALT	1,900	1,900
Army NG	PERRYVILLE	READINESS CENTER ADD/ALT	700	700
Army NG	MONETT	READINESS CENTER ADD/ALT	820	820
Army NG	MONTANA MILES CITY	READINESS CENTER	11,000	11,000
Army NG	NEW JERSEY SEA GIRT	REGIONAL TRAINING INSTITUTE	34,000	34,000
Army NG	NEW YORK STORMVILLE	COMBINED SUPPORT MAINT SHOP PH1	24,000	24,000
Army NG	OHIO DELAWARE	READINESS CENTER	12,000	12,000
Army NG	CHILLICOTHE	FIELD MAINTENANCE SHOP ADD/ALT	3,100	3,100
Army NG	OKLAHOMA CAMP GRUBER	OPERATIONS READINESS TRAINING COMPLEX	25,000	25,000
Army NG	PUERTO RICO GUAYNABO	READINESS CENTER (JFHQ)	15,000	15,000
Army NG	GURABO	READINESS CENTER	14,700	14,700
Army NG	CEIBA	REFILL STATION BUILDING	2,200	2,200
Army NG	CAMP SANTIAGO	READINESS CENTER	3,800	3,800
Army NG	UTAH CAMP WILLIAMS	REGIONAL TRAINING INSTITUTE PH2	21,000	21,000
Army NG	CAMP WILLIAMS	BEQ FACILITY (REGIONAL TRAINING INSTITUTE)	15,000	15,000
Army NG	VERMONT NORTH HYDE PARK	FIELD MAINTENANCE SHOP	0	0
Army NG	WASHINGTON FORT LEWIS	READINESS CENTER	35,000	35,000
Army NG	WEST VIRGINIA LOGAN	READINESS CENTER	14,200	14,200

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
	WISCONSIN			
Army NG	WAUSAU	FIELD MAINTENANCE SHOP	10,000	10,000
	WORLDWIDE UNSPECIFIED			
Army NG	UNSPECIFIED	PLANNING AND DESIGN	26,622	26,622
	WORLDWIDE LOCATIONS			
Army NG	UNSPECIFIED	UNSPECIFIED MINOR CONSTRUCTION	15,057	15,057
	WORLDWIDE LOCATIONS			
	Total Military Construction, Army National Guard		613,799	613,799
	CALIFORNIA			
Army Res	FORT HUNTER LIGGETT	UPH BARRACKS	4,300	4,300
Army Res	TUSTIN	ARMY RESERVE CENTER	27,000	27,000
Army Res	FORT HUNTER LIGGETT	ACCESS CONTROL POINT	0	0
Army Res	FORT HUNTER LIGGETT	ORTC	64,000	64,000
	ILLINOIS			
Army Res	FORT SHERIDAN	ARMY RESERVE CENTER	28,000	28,000
	MARYLAND			
Army Res	BALTIMORE	ADD/ALT ARMY RESERVE CENTER	10,000	10,000
Army Res	ABERDEEN PROVING GROUND	ARMY RESERVE CENTER	21,000	21,000
	MASSACHUSETTS			
Army Res	DEVENS RESERVE FORCES TRAINING AREA	AUTOMATIC RECORD FIRE RANGE	4,800	4,800
Army Res	DEVENS RESERVE FORCES TRAINING AREA	COMBAT PISTOL/MP FIREARMS QUALIFICATION	3,700	3,700
	NEVADA			
Army Res	LAS VEGAS	ARMY RESERVE CENTER/AMSA	21,000	21,000
	NEW JERSEY			
Army Res	JOINT BASE MCGUIRE-DIX- LAKEHURST	AUTOMATED INFANTRY SQUAD BATTLE COURSE	7,400	7,400
	PENNSYLVANIA			
Army Res	CONNEAUT LAKE	DEFENSE ACCESS ROAD	0	0
	WASHINGTON			

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Army Res	JOINT BASE LEWIS-MCCHORD WISCONSIN	ARMY RESERVE CENTER	40,000	40,000
Army Res	FORT MCCOY	ECS TACTICAL EQUIP. MAINT. FACILITY (TEMF)	27,000	27,000
Army Res	FORT MCCOY	CENTRAL ISSUE FACILITY	12,200	12,200
Army Res	FORT MCCOY	DINING FACILITY	8,600	8,600
	WORLDWIDE UNSPECIFIED			
Army Res	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	15,951	15,951
Army Res	UNSPECIFIED WORLDWIDE LOCATIONS	UNSPECIFIED MINOR CONSTRUCTION	10,895	10,895
	Total Military Construction, Army Reserve		305,846	305,846
	ARIZONA			
N/MC Res	YUMA	RESERVE TRAINING FACILITY - YUMA AZ	5,379	5,379
	IOWA			
N/MC Res	FORT DES MOINES	JOINT RESERVE CENTER - DES MOINES IA	19,162	19,162
	LOUISIANA			
N/MC Res	NEW ORLEANS	TRANSIENT QUARTERS	7,187	7,187
	NEW YORK			
N/MC Res	BROOKLYN	VEHICLE MAINT. FAC. - BROOKLYN NY	4,430	4,430
	TEXAS			
N/MC Res	FORT WORTH	COMMERCIAL VEHICLE INSPECTION SITE	11,256	11,256
	WORLDWIDE UNSPECIFIED			
N/MC Res	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	2,118	2,118
	Total Military Construction, Naval Reserve		49,532	49,532
	CALIFORNIA			
Air NG	FRESNO YOSEMITE IAP ANG	F-15 CONVERSION	11,000	11,000
	HAWAII			
Air NG	JOINT BASE PEARL HARBOR-HICKAM	TFI - F-22 COMBAT APRON ADDITION	6,500	6,500
	NEW MEXICO			
Air NG	KIRTLAND AFB TENNESSEE	ALTER TARGET INTELLIGENCE FACILITY	8,500	8,500

**SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)**

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
Air NG	MCGHEE-TYSON AIRPORT	DORMITORY CLASSROOM FACILITY	0	0
	WORLDWIDE UNSPECIFIED			
Air NG	VARIOUS WORLDWIDE LOCATIONS	UNSPECIFIED MINOR CONSTRUCTION	5,900	5,900
Air NG	VARIOUS WORLDWIDE LOCATIONS	PLANNING AND DESIGN	4,000	4,000
	WYOMING			
Air NG	CHEYENNE MAP	C-130 FLIGHT SIMULATOR TRAINING FACILITY	6,486	6,486
Total Military Construction, Air National Guard			42,386	42,386
	CALIFORNIA			
AF Res	MARCH AIR RESERVE BASE	JOINT REGIONAL DEPLOYMENT PROCESSING CENTER	0	0
	NEW YORK			
AF Res	NIAGARA FALLS IAP	FLIGHT SIMULATOR FACILITY	6,100	6,100
	WORLDWIDE UNSPECIFIED			
AF Res	VARIOUS WORLDWIDE LOCATIONS	PLANNING AND DESIGN	2,879	2,879
AF Res	VARIOUS WORLDWIDE LOCATIONS	UNSPECIFIED MINOR CONSTRUCTION	2,000	2,000
Total Military Construction, Air Force Reserve			10,979	10,979
	WORLDWIDE UNSPECIFIED			
FH Con Army	UNSPECIFIED WORLDWIDE LOCATIONS	FAMILY HOUSING P&D	4,641	4,641
Total Family Housing Construction, Army			4,641	4,641
	WORLDWIDE UNSPECIFIED			
FH Ops Army	UNSPECIFIED WORLDWIDE LOCATIONS	MAINTENANCE OF REAL PROPERTY	109,534	109,534
FH Ops Army	UNSPECIFIED WORLDWIDE LOCATIONS	LEASING	203,533	203,533
FH Ops Army	UNSPECIFIED WORLDWIDE LOCATIONS	MISCELLANEOUS ACCOUNT	620	620
FH Ops Army	UNSPECIFIED WORLDWIDE LOCATIONS	FURNISHINGS ACCOUNT	31,785	31,785
FH Ops Army	UNSPECIFIED WORLDWIDE	SERVICES ACCOUNT	13,487	13,487

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
	LOCATIONS			
FH Ops Army	UNSPECIFIED WORLDWIDE LOCATIONS	UTILITIES ACCOUNT	88,112	88,112
FH Ops Army	UNSPECIFIED WORLDWIDE LOCATIONS	MANAGEMENT ACCOUNT	56,970	56,970
FH Ops Army	UNSPECIFIED WORLDWIDE LOCATIONS	PRIVATIZATION SUPPORT COSTS	26,010	26,010
Total Family Housing Operation And Maintenance, Army			530,051	530,051
	WORLDWIDE UNSPECIFIED			
FH Con AF	UNSPECIFIED WORLDWIDE LOCATIONS	IMPROVEMENTS	79,571	79,571
FH Con AF	UNSPECIFIED WORLDWIDE LOCATIONS	PLANNING AND DESIGN	4,253	4,253
Total Family Housing Construction, Air Force			83,824	83,824
	WORLDWIDE UNSPECIFIED			
FH Ops AF	UNSPECIFIED WORLDWIDE LOCATIONS	LEASING	62,730	62,730
FH Ops AF	UNSPECIFIED WORLDWIDE LOCATIONS	HOUSING PRIVATIZATION	46,127	46,127
FH Ops AF	UNSPECIFIED WORLDWIDE LOCATIONS	MAINTENANCE (RPMA RPMC)	201,937	201,937
FH Ops AF	UNSPECIFIED WORLDWIDE LOCATIONS	SERVICES ACCOUNT	16,550	16,550
FH Ops AF	UNSPECIFIED WORLDWIDE LOCATIONS	FURNISHINGS ACCOUNT	37,878	37,878
FH Ops AF	UNSPECIFIED WORLDWIDE LOCATIONS	UTILITIES ACCOUNT	75,662	75,662
FH Ops AF	UNSPECIFIED WORLDWIDE LOCATIONS	MISCELLANEOUS ACCOUNT	1,943	1,943
FH Ops AF	UNSPECIFIED WORLDWIDE LOCATIONS	MANAGEMENT ACCOUNT	55,002	55,002
Total Family Housing Operation And Maintenance, Air Force			497,829	497,829
	WORLDWIDE UNSPECIFIED			

