

Calendar No. 415

111TH CONGRESS
2^D SESSION

S. 3455

To authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, to prescribe military personnel strengths for such fiscal year, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 4, 2010

Mr. LEVIN, from the Committee on Armed Services reported, under authority of the order of the Senate of May 28 (legislative day, May 26), 2010, the following original bill; which was read twice and placed on the calendar

A BILL

To authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, to prescribe military personnel strengths for such fiscal year, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Department of Defense
5 Authorization Act for Fiscal Year 2011”.

1 SEC. 2. TABLE OF CONTENTS.

2 The table of contents for this Act is as follows:

- Sec. 1. Short title.
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- Sec. 1532. Limitations on availability of funds in Afghanistan Security Forces Fund.
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1 **SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES.**

2 For purposes of this Act, the term “congressional de-
3 fense committees” has the meaning given that term in sec-
4 tion 101(a)(16) of title 10, United States Code.

5 **DIVISION A—DEPARTMENT OF**
6 **DEFENSE AUTHORIZATIONS**
7 **TITLE I—PROCUREMENT**
8 **Subtitle A—Authorization of**
9 **Appropriations**

10 **SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

11 Funds are hereby authorized to be appropriated for
12 fiscal year 2011 for procurement for the Army, the Navy
13 and the Marine Corps, the Air Force, and Defense-wide
14 activities, as specified in the funding table in section 4101.

15 **Subtitle B—Army Programs**

16 **SEC. 111. AIRBORNE COMMON SENSOR AND ENHANCED ME-**
17 **DIUM ALTITUDE RECONNAISSANCE AND SUR-**
18 **VEILLANCE SYSTEM.**

19 (a) **LIMITATION ON AVAILABILITY OF FUNDING**
20 **PENDING CERTIFICATION.**—None of the amounts author-
21 ized to be appropriated for fiscal year 2011 by section 101
22 for procurement for the Army and made available by the
23 funding table in section 4101 for aircraft procurement for
24 the Army may be obligated or expended for a program
25 specified in subsection (b) until the Assistant Secretary
26 of the Army (Acquisition, Logistics, and Technology) cer-

1 tifies to the congressional defense committees that such
2 program—

3 (1) has successfully completed its limited user
4 test; and

5 (2) demonstrates the technical performance
6 necessary to achieve milestone C approval.

7 (b) COVERED PROGRAMS.—The programs specified
8 in this subsection are the following:

9 (1) The Airborne Common Sensor.

10 (2) The Enhanced Medium Altitude Reconnaissance and Surveillance System.

12 **Subtitle C—Navy Programs**

13 **SEC. 121. MULTIYEAR FUNDING FOR DETAIL DESIGN AND** 14 **CONSTRUCTION OF LHA REPLACEMENT SHIP** 15 **DESIGNATED LHA-7.**

16 (a) AUTHORITY TO USE MULTIPLE YEARS OF FUND-
17 ING.—The Secretary of the Navy may enter into a con-
18 tract for detail design and construction of the LHA Re-
19 placement ship designated LHA-7 that provides that, sub-
20 ject to subsection (b), funds for payments under the con-
21 tract may be provided from amounts authorized to be ap-
22 propriated for the Department of Defense for Shipbuilding
23 and Conversion, Navy, for fiscal years 2011 and 2012.

24 (b) CONDITION FOR OUT-YEAR CONTRACT PAY-
25 MENTS.—A contract entered into under subsection (a)

1 shall provide that any obligation of the United States to
2 make a payment under the contract for a fiscal year after
3 fiscal year 2011 is subject to the availability of appropria-
4 tions for that purpose for such later fiscal year.

5 **SEC. 122. REQUIREMENT TO MAINTAIN NAVY AIRBORNE**
6 **SIGNALS INTELLIGENCE CAPABILITIES.**

7 (a) FINDINGS.—Congress makes the following find-
8 ings:

9 (1) The Navy terminated the program, called
10 the EP–X program, to acquire a new land-based air-
11 borne signals intelligence capability due to escalating
12 costs and re-allocated funds budgeted for the pro-
13 gram to other priorities.

14 (2) The Navy took this action without planning
15 and budgeting for alternative means to meet oper-
16 ational requirements for tactical-level and theater-
17 level signals intelligence capabilities to support the
18 combatant commands and national intelligence con-
19 sumers.

20 (3) The principal Navy airborne signals intel-
21 ligence capability today is the EP–3E Airborne Re-
22 connaissance Integrated Electronic System II
23 (ARIES II). The aircraft and associated electronic
24 equipment of this system are aging and will require

1 replacement or substantial ongoing upgrades to con-
2 tinue to meet requirements.

3 (4) The Special Projects Aircraft (SPA) pro-
4 gram of the Navy is the second critical element in
5 the airborne signals intelligence capability of the
6 Navy and provides the Navy its most advanced, com-
7 prehensive multi-intelligence and quick-reaction ca-
8 pability available.

9 (b) REQUIREMENT TO MAINTAIN CAPABILITIES.—

10 (1) PROHIBITION ON RETIREMENT OF PLAT-
11 FORMS.—The Secretary of the Navy may not retire
12 the EP-3E Airborne Reconnaissance Integrated
13 Electronic System II or Special Projects Aircraft
14 platform.

15 (2) MAINTENANCE OF PLATFORMS.—The Sec-
16 retary of the Navy shall continue to maintain and
17 upgrade the EP-3E Airborne Reconnaissance Inte-
18 grated Electronic System II and Special Projects
19 Aircraft platforms in order to provide capabilities
20 necessary to operate effectively against rapidly evol-
21 ving threats and to meet operational requirements.

22 (3) CERTIFICATION.—Not later than February
23 1, 2011, and annually thereafter, the Under Sec-
24 retary of Defense for Intelligence and the Vice

1 Chairman of the Joint Chiefs of Staff shall jointly
2 certify to Congress the following:

3 (A) That the Department of Defense is
4 maintaining the EP-3E Airborne Reconnaissance
5 Integrated Electronic System II and Special
6 Projects Aircraft platforms in manner that
7 meets all current requirements of the com-
8 manders of the combatant commands.

9 (B) That any plan for the retirement or re-
10 placement of the EP-3E Airborne Reconnaissance
11 Integrated Electronic System II or Special
12 Projects Aircraft platform will provide, in
13 the aggregate, an equivalent or superior capa-
14 bility and capacity to the platform concerned.

15 (4) TERMINATION.—The requirements of this
16 subsection shall expire on the commencement of the
17 fielding by the Navy of a platform or mix of plat-
18 forms and sensors that are, in the aggregate, equiva-
19 lent or superior to the EP-3E Airborne Reconnaissance
20 Integrated Electronic System II and Special
21 Projects Aircraft platforms in performance and sup-
22 port of the commanders of the combatant com-
23 mands.

1 **SEC. 123. REPORTS ON SERVICE LIFE EXTENSION OF F/A-18**
2 **AIRCRAFT BY THE DEPARTMENT OF THE**
3 **NAVY.**

4 (a) BUSINESS CASE ANALYSIS OF SERVICE LIFE EX-
5 TENSION OF F/A-18 AIRCRAFT.—Before the Secretary of
6 the Navy can enter into a program to extend the service
7 life of F/A-18 aircraft beyond 8,600 hours he must—

8 (1) conduct a business case analysis comparing
9 extension the service life of existing F/A-18 aircraft
10 with procuring additional F/A-18E/F aircraft as a
11 means of managing the shortfall of the Department
12 of the Navy in strike fighter aircraft; and

13 (2) submit to the congressional defense commit-
14 tees a report on the business case analysis.

15 (b) ELEMENTS OF BUSINESS CASE ANALYSIS.—The
16 business case analysis required by subsection (a)(1) shall
17 include the following:

18 (1) An estimate of the full costs of extending,
19 over the period covered by the future-years defense
20 program submitted to Congress with the budget of
21 the President, legacy F/A-18 aircraft beyond 8,600
22 hours, including any increases in operation and
23 maintenance costs associated with operating such
24 aircraft beyond a service life of 8,600 hours.

25 (2) An estimate of the full costs of procuring,
26 over the period covered by such future-years defense

1 program, such additional F/A–18 aircraft as would
2 be required to meet the strike fighter requirements
3 of the Department of the Navy in the event the serv-
4 ice life of legacy F/A–18 aircraft is not extended be-
5 yond 8,600 hours.

6 (3) An assessment of risks associated with ex-
7 tending the service life of legacy F/A–18 aircraft be-
8 yond 8,600 hours, including the level of certainty
9 that the Department of the Navy will be able to
10 achieve such an extension.

11 (4) An estimate of the cost per flight hour in-
12 curred in operating legacy F/A–18 aircraft with a
13 service life extended beyond 8,600 hours.

14 (5) An estimate of the cost per flight hour in-
15 curred for operating new F/A–18E/F aircraft.

16 (6) An assessment of any alternatives to ex-
17 tending the service life of F/A–18 aircraft beyond
18 8,600 hours or buying additional F/A–18 aircraft,
19 which may be available to the Navy to manage the
20 shortfall of the Department of the Navy in strike
21 fighter aircraft.

22 (c) ADDITIONAL ELEMENTS OF REPORT.—In addi-
23 tion to the information required in the business case anal-
24 ysis under subsection (b), the report of the Secretary

1 under subsection (a) shall include an assessment of the
2 following:

3 (1) Differences in capabilities of—

4 (A) legacy F/A–18 aircraft that have un-
5 dergone service life extension;

6 (B) F/A–18E/F aircraft; and

7 (C) F–35C aircraft.

8 (2) Differences in capabilities that would result
9 under the F/A–18 aircraft service life extension pro-
10 gram if such program would—

11 (A) provide only airframe life extensions to
12 the legacy F/A–18 aircraft fleet; and

13 (B) provide for airframe life extensions
14 and capability upgrades to the legacy F/A–18
15 aircraft fleet.

16 (3) Any disruption that procuring additional F/
17 A–18 aircraft, rather than extending the service life
18 of F/A–18 aircraft beyond 8,600 hours, would have
19 on the plan of the Navy to procure operational car-
20 rier-variant Joint Strike Fighter aircraft.

21 (4) Any changes that procuring additional F/A–
22 18 aircraft, rather than extending the service life of
23 F/A–18 aircraft beyond 8600 hours, would have on
24 the force structure or force mix intended by the
25 Navy for its carrier air wings.

1 (5) Any other operational implication of extend-
2 ing (or not extending) the service life of legacy F/
3 A-18 aircraft that the Secretary considers appro-
4 priate.

5 (d) REPORT ON OPERATIONAL F/A-18 AIRCRAFT
6 SQUADRONS.—Before reducing the number of F/A-18 air-
7 craft in an operational squadron of the Navy or Marine
8 Corps, the Secretary must submit to the congressional de-
9 fense committees a report that discusses the operational
10 risks and impacts of reducing the squadron size. The re-
11 port shall include an assessment of the following:

12 (1) The impact of the reduction on the oper-
13 ational capability and readiness of the Navy and the
14 Marine Corps to conduct overseas contingency oper-
15 ations.

16 (2) The impact of the reduction on the capa-
17 bility of the Navy and the Marine Corps to meet on-
18 going operational demands.

19 (3) Any mechanisms the Navy intends to use to
20 mitigate any risks associated with the squadron size
21 reduction.

22 (4) The impact of the reduction on pilots and
23 ground support crews of F/A-18 aircraft, in terms
24 of training, readiness, and war fighting capabilities.

1 (e) REPORT ON F/A-18 AIRCRAFT TRAINING
 2 SQUADRONS.—Before reducing the size of an F/A-18 air-
 3 craft training squadron, or transfer an F/A-18 training
 4 aircraft for operational needs, the Secretary must submit
 5 to the congressional defense committees a report that—

6 (1) described any risks to sustaining required
 7 training of F/A-18 aircraft pilots with a reduced
 8 training aircraft base; and

9 (2) described any actions the Navy is taking to
 10 mitigate the risks described under paragraph (1).

11 **SEC. 124. INCLUSION OF BASIC AND FUNCTIONAL DESIGN**
 12 **IN ASSESSMENTS REQUIRED PRIOR TO**
 13 **START OF CONSTRUCTION OF FIRST SHIP OF**
 14 **A SHIPBUILDING PROGRAM.**

15 (a) INCLUSION IN ASSESSMENTS.—Subsection (b)(1)
 16 of section 124 of the National Defense Authorization Act
 17 for Fiscal Year 2008 (Public Law 110-181; 122 Stat. 28;
 18 10 U.S.C. 7291 note) is amended by inserting “(and in
 19 particular completion of basic and functional design)”
 20 after “completion of detail design”.

21 (b) BASIC AND FUNCTIONAL DESIGN DEFINED.—
 22 Subsection (d) of such section is amended by adding at
 23 the end the following new paragraph:

24 “(5) BASIC AND FUNCTION DESIGN.—The term
 25 ‘basic and functional design’, for a ship, means de-

1 sign, whether in the form of two-dimensional draw-
2 ings, three-dimensional models, or computer-aided
3 models, that fixes the hull structure of the ship, sets
4 the hydrodynamics of the ship, routes all major dis-
5 tributive systems (including electricity, water, and
6 other utilities) of the ship, and identifies the exact
7 positioning of piping and other outfitting within
8 each block of the ship.”.

9 **SEC. 125. MULTIYEAR PROCUREMENT AUTHORITY FOR F/A-**
10 **18E, F/A-18F, AND EA-18G FIGHTER AIRCRAFT.**

11 With respect to the multiyear procurement of F/A-
12 18E, F/A-18F, and EA-18G fighter aircraft:

13 (1) The term “March 1 of the year in which the
14 Secretary requests legislative authority to enter into
15 such contract” in section 128(a)(2) of the National
16 Defense Authorization Act for Fiscal Year 2010
17 (Public Law 111-84; 123 Stat. 2217) shall be
18 deemed to be a reference to May 15, 2010.

19 (2) The requirement for the report specified in
20 section 2306b(l)(4) of title 10, United States Code,
21 shall be deemed satisfied if the report is submitted
22 to the congressional defense committees not later
23 than May 15, 2010.

24 (3) The authority in section 128(a) of the Na-
25 tional Defense Authorization Act for Fiscal Year

1 2010, as qualified by this section, shall satisfy, with
2 respect to the procurement of such fighter aircraft,
3 the requirements of subsections (i)(3) and (l)(3) of
4 section 2306b of title 10, United States Code, that
5 a multiyear contract be authorized by law in an ap-
6 propriations Act and an Act other than an appro-
7 priations Act.

8 **Subtitle D—Joint and Multiservice** 9 **Matters**

10 **SEC. 141. SYSTEM MANAGEMENT PLAN AND MATRIX FOR** 11 **THE F-35 JOINT STRIKE FIGHTER AIRCRAFT** 12 **PROGRAM.**

13 (a) SYSTEM MANAGEMENT PLAN.—

14 (1) PLAN REQUIRED.—The Secretary of De-
15 fense shall, acting through the Under Secretary of
16 Defense for Acquisition, Technology, and Logistics,
17 establish a management plan for the F-35 Joint
18 Strike Fighter aircraft program under which deci-
19 sions to commit to specified levels of production are
20 linked to progress in meeting specified program
21 milestones, including design, manufacturing, testing,
22 and fielding milestones for critical system maturity
23 elements.

24 (2) NATURE OF PLAN.—The plan under para-
25 graph (1) shall align technical progress milestones

1 with acquisition milestones in a system maturity ma-
2 trix. The matrix shall provide criteria and conditions
3 for comparing expected levels of demonstrated sys-
4 tem maturity with annual production commitments,
5 starting with the fiscal year 2012 production pro-
6 gram, and continuing over the remaining life of the
7 system development and demonstration program.
8 The matrix and criteria shall include elements such
9 as the following:

10 (A) Manufacturing maturity, including on-
11 time deliveries, manufacturing process control,
12 quality rates, and labor efficiency rates.

13 (B) Engineering maturity, including
14 metrics for the number of new design actions
15 and number of design changes in a given pe-
16 riod.

17 (C) Performance and testing progress, in-
18 cluding test points, hours and flights accom-
19 plished, capabilities demonstrated, key perform-
20 ance parameters, and attributes demonstrated.

21 (D) Mission effectiveness and system reli-
22 ability, including operational effectiveness and
23 reliability growth.

24 (E) Training, fielding, and deployment sta-
25 tus.

1 (b) REPORTS TO CONGRESS.—

2 (1) INITIAL REPORT.—Not later than 90 days
3 after the date of the enactment of this Act, the Sec-
4 retary shall submit to the congressional defense com-
5 mittees a report setting forth the plan required by
6 subsection (a). The report shall include—

7 (A) the proposed system maturity matrix
8 described in subsection (a)(2), including a de-
9 scription, for each element specified in the ma-
10 trix under subsection (a)(2), of the criteria and
11 milestones to be used in evaluating actual pro-
12 gram performance against planned performance
13 for each annual production commitment; and

14 (B) a description of the actions to be taken
15 to implement the plan.

16 (2) UPDATES.—The Secretary shall submit to
17 Congress, at or about the same time as the sub-
18 mittal to Congress of the budget of the President for
19 any fiscal year after fiscal year 2012 (as submitted
20 pursuant to section 1105(a) of title 31, United
21 States Code), any modification to the plan required
22 by subsection (a) that was made during the pre-
23 ceding calendar year, including a rationale for each
24 such modification.

1 (c) REPORT ON CAPABILITIES OF MARINE CORPS
2 VARIANT OF F-35 FIGHTER AIRCRAFT AT INITIAL OPER-
3 ATING CAPABILITY.—

4 (1) IN GENERAL.—Not later than 90 days after
5 the date of the enactment of this Act, the Secretary
6 shall submit to the congressional defense committees
7 a report on the expected capabilities of the F-35B
8 Joint Strike Fighter aircraft, the Marine Corps vari-
9 ant of that aircraft, when the Marine Corps declares
10 Initial Operating Capability for the F-35B Joint
11 Strike Fighter aircraft. The report shall be prepared
12 in consultation with the Under Secretary of Defense
13 for Acquisition, Technology, and Logistics.

14 (2) ELEMENTS.—The report under paragraph
15 (1) shall including a description of the following with
16 respect to the F-35B Joint Strike Fighter aircraft:

17 (A) Performance of the aircraft and its
18 subsystems.

19 (B) Expected mission capability.

20 (C) Required maintenance and logistics
21 standards.

22 (D) Expected levels of crew training and
23 performance.

24 (E) Product improvements that are
25 planned before the Initial Operating Capability

1 of the aircraft to be made after the Initial Op-
2 erating Capability of the aircraft.

3 **SEC. 142. CONTRACTS FOR COMMERCIAL IMAGING SAT-**
4 **ELLITE CAPACITIES.**

5 (a) TELESCOPE REQUIREMENTS UNDER CONTRACTS
6 AFTER 2010.—Any contract for additional commercial
7 imaging satellite capability or capacity entered into by the
8 Department of Defense after December 31, 2010, shall
9 require that the imaging telescope providing such capa-
10 bility or capacity under such contract has an aperture of
11 not less than 1.5 meters.

12 (b) CONTINUATION OF CURRENT CONTRACTS.—The
13 limitation in subsection (a) may not be construed to pro-
14 hibit or prevent the Secretary of Defense from continuing
15 or maintaining current commercial imaging satellite capa-
16 bility or capacity in orbit or under contract by December
17 31, 2010.

18 **SEC. 143. QUARTERLY REPORTS ON USE OF COMBAT MIS-**
19 **SION REQUIREMENTS FUNDS.**

20 (a) QUARTERLY REPORTS REQUIRED.—

21 (1) IN GENERAL.—Not later than 30 days after
22 the end of each fiscal quarter, the commander of the
23 United States Special Operations Command shall
24 submit to the congressional defense committees a re-

1 port on the use of Combat Mission Requirements
2 funds during the preceding fiscal quarter.

3 (2) COMBAT MISSION REQUIREMENTS FUNDS.—

4 For purposes of this section, Combat Mission Re-
5 quirements funds are amounts available to the De-
6 partment of Defense for Defense-wide procurement
7 in the Combat Mission Requirements subaccount of
8 the Defense-wide Procurement account.

9 (b) ELEMENTS.—Each report under subsection (a)
10 shall include, for the fiscal quarter covered by such report,
11 the following:

12 (1) The balance of the Combat Mission Re-
13 quirements subaccount at the beginning of such
14 quarter.

15 (2) The balance of the Combat Mission Re-
16 quirements subaccount at the end of such quarter.

17 (3) Any transfer of funds into or out of the
18 Combat Mission Requirements subaccount during
19 such quarter, including the source of any funds
20 transferred into the subaccount, and the objective of
21 any transfer of funds out of the subaccount.

22 (4) A description of any requirements approved
23 for procurement utilizing funds in the Combat Mis-
24 sion Requirements subaccount during such quarter,
25 procured utilizing funds in that subaccount during

1 such quarter, or both, including the amount of such
2 funds committed to the procurement of each such
3 requirement.

4 (c) FORM.—Each report under subsection (a) shall
5 be submitted in unclassified form, but may include a clas-
6 sified annex.

7 **SEC. 144. INTEGRATION OF SOLID STATE LASER SYSTEMS**
8 **INTO CERTAIN AIRCRAFT.**

9 (a) ANALYSIS OF FEASIBILITY REQUIRED.—The
10 Secretary of Defense shall conduct an analysis of the
11 feasibility of integrating solid state laser systems into the
12 aircraft platforms specified in subsection (b) for purposes
13 of permitting such aircraft to accomplish their missions,
14 including to provide close air support.

15 (b) AIRCRAFT.—The aircraft platforms specified in
16 this subsection shall include, at a minimum, the following:

- 17 (1) The C-130 aircraft.
- 18 (2) The B-1 bomber aircraft.
- 19 (3) The F-35 fighter aircraft.

20 (c) SCOPE OF ANALYSIS.—The analysis required by
21 subsection (a) shall include a determination of the fol-
22 lowing:

- 23 (1) The estimated cost per unit of each laser
24 system analyzed.

1 (2) The estimated cost of operation and mainte-
2 nance of each aircraft platform specified in sub-
3 section (b) in connection with each laser system ana-
4 lyzed, noting that the fidelity of such analysis may
5 not be uniform for all aircraft platforms.

6 **TITLE II—RESEARCH, DEVELOP-**
7 **MENT, TEST, AND EVALUA-**
8 **TION**

9 **Subtitle A—Authorization of**
10 **Appropriations**

11 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

12 Funds are hereby authorized to be appropriated for
13 fiscal year 2011 for the use of the Department of Defense
14 for research, development, test, and evaluation as specified
15 in the funding table in section 4201.

16 **Subtitle B—Program Require-**
17 **ments, Restrictions, and Limita-**
18 **tions**

19 **SEC. 211. LIMITATION ON USE OF FUNDS FOR ALTER-**
20 **NATIVE PROPULSION SYSTEM FOR THE F-35**
21 **JOINT STRIKE FIGHTER PROGRAM.**

22 None of the funds authorized to be appropriated or
23 otherwise made available by this Act may be obligated or
24 expended for the development or procurement of an alter-
25 nate propulsion system for the F-35 Joint Strike Fighter

1 program until the Secretary of Defense submits to the
2 congressional defense committees a certification in writing
3 that the development and procurement of the alternate
4 propulsion system—

5 (1) will—

6 (A) reduce the total life-cycle costs of the
7 F-35 Joint Strike Fighter program; and

8 (B) improve the operational readiness of
9 the fleet of F-35 Joint Strike Fighter aircraft;
10 and

11 (2) will not—

12 (A) disrupt the F-35 Joint Strike Fighter
13 program during the research, development, and
14 procurement phases of the program; or

15 (B) result in the procurement of fewer F-
16 35 Joint Strike Fighter aircraft during the life
17 cycle of the program.

18 **SEC. 212. LIMITATION ON USE OF FUNDS BY DEFENSE AD-**
19 **VANCED RESEARCH PROJECTS AGENCY FOR**
20 **OPERATION OF NATIONAL CYBER RANGE.**

21 (a) PROHIBITION ON USE OF FUNDS PENDING RE-
22 PORT.—Amounts authorized to be appropriated by this
23 Act and available to the Defense Advanced Research
24 Projects Agency may not be obligated or expended for the
25 National Cyber Range established in support of the Com-

1 prehensive National Cybersecurity Initiative until 90 days
2 after the date on which the Under Secretary of Defense
3 for Acquisition, Technology, and Logistics submits to the
4 Committees on Armed Services of the Senate and the
5 House of Representatives a report described in subsection
6 (c).

7 (b) LIMITATION ON USE OF FUNDS AFTER RE-
8 PORT.—Commencing on the date that is 90 days after the
9 date on which the Under Secretary submits a report de-
10 scribed in subsection (c), amounts described in subsection
11 (a) shall be available for obligation or expenditure for such
12 research and development activities as the Under Sec-
13 retary considers appropriate to ensure and assess the
14 functionality of the National Cyber Range.

15 (c) REPORT.—

16 (1) IN GENERAL.—The report described in this
17 subsection is a report setting forth a plan for the
18 transition of the National Cyber Range to operation
19 and sustainment.

20 (2) ELEMENTS.—The report shall include, at a
21 minimum, the following:

22 (A) An analysis of various potential recipi-
23 ents under the transition of the National Cyber
24 Range.

1 (B) For each recipient analyzed under sub-
 2 paragraph (A), a description of the proposed
 3 transition of the National Cyber Range to such
 4 recipient, including the proposed schedule and
 5 funding for such transition.

6 (3) POTENTIAL RECIPIENTS.—The recipients
 7 analyzed in the report under paragraph (2)(A) shall
 8 include, at a minimum, the following:

9 (A) A consortium for the operation and
 10 sustainment of the National Cyber Range as a
 11 government-owned, government-operated facil-
 12 ity.

13 (B) A consortium for the operation and
 14 sustainment of the National Cyber Range as a
 15 government-owned, contractor-operated facility.

16 **SEC. 213. ENHANCEMENT OF DEPARTMENT OF DEFENSE**
 17 **SUPPORT OF SCIENCE, MATHEMATICS, AND**
 18 **ENGINEERING EDUCATION.**

19 (a) DISCHARGE OF SUPPORT THROUGH MILITARY
 20 DEPARTMENTS.—Section 2192(b) of title 10, United
 21 States Code, is amended—

22 (1) by redesignating paragraph (2) as para-
 23 graph (3); and

24 (2) by inserting after paragraph (1) the fol-
 25 lowing new paragraph (2):

1 “(2) The Secretary of Defense may carry out the au-
2 thority in paragraph (1) through the Secretaries of the
3 military departments.”.

4 (b) PARTNERSHIP INTERMEDIARIES FOR PURPOSES
5 OF EDUCATION PARTNERSHIPS.—Section 2194 of such
6 title is amended—

7 (1) by redesignating subsection (e) as sub-
8 section (f); and

9 (2) by inserting after subsection (d) the fol-
10 lowing new subsection (e):

11 “(e) The Secretary of Defense may permit the direc-
12 tor of a defense laboratory to enter into a cooperative
13 agreement with an appropriate entity to act as an inter-
14 mediary and assist the director in carrying out activities
15 under this section.”.

16 **SEC. 214. PROGRAM FOR RESEARCH, DEVELOPMENT, AND**
17 **DEPLOYMENT OF ADVANCED GROUND VEHI-**
18 **CLES, GROUND VEHICLE SYSTEMS, AND COM-**
19 **PONENTS.**

20 (a) PROGRAM REQUIRED.—The Secretary of Defense
21 may carry out a program for research and development
22 on, and deployment of, advanced technology ground vehi-
23 cles, ground vehicle systems, and components within the
24 Department of Defense.

1 (b) GOALS AND OBJECTIVES.—The goals and objec-
2 tives of the program authorized by subsection (a) are as
3 follows:

4 (1) To identify and support technological ad-
5 vances that are necessary for the development of ad-
6 vanced technologies for use in ground vehicles of
7 types to be used by the Department of Defense.

8 (2) To procure and deploy significant quantities
9 of advanced technology ground vehicles for use by
10 the Department.

11 (3) To maximize the leverage of Federal and
12 nongovernment funds used for the development and
13 deployment of advanced technology ground vehicles,
14 ground vehicle systems, and components.

15 (c) ELEMENTS OF PROGRAM.—The program author-
16 ized by subsection (a) may include—

17 (1) enhanced research and development activi-
18 ties for advanced technology ground vehicles, ground
19 vehicle systems, and components, including—

20 (A) increased investments in research and
21 development of batteries, advanced materials,
22 power electronics, fuel cells and fuel cell sys-
23 tems, hybrid systems, and advanced engines;

1 (B) pilot projects for the demonstration of
2 advanced technologies in ground vehicles for use
3 by the Department of Defense; and

4 (C) the establishment of public-private
5 partnerships, including research centers, manu-
6 facturing and prototyping facilities, and test
7 beds, to speed the development, deployment,
8 and transition to use of advanced technology
9 ground vehicles, ground vehicle systems, and
10 components; and

11 (2) enhanced activities to procure and deploy
12 advanced technology ground vehicles in the Depart-
13 ment, including—

14 (A) preferences for the purchase of ad-
15 vanced technology ground vehicles;

16 (B) utilization of the authorities of the De-
17 fense Production Act of 1950 (50 U.S.C. App.
18 2061 et seq.) to stimulate the development and
19 production of advanced technology systems and
20 ground vehicles through purchases, loan guar-
21 antees, and other mechanisms;

22 (C) pilot programs to demonstrate ad-
23 vanced technology ground vehicles and associ-
24 ated infrastructure at select defense installa-
25 tions;

1 (D) metrics to evaluate environmental and
2 other benefits, life cycle costs, and greenhouse
3 gas emissions associated with the deployment of
4 advanced technology ground vehicles; and

5 (E) schedules and objectives for the con-
6 version of the ground vehicle fleet of the De-
7 partment to advanced technology ground vehi-
8 cles.

9 (d) COOPERATION WITH INDUSTRY AND ACA-
10 DEMIA.—

11 (1) IN GENERAL.—The Secretary may carry out
12 the program authorized by subsection (a) through
13 partnerships and other cooperative agreements with
14 private sector entities, including—

15 (A) universities and other academic insti-
16 tutions;

17 (B) companies in the automobile and truck
18 manufacturing industry;

19 (C) companies that supply systems and
20 components to the automobile and truck manu-
21 facturing industry; and

22 (D) any other companies or private sector
23 entities that the Secretary considers appro-
24 priate.

1 (2) NATURE OF COOPERATION.—The Secretary
2 shall ensure that any partnership or cooperative
3 agreement under paragraph (1) provides for private
4 sector participants to collectively contribute, in cash
5 or in kind, not less than one-half of the total cost
6 of the activities carried out under such partnership
7 or cooperative agreement.

8 (e) COORDINATION WITH OTHER FEDERAL AGEN-
9 CIES.—The program authorized by subsection (a) shall be
10 carried out, to the maximum extent practicable, in coordi-
11 nation with the Department of Energy and other appro-
12 priate departments and agencies of the Federal Govern-
13 ment.

14 **SEC. 215. DEMONSTRATION AND PILOT PROJECTS ON CY-**
15 **BERSECURITY.**

16 (a) DEMONSTRATION PROJECTS ON PROCESSES FOR
17 APPLICATION OF COMMERCIAL TECHNOLOGIES TO NA-
18 TIONAL CYBERSECURITY REQUIREMENTS.—

19 (1) PROJECTS AUTHORIZED.—The Secretary of
20 Defense may, acting through the Defense Informa-
21 tion Systems Agency and the Information Systems
22 Security Program, carry out demonstration projects
23 to assess the feasibility and advisability of utilizing
24 various business models and processes to rapidly and
25 effectively identify innovative commercial tech-

1 nologies and apply such technologies to Department
2 of Defense and other national cybersecurity require-
3 ments.

4 (2) SCOPE OF PROJECTS.—Any demonstration
5 project under paragraph (1) shall be carried out in
6 such a manner as to contribute to the cyber policy
7 review of the President and the Comprehensive Na-
8 tional Cybersecurity Initiative.

9 (b) PILOT PROGRAMS ON CYBERSECURITY RE-
10 QUIRED.—

11 (1) IN GENERAL.—The Secretary of Defense
12 shall support or conduct at least four pilot programs
13 on cybersecurity in accordance with the require-
14 ments of this subsection.

15 (2) THREAT SENSING AND WARNING FOR IN-
16 FORMATION NETWORKS WORLDWIDE.—Under one of
17 the pilot programs under this subsection, the Sec-
18 retary of Defense shall support the Secretary of
19 Homeland Security in promoting the establishment
20 of a consortium of major telecommunications service
21 providers, Internet service providers, and other ap-
22 propriate commercial entities, which consortium
23 shall seek to achieve the following:

24 (A) A comprehensive view of information
25 networks worldwide.

1 (B) A capability for threat sensing and
2 warning within such networks.

3 (C) If determined advisable by the Sec-
4 retary of Defense and the Secretary of Home-
5 land Security for purposes of the pilot program,
6 a capability for defending the Internet domains
7 of the United States Government and the De-
8 partment of Defense and appropriate elements
9 of the defense industrial base.