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
FH Con Navy	UNSPECIFIED WORLDWIDE LOCATIONS	IMPROVEMENTS	97,655	97,655
FH Con Navy	UNSPECIFIED WORLDWIDE LOCATIONS	DESIGN	4,527	4,527
Total Family Housing Construction, Navy And Marine Corps			102,182	102,182
WORLDWIDE UNSPECIFIED				
FH Ops Navy	UNSPECIFIED WORLDWIDE LOCATIONS	PRIVATIZATION SUPPORT COSTS	27,798	27,798
FH Ops Navy	UNSPECIFIED WORLDWIDE LOCATIONS	UTILITIES ACCOUNT	80,860	80,860
FH Ops Navy	UNSPECIFIED WORLDWIDE LOCATIONS	FURNISHINGS ACCOUNT	17,697	17,697
FH Ops Navy	UNSPECIFIED WORLDWIDE LOCATIONS	MANAGEMENT ACCOUNT	62,741	62,741
FH Ops Navy	UNSPECIFIED WORLDWIDE LOCATIONS	LEASING	83,774	83,774
FH Ops Navy	UNSPECIFIED WORLDWIDE LOCATIONS	MAINTENANCE OF REAL PROPERTY	85,254	85,254
FH Ops Navy	UNSPECIFIED WORLDWIDE LOCATIONS	SERVICES ACCOUNT	19,615	19,615
FH Ops Navy	UNSPECIFIED WORLDWIDE LOCATIONS	MISCELLANEOUS ACCOUNT	491	491
Total Family Housing Operation And Maintenance, Navy And Marine Corps			378,230	378,230
WORLDWIDE UNSPECIFIED				
FH Ops DW	UNSPECIFIED WORLDWIDE LOCATIONS	MAINTENANCE OF REAL PROPERTY	567	567
FH Ops DW	UNSPECIFIED WORLDWIDE LOCATIONS	LEASING	10,822	10,822
FH Ops DW	UNSPECIFIED WORLDWIDE LOCATIONS	LEASING	35,333	35,333
FH Ops DW	UNSPECIFIED WORLDWIDE LOCATIONS	MAINTENANCE OF REAL PROPERTY	73	73

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
FH Ops DW	UNSPECIFIED WORLDWIDE LOCATIONS	MANAGEMENT ACCOUNT	371	371
FH Ops DW	UNSPECIFIED WORLDWIDE LOCATIONS	UTILITIES ACCOUNT	283	283
FH Ops DW	UNSPECIFIED WORLDWIDE LOCATIONS	UTILITIES ACCOUNT	12	12
FH Ops DW	UNSPECIFIED WORLDWIDE LOCATIONS	FURNISHINGS ACCOUNT	4,660	4,660
FH Ops DW	UNSPECIFIED WORLDWIDE LOCATIONS	FURNISHINGS ACCOUNT	66	66
FH Ops DW	UNSPECIFIED WORLDWIDE LOCATIONS	SERVICES ACCOUNT	31	31
FH Ops DW	UNSPECIFIED WORLDWIDE LOCATIONS	FURNISHINGS ACCOUNT	20	20
Total Family Housing Operation And Maintenance, Defense-Wide			52,238	52,238
WORLDWIDE UNSPECIFIED				
FHIF	UNSPECIFIED WORLDWIDE LOCATIONS	FAMILY HOUSING IMPROVEMENT FUND	1,786	1,786
Total DOD Family Housing Improvement Fund			1,786	1,786
WORLDWIDE UNSPECIFIED				
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	PROGRAM MANAGEMENT VARIOUS LOCATIONS	605	605
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	USA-223: FORT MONMOUTH, NJ	9,989	9,989
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	USA-36: RED RIVER ARMY DEPOT	1,385	1,385
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	USA-242: RC TRANSFORMATION IN NY	172	172
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	USA-212: USAR CMD & CNTRL - NEW ENGLAND	222	222
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	USA-167: USAR COMMAND AND CONTROL - NE	175	175

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	DON-84: JRB WILLOW GROVE & CAMBRIA REG AP	189	189
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	USA-253: RC TRANSFORMATION IN PA	100	100
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	USA-113: FORT MONROE, VA	12,184	12,184
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	MED-57: BROOKS CITY BASE, TX	326	326
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	DON-168: NS NEWPORT, RI	1,742	1,742
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	DON-100: PLANING, DESIGN AND MANAGEMENT	5,038	5,038
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	COMM ADD 3: GALENA FOL, AK	1,337	1,337
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	IND-112: RIVER BANK ARMY AMMO PLANT, CA	22,431	22,431
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	DON-172: NWS SEAL BEACH, CONCORD, CA	2,129	2,129
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	USA-236: RC TRANSFORMATION IN CT	557	557
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	DON-157: MCSA KANSAS CITY, MO	39	39
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	USA-222: FORT MCPHERSON, GA	6,772	6,772
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	USA-121: FORT GILLEM, GA	4,976	4,976
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	DON-138: NAS BRUNSWICK, ME	4,897	4,897
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	MED-2: WALTER REED NMMC, BETHESDA, MD	7,787	7,787
BRAC 05	UNSPECIFIED WORLDWIDE LOCATIONS	DON-101: VARIOUS LOCATIONS	4,176	4,176

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	FY 2013 Request	House Agreement
	LOCATIONS			
BRAC 05	UNSPECIFIED	IND-110: MISSISSIPPI ARMY AMMO PLANT, MS	160	160
	WORLDWIDE LOCATIONS			
BRAC 05	UNSPECIFIED	PROGRAM MANAGEMENT VARIOUS LOCATIONS	20,453	20,453
	WORLDWIDE LOCATIONS			
BRAC 05	UNSPECIFIED	IND-119: NEWPORT CHEMICAL DEPOT, IN	197	197
	WORLDWIDE LOCATIONS			
BRAC 05	UNSPECIFIED	IND-106: KANSAS ARMY AMMUNITION PLANT, KS	7,280	7,280
	WORLDWIDE LOCATIONS			
BRAC 05	UNSPECIFIED	IND-122: LONE STAR ARMY AMMO PLANT, TX	11,379	11,379
	WORLDWIDE LOCATIONS			
Total Base Realignment and Closure Account 2005			126,697	126,697
	WORLDWIDE UNSPECIFIED			
BRAC IV	BASE REALIGNMENT & CLOSURE, NAVY	BASE REALIGNMENT & CLOSURE	146,951	146,951
BRAC IV	BASE REALIGNMENT & CLOSURE, AIR FORCE	BASE REALIGNMENT & CLOSURE	122,552	122,552
BRAC IV	BASE REALIGNMENT & CLOSURE, ARMY	BASE REALIGNMENT & CLOSURE	79,893	79,893
Total Base Realignment and Closure Account 1990			349,396	349,396
	WORLDWIDE UNSPECIFIED			
PYS	UNSPECIFIED	BRAC 2005	0	-126,697
	WORLDWIDE LOCATIONS			
PYS	UNSPECIFIED	CONTINGENCY CONSTRUCTION	0	-20,000
	WORLDWIDE LOCATIONS			
Total Prior Year Savings			0	-146,697
TOTAL MILITARY CONSTRUCTION			11,222,710	10,838,192

SEC. 4602. OVERSEAS CONTINGENCY OPERATIONS.

SEC. 4602. OVERSEAS CONTINGENCY OPERATIONS				
(In Thousands of Dollars)				
Account	State/Country and Installation	Project Title	FY 2013 Request	Agreement
	BAHRAIN ISLAND			
Navy	SW ASIA	TRANSIENT QUARTERS	0	41,529
Navy	SW ASIA	COMBINED DINING FACILITY	0	9,819
	DJIBOUTI			
Navy	CAMP LEMONIER, DJIBOUTI	JOINT HQ/JOINT OPERATIONS CENTER FACILITY	0	42,730
Navy	CAMP LEMONIER, DJIBOUTI	GALLEY ADDITION AND WAREHOUSE	0	22,220
Navy	CAMP LEMONIER, DJIBOUTI	FITNESS CENTER	0	26,960
Navy	CAMP LEMONIER, DJIBOUTI	CONTAINERIZED LIVING AND WORK UNITS	0	7,510
	Total Military Construction, Navy		0	150,768
	WORLDWIDE UNSPECIFIED			
PYS	UNSPECIFIED	112-10 AND TITLE IV OF DIVISION H P.L. 112-74	0	-150,768
	WORLDWIDE LOCATIONS			
	Total Prior Year Savings		0	-150,768
TOTAL MILITARY CONSTRUCTION			0	0

TITLE XLVII—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS.