10 (3) MANAGED SECURITY SERVICES FOR CYBER-
11 SECURITY WITHIN DEFENSE INDUSTRIAL BASE.—
12 Under one of the pilot programs under this sub-
13 section, the Secretary of Defense shall, in coordina-
14 tion with the Secretary of Homeland Security, assess
15 the feasibility and advisability of utilizing managed
16 security services to improve the cybersecurity capa-
17 bilities of elements of the defense industrial base. In
18 utilizing managed security services for that purpose
19 under the pilot program, the Secretary may provide
20 for the following:

21 (A) Utilizing threat intelligence feeds from
22 Government and commercial sources.

23 (B) Engaging in intrusion detection and
24 prevention based on known signatures and pat-
25 terns of behavior.

1 (C) Utilizing automated reporting to Gov-
2 ernment network and security operations cen-
3 ters.

4 (D) Utilizing context-enabled and content-
5 enabled analysis tools and services to detect and
6 react to previously unknown attack techniques.

7 (E) Utilizing innovative system integrity
8 validation and memory analysis tools.

9 (F) Utilizing careful and rigorous control
10 of internal environments and configurations to
11 enable continuous monitoring of vulnerability
12 status and deviations from baselines and to en-
13 able assessment of data loss during an incident.

14 (G) Utilizing a major Internet service pro-
15 vider or network access point provider to pro-
16 vide visibility of developing threats and informa-
17 tion network infrastructure through which to
18 provide managed security services under the
19 pilot program.

20 (4) USE OF PRIVATE PROCESSES AND INFRA-
21 STRUCTURE TO ADDRESS THREATS, PROBLEMS,
22 VULNERABILITIES, OR OPPORTUNITIES IN CYBERSE-
23 CURITY.—Under one of the pilot programs under
24 this subsection, the Secretary of Defense shall assess
25 the feasibility and advisability of entering into a

1 partnership with one or more private sector entities
2 (including private industry entities, academia, and
3 non-profit institutions) to establish processes and in-
4 frastructure in the private sector to permit the De-
5 partment of Defense to address threats, problems,
6 vulnerabilities, or opportunities in cybersecurity. In
7 entering into a partnership under the pilot program,
8 the Secretary may seek to provide for the following:

9 (A) The rapid acquisition by the Depart-
10 ment of Defense of operational or technical ca-
11 pabilities from the private sector to address
12 threats, problems, vulnerabilities, or opportuni-
13 ties in cybersecurity.

14 (B) For purposes of enabling private sec-
15 tor control of resulting intellectual property
16 (while reserving appropriate rights for the Gov-
17 ernment), and to transition capabilities into
18 both the Government and commercial markets
19 using commercial development and integration
20 practices, the following:

21 (i) The identification and procurement
22 of cybersecurity capabilities applicable to
23 both Government and private-sector needs.

1 (ii) The incentivization of investments
2 in cybersecurity technology and capabilities
3 by the private sector.

4 (5) PROCESSES FOR UNIFORM EVALUATION OF
5 COMMERCIAL CYBERSECURITY PRODUCTS AND SERV-
6 ICES.—Under one of the pilot programs under this
7 subsection, the Secretary of Defense shall assess the
8 feasibility and advisability of developing a process
9 for the evaluation of commercial cybersecurity prod-
10 ucts and services utilizing a common set of stand-
11 ards and a common taxonomy. The process devel-
12 oped for purposes of the pilot program shall include
13 metrics on the performance of different cybersecu-
14 rity solutions that enable senior Department of De-
15 fense officials to—

16 (A) assess and compare cybersecurity
17 products across information technology func-
18 tions that must be accomplished within the
19 components under their jurisdiction; and

20 (B) combine different cybersecurity prod-
21 ucts and services in order to build comprehen-
22 sive and highly capable cybersecurity solutions
23 within and across organizational boundaries.

24 (c) REPORTS.—

1 (1) REPORTS REQUIRED.—Not later than eight
2 months after the date of the enactment of this Act,
3 and annually thereafter at or about the time of the
4 submittal to Congress of the budget of the President
5 for a fiscal year (as submitted pursuant to section
6 1105(a) of title 31, United States Code), the Sec-
7 retary of Defense shall, in coordination with the Sec-
8 retary of Homeland Security, submit to Congress a
9 report on any demonstration projects carried out
10 under subsection (a), and on the pilot projects car-
11 ried out under subsection (b) for which the Sec-
12 retary of Defense has lead responsibility, during the
13 preceding year.

14 (2) ELEMENTS.—Each report under this sub-
15 section shall include the following:

16 (A) A description and assessment of any
17 activities under the demonstration projects and
18 pilot projects referred to in paragraph (1) dur-
19 ing the preceding year.

20 (B) For the pilot project required by sub-
21 section (b)(3):

22 (i) An assessment of the extent to
23 which managed security services covered by
24 the pilot project could provide effective and
25 affordable cybersecurity capabilities for

1 components of the Department of Defense
2 and for entities in the defense industrial
3 base, and an assessment whether such
4 services could be expanded rapidly to a
5 large scale without exceeding the ability of
6 the Government to manage such expan-
7 sion.

8 (ii) An assessment of whether man-
9 aged security services are compatible with
10 the cybersecurity strategy of the Depart-
11 ment of Defense of conducting an active
12 defense in depth under the direction of
13 United States Cyber Command.

14 (C) For the pilot project required by sub-
15 section (b)(4):

16 (i) A description of any performance
17 metrics established for purposes of the
18 pilot project, and a description of any proc-
19 esses developed for purposes of account-
20 ability and governance under any partner-
21 ship under the pilot project.

22 (ii) An assessment of the role a part-
23 nership such as a partnership under the
24 pilot project would play in the acquisition
25 of cyberspace capabilities by the Depart-

1 ment of Defense, including a role with re-
2 spect to requirements development and ap-
3 proval, approval and oversight of acquiring
4 capabilities, test and evaluation of new ca-
5 pabilities, and budgeting for new capabili-
6 ties.

7 (D) For the pilot project required by sub-
8 section (b)(5):

9 (i) An assessment of the viability of a
10 establishing a process and taxonomy for
11 the evaluation of commercial cybersecurity
12 technologies within a common framework.

13 (ii) An assessment of the advantages
14 and disadvantages of selected commercial
15 cybersecurity products and capabilities, as
16 determined through metrics associated
17 with the evaluation process under the pilot
18 project.

19 (iii) An assessment of the ease or dif-
20 ficulty of integrating commercial cyberse-
21 curity products and capabilities with the
22 cybersecurity capabilities of the Depart-
23 ment of Defense through the metrics and
24 taxonomy associated with the evaluation
25 process.

1 (iv) An assessment of whether there
2 are gaps in current and planned cybersecu-
3 rity capabilities of the Department of De-
4 fense that could be addressed through the
5 implementation of integrated solutions
6 identified through the evaluation process.

7 (3) FORM.—Each report under this subsection
8 shall be submitted in both unclassified form and
9 classified form.

10 (d) FUNDING.—Of the amount authorized to be ap-
11 propriated by section 201 and available for research, de-
12 velopment, test, and evaluation, Defense-wide activities,
13 for the Defense Information Systems Agency for Program
14 Element 32019K, as specified in the funding table in sec-
15 tion 4201, \$30,000,000 shall be available to carry out
16 demonstration projects authorized by subsection (a) and
17 the pilot projects required by subsection (b).

18 **Subtitle C—Missile Defense**

19 **Matters**

20 **SEC. 231. SENSE OF CONGRESS ON BALLISTIC MISSILE DE-**
21 **FENSE.**

22 (a) FINDINGS.—Congress makes the following find-
23 ings:

24 (1) On September 17, 2009, President Obama
25 announced the decision to proceed with the Phased

1 Adaptive Approach (PAA) to missile defense in Eu-
2 rope, a plan that was unanimously recommended by
3 the Secretary of Defense and the Joint Chiefs of
4 Staff.

5 (2) The Phased Adaptive Approach to missile
6 defense in Europe is designed to defend European
7 territory of North Atlantic Treaty Organization
8 (NATO) countries against the evolving threat of bal-
9 listic missiles from Iran, starting with defense
10 against existing short-range and medium-range mis-
11 siles, and to supplement defense of the United
12 States against potential future long-range missiles
13 from Iran.

14 (3) The Phased Adaptive Approach has four
15 phases, and is centered around the deployment of
16 Aegis Ballistic Missile Defense (BMD) systems at
17 sea and on land in Europe.

18 (4) Phase 1 of the Phased Adaptive Approach
19 will be deployed in the 2011 timeframe, and is
20 planned to include the deployment of Aegis Ballistic
21 Missile Defense vessels with Standard Missile-3
22 Block IA interceptors, and the deployment of an
23 AN/TPY-2 radar in southern Europe.

24 (5) Phase 2 of the Phased Adaptive Approach
25 will be deployed in the 2015 timeframe, and is

1 planned to include the deployment of Standard Mis-
2 sile–3 Block IB interceptors on Aegis Ballistic Mis-
3 sile Defense vessels and at an Aegis Ashore site in
4 Romania.

5 (6) Phase 3 of the Phased Adaptive Approach
6 will be deployed in the 2018 timeframe, and is
7 planned to include the deployment of Standard Mis-
8 sile–3 Block IIA interceptors on Aegis Ballistic Mis-
9 sile Defense vessels, and at an Aegis Ashore site in
10 Poland.

11 (7) Phase 4 of the Phased Adaptive Approach
12 will be deployed in the 2020 timeframe, and is
13 planned to include a new land-based variant of the
14 Standard Missile–3 interceptor, the Block IIB. This
15 interceptor is intended to be capable of intercepting
16 potential future long-range ballistic missiles from
17 Iran early in flight, including intercontinental mis-
18 siles that could be capable of reaching the United
19 States.

20 (8) In February, 2010, the Department of De-
21 fense released the first-ever Ballistic Missile Defense
22 Review Report, as required by section 234 of the
23 Duncan Hunter National Defense Authorization Act
24 for Fiscal Year 2009 (Public Law 110–417; 122
25 Stat. 4393). The Ballistic Missile Defense Review

1 stated that the Phased Adaptive Approach will be
2 pursued in additional regions, as appropriate, includ-
3 ing the Middle East and East Asia.

4 (9) The Ground-based Midcourse Defense sys-
5 tem will soon have 30 operational Ground-Based
6 Interceptors deployed in Alaska and California, ca-
7 pable of providing defense of the United States
8 against potential long-range missile threats from
9 North Korea or Iran. In June 2009, Secretary of
10 Defense Robert Gates wrote that the system “pro-
11 vides a robust capability to deal with the ICBM
12 threat from rogue countries for the foreseeable fu-
13 ture”.

14 (10) In a unilateral statement accompanying
15 the signing of the New START Treaty on April 8,
16 2010, the United States Government said that the
17 “United States intends to continue improving and
18 deploying its missile defense systems in order to de-
19 fend itself against limited attack and as part of our
20 collaborative approach to strengthening stability in
21 key regions”.

22 (11) On May 18, 2010, in testimony to the
23 Committee on Foreign Relations of the Senate con-
24 cerning the New START Treaty, Secretary of De-
25 fense Robert Gates stated “the treaty will not con-

1 strain the United States from deploying the most ef-
2 fective missile defenses possible, nor impose addi-
3 tional costs or barriers on those defenses. As the ad-
4 ministration’s Ballistic Missile Defense Review and
5 budget plans make clear, the United States will con-
6 tinue to improve our capability to defend ourselves,
7 our deployed forces, and our allies and partners
8 against ballistic missile threats. We made this clear
9 to the Russians in a unilateral statement made in
10 connection with the treaty”.

11 (12) The Department of Defense is continuing
12 the development and testing of the two-stage
13 Ground-Based Interceptor as part of a hedging
14 strategy for defense of the United States homeland
15 against limited ballistic missile attack from nations
16 such as North Korea or Iran, consistent with the
17 testimony of the Under Secretary of Defense for
18 Policy on October 1, 2009, that “we keep the devel-
19 opment of the two-stage GBI on the books as a
20 hedge in case things come earlier, in case there’s any
21 kind of technological challenge with the later models
22 of the SM–3”.

23 (b) SENSE OF CONGRESS.—It is the sense of Con-
24 gress—

1 (1) that the Phased Adaptive Approach to mis-
2 sile defense in Europe is an appropriate response to
3 the existing ballistic missile threat from Iran to Eu-
4 ropean territory of North Atlantic Treaty Organiza-
5 tion countries, and to potential future ballistic mis-
6 sile capabilities of Iran, and, as indicated by the
7 April 19, 2010, certification by the Under Secretary
8 of Defense for Acquisition, Technology, and Logis-
9 tics, meets congressional guidance provided in sec-
10 tion 235 of the National Defense Authorization Act
11 for Fiscal Year 2010 (Public Law 111–84; 123 Stat.
12 2234);

13 (2) that the Phased Adaptive Approach to mis-
14 sile defense in Europe is not intended to, and will
15 not, provide a missile defense capability relative to
16 the ballistic missile deterrent forces of the Russian
17 Federation, or diminish strategic stability with the
18 Russian Federation;

19 (3) to support the efforts of the United States
20 Government and the North Atlantic Treaty Organi-
21 zation to pursue cooperation with the Russian Fed-
22 eration on ballistic missile defense relative to Iranian
23 missile threats;

24 (4) that the Ground-based Midcourse Defense
25 (GMD) system deployed in Alaska and California

1 currently provides adequate defensive capability for
2 the United States against potential and foreseeable
3 future long-range ballistic missiles from Iran, and
4 this capability will be enhanced as the system is im-
5 proved, including by the planned deployment of an
6 AN/TPY-2 radar in southern Europe in 2011;

7 (5) that the United States should, as stated in
8 its unilateral statement accompanying the New
9 START Treaty, “continue improving and deploying
10 its missile defense systems in order to defend itself
11 against limited attack and as part of our collabo-
12 rative approach to strengthening stability in key re-
13 gions”;

14 (6) that, as part of this effort, the Department
15 of Defense should pursue the development, testing,
16 and deployment of operationally effective versions of
17 all variants of the Standard Missile-3 for all four
18 phases of the Phased Adaptive Approach to missile
19 defense in Europe;

20 (7) that the SM-3 Block IIB interceptor missile
21 planned for deployment in Phase 4 of the Phased
22 Adaptive Approach should be capable of addressing
23 the potential future threat of intermediate-range and
24 long-range ballistic missiles from Iran, including

1 intercontinental ballistic missiles that could be capa-
2 ble of reaching the United States;

3 (8) that there are no constraints contained in
4 the New START Treaty on the development or de-
5 ployment by the United States of effective missile
6 defenses, including all phases of the Phased Adapt-
7 ive Approach to missile defense in Europe and fur-
8 ther enhancements to the Ground-based Midcourse
9 Defense system, as well as future missile defenses;
10 and

11 (9) that the Department of Defense should con-
12 tinue the development, testing, and assessment of
13 the two-stage Ground-Based Interceptor in such a
14 manner as to provide a hedge against potential tech-
15 nical challenges with the development of the SM-3
16 Block IIB interceptor missile as a means of aug-
17 menting the defense of Europe and of the homeland
18 against a limited ballistic missile attack from nations
19 such as North Korea or Iran.

20 (c) NEW START TREATY DEFINED.—In this sec-
21 tion, the term “New START Treaty” means the Treaty
22 between the United States of America and the Russian
23 Federation on Measures for the Further Reduction and
24 Limitation of Strategic Offensive Arms, signed on April
25 8, 2010.

1 **SEC. 232. REPEAL OF PROHIBITION ON CERTAIN CON-**
2 **TRACTS BY THE MISSILE DEFENSE AGENCY**
3 **WITH FOREIGN ENTITIES.**

4 Section 222 of the National Defense Authorization
5 Act for Fiscal Years 1988 and 1989 (Public Law 100–
6 180; 101 Stat. 1055; 10 U.S.C. 2431 note) is repealed.

7 **SEC. 233. MEDIUM EXTENDED AIR DEFENSE SYSTEM.**

8 (a) **LIMITATION ON AVAILABILITY OF FUNDS.**—None
9 of the funds authorized to be appropriated by this Act for
10 the Department of Defense for fiscal year 2011 and avail-
11 able for the Medium Extended Air Defense System
12 (MEADS) may be obligated or expended until the fol-
13 lowing conditions are met:

14 (1) The Department of Defense has completed
15 the Critical Design Review and the System Program
16 Review for the Medium Extended Air Defense Sys-
17 tem program and made a decision on how or wheth-
18 er to proceed with the program or an alternative to
19 the program.

20 (2) The Secretary of Defense has submitted to
21 the congressional defense committees a report set-
22 ting forth a detailed explanation of the decision de-
23 scribed in paragraph (1), which report contains the
24 elements specified in subsection (b).

1 (3) 60 days have elapsed following the receipt
2 by the congressional defense committees of the re-
3 port described in paragraph (2).

4 (b) ELEMENTS OF REPORT.—The elements specified
5 in this subsection for the report described in subsection
6 (a)(2) are the following:

7 (1) A detailed description of the decision de-
8 scribed in subsection (a)(1), and the explanation for
9 that decision.

10 (2) A cost estimate, performed by the Director
11 of Cost Assessment and Program Evaluation, of the
12 Medium Extended Air Defense System program or
13 any alternative to that program decided upon by the
14 Department of Defense as described in subsection
15 (a)(1).

16 (3) An analysis of alternatives (AOA) to the
17 Medium Extended Air Defense System program and
18 its component elements.

19 (4) A description of the planned schedule and
20 cost for the development, production, and deploy-
21 ment of the Medium Extended Air Defense System
22 or any alternative to that system decided upon by
23 the Department as described in subsection (a)(1).

24 (5) A description of the role of Germany and
25 Italy in the Medium Extended Air Defense System

1 program or any alternative to that program decided
2 upon by the Department as described in subsection
3 (a)(1), including the role of such countries in pro-
4 curement or production of elements of such pro-
5 gram.

6 (6) Any other matters that the Secretary of De-
7 fense considers appropriate.

8 (c) FORM OF REPORT.—The report described in sub-
9 section (a)(2) shall be submitted in unclassified form, but
10 may include a classified annex.

11 **SEC. 234. ACQUISITION ACCOUNTABILITY REPORTS ON THE**
12 **BALLISTIC MISSILE DEFENSE SYSTEM.**

13 (a) BASELINES REQUIRED.—The Secretary of De-
14 fense shall ensure that the Missile Defense Agency estab-
15 lishes and maintains an acquisition baseline for each pro-
16 gram element of the Ballistic Missile Defense System, as
17 specified in section 223 of title 10, United States Code.

18 (b) ELEMENTS OF BASELINES.—Each acquisition
19 baseline required by subsection (a) for a program element
20 shall include the following:

- 21 (1) A comprehensive schedule for the program
22 element, including—
- 23 (A) research and development milestones;
 - 24 (B) acquisition milestones, including de-
25 sign reviews and key decision points;

1 (C) key test events, including ground and
2 flight tests and Ballistic Missile Defense System
3 tests; and

4 (D) delivery and fielding schedules.

5 (2) A detailed technical description of—

6 (A) the capability to be developed, includ-
7 ing hardware and software;

8 (B) system requirements;

9 (C) how the proposed capability satisfies a
10 capability identified by the commanders of the
11 combatant commands on a Prioritized Capabili-
12 ties List;

13 (D) key knowledge points that must be
14 achieved to permit continuation of the program
15 and to inform production and deployment deci-
16 sions; and

17 (E) how the Missile Defense Agency plans
18 to improve the capability over time.

19 (3) A cost estimate for the program element,
20 including—

21 (A) a life cycle cost estimate;

22 (B) program acquisition unit costs for the
23 program element;

1 (C) average procurement unit costs and
2 program acquisition costs for the program ele-
3 ment; and

4 (D) an identification when the program
5 Joint Cost Analysis Requirements Description
6 document is scheduled to be approved.

7 (4) A test baseline summarizing the comprehen-
8 sive test program for the program element outlined
9 in the Integrated Master Test Plan.

10 (c) ANNUAL REPORTS ON ACQUISITION BASE-
11 LINES.—

12 (1) ANNUAL REPORTS REQUIRED.—Not later
13 than February 15, 2011, and annually thereafter,
14 the Director of the Missile Defense Agency shall
15 submit to the congressional defense committees a re-
16 port on the acquisition baselines required by sub-
17 section (a). The first such report shall set forth the
18 acquisition baselines, and each later report shall
19 identify the significant changes or variances, if any,
20 in any such baseline from any earlier report under
21 this subsection.

22 (2) FORM.—Each report under this subsection
23 shall be submitted in unclassified form, but may in-
24 clude a classified annex.

1 (d) ANNUAL REPORTS ON MISSILE DEFENSE EXEC-
2 UTIVE BOARD ACTIVITIES.—The Director shall include in
3 each report under subsection (c) a description of the ac-
4 tivities of the Missile Defense Executive Board during the
5 preceding fiscal year, including the following:

6 (1) A list of each meeting of the Board during
7 the preceding fiscal year.

8 (2) The agenda and issues considered at each
9 such meeting.

10 (3) A description of any decisions or rec-
11 ommendations made by the Board at each such
12 meeting.

13 **SEC. 235. INDEPENDENT REVIEW AND ASSESSMENT OF THE**
14 **GROUND-BASED MIDCOURSE DEFENSE SYS-**
15 **TEM.**

16 (a) INDEPENDENT REVIEW AND ASSESSMENT RE-
17 QUIRED.—The Secretary of Defense shall select an appro-
18 priate entity outside the Department of Defense to con-
19 duct an independent review and assessment of the
20 Ground-Based Midcourse Defense (GMD) system. In se-
21 lecting the entity to conduct the review and assessment,
22 the Secretary shall consult with the chairman and ranking
23 minority member of the Committee on Armed Services of
24 the Senate and the chairman and ranking minority mem-

1 ber of the Committee on Armed Services of the House of
2 Representatives.

3 (b) ELEMENTS.—The review and assessment re-
4 quired by this section shall address current Department
5 of Defense plans with respect to the following:

6 (1) The force structure and inventory levels
7 necessary for the Ground-Based Midcourse Defense
8 system to achieve the planned capabilities of that
9 system, including an analysis of costs and potential
10 advantages of deploying additional operational
11 ground-based interceptor missiles.

12 (2) The number of ground-based interceptor
13 missiles necessary for operational assets, test assets
14 (including developmental and operational test assets
15 and aging and surveillance test assets), and spare
16 missiles for the Ground-Based Midcourse Defense
17 system.

18 (3) The plan to maintain the operational effec-
19 tiveness of the Ground-Based Midcourse Defense
20 system over the course of its service life, including
21 any modernization or capability enhancement efforts,
22 and any sustainment efforts.

23 (4) The plan for funding the development, pro-
24 duction, deployment, testing, improvement, and

1 sustainment of the Ground-Based Midcourse De-
2 fense system.

3 (5) The plan for flight testing the Ground-
4 Based Midcourse Defense system, including aging
5 and surveillance tests to demonstrate the continuing
6 effectiveness of the system over the course of its
7 service life.

8 (6) The plan for production of ground-based in-
9 terceptor missiles necessary for operational test as-
10 sets, aging and surveillance test assets, and spare
11 missiles for the Ground-Based Midcourse Defense
12 system.

13 (c) REPORT.—Not later than six months after the
14 date of the enactment of this Act, the entity conducting
15 the review and assessment under this section shall submit
16 to the Secretary and the congressional defense committees
17 a report containing—

18 (1) the results of the review and assessment;
19 and

20 (2) recommendations on how the Department of
21 Defense may improve upon its plans to ensure the
22 availability, reliability, maintainability,
23 supportability, and improvement of the Ground-
24 Based Midcourse Defense system.

1 **TITLE III—OPERATION AND**
2 **MAINTENANCE**

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

5 **SEC. 301. OPERATION AND MAINTENANCE FUNDING.**

6 Funds are hereby authorized to be appropriated for
7 fiscal year 2011 for the use of the Armed Forces and other
8 activities and agencies of the Department of Defense for
9 expenses, not otherwise provided for, for operation and
10 maintenance, as specified in the funding table in section
11 4301.

12 **Subtitle B—Environmental**
13 **Provisions**

14 **SEC. 311. REIMBURSEMENT OF ENVIRONMENTAL PROTEC-**
15 **TION AGENCY FOR CERTAIN COSTS IN CON-**
16 **NECTION WITH THE TWIN CITIES ARMY AM-**
17 **MUNITION PLANT, MINNESOTA.**

18 (a) **AUTHORITY TO REIMBURSE.—**

19 (1) **TRANSFER AMOUNT.—**Using funds de-
20 scribed in subsection (b) and notwithstanding sec-
21 tion 2215 of title 10, United States Code, the Sec-
22 retary of Defense may transfer not more than
23 \$5,620,000 in fiscal year 2011 to the Hazardous
24 Substance Superfund.

1 (2) PURPOSE OF REIMBURSEMENT.—The
2 amount authorized to be transferred under para-
3 graph (1) is to reimburse the Environmental Protec-
4 tion Agency for costs the Agency incurred relating
5 to the response actions performed at the Twin Cities
6 Army Ammunition Plant, Minnesota.

7 (3) INTERAGENCY AGREEMENT.—The reim-
8 bursement described in paragraph (2) is intended to
9 satisfy certain terms of the interagency agreement
10 entered into by the Department of the Army and the
11 Environmental Protection Agency for the Twin Cit-
12 ies Army Ammunition Plant that took effect in De-
13 cember 1987 and that provided for the recovery of
14 expenses by the Agency from the Department of the
15 Army.

16 (b) SOURCE OF FUNDS.—The transfer of funds au-
17 thorized in subsection (a) shall be made using funds au-
18 thorized to be appropriated for fiscal year 2011 for oper-
19 ation and maintenance for Environmental Restoration,
20 Army.

21 **SEC. 312. PAYMENT TO ENVIRONMENTAL PROTECTION**
22 **AGENCY OF STIPULATED PENALTIES IN CON-**
23 **NECTION WITH NAVAL AIR STATION, BRUNS-**
24 **WICK, MAINE.**

25 (a) AUTHORITY TO TRANSFER FUNDS.—

1 (1) TRANSFER AMOUNT.—Using funds de-
2 scribed in subsection (b) and notwithstanding sec-
3 tion 2215 of title 10, United States Code, the Sec-
4 retary of Defense may transfer not more than
5 \$153,000 to the Hazardous Substance Superfund.

6 (2) PURPOSE OF TRANSFER.—The payment
7 under paragraph (1) is to satisfy a stipulated pen-
8 alty assessed by the Environmental Protection Agen-
9 cy on June 12, 2008, against Naval Air Station,
10 Brunswick, Maine, for the failure by the Navy to
11 timely sample certain monitoring wells pursuant to
12 a schedule included in a Federal Facility Agreement.

13 (3) FEDERAL FACILITY AGREEMENT.—The
14 stipulated penalty described in paragraph (2) is pro-
15 vided for in the Federal Facility Agreement entered
16 into by the Department of the Navy and the Envi-
17 ronmental Protection Agency for Naval Air Station,
18 Brunswick, on October 19, 1990.

19 (b) SOURCE OF FUNDS.—Any payment under sub-
20 section (a) shall be made using funds authorized to be ap-
21 propriated for fiscal year 2011 for the Department of De-
22 fense Base Closure Account 2005.

23 (c) USE OF FUNDS.—The Environmental Protection
24 Agency shall accept the amount transferred under sub-

1 section (a) as payment of the penalty described under
2 paragraph (2) of such subsection.

3 **SEC. 313. REQUIREMENTS RELATING TO AGENCY FOR**
4 **TOXIC SUBSTANCES AND DISEASE REGISTRY**
5 **INVESTIGATION OF EXPOSURE TO DRINKING**
6 **WATER CONTAMINATION AT CAMP LEJEUNE,**
7 **NORTH CAROLINA.**

8 (a) FINDINGS.—Congress makes the following find-
9 ings:

10 (1) On March 22, 2010, the Agency for Toxic
11 Substances and Disease Registry (ATSDR) sent a
12 letter to the Department of the Navy raising con-
13 cerns about the completeness of historical and con-
14 temporary documents, records, and electronic data
15 provided by the Department of the Navy pertaining
16 to ATSDR scientific studies of contamination and
17 remediation of the base-wide drinking water systems
18 and sites at Camp Lejeune, North Carolina.

19 (2) The discovery of records pertaining to the
20 contamination of Camp Lejeune drinking water sys-
21 tems should not depend on specific requests from
22 ATSDR, but on a shared goal of ensuring the sci-
23 entific accuracy of the studies conducted pursuant to
24 the Annual Plan of Work of ATSDR and the re-

1 sponsibility of the Secretary of Defense to provide
2 relevant information.

3 (b) REQUIREMENT.—Not later than 90 days after the
4 date of the enactment of this Act, the Secretary of the
5 Navy shall—

6 (1) take appropriate actions to ensure that
7 ATSDR has full access to all documents described in
8 the March 22, 2010, letter of ATSDR referred to in
9 subsection (a)(1);

10 (2) make appropriate staff available to work
11 with ATSDR to—

12 (A) reconcile all inventories of documents
13 referenced and described in the March 22,
14 2010, letter of ATSDR with records and data
15 previously supplied to ATSDR; and

16 (B) identify documents described in the
17 March 22, 2010, letter of ATSDR that are
18 most relevant to the ATSDR review; and

19 (3) conduct a good faith review to identify any
20 additional historical or contemporary documents,
21 records, or electronic data pertaining to the contami-
22 nation sites at Camp Lejeune listed under the Com-
23 prehensive Environmental Response, Compensation,
24 and Liability Act of 1980 and the Solid Waste Dis-
25 posal Act that are relevant to the ATSDR studies of

1 contamination and remediation of the base-wide
2 drinking water systems and sites at Camp Lejeune
3 that are in the possession of the Department of the
4 Navy and have not previously been provided to
5 ATSDR.

6 (c) LIMITATION ON USE OF FUNDS.—None of the
7 funds authorized to be appropriated by this Act may be
8 used to administratively process or adjudicate any claim
9 filed regarding water contamination at Camp Lejeune
10 until ATSDR fully completes all epidemiological and water
11 modeling studies relevant to such contamination that are
12 ongoing as of June 1, 2010.

13 (d) RESOLUTION OF CERTAIN DISPUTES.—The Sec-
14 retary of the Navy shall make every effort to resolve any
15 dispute arising between the Secretary of the Navy and
16 ATSDR that is covered by the Interagency Agreement Be-
17 tween the Department of Health and Human Services
18 Agency for Toxic Substances and Disease Registry and
19 the Department of Army or any successor memorandum
20 of understanding not later than 60 days after the date
21 on which the dispute first arises. In the event the Sec-
22 retary is unable to resolve such a dispute within 60 days,
23 the Secretary shall submit to the congressional defense
24 committees a report on the reasons why an agreement has
25 not yet been reached, the actions that the Secretary plans

1 to take to reach agreement, and the schedule for taking
2 such actions.

3 **SEC. 314. COMMISSION ON MILITARY ENVIRONMENTAL EX-**
4 **POSURES.**

5 (a) ESTABLISHMENT.—Not later than 90 days after
6 the date of the enactment of this Act, the President shall
7 establish a commission (to be known as the “Commission
8 on Military Environmental Exposures”) to provide expert
9 advice to the President and Congress on matters relating
10 to exposures of current and former members of the Armed
11 Forces and their dependants to environmental hazards on
12 military installations.

13 (b) COMPOSITION.—The Commission shall consist of
14 9 members, who shall not be officials or employees of the
15 Federal Government, appointed by the President after
16 consultation with the Chairs and ranking minority mem-
17 bers of the Committees on Armed Services and Veterans’
18 Affairs of the Senate and the House of Representatives,
19 and who shall have backgrounds in environmental expo-
20 sure analysis or environmental exposure assessments,
21 health monitoring, environmental health, epidemiology, in-
22 dustrial hygiene, facility or installation management, bio-
23 statistics, public health, or other relevant fields.

24 (c) APPOINTMENTS.—

1 (1) DEADLINE.—All members of the Commis-
2 sion shall be appointed not later than 90 days after
3 the date of the enactment of this Act.

4 (2) VACANCIES.—A vacancy in the Commission
5 shall be filled in the manner in which the original
6 appointment was made.

7 (d) CHAIRPERSON.—The President shall select from
8 among the membership of the Commission a Chairperson.

9 (e) QUORUM.—A majority of the members of the
10 Commission shall constitute a quorum.

11 (f) MEETINGS.—The Commission shall meet at the
12 call of the Chairperson.

13 (g) HEARINGS.—The Commission may hold such
14 hearings, sit and act at such times and places, take such
15 testimony, and receive such evidence as the Commission
16 considers advisable to carry out the purposes of this sec-
17 tion.

18 (h) COMPENSATION.—

19 (1) IN GENERAL.—Except as provided in para-
20 graph (2), a member of the Commission—

21 (A) shall be paid compensation out of
22 funds made available for the purposes of this
23 section at the daily equivalent of the highest
24 rate payable under section 5332 of title 5,
25 United States Code, for each day (including

1 travel time) during which the member is en-
2 gaged in the actual performance of duties as a
3 member of the Commission; and

4 (B) while away from the member's home
5 or regular place of business on necessary travel
6 in the actual performance of duties as a mem-
7 ber of the Commission, shall be paid per diem,
8 travel, and transportation expenses in the same
9 manner as is provided under subchapter I of
10 chapter 57 of title 5, United States Code.