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS (In Thousands of Dollars)		
Program	FY2013 Request	House Authorized
Discretionary Summary By Appropriation		
Energy And Water Development, And Related Agencies		
Appropriation Summary:		
Energy Programs		
Electricity delivery and energy reliability	6,000	6,000
Atomic Energy Defense Activities		
National nuclear security administration:		
Weapons activities	7,577,341	7,900,979
Defense nuclear nonproliferation	2,458,631	2,458,631
Naval reactors	1,088,635	1,187,635
Office of the administrator	411,279	390,279
Total, National nuclear security administration	11,535,886	11,937,524
Environmental and other defense activities:		
Defense environmental cleanup	5,472,001	5,482,001
Other defense activities	735,702	685,702
Total, Environmental & other defense activities	6,207,703	6,167,703
Total, Atomic Energy Defense Activities	17,743,589	18,105,227
Total, Discretionary Funding	17,749,589	18,111,227
Electricity Delivery & Energy Reliability		
Electricity Delivery & Energy Reliability		
Infrastructure security & energy restoration	6,000	6,000
Weapons Activities		
Directed stockpile work		
Life extension programs		
B61 Life extension program	369,000	435,000
W76 Life extension program	174,931	255,931
Total, Life extension programs	543,931	690,931
Stockpile systems		
B61 Stockpile systems	72,364	72,364
W76 Stockpile systems	65,445	65,445
W78 Stockpile systems	139,207	151,207
W80 Stockpile systems	46,540	46,540
B83 Stockpile systems	57,947	57,947
W87 Stockpile systems	85,689	85,689

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY2013 Request	House Authorized
W88 Stockpile systems	123,217	128,217
Total, Stockpile systems	590,409	607,409
Weapons dismantlement and disposition		
Operations and maintenance	51,265	51,265
Stockpile services		
Production support	365,405	371,405
Research and development support	28,103	32,103
R&D certification and safety	191,632	218,632
Management, technology, and production	175,844	184,844
Plutonium sustainment	141,685	150,685
Total, Stockpile services	902,669	957,669
Total, Directed stockpile work	2,088,274	2,307,274
Campaigns:		
Science campaign		
Advanced certification	44,104	73,604
Primary assessment technologies	94,000	101,000
Dynamic materials properties	97,000	106,000
Advanced radiography	30,000	30,000
Secondary assessment technologies	85,000	85,000
Total, Science campaign	350,104	395,604
Engineering campaign		
Enhanced surety	46,421	54,921
Weapon systems engineering assessment technology	18,983	18,983
Nuclear survivability	21,788	21,788
Enhanced surveillance	63,379	71,379
Total, Engineering campaign	150,571	167,071
Inertial confinement fusion ignition and high yield campaign		
Diagnostics, cryogenics and experimental support	81,942	81,942
Ignition	84,172	54,172
Support of other stockpile programs	14,817	34,817
Pulsed power inertial confinement fusion	6,044	6,044
Joint program in high energy density laboratory plasmas	8,334	8,334
Facility operations and target production	264,691	264,691
Total, Inertial confinement fusion and high yield campaign	460,000	450,000
Advanced simulation and computing campaign	600,000	570,000
Readiness Campaign		
Nonnuclear readiness	64,681	64,681
Tritium readiness	65,414	65,414
Total, Readiness campaign	130,095	130,095

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY2013 Request	House Authorized
Total, Campaigns	1,690,770	1,712,770
Readiness in technical base and facilities (RTBF)		
Operations of facilities		
Kansas City Plant	163,602	163,602
Lawrence Livermore National Laboratory	89,048	89,048
Los Alamos National Laboratory	335,978	335,978
Nevada National Security Site	115,697	115,697
Pantex	172,020	172,020
Sandia National Laboratory	167,384	167,384
Savannah River Site	120,577	120,577
Y-12 National security complex	255,097	255,097
Total, Operations of facilities	1,419,403	1,419,403
Science, technology and engineering capability support	166,945	166,945
Nuclear operations capability support	203,346	203,346
Subtotal, Readiness in technical base and facilities	1,789,694	1,789,694
Construction:		
13-D-301 Electrical infrastructure upgrades, LANL/LLNL	23,000	23,000
12-D-301 TRU waste facilities, LANL	24,204	24,204
11-D-801 TA-55 Reinvestment project, LANL	8,889	8,889
10-D-501 Nuclear facilities risk reduction Y-12 National security complex	17,909	17,909
09-D-404 Test capabilities revitalization II, Sandia National Laboratories,	11,332	11,332
08-D-802 High explosive pressing facility Pantex Plant, Amarillo, TX	24,800	24,800
06-D-141 PED/Construction, UPF Y-12 , Oak Ridge, TN	340,000	340,000
04-D-125 Chemistry and metallurgy facility replacement project, Los Ala	0	100,000
Total, Construction	450,134	550,134
Total, Readiness in technical base and facilities	2,239,828	2,339,828
Secure transportation asset		
Operations and equipment	114,965	114,965
Program direction	104,396	104,396
Total, Secure transportation asset	219,361	219,361
Nuclear counterterrorism incident response	247,552	247,552
Site stewardship		
Operations and maintenance	90,001	72,639
Total, Site stewardship	90,001	72,639
Defense nuclear security		
Operations and maintenance	643,285	643,285
NNSA CIO activities	155,022	155,022

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY2013 Request	House Authorized
Legacy contractor pensions	185,000	185,000
National security applications	18,248	18,248
Subtotal, Weapons activities	7,577,341	7,900,979
Total, Weapons Activities	7,577,341	7,900,979
 Defense Nuclear Nonproliferation		
Nonproliferation and verification R&D		
Operations and maintenance	548,186	548,186
Nonproliferation and international security	150,119	150,119
International nuclear materials protection and cooperation	311,000	311,000
Fissile materials disposition		
U.S. surplus fissile materials disposition		
Operations and maintenance		
U.S. plutonium disposition	498,979	498,979
U.S. uranium disposition	29,736	29,736
Total, Operations and maintenance	528,715	528,715
Construction:		
99-D-143 Mixed oxide fuel fabrication facility, Savannah River, SC	388,802	388,802
Total, Construction	388,802	388,802
Total, U.S. surplus fissile materials disposition	917,517	917,517
Russian surplus fissile materials disposition	3,788	3,788
Total, Fissile materials disposition	921,305	921,305
Global threat reduction initiative	466,021	466,021
Legacy contractor pensions	62,000	62,000
Total, Defense Nuclear Nonproliferation	2,458,631	2,458,631
 Naval Reactors		
Naval reactors development	418,072	418,072
Ohio replacement reactor systems development	89,700	186,700
S8G Prototype refueling	121,100	121,100
Naval reactors operations and infrastructure	366,961	366,961
Construction:		
13-D-905 Remote-handled low-level waste facility, INL	8,890	8,890
13-D-904 KS Radiological work and storage building, KSO	2,000	2,000
13-D-903, KS Prototype Staff Building, KSO	14,000	14,000
10-D-903, Security upgrades, KAPL	19,000	19,000
08-D-190 Expended Core Facility M-290 recovering discharge station, Nav:	5,700	5,700

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY2013 Request	House Authorized
Total, Construction	49,590	49,590
Program direction	43,212	45,212
Subtotal, Naval Reactors	1,088,635	1,187,635
Adjustments:		
Rescission of prior year balances	0	0
Total, Naval Reactors	1,088,635	1,187,635
 Office Of The Administrator		
Office of the administrator	411,279	390,279
Total, Office Of The Administrator	411,279	390,279
 Defense Environmental Cleanup		
Closure sites:		
Closure sites administration	1,990	1,990
Hanford site:		
River corridor and other cleanup operations	389,347	389,347
Central plateau remediation	558,820	558,820
Richland community and regulatory support	15,156	15,156
Total, Hanford site	963,323	963,323
Idaho National Laboratory:		
Idaho cleanup and waste disposition	396,607	396,607
Idaho community and regulatory support	3,000	3,000
Total, Idaho National Laboratory	399,607	399,607
NNSA sites		
Lawrence Livermore National Laboratory	1,484	1,484
Nuclear facility D & D Separations Process Research Unit	24,000	24,000
Nevada	64,641	64,641
Sandia National Laboratories	5,000	5,000
Los Alamos National Laboratory	239,143	239,143
Total, NNSA sites and Nevada off-sites	334,268	334,268
Oak Ridge Reservation:		
Building 3019	67,525	67,525
OR cleanup and disposition	109,470	109,470
OR reservation community and regulatory support	4,500	4,500
Total, Oak Ridge Reservation	181,495	181,495
Office of River Protection:		
Waste treatment and immobilization plant		

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY2013 Request	House Authorized
01-D-416 A-E/ORP-0060 / Major construction	690,000	690,000
Tank farm activities		
Rad liquid tank waste stabilization and disposition	482,113	482,113
Total, Office of River protection	1,172,113	1,172,113
Savannah River sites:		
Savannah River risk management operations	444,089	444,089
SR community and regulatory support	16,584	16,584
Radioactive liquid tank waste:		
Radioactive liquid tank waste stabilization and disposition	698,294	698,294
Construction:		
05-D-405 Salt waste processing facility, Savannah River	22,549	22,549
Total, Radioactive liquid tank waste	720,843	720,843
Total, Savannah River site	1,181,516	1,181,516
Waste Isolation Pilot Plant		
Waste isolation pilot plant	198,010	198,010
Total, Waste Isolation Pilot Plant	198,010	198,010
Program direction	323,504	323,504
Program support	18,279	18,279
Safeguards and Security:		
Oak Ridge Reservation	18,817	18,817
Paducah	8,909	8,909
Portsmouth	8,578	8,578
Richland/Hanford Site	71,746	71,746
Savannah River Site	121,977	121,977
Waste Isolation Pilot Project	4,977	4,977
West Valley	2,015	2,015
Total, Safeguards and Security	237,019	237,019
Technology development	20,000	30,000
Uranium enrichment D&D fund contribution	463,000	463,000
Subtotal, Defense environmental cleanup	5,494,124	5,504,124
Adjustments		
Use of prior year balances	-12,123	-12,123
Use of unobligated balances	-10,000	-10,000
Total, Adjustments	-22,123	-22,123
Total, Defense Environmental Cleanup	5,472,001	5,482,001

Other Defense Activities

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY2013 Request	House Authorized
Health, safety and security		
Health, safety and security	139,325	139,325
Program direction	106,175	106,175
Undistributed adjustment		-50,000
Total, Health, safety and security	245,500	195,500
Specialized security activities	188,619	188,619
Office of Legacy Management		
Legacy management	164,477	164,477
Program direction	13,469	13,469
Total, Office of Legacy Management	177,946	177,946
Defense-related activities		
Defense related administrative support	118,836	118,836
Office of hearings and appeals	4,801	4,801
Subtotal, Other defense activities	735,702	685,702
Total, Other Defense Activities	735,702	685,702