11 (2) LIMITATION.—A member of the Commis-
12 sion may not be paid compensation under paragraph
13 (1)(B) for more than 120 days in any calendar year.

14 (i) STAFF.—

15 (1) IN GENERAL.—The Chairperson of the
16 Commission shall, without regard to the civil service
17 laws and regulations, appoint an executive director
18 of the Commission, who shall be a civilian employee
19 of the National Institute of Environmental Health
20 Sciences, and such other personnel as may be nec-
21 essary to enable the Commission to perform its du-
22 ties. The appointment of an executive director shall
23 be subject to approval by the Commission.

24 (2) COMPENSATION.—The Chairperson of the
25 Commission may fix the compensation of the execu-

1 tive director and other personnel without regard to
2 the provisions of chapter 51 and subchapter III of
3 chapter 53 of title 5, United States Code, relating
4 to classification of positions and General Schedule
5 pay rates, except that the rate of pay for the execu-
6 tive director and other personnel may not exceed the
7 rate payable for level V of the Executive Schedule
8 under section 5316 of such title.

9 (j) **DETAIL OF GOVERNMENT EMPLOYEES.**—Upon
10 request of the Chairperson of the Commission, the head
11 of any Federal department or agency may detail, on a non-
12 reimbursable basis, any personnel of that department or
13 agency to the Commission to assist it in carrying out its
14 duties.

15 (k) **REPORT.**—

16 (1) **SUBMISSION TO PRESIDENT.**—Not later
17 than one year after the first meeting of the Commis-
18 sion, the Commission shall submit to the President
19 a report on the exposures of current and former
20 members of the Armed forces and their dependants
21 to environmental hazards on military installations,
22 not including the exposures of individuals to environ-
23 mental hazards at military installations during peri-
24 ods in which imminent danger pay is authorized to

1 be paid the individuals under section 310 of title 37,
2 United States Code.

3 (2) CONTENT.—The report required under
4 paragraph (1) shall include the following elements:

5 (A) Recommendations for how the Federal
6 Government should respond to the issue of ex-
7 posures of current and former members of the
8 Armed Forces and their dependents to environ-
9 mental hazards on military installations, includ-
10 ing evaluating exposure risk and responding to
11 requests for redress, including compensation.

12 (B) An analysis of the viability of the Fed-
13 eral Tort Claims Act as a remedy for depend-
14 ents of current and former members of the
15 Armed Forces potentially exposed to such envi-
16 ronmental hazards.

17 (C) Recommendations for how to address
18 health concerns of current and former members
19 of the Armed Forces and their dependants in
20 connection with possible exposure to such envi-
21 ronmental hazards, including the feasibility of
22 utilizing Medicare and other Federally funded
23 forms of insurance.

24 (D) An inventory of all military installa-
25 tions that are included on the National Prior-

1 ities List developed by the President in accord-
2 ance with section 105(a)(8)(B) of the Com-
3 prehensive Environmental Response, Compensa-
4 tion, and Liability Act of 1980 (42 U.S.C.
5 9605(a)(8)(B)), and an estimate of the mag-
6 nitude of the problem of exposures to environ-
7 mental hazards at such installations, including
8 an estimate of the number of individuals poten-
9 tially exposed.

10 (E) Recommendations for other forms of
11 redress for such members and dependants, in-
12 cluding possible monetary compensation.

13 (3) SUBMISSION TO CONGRESS.—Not later than
14 90 days after the report is submitted to the Presi-
15 dent under paragraph (1), the President shall sub-
16 mit the report, together with the President’s com-
17 ments, to the Chairs and ranking minority members
18 of the Committees on Armed Services and Veterans’
19 Affairs of the Senate and the House of Representa-
20 tives.

21 (l) TERMINATION.—The Commission shall terminate
22 180 days after the date on which the Commission submits
23 the report required under subsection (k).

24 (m) RULE OF CONSTRUCTION.—Nothing in this sec-
25 tion shall be interpreted to impede, encroach, or delay any

1 studies, reviews, or assessments of any actual or potential
2 environmental exposures at any military installations, in-
3 cluding the studies included in the ATSDR's Annual Plan
4 of Work regarding the water contamination at Camp
5 Lejeune or the requirements included in section 313 of
6 this Act pertaining to water contamination at Camp
7 Lejeune. Likewise, nothing in this section will impede, en-
8 croach or delay ATSDR's statutory obligations including
9 its obligations under the Comprehensive Environmental
10 Response, Compensation and Liability Act, regarding
11 Superfund sites. Additionally, nothing in this section shall
12 be interpreted to impede, encroach or delay the remedi-
13 ation of any environmental contamination or hazard at
14 any military installation.

15 **Subtitle C—Workplace and Depot**
16 **Issues**

17 **SEC. 321. DEPOT LEVEL MAINTENANCE AND RECAPITAL-**
18 **IZATION PARTS SUPPLY.**

19 (a) FINDING.—Congress recognizes the need for
20 depot level maintenance and recapitalization of assets as
21 Brigade Combat Teams reset.

22 (b) REPORT.—

23 (1) IN GENERAL.—Not later than 90 days after
24 the date of the enactment of this Act, the Director
25 of the Defense Logistics Agency shall submit to the

1 Committees on Armed Services of the Senate and
2 the House of Representatives a report on the status
3 of the DLA Joint Logistics Operations Center's
4 Drawdown, Retrograde and Reset Program for the
5 equipment from Iraq and Afghanistan and the sta-
6 tus of the overall supply chain management of re-
7 pairing this materiel.

8 (2) ELEMENTS.—The report required under
9 paragraph (1) shall include the following:

10 (A) The scope of operation to repair and
11 re-supply materiel to the military services, in-
12 cluding projected costs and lists of major com-
13 ponents needed.

14 (B) The current and projected timeline for
15 the completion of the Drawdown, Retrograde
16 and Reset Program in Iraq.

17 (C) The percentage and level of expected
18 refurbishment to take place in the United
19 States and the percentage and level of expected
20 refurbishment overseas.

21 (D) A comprehensive assessment of parts
22 management, including a timeline of cumulative
23 backlogs or parts on backorder, impacts on pro-
24 jected manufacturing competition time, and

1 plans to reduce and minimize backlogs in parts
2 availability.

3 (c) REQUIRED IMPROVEMENTS.—

4 (1) NEW SOLUTIONS.—The Director of the De-
5 fense Logistics Agency shall work with the Materiel
6 Commands of the Army, Navy, Air Force, and Ma-
7 rines to find more efficient, virtual manufacturing
8 solutions that will provide capacity and flexibility.

9 (2) USE OF EXISTING COMMERCIAL SYSTEMS.—

10 If the Director of the Defense Logistics Agency
11 finds that critical manufactured parts are not meet-
12 ing the on-demand requirements of the warfighter,
13 the Defense Logistics Agency and the Materiel Com-
14 mands may work with outside commercial partners
15 to utilize existing, turn-key production systems that
16 have demonstrated the capability to reduce costs of
17 parts and improve manufacturing efficiency.

18 **Subtitle D—Energy Security**

19 **SEC. 331. ALTERNATIVE AVIATION FUEL INITIATIVE.**

20 (a) FINDINGS.—Congress makes the following find-
21 ings:

22 (1) Dependence on foreign sources of oil is det-
23 rimental to the national security of the United
24 States due to possible disruptions in supply.

1 (2) The Department of Defense is the largest
2 single consumer of fuel in the United States.

3 (3) The United States Air Force is the largest
4 consumer of fuel in the Department of Defense.

5 (4) The dramatically fluctuating price of fuel
6 can have a significant budgetary impact on the De-
7 partment of Defense.

8 (5) The United States Air Force uses about
9 2,600,000,000 gallons of jet fuel a year, or 10 per-
10 cent of the entire domestic market in aviation fuel.

11 (6) The Air Force's Alternative Aviation Fuel
12 Initiative includes certification and testing of both
13 biomass-derived ("biofuel") and synthetic fuel blends
14 produced via the Fischer-Tropsch (FT) process. By
15 not later than December 31, 2016, the Air Force
16 will be prepared to cost competitively acquire 50 per-
17 cent of the Air Force's domestic aviation fuel re-
18 quirement via an alternative fuel blend in which the
19 alternative component is derived from domestic
20 sources produced in a manner that is greener than
21 fuels produced from conventional petroleum.

22 (7) The Air Force Energy Program will provide
23 options to reduce the use of foreign oil, by focusing
24 on expanding alternative energy options that provide

1 favorable environmental attributes as compared to
2 currently-available options.

3 (b) CONTINUATION OF INITIATIVES.—

4 (1) IN GENERAL.—The Secretary of the Air
5 Force shall continue the alternative aviation fuel ini-
6 tiatives of the Air Force with a goal of—

7 (A) certifying its aircraft, applicable vehi-
8 cles and support equipment, and associated
9 storage and distribution infrastructure for unre-
10 stricted operational use of a synthetic fuel blend
11 by early 2011;

12 (B) being prepared to acquire 50 percent
13 of its domestic aviation fuel requirement from
14 alternative or synthetic fuels (including blends
15 of alternative or synthetic fuels with conven-
16 tional fuels) by not later than December 31,
17 2016, provided that—

18 (i) the lifecycle greenhouse gas emis-
19 sions associated with the production and
20 combustion of such fuel shall be equal to
21 or lower than such emissions from conven-
22 tional fuels that are used in the same ap-
23 plication, as determined in accordance with
24 guidance by the Department of Energy

1 and the Environmental Protection Agency;

2 and

3 (ii) prices for such fuels are cost com-
4 petitive with petroleum-based alternatives
5 that are used for the same functions;

6 (C) taking actions in collaboration with the
7 commercial aviation industry and equipment
8 manufacturers to spur the development of a do-
9 mestic alternative aviation fuel industry; and

10 (D) taking actions in collaboration with
11 other Federal agencies, the commercial sector,
12 and academia to solicit for and test the next
13 generation of environmentally-friendly alter-
14 native aviation fuels.

15 (2) ADJUSTMENT OF GOAL.—The Secretary of
16 the Air Force may adjust the goal of acquiring 50
17 percent of Air Force domestic fuel requirements
18 from alternative or synthetic fuels by not later than
19 December 31, 2016, if the Secretary determines in
20 writing that it would not be practicable, or in the
21 best interests of the Air Force, to do so and informs
22 the congressional defense committees within 30 days
23 of the basis for such determination.

24 (3) ANNUAL REPORT.—Not later than 180 days
25 after the date of the enactment of this Act and an-

1 nually thereafter in each of fiscal years 2011
2 through 2016, the Secretary of Defense, in consulta-
3 tion with the Secretary of the Air Force, shall sub-
4 mit to Congress a report on the progress of the al-
5 ternative aviation fuel initiative program, includ-
6 ing—

7 (A) the status of aircraft fleet certification,
8 until complete;

9 (B) the quantities of alternative or syn-
10 thetic fuels (including blends of alternative or
11 synthetic fuels with conventional fuels) pur-
12 chased for use by the Air Force in the fiscal
13 year ending in such year;

14 (C) progress made against published goals
15 for such fiscal year;

16 (D) the status of recovery plans to achieve
17 any goals set for previous years that were not
18 achieved; and

19 (E) the establishment or adjustment of
20 goals and objectives for the current fiscal year
21 or for future years.

22 (c) ANNUAL REPORT FOR ARMY AND NAVY.—Not
23 later than 180 days after the date of the enactment of
24 this Act, and annually thereafter in each of fiscal years
25 2011 through 2016, the Secretary of the Army and the

1 Secretary of the Navy shall each submit to Congress a
2 report on goals and progress to research, test, and certify
3 the use of alternative fuels in their respective aircraft
4 fleets.

5 (d) DEFENSE SCIENCE BOARD REVIEW.—

6 (1) REPORT REQUIRED.—Not later than Octo-
7 ber 1, 2011, the Defense Science Board shall report
8 to the Secretary of Defense on the feasibility and
9 advisability of achieving the goals established in sub-
10 section (b)(1). The report shall address—

11 (A) the technological and economic
12 achievability of the goals;

13 (B) the impact of actions required to meet
14 such goals on the military readiness of the Air
15 Force, energy costs, environmental perform-
16 ance, and dependence on foreign oil; and

17 (C) any recommendations the Defense
18 Science Board may have for improving the Air
19 Force program.

20 (2) SUBMISSION TO CONGRESS.—Not later than
21 30 days after receiving the report required by under
22 paragraph (1), the Secretary of Defense shall for-
23 ward the report to Congress, together with the com-
24 ments and recommendations of the Secretary.

1 **Subtitle E—Other Matters**

2 **SEC. 341. ADDITIONAL LIMITATION ON INDEMNIFICATION**
3 **OF UNITED STATES WITH RESPECT TO ARTI-**
4 **CLES AND SERVICES SOLD BY WORKING-CAP-**
5 **ITAL FUNDED ARMY INDUSTRIAL FACILITIES**
6 **AND ARSENALS OUTSIDE THE DEPARTMENT**
7 **OF DEFENSE.**

8 Paragraph (6) of section 4543(a) of title 10, United
9 States Code, is amended to read as follows:

10 “(6) the purchaser of an article or service
11 agrees to hold harmless and indemnify the United
12 States from any claim for damages or injury to any
13 person or property arising out of the article or serv-
14 ice, except—

15 “(A) in a case of willful misconduct or
16 gross negligence; or

17 “(B) in a case in which damages or injury
18 to the purchaser arose out of the failure of the
19 Federal Government to comply with quality,
20 schedule, or cost performance requirements in
21 the contract to provide the article or service;”.

22 **SEC. 342. EXTENSION OF ARSENAL SUPPORT PROGRAM INI-**
23 **TIATIVE.**

24 Section 343 of the Floyd D. Spence National Defense
25 Authorization Act for Fiscal Year 2001 (10 U.S.C. 4551

1 note), as amended by section 341 of the National Defense
2 Authorization Act for Fiscal Year 2008 (Public Law 110–
3 181; 122 Stat. 69) and section 354 of the National De-
4 fense Authorization Act for Fiscal Year 2010 (Public Law
5 111–84; 123 Stat. 2264), is further amended—

6 (1) in subsection (a), by striking “2011” and
7 inserting “2012”; and

8 (2) in subsection (g)(1), by striking “2011”
9 and inserting “2012”.

10 **SEC. 343. FOUR-YEAR EXTENSION OF AUTHORITY TO PRO-**
11 **VIDE LOGISTICS SUPPORT AND SERVICES**
12 **FOR WEAPONS SYSTEMS CONTRACTORS.**

13 Section 365(g)(1) of the Bob Stump National De-
14 fense Authorization Act for Fiscal Year 2003 (Public Law
15 107–314; 10 U.S.C. 2302 note) is amended by striking
16 “September 30, 2010” and inserting “September 30,
17 2014”.

18 **SEC. 344. RECOVERY OF IMPROPERLY DISPOSED OF DE-**
19 **PARTMENT OF DEFENSE PROPERTY.**

20 (a) IN GENERAL.—Chapter 165 of title 10, United
21 States Code, is amended by adding at the end the fol-
22 lowing new section:

1 **“§ 2790. Recovery of improperly disposed of Depart-**
2 **ment of Defense property**

3 “(a) PROHIBITION.—No member of the armed forces,
4 civilian employee of the United States Government, con-
5 tractor personnel, or other person may sell, lend, pledge,
6 barter, or give any clothing, arms, articles, equipment, or
7 other military or Department of Defense property except
8 in accordance with the statutes and regulations governing
9 Government property.

10 “(b) TRANSFER OF TITLE OR INTEREST INEFFEC-
11 TIVE.—If property has been disposed of in violation of
12 subsection (a), the person holding the property has no
13 right or title to, or interest in, the property.

14 “(c) AUTHORITY FOR SEIZURE OF IMPROPERLY DIS-
15 POSED OF PROPERTY.—If any person is in the possession
16 of military or Department of Defense property without
17 right or title to, or interest in, the property because it has
18 been disposed of in violation of subsection (a), any Fed-
19 eral, State, or local law enforcement official may seize the
20 property wherever found.

21 “(d) INAPPLICABILITY TO CERTAIN PROPERTY.—
22 Subsections (b) and (c) shall not apply to property on pub-
23 lic display by public or private collectors or museums in
24 secured exhibits.

25 “(e) DETERMINATIONS OF VIOLATIONS.—(1) The
26 appropriate district court of the United States shall have

1 jurisdiction, regardless of the current approximated or es-
2 timated value of the property, to determine whether prop-
3 erty was disposed of in violation of subsection (a). Any
4 such determination shall be by a preponderance of the evi-
5 dence.

6 “(2) In the case of property, the possession of which
7 could undermine national security or create a hazard to
8 public health or safety, the determination under para-
9 graph (1) may be made after the seizure of the property.
10 If the person from whom the property is seized is found
11 to have been lawfully in possession of the property and
12 the return of the property could undermine national secu-
13 rity or create a hazard to public health or safety, the Sec-
14 retary of Defense shall reimburse the person for the fair
15 value for the property.

16 “(f) DELIVERY OF SEIZED PROPERTY.—Any law en-
17 forcement official who seizes property under subsection (c)
18 and is not authorized to retain it for the United States
19 shall deliver the property to an authorized member of the
20 armed forces or other authorized official of the Depart-
21 ment of Defense or the Department of Justice.

22 “(g) SCOPE OF ENFORCEMENT.—This section shall
23 apply to the following:

24 “(1) Any military or Department of Defense
25 property disposed of on or after the date of the en-

1 actment of the National Defense Authorization Act
2 for Fiscal Year 2011 in a manner that is not in ac-
3 cordance with statutes and regulations governing
4 Government property in effect at the time of the dis-
5 posal of such property.

6 “(2) Any significant military equipment dis-
7 posed of on or after January 1, 2002, in a manner
8 that is not in accordance with statutes and regula-
9 tions governing Government property in effect at the
10 time of the disposal of such significant military
11 equipment

12 “(h) RULE OF CONSTRUCTION.—The authority of
13 this section is in addition to any other authority of the
14 United States with respect to property to which the United
15 States may have right or title.

16 “(i) SIGNIFICANT MILITARY EQUIPMENT DE-
17 FINED.—In this section, the term ‘significant military
18 equipment’ means defense articles on the United States
19 Munitions List for which special export controls are war-
20 ranted because of their capacity for substantial military
21 utility or capability.”.

22 (b) CLERICAL AMENDMENT.—The table of sections
23 at the beginning of chapter 165 of such title is amended
24 by inserting the following new item:

“2790. Recovery of improperly disposed of Department of Defense property.”.

1 **SEC. 345. COMMERCIAL SALE OF SMALL ARMS AMMUNI-**
2 **TION IN EXCESS OF MILITARY REQUIRE-**
3 **MENTS.**

4 (a) **COMMERCIAL SALE OF SMALL ARMS AMMUNI-**
5 **TION.**—Small arms ammunition and ammunition compo-
6 nents in excess of military requirements, including fired
7 cartridge cases, which is not otherwise prohibited from
8 commercial sale or certified by the Secretary of Defense
9 as unserviceable or unsafe, may not be demilitarized or
10 destroyed and shall be made available for commercial sale.

11 (b) **DEADLINE FOR GUIDANCE.**—Not later than 90
12 days after the date of the enactment of this Act, the Sec-
13 retary of Defense shall issue guidance to ensure compli-
14 ance with subsection (a). Not later than 15 days after
15 issuing such guidance, the Secretary shall submit to the
16 congressional defense committees a letter of compliance
17 providing notice of such guidance.

18 (c) **PREFERENCE.**—No small arms ammunition and
19 ammunition components in excess of military require-
20 ments may be made available for commercial sale under
21 this section before such ammunition and ammunition com-
22 ponents are offered for transfer or purchase, as authorized
23 by law, to another Federal department or agency or for
24 sale to State and local law enforcement, firefighting,
25 homeland security, and emergency management agencies

1 pursuant to section 2576 of title 10, United States Code,
2 as amended by this Act.

3 **SEC. 346. MODIFICATION OF AUTHORITIES RELATING TO**
4 **PRIORITIZATION OF FUNDS FOR EQUIPMENT**
5 **READINESS AND STRATEGIC CAPABILITY.**

6 (a) **PRIORITIZATION OF FUNDS.**—Subsection (a) of
7 section 323 of the John Warner National Defense Author-
8 ization Act for Fiscal Year 2007 (10 U.S.C. 229 note)
9 is amended—

10 (1) in paragraph (1), by striking “the global
11 war on terrorism” and inserting “overseas contin-
12 gency operations”; and

13 (2) in paragraph (2)—

14 (A) in subparagraph (A), by striking
15 “units transforming to modularity” and insert-
16 ing “modular units”; and

17 (B) in subparagraph (B), by striking
18 “2012” and inserting “2015”.

19 (b) **BUDGET INFORMATION.**—Subsection (b) of such
20 section is amended—

21 (1) in paragraph (2)—

22 (A) in subparagraph (A)—

23 (i) by striking “the global war on ter-
24 rorism” and inserting “overseas contin-
25 gency operations”; and

1 (ii) by inserting “and” at the end;

2 (B) in subparagraph (B)—

3 (i) in clause (i), by striking “units
4 transforming to modularity” and inserting
5 “modular units”; and

6 (ii) by striking “; and” at the end and
7 inserting a period; and

8 (C) by striking subparagraph (C); and

9 (2) by striking paragraph (3).

10 (c) ANNUAL REPORT ON ARMY PROGRESS.—Sub-
11 section (c) of such section is amended—

12 (1) by striking paragraphs (4), (5), (6), and
13 (7);

14 (2) by redesignating paragraphs (1), (2), (3),
15 (8), and (9) as subparagraphs (A), (B), (C), (G) and
16 (I), respectively;

17 (3) by submitting “(1)” before “On the date”;

18 (4) in paragraph (1), as designated by para-
19 graph (3) of this subsection, by striking “in meet-
20 ing” and all that follows through “shall be itemized”
21 and inserting “in fulfilling the equipment require-
22 ments of modular units and in repairing, recapital-
23 izing, and replacing equipment and materiel used in
24 support of overseas contingency operations underway
25 as of the date of such report, and associated

1 sustainment. Any information included in the report
2 shall be itemized”;

3 (5) by striking “Each such report” and insert-
4 ing the following:

5 “(2) Each such report”;

6 (6) in subparagraph (A) of paragraph (2) as re-
7 designated by paragraphs (2) and (5) of this sub-
8 section—

9 (A) by striking “the requirements for the
10 funding priorities in subsection (a), including
11 an itemization” and inserting “equipment re-
12 quirements”

13 (B) by striking “modular brigades” and in-
14 serting “modular combat, functional, and sup-
15 port brigades”; and

16 (C) by striking “the global war on ter-
17 rorism” and inserting “overseas contingency op-
18 erations underway as of the date of such re-
19 port”;

20 (7) in subparagraph (B) of paragraph (2), as so
21 redesignated, by striking “in accordance with the
22 funding priorities in subsection (a)” and inserting
23 “for the purposes set forth in paragraph (1)”;

24 (8) in subparagraph (C) of paragraph (2), as so
25 redesignated, by striking “for the funding priorities

1 in subsection (a)” and inserting “for the purposes
2 set forth in paragraph (1)”;

3 (9) in paragraph (2), as amended by para-
4 graphs (2) and (5) of this subsection—

5 (A) by inserting after subparagraph (C)
6 the following new subparagraphs:

7 “(D) An assessment of the key enabler equip-
8 ment and personnel of the Army, including—

9 “(i) a comparison of—

10 “(I) the authorized level of key en-
11 abler equipment;

12 “(II) the level of key enabler equip-
13 ment on hand; and

14 “(III) the planned purchases of key
15 enabler equipment as set forth in the fu-
16 ture-years defense program submitted with
17 the budget for such fiscal year;

18 “(ii) a comparison of the authorized and
19 actual personnel levels for personnel with key
20 enabler personnel specialties with the require-
21 ments for key enabler personnel specialties;

22 “(iii) an identification of any shortfalls in-
23 dicated by the comparisons in clauses (i) and
24 (ii); and

1 “(iv) an assessment of the number and
2 type of key enabler equipment that the Army
3 projects it will have on hand by the end of such
4 future-years defense program that will require
5 repair, recapitalization, or replacement at or be-
6 fore the end of the time period covered by such
7 future-years defense program (which assess-
8 ment shall account for additional repair, recapiti-
9 talization, or replacement resulting from use of
10 key enabler equipment in overseas contingency
11 operations).

12 “(E) If an assessment under subparagraph (D)
13 identifies shortfalls that will exist within the period
14 covered by the future-years defense program sub-
15 mitted in such fiscal year, an identification of the
16 risks associated with such shortfalls and mitigation
17 strategies to address such risks.

18 “(F) A schedule for the accomplishment of the
19 purposes set forth in paragraph (1).”;

20 (B) by inserting after subparagraph (G)
21 the following new subparagraph:

22 “(H) A description of the status of the develop-
23 ment of doctrine on how modular combat, func-
24 tional, and support forces will train, be sustained,
25 and fight.”; and

1 (10) in subparagraph (I) of paragraph (2) as
2 redesignated by paragraphs (2) and (5) of this sub-
3 section, by striking “paragraphs (1) through (8)”
4 and inserting “subparagraphs (A) through (H)”.

5 (d) ANNUAL COMPTROLLER GENERAL ON ARMY
6 PROGRESS.—Subsection (d) of such section is amended to
7 read as follows:

8 “(d) ANNUAL COMPTROLLER GENERAL REPORT ON
9 ARMY PROGRESS.—Not later than 180 days after the date
10 on which the Secretary of the Army submits a report
11 under subsection (c), the Comptroller General of the
12 United States shall submit to the congressional defense
13 committees a report setting forth the Comptroller Gen-
14 eral’s review of such report. Each report under this sub-
15 section shall include such information and recommenda-
16 tions as the Comptroller General considers appropriate in
17 light of such review.”.

18 (e) DEFINITIONS.—Such section is further amend-
19 ed—

20 (1) by redesignating subsection (e) as sub-
21 section (f); and

22 (2) by inserting after subsection (d), as amend-
23 ed by subsection (d) of this section, the following
24 new subsection (e):

25 “(e) DEFINITIONS.—In this section:

1 “(1) The term ‘contingency operation’ has the
2 meaning given that term in section 101(a)(13) of
3 title 10, United States Code.

4 “(2) The term ‘key enabler’, in the case of
5 equipment or personnel, means equipment or per-
6 sonnel, as the case may be, that make a modular
7 force or unit as capable or more capable than the
8 non-modular force or unit it replaced, including the
9 following:

10 “(A) Equipment such as tactical and high
11 frequency radio, tactical wheeled vehicles, battle
12 command systems, unmanned aerial vehicles,
13 all-source analysis systems, analysis and control
14 elements, fire support sensor systems, firefinder
15 radar, joint network nodes, long-range advanced
16 scout surveillance systems, Trojan Spirit sys-
17 tems (or any successor system), and any other
18 equipment items identified by the Army as
19 making a modular force or unit as capable or
20 more capable than the non-modular force or
21 unit it replaced.

22 “(B) Personnel in specialties needed to op-
23 erate or support the equipment specified in sub-
24 paragraph (A) and personnel in specialties re-
25 lating to civil affairs, communication and infor-

1 mation systems operation, explosive ordinance
2 disposal, military intelligence, psychological op-
3 erations, and any other personnel specialties
4 identified by the Army as making a modular
5 force or unit as capable or more capable than
6 the non-modular force or unit it replaced.”.

7 (f) TERMINATION OF REPORT REQUIREMENT.—Sub-
8 section (f) of such section, as redesignated by subsection
9 (e)(1) of this section, is further amended by striking “fis-
10 cal year 2012” and inserting “fiscal year 2017”.

11 **SEC. 347. REPEAL OF REQUIREMENT FOR REPORTS ON**
12 **WITHDRAWAL OR DIVERSION OF EQUIPMENT**
13 **FROM RESERVE UNITS FOR SUPPORT OF RE-**
14 **SERVE UNITS BEING MOBILIZED AND OTHER**
15 **UNITS.**

16 Section 349 of the John Warner National Defense
17 Authorization Act for Fiscal Year 2007 (Public Law 109–
18 364; 120 Stat. 2159) is repealed.

1 **SEC. 348. REVISION TO AUTHORITIES RELATING TO TRANS-**
2 **PORTATION OF CIVILIAN PASSENGERS AND**
3 **COMMERCIAL CARGOES BY DEPARTMENT OF**
4 **DEFENSE WHEN SPACE UNAVAILABLE ON**
5 **COMMERCIAL LINES.**

6 (a) TRANSPORTATION ON DoD VEHICLES AND AIR-
7 CRAFT.—Subsection (a) of section 2649 of title 10, United
8 States Code, is amended—

9 (1) By inserting “AUTHORITY.—” before
10 “Whenever”; and

11 (2) by inserting “, vehicles, or aircraft” in the
12 first sentence after “vessels” both places it appears.

13 (b) AMOUNTS CHARGED FOR TRANSPORTATION IN
14 EMERGENCY, DISASTER, OR HUMANITARIAN RESPONSE
15 CASES.—

16 (1) LIMITATION ON AMOUNTS CHARGED.—The
17 second sentence of subsection (a) of such section is
18 amended by inserting before the period the fol-
19 lowing: “, except that in the case of transportation
20 provided in response to an emergency, a disaster, or
21 a request for humanitarian assistance, any amount
22 charged for such transportation may not exceed the
23 cost of providing the transportation”.

24 (2) CREDITING OF RECEIPTS.—Subsection (b)
25 of such section is amended by striking “Amounts”
26 and inserting “CREDITING OF RECEIPTS.—Any

1 amount received under this section with respect to
2 transportation provided in response to an emer-
3 gency, a disaster, or a request for humanitarian as-
4 sistance may be credited to the appropriation, fund,
5 or account used in incurring the obligation for which
6 such amount is received. In all other cases,
7 amounts”.

8 (c) TRANSPORTATION DURING CONTINGENCIES OR
9 DISASTER RESPONSES.—Such section is further amended
10 by adding at the end the following new subsection:

11 “(c) TRANSPORTATION OF ALLIED PERSONNEL
12 DURING CONTINGENCIES OR DISASTER RESPONSES.—
13 When space is available on vessels, vehicles, or aircraft op-
14 erated by the Department of Defense and the Secretary
15 of Defense determines that operations in the area of a con-
16 tingency operation or disaster response would be facili-
17 tated if allied forces or civilians were to be transported
18 using such vessels, vehicles, or aircraft, the Secretary may
19 provide such transportation on a noninterference basis,
20 without charge.”.

21 (d) CONFORMING AMENDMENT.—Section 2648 of
22 such title is amended by inserting “, vehicles, or aircraft”
23 after “vessels” in the matter preceding paragraph (1).

24 (e) TECHNICAL AMENDMENTS.—

1 (1) The heading of section 2648 of such title is
2 amended to read as follows:

3 **“§ 2648. Persons and supplies: sea, land, and air
4 transportation”.**

5 (2) The heading of section 2649 of such title is
6 amended to read as follows:

7 **“§ 2649. Civilian passengers and commercial cargoes:
8 transportation on Department of Defense
9 vessels, vehicles, and aircraft”.**

10 (f) CLERICAL AMENDMENTS.—The table of sections
11 at the beginning of chapter 157 of such title is amended
12 by striking the items relating to sections 2648 and 2649
13 and inserting the following new items:

“2648. Persons and supplies: sea, land, and air transportation.

“2649. Civilian passengers and commercial cargoes: transportation on Department of Defense vessels, vehicles, and aircraft.”.

14 **TITLE IV—MILITARY**
15 **PERSONNEL AUTHORIZATIONS**
16 **Subtitle A—Active Forces**

17 **SEC. 401. END STRENGTHS FOR ACTIVE FORCES.**

18 The Armed Forces are authorized strengths for active
19 duty personnel as of September 30, 2011, as follows:

20 (1) The Army, 569,400.

21 (2) The Navy, 328,700.

22 (3) The Marine Corps, 202,100.

23 (4) The Air Force, 332,200.

1 **Subtitle B—Reserve Forces**

2 **SEC. 411. END STRENGTHS FOR SELECTED RESERVE.**

3 (a) IN GENERAL.—The Armed Forces are authorized
4 strengths for Selected Reserve personnel of the reserve
5 components as of September 30, 2011, as follows:

6 (1) The Army National Guard of the United
7 States, 358,200.

8 (2) The Army Reserve, 205,000.

9 (3) The Navy Reserve, 65,500.

10 (4) The Marine Corps Reserve, 39,600.

11 (5) The Air National Guard of the United
12 States, 106,700.

13 (6) The Air Force Reserve, 71,200.

14 (7) The Coast Guard Reserve, 10,000.

15 (b) END STRENGTH REDUCTIONS.—The end
16 strengths prescribed by subsection (a) for the Selected Re-
17 serve of any reserve component shall be proportionately
18 reduced by—

19 (1) the total authorized strength of units orga-
20 nized to serve as units of the Selected Reserve of
21 such component which are on active duty (other
22 than for training) at the end of the fiscal year; and

23 (2) the total number of individual members not
24 in units organized to serve as units of the Selected
25 Reserve of such component who are on active duty

1 (other than for training or for unsatisfactory partici-
2 pation in training) without their consent at the end
3 of the fiscal year.