SUMMARY OF DIRECTIVE REPORT LANGUAGE

Titles 3, 8, 9, 10, 12, 16, & 31

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE III—OPERATION AND MAINTENANCE

ITEMS OF SPECIAL INTEREST

READINESS ISSUES

MC-12W Intelligence, Surveillance, and Reconnaissance Aircraft Program

Unmanned Aircraft Training Strategic Plan

TITLE VIII—ACQUISITION POLICY, ACQUISITION

MANAGEMENT, AND RELATED MATTERS

ITEMS OF SPECIAL INTEREST

Review of Department of Defense Processes and Procedures Related To
Federal Retail Excise Tax

Report on Contingency Contracting Lessons Learned

Simplified Acquisition Procedures for Certain Commercial Items

Ship Maintenance and Modernization

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

ITEMS OF SPECIAL INTEREST

Department of Defense Intelligence Activities

TITLE X—GENERAL PROVISIONS

ITEMS OF SPECIAL INTEREST

COUNTER-DRUG ACTIVITIES

Counter-Drug Activities in Afghanistan

Study on Terrorist Organization Linkages in the Western Hemisphere

OTHER MATTERS

Airborne Intelligence, Surveillance, and Reconnaissance Strategic Portfolio
Review

Comptroller General Review of Combatant Commands

Counterterrorism Policy and the Growing Threat of Al Qaeda Regional
Affiliates

Defense Business Board Public-Private Cooperation Review

Intelligence, Surveillance, and Reconnaissance Cost-Benefit Analysis Tool

Intelligence, Surveillance, and Reconnaissance Task Force

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

ITEMS OF SPECIAL INTEREST

Accountability and Stewardship of Department of Defense Reconstruction
Activities in Afghanistan

Challenges with Military-to-Military and Security Force Assistance Efforts

Comptroller General Review of Use of General Purpose Forces and Special
Operations Forces for Security Force Assistance

Geographic Positioning of the Headquarters for U.S. Africa Command

Report on North Atlantic Treaty Organization Chicago Summit

Use of Security Force Assistance Advisory Teams in Afghanistan

TITLE XVI—INDUSTRIAL BASE MATTERS

ITEMS OF SPECIAL INTEREST

Audit Agencies

Germanium Wafer Procurement

Inclusion of Small Business Participation Statistics in Annual Assessments
of Selected Weapon Programs

Inspector General Review of Intellectual Property Issues

Procurement Technical Assistance Program

Recycling of Rare Earth Elements

Small Business Specialists in the Acquisition Workforce

Transfer of Technology to Foreign Entities

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

**TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY
PROGRAMS**

ITEMS OF SPECIAL INTEREST

NATIONAL NUCLEAR SECURITY ADMINISTRATION

Defense Nuclear Nonproliferation

Assessment of Location and Vulnerability of Highly-Enriched Uranium

DIRECTIVE REPORT LANGUAGE

Titles 3, 8, 9, 10, 12, 16, & 31

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE III—OPERATION AND MAINTENANCE

ITEMS OF SPECIAL INTEREST

READINESS ISSUES

MC-12W Intelligence, Surveillance, and Reconnaissance Aircraft Program

The Air Force MC-12W Intelligence, Surveillance, and Reconnaissance Aircraft Program is currently assigned to the Active Component. The Air Force has indicated it plans to transfer the MC-12W program to a program of record in the Air National Guard in fiscal year 2014. The committee is concerned that the Air Force has not fully considered the life-cycle costs and potential long-term operational impact of transferring the MC-12W program from a quick reaction capability to a program of record. Therefore, the committee directs the Secretary of the Air Force to provide a report to the congressional defense committees and the House Permanent Select Committee on Intelligence within 90 days after the date of the enactment of this Act, on all life cycle costs of basing, training personnel, and operating and maintaining the MC-12W program as a program of record in the Air National Guard.

Unmanned Aircraft Training Strategic Plan

The committee notes that Unmanned Aircraft System (UAS) training requirements will increase in the coming years due to expanding inventories and the sustained high demand for UAS-provided capabilities. If UAS pilots and sensor operators are to maintain proficiency and mission readiness at their home stations, the Department of Defense will need to address the current constraints on training in the national airspace. The development of Federal Aviation Administration (FAA) safety standards for UAS by 2016, as required by the FAA Modernization and Reform Act of 2012 (Public Law 112-95) will allow the Department of Defense to access the national airspace for routine training.

However, the committee believes that the Department needs to have a strategic plan in place to absorb UAS into bases, airspace, and training programs in the continental United States, as the inventory grows and some assets return from the Islamic Republic of Afghanistan, which will likely be before the establishment of safety standards.

The committee directs the Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff, to submit a report to the congressional defense committees and the congressional intelligence committees within 180 days after the date of the enactment of this Act on an unmanned aircraft training strategic plan that addresses the following:

(1) Identification and description of clearly defined training requirements (including live versus simulated) of all groups of UAS, and identify remaining UAS training shortfalls, and provide UAS training recommendations;

(2) An investment strategy for significantly enhancing the quality and interoperability of UAS training simulators;

(3) A plan for integrating live and simulated UAS training into other programs of instruction, mission rehearsal exercises, and combatant commander exercises;

(4) Department-wide UAS training standards that seek an informed balance between live training and simulated training; and

(5) An integration plan for simulation systems that enables interoperability and distributed training involving a mix of manned and unmanned assets.

The committee notes that a report on this topic normally would not be delivered to the congressional intelligence committees; however, as this section results, in part, from a broader review of intelligence, surveillance, and reconnaissance platforms initiated by the House Permanent Select Committee on Intelligence, and as the matters covered by the report relate to the fielding and use of platforms over which the congressional intelligence committees also exercise jurisdiction, the report should be provided to both the congressional defense committees and the congressional intelligence committees.

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

ITEMS OF SPECIAL INTEREST

Review of Department of Defense Processes and Procedures Related To Federal Retail Excise Tax

The committee is aware that section 4051 of title 26, United States Code, requires the Department of Defense to pay a 12 percent tax on certain medium and heavy trucks, trailers, and semi-trailers that it procures. The current procedure requires that when the Department of Defense awards a contract, the contractor receives funds to produce the vehicles as well as to cover the Federal retail excise tax (FRET) liabilities. Thus, the funds to pay the Federal retail excise tax originate from the Department of the Treasury as appropriated funds, are then allocated to the Department of Defense to award to the contractor, which are collected from the contractor by the Internal Revenue Service, and then ultimately end up back at the Department of the Treasury. The committee is concerned that the current process for making FRET payments is inefficient, generates unnecessary overhead and compliance burdens for all parties, and ultimately squanders taxpayer dollars. Therefore, the committee directs the Secretary of Defense, in consultation with the Secretary of the Treasury, to examine the manner by which FRET is calculated and processed by the Department of Defense. The examination should:

(1) Assess the benefits and drawbacks of the current process of using contractors as pass-through taxpayers; and

(2) Identify alternatives to the current process to improve efficiency, such as waiving the tax on vehicles acquired by the Department of Defense, or using interagency transfer authorities to aggregate tax payment.

The committee further directs the Secretary of Defense to brief the congressional defense committees by January 15, 2013, on the findings of the examination along with recommendations for eliminating the inefficiencies and unnecessary overhead related to FRET as it applies to Department of Defense procurements.

Report on Contingency Contracting Lessons Learned

The United States has been engaged in military operations in the Islamic Republic of Afghanistan since late 2001, as well as conducted military operations in the Republic of Iraq from 2003 to 2011. In these conflicts, the Department of Defense utilized a variety of contractors, contract vehicles, authorities, and funds for operational contract support to execute a variety of small- and large-scale services and reconstruction projects. The committee notes that operational contract support and reconstruction activities of the Department of Defense have faced substantial challenges. These challenges, as noted by many observers, including the Commission on Wartime Contracting, the Special Inspector General for Iraq Reconstruction, the Special Inspector General for Afghanistan Reconstruction, the Government Accountability Office, and the Department of Defense itself, occurred along the full spectrum of operational contract support and, at times, included the failure to properly understand the operating environment and actors in that environment, a lack of transparency in the contracting network, and inchoate or improperly defined requirements. In turn, the committee notes that, at times, these challenges led to results that undermined the desired effects of U.S. military operations, such as the diversion of funds to enemy forces or corrupt actors and the creation of perverse incentives for local actors to maintain instability.

The committee believes that operational contract support capabilities are critical to the success of current and potential future contingency operations, and further notes that the Department of Defense has undertaken a variety of efforts to improve these activities in Iraq and Afghanistan, as well as planning for future operations. The committee supports a vigorous effort to capture lessons learned related to the full breadth of operational contract support. The committee further notes that past efforts to capture lessons learned were slowed by a lack of resources and insufficient institutional support. The committee believes that a joint force, commander-centric, multi-disciplinary, holistic process is needed to capture and ultimately codify effective solutions.

The committee directs the Secretary of Defense to undertake an effort, utilizing the National Defense University or other such educational institution of the Department of Defense, to capture lessons learned related to Department

contract activities, such as operational contract support, resource and financial management, Commanders' Emergency Response Program, and reconstruction programs. Such an effort should utilize personnel from the Department of Defense with related subject matter expertise and experience in Iraq and Afghanistan. The committee also encourages the participation of non-Department personnel with similar expertise. The lessons-learned effort should build upon already documented insights and observations, including but not limited to those challenges noted above, as well as successes of operational contract support efforts in Iraq and Afghanistan. The study should recommend changes to the full spectrum of activities within contingency contracting operations, including delivery of supplies, services, and reconstruction, in order to fully integrate business operations with kinetic and non-kinetic lines of operations.

The committee further directs the Secretary to submit a report on the conclusions of the lessons-learned effort to the congressional defense committees by March 31, 2013.