4 (c) **END STRENGTH INCREASES.**—Whenever units or
5 individual members of the Selected Reserve of any reserve
6 component are released from active duty during any fiscal
7 year, the end strength prescribed for such fiscal year for
8 the Selected Reserve of such reserve component shall be
9 increased proportionately by the total authorized strengths
10 of such units and by the total number of such individual
11 members.

12 **SEC. 412. END STRENGTHS FOR RESERVES ON ACTIVE**
13 **DUTY IN SUPPORT OF THE RESERVES.**

14 Within the end strengths prescribed in section
15 411(a), the reserve components of the Armed Forces are
16 authorized, as of September 30, 2011, the following num-
17 ber of Reserves to be serving on full-time active duty or
18 full-time duty, in the case of members of the National
19 Guard, for the purpose of organizing, administering, re-
20 cruiting, instructing, or training the reserve components:

- 21 (1) The Army National Guard of the United
22 States, 32,060.
- 23 (2) The Army Reserve, 16,261.
- 24 (3) The Navy Reserve, 10,688.
- 25 (4) The Marine Corps Reserve, 2,261.

1 (5) The Air National Guard of the United
2 States, 14,584.

3 (6) The Air Force Reserve, 2,992.

4 **SEC. 413. END STRENGTHS FOR MILITARY TECHNICIANS**
5 **(DUAL STATUS).**

6 The minimum number of military technicians (dual
7 status) as of the last day of fiscal year 2011 for the re-
8 serve components of the Army and the Air Force (notwith-
9 standing section 129 of title 10, United States Code) shall
10 be the following:

11 (1) For the Army Reserve, 8,395.

12 (2) For the Army National Guard of the United
13 States, 27,210.

14 (3) For the Air Force Reserve, 10,720.

15 (4) For the Air National Guard of the United
16 States, 22,394.

17 **SEC. 414. FISCAL YEAR 2011 LIMITATION ON NUMBER OF**
18 **NON-DUAL STATUS TECHNICIANS.**

19 (a) LIMITATIONS.—

20 (1) NATIONAL GUARD.—Within the limitation
21 provided in section 10217(c)(2) of title 10, United
22 States Code, the number of non-dual status techni-
23 cians employed by the National Guard as of Sep-
24 tember 30, 2011, may not exceed the following:

1 (A) For the Army National Guard of the
2 United States, 1,600.

3 (B) For the Air National Guard of the
4 United States, 350.

5 (2) ARMY RESERVE.—The number of non-dual
6 status technicians employed by the Army Reserve as
7 of September 30, 2011, may not exceed 595.

8 (3) AIR FORCE RESERVE.—The number of non-
9 dual status technicians employed by the Air Force
10 Reserve as of September 30, 2011, may not exceed
11 90.

12 (b) NON-DUAL STATUS TECHNICIANS DEFINED.—In
13 this section, the term “non-dual status technician” has the
14 meaning given that term in section 10217(a) of title 10,
15 United States Code.

16 **SEC. 415. MAXIMUM NUMBER OF RESERVE PERSONNEL AU-**
17 **THORIZED TO BE ON ACTIVE DUTY FOR**
18 **OPERATIONAL SUPPORT.**

19 During fiscal year 2011, the maximum number of
20 members of the reserve components of the Armed Forces
21 who may be serving at any time on full-time operational
22 support duty under section 115(b) of title 10, United
23 States Code, is the following:

24 (1) The Army National Guard of the United
25 States, 17,000.

1 (2) The Army Reserve, 13,000.

2 (3) The Navy Reserve, 6,200.

3 (4) The Marine Corps Reserve, 3,000.

4 (5) The Air National Guard of the United
5 States, 16,000.

6 (6) The Air Force Reserve, 14,000.

7 **Subtitle C—Authorization of**
8 **Appropriations**

9 **SEC. 421. MILITARY PERSONNEL.**

10 (a) AUTHORIZATION OF APPROPRIATIONS.—There is
11 hereby authorized to be appropriated for military per-
12 sonnel for fiscal year 2011 a total of \$138,540,700,000.

13 (b) CONSTRUCTION OF AUTHORIZATION.—The au-
14 thorization of appropriations in subsection (a) supersedes
15 any other authorization of appropriations (definite or in-
16 definite) for such purpose for fiscal year 2011.

17 **Subtitle D—Armed Forces**
18 **Retirement Home**

19 **SEC. 431. AUTHORIZATION OF APPROPRIATIONS FOR**
20 **ARMED FORCES RETIREMENT HOME.**

21 There is hereby authorized to be appropriated for fis-
22 cal year 2011 from the Armed Forces Retirement Home
23 Trust Fund the sum of \$71,200,000 for the operation of
24 the Armed Forces Retirement Home.

1 **TITLE V—MILITARY PERSONNEL**
2 **POLICY**
3 **Subtitle A—Officer Personnel**
4 **Policy**

5 **SEC. 501. MODIFICATION OF PROMOTION BOARD PROCE-**
6 **DURES FOR JOINT QUALIFIED OFFICERS AND**
7 **OFFICERS WITH JOINT STAFF EXPERIENCE.**

8 (a) BOARD COMPOSITION.—Section 612(c) of title
9 10, United States Code, is amended—

10 (1) by striking “serving in, or have served in,
11 joint duty assignments” and inserting “serving on,
12 or have served on, the Joint Staff or are joint quali-
13 fied officers”;

14 (2) by striking “currently serving in a joint
15 duty assignment” and inserting “a joint qualified of-
16 ficer”; and

17 (3) by inserting before the period at the end the
18 following: “or in the case of a selection board that
19 is considering officers in specialties identified in
20 paragraph (2) or (3) of section 619a(b) of this
21 title”.

22 (b) INFORMATION FURNISHED TO SELECTION
23 BOARDS.—Section 615 of such title is amended in sub-
24 sections (b)(5) and (c) by striking “in joint duty assign-
25 ments of officers who are serving, or have served, in such

1 assignments” and inserting “of officers who are serving
2 on, or have served on, the Joint Staff or are joint qualified
3 officers”.

4 (c) ACTION ON REPORT OF SELECTION BOARDS.—
5 Section 618(b) of such title is amended—

6 (1) in paragraph (1), by striking “serving, or
7 have served, in joint duty assignments” and insert-
8 ing “serving on, or have served on, the Joint Staff
9 or are joint qualified officers”;

10 (2) in paragraphs (2)(A) and (2)(B), by strik-
11 ing “in joint duty assignments of officers who are
12 serving, or have served, in such assignments” and
13 inserting “of officers who are serving on, or have
14 served on, the Joint Staff or are joint qualified offi-
15 cers”; and

16 (3) in paragraph (4), by striking “in joint duty
17 assignments” and inserting “who are serving on, or
18 have served on, the Joint Staff or are joint qualified
19 officers”.

20 **SEC. 502. NONDISCLOSURE OF INFORMATION FROM DIS-**
21 **CUSSIONS, DELIBERATIONS, NOTES, AND**
22 **RECORDS OF SPECIAL SELECTION BOARDS.**

23 (a) NONDISCLOSURE OF BOARD PROCEEDINGS.—
24 Section 613a of title 10, United States Code, is amend-
25 ed—

1 (1) in subsection (a), by striking “section 611”
2 and all that follows through “the board” and insert-
3 ing the following: “section 573, 611, or 628 of this
4 title may not be disclosed to any person not a mem-
5 ber of the board except as authorized or required by
6 this title to process the board’s report. The prohibi-
7 tion in the preceding sentence is an exemption by
8 statute referred to in paragraph (3) of section
9 552(b) of title 5.”;

10 (2) in subsection (b), by striking “AND
11 RECORDS” and inserting “NOTES, AND RECORDS”;
12 and

13 (3) by adding at the end the following new sub-
14 section:

15 “(c) APPLICABILITY.—This section applies to all se-
16 lection boards convened under section 573, 611, or 628
17 of this title, regardless of the date on which the board
18 was convened.”.

19 (b) REPORTS OF BOARDS.—Section 628(c)(2) of
20 such title is amended by striking “576(d) and 576(f)” and
21 inserting “576(d), 576(f), and 613a”.

22 (c) RESERVE BOARDS.—Section 14104 of such title
23 is amended—

24 (1) in subsection (a), by striking “section
25 14101” and all that follows and inserting “section

1 14101 or 14502 of this title may not be disclosed to
2 any person not a member of the board except as au-
3 thorized or required by this title to process the
4 board's report.”;

5 (2) in subsection (b), by striking “AND
6 RECORDS” and inserting “NOTES, AND RECORDS”;
7 and

8 (3) by adding at the end the following new sub-
9 section:

10 “(c) APPLICABILITY.—This section applies to all se-
11 lection boards convened under section 14101 or 14502 of
12 this title, regardless of the date on which the board was
13 convened.”.

14 **SEC. 503. ADMINISTRATIVE REMOVAL OF OFFICERS FROM**
15 **PROMOTION LIST.**

16 (a) ACTIVE-DUTY LIST.—Section 629 of title 10,
17 United States Code, is amended—

18 (1) by redesignating subsection (d) as sub-
19 section (e); and

20 (2) by inserting after subsection (c) the fol-
21 lowing new subsection (d):

22 “(d) ADMINISTRATIVE REMOVAL.—Under regula-
23 tions prescribed by the Secretary concerned, if an officer
24 on the active-duty list is discharged or dropped from the
25 rolls or transferred to a retired status after having been

1 recommended for promotion to a higher grade under this
 2 chapter, but before being promoted, the officer's name
 3 shall be administratively removed from the promotion
 4 list.”.

5 (b) RESERVE ACTIVE-STATUS LIST.—Section 14310
 6 of such title is amended—

7 (1) by redesignating subsection (c) as sub-
 8 section (d); and

9 (2) by inserting after subsection (b) the fol-
 10 lowing new subsection (c):

11 “(c) ADMINISTRATIVE REMOVAL.—Under regula-
 12 tions prescribed by the Secretary concerned, if an officer
 13 on the reserve active-status list is discharged or dropped
 14 from the rolls or transferred to a retired status after hav-
 15 ing been recommended for promotion to a higher grade
 16 under this chapter or having been found qualified for Fed-
 17 eral recognition in the higher grade under title 32, but
 18 before being promoted, the officer's name shall be admin-
 19 istratively removed from the promotion list.”.

20 **SEC. 504. TECHNICAL REVISIONS TO DEFINITION OF**
 21 **“JOINT MATTERS” FOR PURPOSES OF JOINT**
 22 **OFFICER MANAGEMENT.**

23 Section 668(a) of title 10, United States Code, is
 24 amended—

25 (1) in paragraph (1)—

1 (A) by striking “multiple” and inserting
2 “integrated”; and

3 (B) in subparagraph (D), by striking
4 “and” at the end and inserting “or”; and
5 (2) in paragraph (2)—

6 (A) by striking “multiple” and inserting
7 “integrated”; and

8 (B) by striking “participants from” and all
9 that follows and inserting “participants from—
10 “(A) more than one military department; or
11 “(B) a military department and one or more of
12 the following:

13 “(i) Other departments and agencies of the
14 United States.

15 “(ii) The military forces or agencies of
16 other countries.

17 “(iii) Nongovernmental persons or enti-
18 ties.”.

1 **SEC. 505. MODIFICATION OF AUTHORITY FOR OFFICERS SE-**
2 **LECTED FOR APPOINTMENT TO GENERAL**
3 **AND FLAG OFFICER GRADES TO WEAR INSIG-**
4 **NIA OF HIGHER GRADE BEFORE APPOINT-**
5 **MENT.**

6 (a) LIMITED AUTHORITY FOR OFFICERS SELECTED
7 FOR APPOINTMENT TO GRADES ABOVE MAJOR GENERAL
8 AND REAR ADMIRAL.—

9 (1) IN GENERAL.—Chapter 45 of title 10,
10 United States Code, is amended by adding at the
11 end the following new section:

12 **“§ 777a. Wearing of insignia of higher grade before**
13 **appointment to a grade above major gen-**
14 **eral or rear admiral (frocking): authority;**
15 **restrictions**

16 “(a) AUTHORITY.—An officer serving in a grade
17 below the grade of lieutenant general or, in the case of
18 the Navy, vice admiral, who has been selected for appoint-
19 ment to the grade of lieutenant general or general, or, in
20 the case of the Navy, vice admiral or admiral, and an offi-
21 cer serving in the grade of lieutenant general or vice admi-
22 ral who has been selected for appointment to the grade
23 of general or admiral, may be authorized, under regula-
24 tions and policies of the Department of Defense and sub-
25 ject to subsection (b), to wear the insignia for that higher
26 grade for a period of up to 14 days before assuming the

1 duties of a position for which the higher grade is author-
2 ized. An officer who is so authorized to wear the insignia
3 of a higher grade is said to be ‘frocked’ to that grade.

4 “(b) RESTRICTIONS.—An officer may not be author-
5 ized to wear the insignia for a grade as described in sub-
6 section (a) unless—

7 “(1) the Senate has given its advice and con-
8 sent to the appointment of the officer to that grade;

9 “(2) the officer has received orders to serve in
10 a position outside the military department of that
11 officer for which that grade is authorized;

12 “(3) the Secretary of Defense (or a civilian offi-
13 cer within the Office of the Secretary of Defense
14 whose appointment was made with the advice and
15 consent of the Senate and to whom the Secretary
16 delegates such approval authority) has given ap-
17 proval for the officer to wear the insignia for that
18 grade before assuming the duties of a position for
19 which that grade is authorized; and

20 “(4) the Secretary of Defense has submitted to
21 Congress a written notification of the intent to au-
22 thorize the officer to wear the insignia for that
23 grade.

24 “(c) BENEFITS NOT TO BE CONSTRUED AS ACCRU-
25 ING.—(1) Authority provided to an officer as described in

1 subsection (a) to wear the insignia of a higher grade may
 2 not be construed as conferring authority for that officer
 3 to—

4 “(A) be paid the rate of pay provided for an of-
 5 ficer in that grade having the same number of years
 6 of service as that officer; or

7 “(B) assume any legal authority associated with
 8 that grade.

9 “(2) The period for which an officer wears the insignia
 10 of a higher grade under such authority may not be
 11 taken into account for any of the following purposes:

12 “(A) Seniority in that grade.

13 “(B) Time of service in that grade.

14 “(d) LIMITATION ON NUMBER OF OFFICERS
 15 FROCKED.—The total number of officers who are author-
 16 ized to wear the insignia for a higher grade under this
 17 section shall count against the limitation in section 777(d)
 18 of this title on the total number of officers authorized to
 19 wear the insignia of a higher grade.”.

20 (2) CLERICAL AMENDMENT.—The table of sec-
 21 tions at the beginning of chapter 34 of such title is
 22 amended by adding at the end the following new
 23 item:

“777a. Wearing of insignia of higher grade before appointment to a grade above major general or rear admiral (frocking): authority; restrictions.”.

1 (b) REPEAL OF WAITING PERIOD FOLLOWING CON-
2 GRESSIONAL NOTIFICATION FOR OFFICERS SELECTED
3 FOR APPOINTMENT TO GENERAL AND FLAG OFFICER
4 GRADES BELOW LIEUTENANT GENERAL AND VICE ADMI-
5 RAL.—Section 777(b)(3)(B) of such title is amended by
6 striking “and a period of 30 days has elapsed after the
7 date of the notification”.

8 **SEC. 506. TEMPORARY AUTHORITY TO REDUCE MINIMUM**
9 **LENGTH OF COMMISSIONED SERVICE RE-**
10 **QUIRED FOR VOLUNTARY RETIREMENT AS**
11 **AN OFFICER.**

12 (a) ARMY.—Section 3911(b)(2) of title 10, United
13 States Code, is amended by striking “January 6, 2006,
14 and ending on December 31, 2008” and inserting “the
15 date of the enactment of the National Defense Authoriza-
16 tion Act for Fiscal Year 2011 and ending on September
17 30, 2013”.

18 (b) NAVY AND MARINE CORPS.—Section
19 6323(a)(2)(B) of such title is amended by striking “Janu-
20 ary 6, 2006, and ending on December 31, 2008” and in-
21 serting “the date of the enactment of the National De-
22 fense Authorization Act for Fiscal Year 2011 and ending
23 on September 30, 2013”.

24 (c) AIR FORCE.—Section 8911(b)(2) of such title is
25 amended by striking “January 6, 2006, and ending on De-

1 cember 31, 2008” and inserting “the date of the enact-
2 ment of the National Defense Authorization Act for Fiscal
3 Year 2011 and ending on September 30, 2013”.

4 **SEC. 507. AGE FOR APPOINTMENT AND MANDATORY RE-**
5 **TIREMENT FOR HEALTH PROFESSIONS OFFI-**
6 **CERS.**

7 (a) AGE FOR ORIGINAL APPOINTMENT AS HEALTH
8 PROFESSIONS OFFICER.—Section 532(d)(2) of title 10,
9 United States Code, is amended by striking “reserve”.