Simplified Acquisition Procedures for Certain Commercial Items

The committee is aware that the Department of Defense submitted a legislative proposal that requested the authority for use of simplified acquisition procedures for certain commercial items be made permanent. The committee is concerned that there is no data, regarding the effectiveness of this authority and that proper oversight may be lacking. While the authority is intended to provide flexibility, streamline acquisition processes for certain commercial items, and allow contracting activities to better utilize limited resources, the committee is concerned that the authority could be abused or otherwise result in procurement irregularities. Therefore, the committee does not believe permanent extension of the authority is prudent at this time, and elsewhere in this title, the committee includes a provision that would extend the authority to January 1, 2015.

Furthermore, the committee directs the Comptroller General of the United States to conduct a review of the use of the authority. The review should examine:

- (1) The extent of use of the authority;
- (2) The cited rationales for use of the authority;
- (3) The acquisition outcomes that have resulted; and
- (4) An identification of waste, fraud, or abuse of the authority.

The Comptroller General should provide the findings and recommendations, to include a recommendation as to whether the authority should be made permanent, to the congressional defense committees and the Senate Committee on Homeland Security and Governmental Affairs and the House Committee on Oversight and Government Reform by October 1, 2013.

Ship Maintenance and Modernization

The committee recognizes that small businesses are critical partners in the ship maintenance and modernization market; however, the committee is concerned

that the recent repeal of the sections 701 through 722 of the Business Opportunity Development Reform Act of 1988 (Public Law 100-656), commonly referred to as the Competitive Demonstration Program, may upset the critical balance in the ship repair industrial base, resulting in a restricted marketplace and reduced competition. Therefore, the committee directs the Secretary of the Navy to conduct an assessment of the impact of the repeal of the Competitive Demonstration Program on the ship maintenance and modernization market, to include the Military Sealift Command and all other vessels controlled by the Department on Defense. The assessment should also review prime contracts that have been awarded for ship repair or decommissioning since January 31, 2011, to determine if large, technically complex activities were inappropriately awarded to small businesses. The Secretary should provide a briefing to the congressional defense committees on the results of the assessment, along with any recommendations to strengthen the ship repair industrial base, by October 1, 2012. Elsewhere in this title, the committee also includes a provision that would require, among other things, that product support managers to ensure that product support strategies are implemented in a manner that maximizes small business participation at the appropriate tiers, while ensuring that small business concerns are not inappropriately selected for performance as a prime contractor.

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

ITEMS OF SPECIAL INTEREST

Department of Defense Intelligence Activities

The committee recognizes that the Department of Defense and the Office of the Director of National Intelligence recently began an effort to create new guidelines governing designations for the Military Intelligence Program (MIP) and the National Intelligence Program (NIP). The committee commends this effort and encourages continued coordination regarding such designations. The committee also recognizes that this effort is just one example of the unprecedented level of cooperation throughout the U.S. intelligence community.

The committee notes, however, that consistent with the Intelligence Reform and Terrorism Prevention Act (Public Law 108-458), the Secretary of Defense must retain the authority to manage Department of Defense personnel, as well as develop and manage the annual budget for intelligence activities supporting the war fighter. Further, while the committee recognizes that there are certain instances in which a military service may be able to uniquely address particular national intelligence requirements, the fundamental purpose of service intelligence activities should be to respond to Department of Defense requirements.

Therefore, the committee encourages the Secretary of Defense to designate as part of the MIP intelligence and counterintelligence programs, projects, and

activities of the Department of Defense that primarily support Department of Defense requirements, including: programs, projects, and activities that are primarily conducted in support of military operations or are primarily undertaken at the direction of, or pursuant to requirements of the Office of the Secretary of Defense, the Joint Staff, the military departments or the combatant commands. The committee directs the Secretary of Defense to submit a report to the congressional defense committees and the House Permanent Select Committee on Intelligence by October 1, 2012, evaluating how these principles compare to the new guidelines governing MIP and NIP designations, identifying current designations that would be inconsistent with these principles, and analyzing the implications of such inconsistent designations as they relate to the Secretary of Defense's ability to develop and manage the intelligence budget for intelligence activities that support the warfighter.

TITLE X—GENERAL PROVISIONS

ITEMS OF SPECIAL INTEREST

COUNTER-DRUG ACTIVITIES

Counter-Drug Activities in Afghanistan

The committee recognizes the President's current plan to cease combat operations in the Islamic Republic of Afghanistan by the end of 2014. The Government of Afghanistan's ability to provide security for its own population relies in part on its ability to control narco-trafficking. The committee notes that Afghanistan's link to the worldwide drug trade promotes instability and provides funding for terrorist organizations such as Al Qaeda. Following the end of combat operations in 2014, the counter-drug programs developed in Afghanistan will remain vital to preserving stability in the region. The committee acknowledges that over the course of Operation Enduring Freedom, the United States has invested approximately \$2.25 billion in counter-drug training and programs. This investment must not be neglected by the pending withdrawal from Afghanistan.

Therefore, the committee directs the Secretary of Defense to develop a strategy for counter-drug programs and funding following combat operations in Afghanistan, and to submit a report on the strategy to the congressional defense committees by November 30, 2012. The strategy should outline the goals of both the U.S. military and civilian personnel as well as the Afghan military and police forces with respect to counter-drug programs. Also, the committee notes the need to outline timelines and resources necessary to accomplish these goals.

Study on Terrorist Organization Linkages in the Western Hemisphere

The committee notes the efforts made by the United States and governments in the Western Hemisphere in combating counter-drug and counter-terrorism activities. The committee commends these governments for improving stability in the region as a result of counter-drug initiatives.

However, the committee continues to be concerned about the increasing presence of transnational criminal organizations and internationally recognized terrorist organizations throughout the Western Hemisphere. The committee is aware that international terrorist organizations have participated in narco-trafficking, human-trafficking, and money laundering within the region, which has contributed to increasing violence. Therefore, the committee directs the Secretary of Defense to conduct a study on terrorist organizations operating in the Western Hemisphere and submit the findings of the study to the Senate Committee on Armed Services, the House Committee on Armed Services, the Senate Foreign Relations Committee, and the House Foreign Affairs Committee by November 30, 2012. The study should include the activities of state sponsors of terror within the region, the current locations and organizational structure of the international terrorist groups operating in the Western Hemisphere, as well as a comprehensive analysis of the activities and strategic intentions of Hezbollah, the Iranian Revolutionary Guard, Quds Force, and Al Qaeda and its associated movements in the Western Hemisphere.

OTHER MATTERS

Airborne Intelligence, Surveillance, and Reconnaissance Strategic Portfolio Review

The committee directs the Chairman of Joint Chiefs of Staff, in the Chairman's capacity as the Chairman of the Joint Requirements Oversight Council (JROC), to conduct a strategic portfolio review of current, planned, programmed, and required manned and unmanned medium-altitude intelligence, surveillance, and reconnaissance (ISR) capabilities of the Department of Defense during the period covered by the Future Years Defense Program accompanying the President's request for fiscal year 2013. The committee directs the Chairman to report the results of the review to the congressional defense committees and the House Permanent Select Committee on Intelligence within 180 days after the date of the enactment of this Act.

In conducting the review, the Chairman should consider the following:

(1) The complete architecture for medium and high-altitude manned and unmanned systems, including vehicles, sensors, communications, processing, exploitation, analysis, and data storage and dissemination.

(2) Requirements with respect to defense intelligence information enterprise architecture and standards.

(3) Assumptions by the military departments regarding the designation of manned and unmanned ISR aircraft assets for joint operations with respect to making such aircraft available to a Joint Theater Commander or assigned to a military department.

(4) The projected budget for each program and project during the period covered by the fiscal year 2013 Future Years Defense Program for manned and unmanned medium-altitude ISR.

(5) The availability of manned and unmanned high-altitude ISR capabilities to support the required capabilities of the commanders of the combatant commands.

(6) Opportunities for transfer to other Government agencies and/or foreign military sales of any quick reaction ISR capability JROC finds to be unnecessary for future requirements and/or is not a necessary component of the architecture described in (1).

Comptroller General Review of Combatant Commands

The committee notes that as the challenges to national security have expanded, the Department of Defense faces missions of increasing scope, variety, and complexity around the world. To perform these missions, the Department operates geographic combatant commands that conduct activities within assigned areas of responsibility, to include stability, security, transition and reconstruction operations, disaster relief, and humanitarian assistance. Each combatant command also has dedicated military service component commands and task forces, which support the combatant command carry out its missions. At a time of growing economic and fiscal constraints, the committee believes that the Department must ensure the combatant commands and its supporting elements have the appropriate levels of personnel and resources to meet mission requirements. The committee further notes that in a March 2012 report, the Government Accountability Office concluded that there may be additional opportunities to consolidate organizations and centralize functions across the Department, to include the combatant commands.

Therefore, the committee directs the Comptroller General of the United States to conduct a review of the personnel and resources of the combatant commands, its supporting military service component commands, and other assigned task forces, and to submit a report on the findings to the House Committee on Armed Services by January 31, 2013. The review should cover the following:

(1) The level of resources, both personnel and overall support costs, associated with the commands from fiscal years 2001 through 2011 to meet its assigned missions and responsibilities;

(2) How the commands, its supporting military service component commands, and other assigned task forces are currently organized and structured to ensure efficiency and avoid duplication within and among the various organizations; and

(3) What steps, if any, the Department has taken to reexamine size and structure in light of the new strategic guidance issued in 2012.

Counterterrorism Policy and the Growing Threat of Al Qaeda Regional Affiliates

The committee is concerned about the spread of Al Qaeda regional affiliates and the lack of a comprehensive counterterrorism strategy to mitigate these threats. The committee has previously expressed concern in this area, most recently in section 1032 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81).

The committee notes that the February 2012 U.S. Intelligence Community Worldwide Threat Assessment depicted a core Al Qaeda (AQ) with diminished operational importance and a more decentralized leadership movement. The assessment further noted that continued robust U.S. and partnered counterterrorism (CT) efforts and pressure would likely lead to fragmentation of the movement within a few years.

While core AQ is diminishing in operational importance, the committee is concerned that regional Al Qaeda affiliates, particularly in Africa and the Arabian Peninsula, continue to increase attacks both locally and globally, expand ideological influence, and gain territorial control in strategic areas of concern. Additionally, several senior national security officials have identified Al Qaeda in the Arabian Peninsula (AQAP) in the Republic of Yemen as the most serious terrorist threat to the United States. The committee notes that AQAP continues to exploit local political instability and expand local influence, particularly in the southern provinces. While remaining an international threat, AQAP has expanded domestic operations within Yemen to launch a wide-scale domestic insurgency, thereby transforming the organization from an Al Qaeda affiliate to a Taliban-like movement further threatening the region. The committee notes that such gains provide AQAP with greater freedom to move, plan, and project threats regionally and internationally.

Similarly, Al Qaeda in the Islamic Maghreb (AQIM) continues operations in northern Africa and the U.S. intelligence community has noted that AQIM is seeking opportunities to strike Western targets. The committee is concerned that post-coup political instability in the Republic of Mali presents another regional point of vulnerability given the concentration of AQIM members in Mali's northern desert. There are also fears that the Islamic extremist group Boko Haram in the Federal Republic of Nigeria has engaged with elements of AQIM, suggesting a wider regional trend of shared tactics and resources threatening security and stability throughout the region.

Additionally, Al Shabaab in Somalia recently announced a public merger with core AQ. Al Shabaab grew out of a nationalist movement within Somalia to repel what was viewed by Al Shabaab as Ethiopian troops occupying Somali lands. However, with the help of AQ leaders such as the recently deceased AQ operative, Huran Fazul, Al Shabaab has demonstrated the capacity to strike outside of the Somali borders, as evidence by the terrorist attacks in the Republic of Uganda during the World Cup in July 2010. Additionally, Al Shabaab has been responsible for recruiting would-be militant from the Somali diaspora in the West.

The committee is concerned that the present strategy to mitigate these threats lacks a holistic approach. While the committee believes that kinetic options

are an important component to the overall strategy, the committee is concerned that over-reliance on such options distracts from the need for a comprehensive approach to reverse the gains made by these regional affiliates and to protect the homeland. In particular, a comprehensive strategy should place greater emphasis on capacity building, particularly in fragile states or areas that too easily become terrorist sanctuaries. For this reason, the committee included section 1032 in Public Law 112-81, which requires National Security Planning Guidance that would serve as an interagency strategy to enhance the capacity of partner governments to assist in eliminating the ability of Al Qaeda and its affiliates to establish or maintain safe havens.

The June 2011 National Strategy for Counterterrorism highlights the need for building security partnerships as part of comprehensive strategy. However, the committee believes that U.S. and partnered counterterrorism (CT) efforts require additional emphasis. Specifically, the committee believes that activities that utilize U.S. Special Operations Forces and an “indirect approach” that leverages local and indigenous forces should be used more aggressively and surgically in Africa and the Arabian Peninsula in close coordination with and in support of geographic combatant commander and U.S. embassy country team requirements. The committee believes that current indirect activities are not fully resourced and underutilized to counter gains and preclude the expansion of Al Qaeda affiliates in these regions.

The committee believes a comprehensive strategy should also include greater prioritization of capture operations of high value terrorists. In 2009, former CIA Director, General Michael Hayden, noted that information obtained during interrogations of senior AQ members provided the majority of U.S. intelligence regarding the terrorist organization and had led to successful follow-on operations throughout the world. The committee is concerned that the lack of a comprehensive detention regime for high-value terrorists has diminished U.S. intelligence on AQ and its affiliates.

The committee believes that an aggressive strategy that builds security partnerships, develops host nation capabilities, leverages such an indirect approach, and prioritizes capture operations would effectively supplement the need for kinetic options and presents a more balanced approach. Therefore, the committee directs the Secretary of Defense to brief the congressional defense committees within 90 days after the date of the enactment of this Act and provide an update on efforts to counter the spread of Al Qaeda regional affiliates and other efforts to improve national security planning guidance pursuant to section 1032 of Public Law 112-81.

Defense Business Board Public-Private Cooperation Review

The committee notes the 2010 National Security Strategy highlighted the importance of public-private cooperation as “critical to U.S. success at home and abroad.” Public-private cooperation is defined as the voluntary interaction between the public and private sector through which both parties leverage their respective

resources in order to address an issue or opportunity for greater impact and efficiency. The committee is also aware that the Defense Business Board is conducting a study to provide recommendations to the Department of Defense on how to better use the advantages of public-private cooperation.

The combatant commands have established public-private cooperation offices in order to leverage best business practices, expertise, and capabilities to enhance combatant command theater security cooperation activities. However, these initiatives have limited policy guidance from the Office of the Secretary of Defense. The Vice Chairman of the Joint Chiefs of Staff requested the Defense Business Board conduct a study to provide recommendations by July 2012 to the Department on how it could use the benefits of public-private cooperation. The committee directs the Secretary of Defense to provide a report to the Senate Committee on Armed Services and the House Committee on Armed Services by November 1, 2012, on the conclusions of the Defense Business Board. The report should include the following:

- (1) An assessment of the Department's organizational structures supporting public-private cooperation;
- (2) An evaluation of the Department's successes and lessons learned regarding public-private cooperation;
- (3) An evaluation of the legal framework within which the public-private cooperation efforts operate; and
- (4) An assessment of the Defense Business Board recommendations regarding public-private cooperation, and the Department's plan, if any, to implement the recommendations.

Intelligence, Surveillance, and Reconnaissance Cost-Benefit Analysis Tool

The committee is aware that the Department of Defense (DOD) has developed several cost-benefit analysis tools to enable basic cost-effectiveness analysis of the acquisition and allocation of intelligence, surveillance, and reconnaissance (ISR) assets. The committee believes that to better achieve full cost-effectiveness analysis, any further development of such tools should include at a minimum the following:

- (1) An inventory of all existing and planned DOD ISR platforms and sensors, including programs of record and quick reaction capabilities, through the Future Years Defense Program;
- (2) Validated attributes/capabilities of each platform and sensor, concept of operations for their employment, and performance data;
- (3) Commanders' prioritization of platform and sensor attributes, using a zero-sum ranking scheme that forces trade-offs;
- (4) Full cost data (both base and incremental wartime costs to include procurement, research and development, operation and sustainment and other life cycle costs); and

(5) Other contextual inputs as needed (for example, the type of conflict, phase of conflict, target deck, and so forth).

The committee directs the Under Secretary of Defense for Intelligence, in coordination with the Commander, Joint Forces Functional Command for Intelligence, Surveillance, and Reconnaissance, and the Chairman of the Joint Chiefs of Staff, to brief the congressional defense committees and the House Permanent Select Committee on Intelligence within 270 days after the date of the enactment of this Act on the development and use of such tools to inform pre-milestone A ISR acquisition decisions and the allocation of ISR assets to the combatant commands.

Intelligence, Surveillance, and Reconnaissance Task Force

The committee commends the Intelligence, Surveillance, and Reconnaissance (ISR) Task Force on the instrumental role it has played in responding quickly to warfighter ISR needs in the area of responsibility of U.S. Central Command. The committee is aware that the ISR Task Force was established by the Secretary of Defense as a means to rapidly assess and address near-term ISR requirements, gaps, and shortfalls that arise outside the normal budgetary planning and programming cycles. The Task Force has increased the number of fielded ISR platforms by over 200 percent in the 5 years it has existed, playing a key role in force protection and in the find, fix, finish cycle.

The committee notes the Secretary of Defense is reviewing the acquisition process for the rapid fielding of capabilities in response to urgent operational needs, as directed by section 804 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111-383). As part of this review, the committee expects the Secretary to address the present and future role of the ISR Task Force. The committee notes the Secretary should consider how the Joint Functional Component Command for ISR could assume the role of helping combatant commands refine its ISR requirements and how the Joint Staff's operational needs process could best address time-sensitive requests for ISR. The committee directs the Secretary of Defense to brief the congressional defense committees and the House Permanent Select Committee on Intelligence within 90 days of meeting the reporting requirements directed by section 804 of Public Law 111-383, on the Secretary's findings regarding the role of the ISR Task Force.

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

ITEMS OF SPECIAL INTEREST

Accountability and Stewardship of Department of Defense Reconstruction Activities
in Afghanistan

The committee supports the International Security and Assistance Force (ISAF) mission in the Islamic Republic of Afghanistan, but encourages the Department of Defense to maximize its stewardship of Department of Defense appropriated funds that are being disbursed in support of ISAF efforts. The committee believes that it is critical to analyze the stewardship of these funds and capture the lessons learned associated with Department of Defense funded reconstruction.

As a result, the committee directs the Secretary of Defense to conduct an analysis on the extent to which corruption within Afghanistan has diverted Department of Defense financial assistance from its intended purpose, and the accountability measures in place to maximize the stewardship of Department of Defense financial assistance in Afghanistan. The committee further directs the Secretary to provide a briefing on the results of such analysis to the House Committee on Armed Services by December 31, 2012. The briefing, at a minimum, should include: a summary of Department of Defense reconstruction projects in Afghanistan between 2001-12; a quantitative analysis of the corruption associated with such projects in Afghanistan; a framework for accountability measures that the Department of Defense utilizes to control for the effects of corruption in reconstruction projects in Afghanistan; and a summary of lessons learned in the distribution of monies for Department of Defense reconstruction projects in Afghanistan.

Challenges with Military-to-Military and Security Force Assistance Efforts

The committee notes the significant improvements that have resulted from U.S. investments in the capacity of partner nations to conduct counter-terrorism, stability, counter-narcotics, and related operations. The committee further notes the report, "Utilization of Certain Global Partnership Authorities" was submitted to the committee as required by section 1237 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417). While this report was useful in providing a detailed summary of the processes associated with building global partnership programs and an assessment of the impact of these programs, the report did not specifically assess and provide recommendations to control for potential moral hazard issues associated with these types of efforts.

The committee notes that partnership building activities are instrumental to the ability of the United States military to defend the homeland and to conserve its fiscal resources. Nevertheless, as the investment in these programs have increased, the committee endeavors to ensure that the Department of Defense fully addresses the challenges to military-to-military and security-related assistance. Among these challenges is the potential of creating negative incentive structures for nations seeking such assistance, which may adversely affect their internal political environment. In particular, the committee seeks to ensure these activities are not causing certain parties, who become insulated from risk, to behave differently from how they would behave if they were fully exposed to the risk.

The committee directs the Comptroller General of the United States to provide a briefing to the House Committee on Armed Services by November 30, 2012, on the procedures the Department of Defense has in place to control for the challenges inherent to the provision of assistance and associated efforts to foreign partners. The Comptroller General may focus on a sample of such Department of Defense programs and may satisfy this by leveraging work already conducted or underway. The briefing should outline the extent to which the Department of Defense, either alone or in conjunction with other agencies, considers and evaluates the potential for perverse incentive structures and negative unintended consequences due to moral hazard issues or similar factors.

Comptroller General Review of Use of General Purpose Forces and Special Operations Forces for Security Force Assistance

The committee understands that, in the past few years, the Department of Defense has emphasized security force assistance which encompasses efforts to build the capacity and capability of partner nation security forces. Historically, special operations forces have conducted the majority of the Department's activities to train, advise, and assist partner nation security forces. However, in anticipation of its growing importance, the Department has identified the need to strengthen the capabilities of its general purpose forces to conduct security force assistance. In the budget request for fiscal year 2013, the Department noted that with the drawdown of forces in the Islamic Republic of Afghanistan, more opportunities will be available for special operations forces to conduct advising and training of partner nation security forces, and requested additional resources for U.S. Special Operations Forces. At the same time, the Department has taken steps to identify capability requirements, implement new approaches to organizing units, and adjust training to enhance the ability of general purpose forces to conduct security force assistance.

The committee is aware of the Government Accountability Office's previous work on challenges the Department faces in defining its concept for security force assistance and guiding combatant command and military service efforts to plan for, prepare and conduct related activities, as well as its work on challenges U.S. Special Operations Command has faced in providing sufficient numbers of trained personnel to meet the demand for increased deployments. Given the Department's plans to continue to rely on special operations forces, as well as its efforts to expand the capabilities of the general purpose forces to perform security force assistance at a time when the overall size of the force is constrained, the committee believes that the roles and responsibilities of both of these forces, with regard to security force assistance, needs to be clearly drawn and understood to avoid confusion and duplication. In order to better understand the Department's vision for the security force assistance mission within both forces, the committee directs the Comptroller General of the United States to submit a report to the Senate Committee on Armed Services and the House Committee on Armed Services within 180 days after the

date of the enactment of this Act that evaluates the Department of Defense's efforts in this area, including: the extent to which the Department has delineated the roles and responsibilities of general purpose and special operations forces; distinguished between the types of situations or environments where the respective types of forces would be used to conduct security force assistance activities; and whether the Department has identified, synchronized, and prioritized the respective requirements and resource needs for building the capabilities of both types of forces.

Geographic Positioning of the Headquarters for U.S. Africa Command

In the committee report (H. Rept. 112-78) accompanying the National Defense Authorization Act for Fiscal Year 2012, the committee directed the Secretary of Defense to conduct an analysis of the placement of the headquarters of the U.S. Africa Command and report the findings to the congressional defense committees by April 1, 2012. The committee was disappointed that the report was not completed by that deadline, but has granted the Secretary an extension through July 1, 2012.

The committee continues to believe that the establishment of U.S. Africa Command as a geographic combatant command was an appropriate response to meet the national security challenges originating in, and transiting through, the African region. The committee also believes that the physical location of the command's headquarters must balance operational requirements with resource constraints to enable the command to function both effectively and efficiently. Therefore, the committee directs the Comptroller General of the United States to conduct a comprehensive analysis of options for the permanent placement of the U.S. Africa Command headquarters and to provide a report of the analysis to the congressional defense committees by December 31, 2012. The study should consider locations both in the United States and overseas, or a combination thereof.

Report on North Atlantic Treaty Organization Chicago Summit

The committee notes the North Atlantic Treaty Organization (NATO) will host its 25th summit in Chicago, Illinois, on May 20-21, 2012. The committee recognizes the sustained commitment of NATO to mutual defense and regional stability and security. The summit provides an important opportunity for follow-on discussions from the 2010 Lisbon Summit regarding the future of NATO, with a focus on the International Security Assistance Force (ISAF) mission in the Islamic Republic of Afghanistan, smart defense, missile defense, and the future force composition of the alliance.

The committee recognizes the contribution of NATO, NATO-aspirant nations, and non-NATO nations that have committed more than 39,000 of the more than 129,000 troops deployed in Afghanistan. NATO has been a key player in Afghanistan by conducting operations against the insurgency and supporting the growth in capacity and capability of the Afghan National Security Forces. The committee encourages the Secretary of Defense to continue working with NATO,

NATO-aspirant nations, and non-NATO nations to support ISAF operations and encourage long-term bilateral cooperation between the military and security forces of our partner nations and Afghanistan. Further, the committee encourages the President to use the summit as an opportunity to obtain multi-year commitments from ISAF coalition nations to support the sustainment of the Afghan National Security Forces post-2014.

The committee is aware of NATO's smart defense concept that focuses on developing and maintaining military capabilities to address current and future security problems. While in times of austerity every dollar counts, the committee believes each nation must also contribute its fair share. The committee is concerned that few NATO nations are contributing the required 2 percent of its gross domestic product. The committee will continue to follow the development of the smart defense concept and the areas of multinational cooperation for smart defense projects developed at and following the Chicago summit.

As part of the committee's continued oversight of the summit's outcomes, the committee directs the Secretary of Defense, in coordination with the Secretary of State, to provide a report to the Senate Committee on Armed Services, the House Committee on Armed Services, the Senate Committee on Foreign Relations, and the House Committee on Foreign Affairs by October 1, 2012, on how the Department of Defense may support the summit's outcomes. The report should include a description of how the U.S. military may support the development and execution of the summit results, including projected and current U.S. military deployments, training, exercises, and other engagement activities.

Use of Security Force Assistance Advisory Teams in Afghanistan

A central element of the U.S. strategy in the Islamic Republic of Afghanistan has been the development of the Afghan National Security Forces (ANSF). Since military operations began, the Department of Defense has used a variety of approaches to mentor, advise, and partner with ANSF, including the use of individual training teams, as well as brigade combat teams specially augmented with leaders to carry out the advisory and assistance mission. Neither the training teams nor the augments provided to the brigade combat teams existed in any of the military services' doctrinal structures. Instead, they were typically sourced with personnel who were identified individually, and generally consisted of company- and field-grade officers and senior non-commissioned officers who were taken from other units. In the past, the Department of Defense has faced some difficulty in sourcing these teams without affecting the readiness of its overall force.

In June 2011, the President announced that the U.S. mission in Afghanistan would be moving from combat to support by December 31, 2014. Over the next 2 years, lead responsibility for security will transition to the Afghan Government, and its security forces. To support this transition, the Department of Defense plans to use small teams of advisors, referred to as "security force assistance advisor teams," to help generate, employ, and sustain the ANSF. While

this concept is in the early stages of implementation, U.S. commanders in Afghanistan believe these teams will intensify the pace of development of ANSF capabilities amidst the drawdown of coalition forces. The majority of the security force assistance advisor teams are being sourced from the Marine Corps and the Army. In some cases, deployed units have been tasked with creating the teams, while in other cases teams have been created using individuals drawn from U.S.-based units or globally sourced.

The committee is aware of the prior work conducted by the Government Accountability Office evaluating the use of advisor teams for training security forces in the Republic of Iraq and in Afghanistan, and the impact this had on the readiness of U.S. forces. Therefore, the committee directs the Comptroller General of the United States to review plans for establishing the security force assistance advisory teams and the use of these teams to further develop the capabilities of the ANSF, and to report the results of this review to the Senate Committee on Armed Services and the House Committee on Armed Services by March 15, 2013. The Comptroller General should evaluate the extent to which the Department of Defense has defined intended roles and missions for the advisor teams, including personnel, equipment, and training requirements; the extent to which the Marine Corps and the Army have met these requirements; adjustments, if any, in the Department of Defense's plans for continuing to use the augmented brigade/regimental combat teams for advisory missions; and the Marine Corps and Army's ability to source these requirements, including any impacts on overall readiness.

TITLE XVI—INDUSTRIAL BASE MATTERS

ITEMS OF SPECIAL INTEREST

Audit Agencies

The committee notes that the Defense Contract Audit Agency (DCAA) is under the authority, direction, and control of the Under Secretary of Defense (Comptroller), and the Defense Contract Management Agency (DCMA) is under the authority, direction, and control of the Under Secretary of Defense for Acquisition, Technology, and Logistics. The committee is also aware that section 133 of title 10, United States Code, requires the Under Secretary of Defense for Acquisition, Technology, and Logistics to prescribe policies to ensure that audit and oversight of contractor activities are coordinated and carried out in a manner to prevent duplication by different elements of the Department of Defense. However, the findings of the committee's Panel on Business Challenges in the Defense Industry indicate that more needs to be done to improve the coordination, efficiency, and oversight of DCAA and DCMA. The committee believes there would be potential benefits if the two organizations were more closely aligned within the Department's organizational structure. Therefore, the committee directs the Secretary of Defense

to conduct an assessment of the feasibility and advisability of realigning DCAA and DCMA such that they are under the authority, direction, and control of the same Under Secretary of Defense, and to submit a report on the findings to the congressional defense committees by October 1, 2012.

Germanium Wafer Procurement

The committee notes that germanium is currently a key component in satellite solar panels where size, efficiency, and power are crucial, as germanium enables solar energy to power satellites and other spacecraft. Further, the committee notes that because of this capability, the Department of Defense maintains an interest in the secure supply of solar-cell capable germanium wafers. The committee is aware that a request for information concerning germanium wafer production for use in space-based solar technology was recently released by the Defense Logistics Agency (DLA). The committee is concerned that the current solicitation unfairly and unnecessarily limits competition to a sole-source procurement on the basis of an urgent national security requirement. No evidence has been provided to the committee to support this justification. The committee is concerned that DLA has unfairly eliminated a potential domestic supplier of space solar cell-capable germanium wafers by failing to take steps necessary to qualify a second domestic source of germanium wafers and, as a result, is restricting the competition from domestic suppliers.

Therefore, the committee directs the Director, Defense Logistics Agency, in coordination with the Deputy Assistant Secretary of Defense for Manufacturing and Industrial Base Policy, to review any related procurement action by August 1, 2012, in order to:

- (1) Determine if the need for germanium wafers is so urgent as to require a sole-source procurement in lieu of the opportunity to qualify a second domestic producer;
- (2) Examine the current requirements documentation and acquisition plans for opportunities to increase competition and make such changes as necessary to meet the near-term needs of the warfighter, while maximizing opportunities for the industrial base; and
- (3) Identify steps necessary to qualify additional providers of germanium wafers to meet national security requirements.

The committee directs the Director, Defense Logistics Agency to brief the House Committee on Armed Services by December 1, 2012, on the findings of the review and to provide any recommendations for improving surety of supply of germanium wafers.

Inclusion of Small Business Participation Statistics in Annual Assessments of Selected Weapon Programs

In accordance with the Joint Explanatory Statement accompanying the Department of Defense Appropriations Act, 2009 (division C of Public Law 110-329),

the Comptroller General of the United States conducts an annual assessment of selected weapon programs. The committee finds these assessments valuable. However, the committee notes that small business participation statistics are not currently included in the Comptroller General's annual report and believes that inclusion of such information would be beneficial. Therefore, the committee directs the Comptroller General to incorporate small business participation statistics for each weapon program included in its annual assessment of selected weapon programs delivered to the congressional defense committees.

Inspector General Review of Intellectual Property Issues

The committee is concerned with protecting small business intellectual property rights when doing business with the Department of Defense (DOD). As noted in the Panel on Business Challenges in the Defense Industry's report "Challenges to Doing Business with the Department of Defense", "Smaller businesses can experience particular difficulties in protecting their rights because of their size and the comparatively limited resources available to them." The report also notes that, "DOD contractors, including small businesses, have objected both to the breadth of the rights in technical data that the government acquires under government contracts and subcontracts, and to the government's compliance with the restrictions upon the use, disclosure, or release of technical data in which the Government has government purpose or limited rights. Small business contractors, in particular, have alleged that Government employees improperly furnished materials to their competitors so that their competitors could 'reverse engineer' their proprietary products, as well as undertook research projects duplicating proprietary solutions and then published the resulting intellectual property as Government-owned." Unfortunately, the committee has little grounds for action beyond anecdotal claims.

Therefore, the committee directs the Inspector General of the Department of Defense to conduct a review to address the lack of empirical data and to submit a report on the findings to the Senate Committee on Armed Services and the House Committee on Armed Services within 180 days after the date of the enactment of this Act. The Inspector General should review a representative sample of protests, including lawsuits and other administrative contracting procedures, between the Government and contractors, as well as between prime contractors and their subcontractors, in order to:

- (1) Estimate the number of cases involving breaches of intellectual property rights;
- (2) Analyze the representative cases to determine if there are significant similarities in the grounds for the protests;
- (3) Determine if there was compliance with current laws and regulations related to intellectual property rights;
- (4) Assess if there are trends in these cases that might indicate gaps in existing intellectual property rights laws and regulations;

- (5) Report on the outcomes of the cases that have been concluded; and
- (6) Provide recommendations as appropriate.

Procurement Technical Assistance Program

The committee notes that the Procurement Technical Assistance Program (PTAP) was authorized by section 1241 of the Department of Defense Authorization Act for Fiscal Year 1985 (Public Law 98-525) in an effort to expand the number of businesses capable of participating in Government contracts. The committee also notes that Procurement Technical Assistance Centers serve as a unique resource for small businesses to obtain information and training on acquisition procedures, specialized solicitations, and Federal contracting information. The committee believes that PTAP is a key program for fostering small business contracting with the Department of Defense by helping to generate new suppliers for the Department, which results in a stronger industrial base and increased competition. The committee directs the Director, Defense Logistics Agency to review the Procurement Technical Assistance Program and to submit to the congressional defense committees by October 1, 2012, its recommendations for strengthening the program and ensuring that local Procurement Technical Assistance Centers are sufficiently resourced to educate the small business community and that small businesses are aware of PTAP and the services it provides.

Recycling of Rare Earth Elements

The committee is aware that in its December 2011 report entitled "Critical Materials Strategy," the Department of Energy states that the heavy rare earth phosphors, dysprosium, europium, terbium, and yttrium, are particularly important given their relative scarcity combined with their importance to clean energy, energy efficiency, hybrid and electric vehicles, and advanced defense systems, among other key technologies. While new sources of production of rare earth elements show promise, these are focused primarily on the light rare earth elements. The committee notes that the recycling of end-use technologies that use rare earth elements can provide a near-term opportunity to recapture, reprocess, and reuse some of the rare earth elements contained in them.

The committee believes that fluorescent lighting materials could prove to be a promising recyclable source of heavy rare earth elements, and the committee believes the Department of Defense can increase supplies of heavy rare earth elements by performing a cost-benefit analysis on the viability of recycling its own fluorescent lighting waste for use in defense systems. While the committee is concerned that rare earth materials are being lost due to inadequate recycling efforts, the committee believes that the recycling of such elements, as well as the maturation of new sources of production and a developmental effort focused on alternatives to heavy rare earth elements, are necessary components of a prudent strategy to address global demand for these elements.

Therefore, the committee directs the Secretary of Defense to submit a report to the congressional defense committees by March 1, 2013, with its recommendations on how the Department of Defense can capture its fluorescent lighting waste and make the material available to entities that have the ability to extract rare earth phosphors, reprocess and separate them in an environmentally safe manner, and return these rare earths into the domestic rare earth supply chain. The report should specifically address disposal and mitigation plans for residual mercury and other hazardous byproducts to be produced by the recycling process. The report should also specifically establish recommendations to prevent the export of such heavy rare earth materials obtained from U.S. Government sources to non-allied nations.

Small Business Specialists in the Acquisition Workforce

The committee is concerned that although the Department of Defense has taken aggressive steps to rebuild the capacity and capability of the acquisition workforce, it has done little to ensure that the workforce includes a sufficient number of small business specialists responsible for ensuring that the Department achieve its small business contracting and subcontracting goals. Therefore, the committee directs the Secretary of Defense to conduct an assessment of the acquisition workforce, identify the small business specialists, and evaluate whether the capability and capacity of the small business specialists in the acquisition workforce are sufficient to meet the Department's needs. This assessment should also include the feasibility and advisability of establishing a small business specialist career field in the acquisition workforce. The committee further directs the Secretary to submit to a report on the findings to the congressional defense committees by October 1, 2012.

Transfer of Technology to Foreign Entities

The committee believes that the Department of Defense has an obligation to ensure that Congress is advised of the potential national security implications of the transfer of technologies initially developed under Department of Defense contracts, or the transfer of technology that has dual-use or military applications, to foreign entities. Many U.S. companies that participate in the defense industrial base are seeking to expand their business in the global market. However, some of these transactions and joint ventures may result in the transfer of U.S. defense technologies, such as fighter aircraft engine technologies, to foreign governments and foreign militaries. While the legal framework to address such technology transfers rests within current export control law and regulations, current law does not prevent the Secretary of Defense from exercising due diligence to protect U.S. defense technologies. The committee encourages the Secretary of Defense to take such steps as necessary to prevent the illicit transfer of defense technologies to foreign entities, and to advise the relevant congressional committees of the risks associated with any such commercial transactions or joint ventures.

The committee directs the Director, Defense Security Service, in coordination with the Deputy Assistant Secretary of Defense for Manufacturing and Industrial Base Policy, to conduct an assessment of the impact of joint ventures related to the cleared U.S. defense contractor community, and the potential for transference of U.S. technologies to another nation as a result of such ventures. At a minimum, the assessment should: (1) survey the cleared defense contractor community regarding joint ventures in place, or being pursued, by the cleared defense contractor community; (2) determine the extent to which such joint ventures are putting sensitive U.S. technologies, including dual-use technologies, at risk of transference to other entities; and (3) assess the degree to which such joint ventures with cleared defense contractors are tied to foreign governments or foreign militaries. The committee further directs the Director, Defense Security Service to provide the results of the assessment, along with any recommendations to reduce risk of transference of sensitive U.S. technologies to foreign governments or foreign militaries, to the congressional defense committees within 180 days after the date of the enactment of this Act.

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

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

ITEMS OF SPECIAL INTEREST

NATIONAL NUCLEAR SECURITY ADMINISTRATION

Defense Nuclear Nonproliferation

Assessment of Location and Vulnerability of Highly-Enriched Uranium

The committee reaffirms the importance of continuing to assess the location and vulnerability to theft or diversion of known stocks of highly-enriched uranium worldwide. In particular, the committee notes section 3122 (c)(2) of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81) which required the Secretary of Energy to submit a list, by country and site, reflecting the total amount of known highly-enriched uranium around the world, and an assessment of the vulnerability of such uranium to theft or diversion. The committee directs the Secretary of Energy to include, as part of this required annual assessment, a vulnerability assessment including: a letter grade noting how vulnerable the material is; a brief description of the site's security; a brief description of what actions, if any, have been undertaken to improve the security of the site; and a brief description of what challenges or gaps remain.