10 (b) MANDATORY RETIREMENT AGE FOR HEALTH
11 PROFESSIONS OFFICERS.—

12 (1) ADDITIONAL CATEGORIES OF OFFICERS EL-
13 IGIBLE FOR DEFERRAL OF MANDATORY RETIRE-
14 MENT FOR AGE.—Paragraph (2) of section 1251(b)
15 of such title is amended—

16 (A) in subparagraph (B), by striking “or”
17 at the end;

18 (B) in subparagraph (C), by striking the
19 period at the end and inserting “; or”; and

20 (C) by adding at the end the following new
21 subparagraph:

22 “(D) an officer in a category of officers des-
23 ignated by the Secretary of the military department
24 concerned for the purposes of this paragraph as con-
25 sisting of officers whose duties consist primarily of—

1 “(i) providing health care;
2 “(ii) performing other clinical care; or
3 “(iii) performing health care-related ad-
4 ministrative duties.”.

5 (2) CONFORMING AMENDMENT.—Paragraph (1)
6 of such section is amended by inserting before the
7 period at the end the following: “or, in the case of
8 an officer who is a health professions officer for pur-
9 poses of this subsection by reason of paragraph
10 (2)(D), the officer will be performing duties con-
11 sisting primarily of providing health care (in the
12 case of an officer in a class of officers designated
13 under clause (i) of such paragraph), performing
14 other clinical care (in the case of an officer in a
15 class of officers designated under clause (ii) of such
16 paragraph), or performing health-care related ad-
17 ministrative duties (in the case of an officer in a
18 class of officers designated under clause (iii) of such
19 paragraph)”.

20 **SEC. 508. AUTHORITY FOR PERMANENT PROFESSORS AT**
21 **THE UNITED STATES AIR FORCE ACADEMY**
22 **TO HOLD COMMAND POSITIONS.**

23 Section 9334(b) of title 10, United States Code, is
24 amended by adding at the end the following new sentence:
25 “However, a permanent professor who is on an operational

1 tour or sabbatical duty away from the Academy may, if
2 so authorized by the Secretary of the Air Force, exercise
3 command of units to which assigned while on such duty.”.

4 **SEC. 509. AUTHORITY FOR APPOINTMENT OF WARRANT OF-**
5 **FICERS IN THE GRADE OF W-1 BY COMMIS-**
6 **SION AND STANDARDIZATION OF WARRANT**
7 **OFFICER APPOINTING AUTHORITY.**

8 (a) REGULAR OFFICERS.—

9 (1) AUTHORITY FOR APPOINTMENTS BY COM-
10 MISSION IN WARRANT OFFICER W-1 GRADE.—The
11 first sentence of section 571(b) of title 10, United
12 States Code, is amended by striking “by the Sec-
13 retary concerned” and inserting “, except that with
14 respect to an armed force under the jurisdiction of
15 the Secretary of a military department, the Sec-
16 retary concerned may provide by regulation that ap-
17 pointments in that grade in that armed force shall
18 be made by commission”.

19 (2) APPOINTING AUTHORITY.—The second sen-
20 tence of such section is amended by inserting before
21 the period at the end the following: “, and appoint-
22 ments (whether by warrant or commission) in the
23 grade of regular warrant officer, W-1, shall be made
24 by the President, except that appointments in that

1 grade in the Coast Guard shall be made by the Sec-
2 retary concerned”.

3 (b) RESERVE OFFICERS.—Subsection (b) of section
4 12241 of such title is amended to read as follows:

5 “(b) Appointments in permanent reserve warrant of-
6 ficer grades shall be made in the same manner as is pre-
7 scribed for regular warrant officer grades by section
8 571(b) of this title.”.

9 (c) PRESIDENTIAL FUNCTIONS.—Except as other-
10 wise provided by the President by Executive order, the
11 provisions of Executive Order 13384 (10 U.S.C. 531 note)
12 relating to the functions of the President under the second
13 sentence of section 571(b) of title 10, United States Code,
14 shall apply in the same manner to the functions of the
15 President under section 12241(b) of title 10, United
16 States Code.

17 **SEC. 510. CONTINUATION OF WARRANT OFFICERS ON AC-**
18 **TIVE DUTY TO COMPLETE DISCIPLINARY AC-**
19 **TION.**

20 (a) IN GENERAL.—Chapter 33A of title 10, United
21 States Code, is amended by inserting after section 580a
22 following new section:

1 **“§ 580b. Continuation on active duty to complete dis-**
 2 **ciplinary action**

3 “When any action has been commenced against a
 4 warrant officer with a view to trying such officer by court-
 5 martial and such warrant officer is to be separated or re-
 6 tired in accordance with this chapter, the Secretary of the
 7 military department concerned may delay the separation
 8 or retirement of the officer, without prejudice to such ac-
 9 tion, until the completion of such action.”.

10 (b) CLERICAL AMENDMENT.—The table of sections
 11 at the beginning of chapter 33A of such title is amended
 12 by inserting after the item relating to section 580a the
 13 following new item:

“580b. Continuation on active duty to complete disciplinary action.”.

14 **SEC. 511. AUTHORITY TO CREDIT MILITARY GRADUATES OF**
 15 **THE NATIONAL DEFENSE INTELLIGENCE**
 16 **COLLEGE WITH COMPLETION OF JOINT PRO-**
 17 **FESSIONAL MILITARY EDUCATION PHASE I.**

18 (a) CREDIT AS JOINT PROFESSIONAL MILITARY
 19 EDUCATION PHASE I.—Section 2154(a)(1) of title 10,
 20 United States Code, is amended by inserting “or at a joint
 21 intermediate level school” before the period.

22 (b) JOINT INTERMEDIATE LEVEL SCHOOL DE-
 23 FINED.—Section 2151(b) of such title is amended by add-
 24 ing at the end the following new paragraph:

1 “(3) The term ‘joint intermediate level school’
2 includes the National Defense Intelligence College.”.

3 **SEC. 512. EXPANSION OF AUTHORITY RELATING TO PHASE**
4 **II OF THREE-PHASE APPROACH TO JOINT**
5 **PROFESSIONAL MILITARY EDUCATION.**

6 (a) AUTHORITY FOR OTHER THAN IN-RESIDENCE
7 PROGRAM TAUGHT THROUGH JOINT FORCES STAFF COL-
8 LEGE.—Section 2154(a)(2) of title 10, United States
9 Code, is amended—

10 (1) in the matter preceding subparagraph (A),
11 by striking “in residence at”;

12 (2) in subparagraph (A), by inserting “by”
13 after “(A)”; and

14 (3) in subparagraph (B), by inserting “in resi-
15 dence at” after “(B)”.

16 (b) CONFORMING AMENDMENT.—Section 2156(b) of
17 such title is amended by inserting “in residence” after
18 “course of instruction offered”.

19 **Subtitle B—Reserve Component**
20 **Management**

21 **SEC. 521. REPEAL OF REQUIREMENT FOR NEW OATH WHEN**
22 **OFFICER TRANSFERS FROM ACTIVE-DUTY**
23 **LIST TO RESERVE ACTIVE-STATUS LIST.**

24 Section 12201(a)(2) of title 10, United States Code,
25 is amended—

1 (1) by inserting “, in accordance with regula-
2 tions prescribed by the Secretary of Defense (or the
3 Secretary of Homeland Security with respect to a
4 member of the Coast Guard when the Coast Guard
5 is not operating as a service in the Navy),” after
6 “transferred”; and

7 (2) by striking “under section 647 of this title”.

8 **SEC. 522. AUTHORITY TO DESIGNATE CERTAIN RESERVE**
9 **OFFICERS AS NOT TO BE CONSIDERED FOR**
10 **SELECTION FOR PROMOTION.**

11 Section 14301 of title 10, United States Code, is
12 amended by adding at the end the following new sub-
13 section:

14 “(i) CERTAIN OFFICERS NOT TO BE CONSIDERED
15 FOR SELECTION FOR PROMOTION.—The Secretary of the
16 military department concerned may provide that an officer
17 who is in an active status but in a duty status in which
18 the only points the officer accrues under section
19 12732(a)(2) of this title are pursuant to subparagraph
20 (C)(i) of such section (relating to membership in a reserve
21 component) shall not be considered for selection for pro-
22 motion at any time the officer otherwise would be so con-
23 sidered. The officer may remain on the reserve active-sta-
24 tus list.”.

1 **SEC. 523. AUTHORITY FOR ASSIGNMENT OF AIR FORCE RE-**
2 **SERVE MILITARY TECHNICIANS (DUAL STA-**
3 **TUS) TO POSITIONS OUTSIDE AIR FORCE RE-**
4 **SERVE UNIT PROGRAM.**

5 Section 10216(d)(2) of title 10, United States Code,
6 is amended by inserting “or by the Air Force Reserve in
7 an area other than the Air Force Reserve unit program”
8 before the period at the end.

9 **SEC. 524. AUTHORITY FOR TEMPORARY EMPLOYMENT OF**
10 **NON-DUAL STATUS TECHNICIANS TO FILL VA-**
11 **CANCIES CAUSED BY MOBILIZATION OF MILI-**
12 **TARY TECHNICIANS (DUAL STATUS).**

13 (a) AUTHORITY FOR TEMPORARY EMPLOYMENT.—
14 Subsection (a) of section 10217 of title 10, United States
15 Code, is amended—

16 (1) in paragraph (1), by striking “or” at the
17 end;

18 (2) in paragraph (2), by striking the period at
19 the end and inserting “; or” ; and

20 (3) by adding at the end the following new
21 paragraph:

22 “(3) is employed to fill a vacancy created by the
23 mobilization of a military technician (dual status)
24 occupying a position under section 10216 of this
25 title for a period not longer than the shorter of—

1 “(A) the period of mobilization of the mili-
2 tary technician (dual status) whose vacancy is
3 being filled; or

4 “(B) two years.”.

5 (b) EXCEPTION FROM PERMANENT LIMITATION ON
6 NUMBER OF NON-DUAL STATUS TECHNICIANS.—Sub-
7 section (c) of such section is amended by adding at the
8 end the following new paragraph:

9 “(3) An individual employed as a non-dual status
10 technician as described in subsection (a)(3) shall not be
11 consider a non-dual status technician for purposes of para-
12 graphs (1) and (2).”.

13 **SEC. 525. DIRECT APPOINTMENT OF GRADUATES OF THE**
14 **UNITED STATES MERCHANT MARINE ACAD-**
15 **EMY INTO THE NATIONAL GUARD.**

16 Section 305(a)(5) of title 32, United States Code, is
17 amended by striking “or the United States Coast Guard
18 Academy” and inserting “the United States Coast Guard
19 Academy, or the United States Merchant Marine Acad-
20 emy”.

1 **Subtitle C—Education and**
2 **Training**

3 **SEC. 531. GRADE OF COMMISSIONED OFFICERS IN UNI-**
4 **FORMED MEDICAL ACCESSION PROGRAMS.**

5 (a) MEDICAL STUDENTS OF USUHS.—Section
6 2114(b) of title 10, United States Code, is amended—

7 (1) in paragraph (1), by striking the second
8 sentence and inserting the following new sentences:

9 “Each medical student shall be appointed as a reg-
10 ular officer in the grade of second lieutenant or en-
11 sign. An officer so appointed may, upon meeting
12 such criteria for promotion as may be prescribed by
13 the Secretary concerned, be appointed in the regular
14 grade of first lieutenant or lieutenant (junior grade).
15 Medical students commissioned under this section
16 shall serve on active duty in their respective
17 grades.”; and

18 (2) in paragraph (2), by striking “grade of sec-
19 ond lieutenant or ensign” and inserting “grade in
20 which the member is serving under paragraph (1)”.

21 (b) PARTICIPANTS IN HEALTH PROFESSIONS SCHOL-
22 ARSHIP AND FINANCIAL ASSISTANCE PROGRAM.—Section
23 2121(c) of such title is amended—

24 (1) in paragraph (1), by striking the second
25 sentence and inserting the following new sentences:

1 “Each person so commissioned shall be appointed as
 2 a reserve officer in the grade of second lieutenant or
 3 ensign. An officer so appointed may, upon meeting
 4 such criteria for promotion as may be prescribed by
 5 the Secretary concerned, be appointed in the reserve
 6 grade of first lieutenant or lieutenant (junior grade).
 7 Medical students commissioned under this section
 8 shall serve on active duty in their respective grades
 9 for a period of 45 days during each year of partici-
 10 pation in the program.”; and

11 (2) in paragraph (2), by striking “grade of sec-
 12 ond lieutenant or ensign” and inserting “grade in
 13 which the member is serving under paragraph (1)”.

14 (c) OFFICERS DETAILED AS STUDENTS AT MEDICAL
 15 SCHOOLS.—Subsection (e) of section 2004a of such title
 16 is amended—

17 (1) in the subsection heading, by striking “AP-
 18 POINTMENT AND TREATMENT OF PRIOR ACTIVE
 19 SERVICE” and inserting “SERVICE ON ACTIVE
 20 DUTY”; and

21 (2) by striking paragraph (1) and inserting the
 22 following new paragraph (1):

23 “(1) A commissioned officer detailed under sub-
 24 section (a) shall serve on active duty, subject to the limita-
 25 tions on grade specified in section 2114(b)(1) of this title

1 and with the entitlement to basic pay as specified in sec-
2 tion 2114(b)(2) of this title.”.

3 **SEC. 532. AUTHORITY TO WAIVE MAXIMUM AGE LIMITA-**
4 **TION ON ADMISSION TO THE SERVICE ACAD-**
5 **EMIES FOR CERTAIN ENLISTED MEMBERS**
6 **WHO SERVED IN OPERATION IRAQI FREEDOM**
7 **OR OPERATION ENDURING FREEDOM.**

8 (a) WAIVER AUTHORITY.—The Secretary of the mili-
9 tary department concerned may waive the maximum age
10 limitation in section 4346(a), 6958(a)(1), or 9346(a) of
11 title 10, United States Code, in the case of any enlisted
12 member of the Armed Forces—

13 (1) who—

14 (A) becomes 23 years of age while serving
15 on active duty in the United States Central
16 Command area of operations in connection with
17 Operation Iraqi Freedom or Operation Endur-
18 ing Freedom; or

19 (B) was a candidate for admission to the
20 military service academy concerned and was
21 prevented from entering such academy before
22 July 1 of the year in which the member became
23 23 years of age by reason of service described
24 in subparagraph (A);

1 (2) who possesses an exceptional overall record
2 that sets the member apart from other candidates
3 for admission to the military service academy con-
4 cerned; and

5 (3) who has not passed the member's twenty-
6 sixth birthday on July 1 of the year in which the
7 member enters the military service academy con-
8 cerned pursuant to such waiver.

9 (b) LIMITATION.—The number of waivers by the Sec-
10 retary of a military department under subsection (a) in
11 any year may not exceed 5.

12 **SEC. 533. ACTIVE DUTY OBLIGATION FOR MILITARY ACAD-**
13 **EMY GRADUATES WHO PARTICIPATE IN THE**
14 **ARMED FORCES HEALTH PROFESSIONS**
15 **SCHOLARSHIP AND FINANCIAL ASSISTANCE**
16 **PROGRAM.**

17 (a) MILITARY ACADEMY GRADUATES.—Section
18 4348(a) of title 10, United States Code, is amended by
19 adding at the end the following new paragraph:

20 “(4) That if an appointment described in para-
21 graph (2) or (3) is tendered and the cadet partici-
22 pates in a program under section 2121 of this title,
23 the cadet will fulfill any unserved obligation incurred
24 under this section on active duty, regardless of the
25 type of appointment held, upon completion of, and

1 in addition to, any service obligation incurred under
2 section 2123 of this title for participation in such
3 program.”.

4 (b) NAVAL ACADEMY GRADUATES.—Section 6959(a)
5 of such title is amended by adding at the end the following
6 new paragraph:

7 “(4) That if an appointment described in para-
8 graph (2) or (3) is tendered and the midshipman
9 participates in a program under section 2121 of this
10 title, the midshipman will fulfill any unserved obliga-
11 tion incurred under this section on active duty, re-
12 gardless of the type of appointment held, upon com-
13 pletion of, and in addition to, any service obligation
14 incurred under section 2123 of this title for partici-
15 pation in such program.”.

16 (c) AIR FORCE ACADEMY GRADUATES.—Section
17 9348(a) of such title is amended by adding at the end
18 the following new paragraph:

19 “(4) That if an appointment described in para-
20 graph (2) or (3) is tendered and the cadet partici-
21 pates in a program under section 2121 of this title,
22 the cadet will fulfill any unserved obligation incurred
23 under this section on active duty, regardless of the
24 type of appointment held, upon completion of, and
25 in addition to, any service obligation incurred under

1 section 2123 of this title for participation in such
2 program.”.

3 **SEC. 534. PARTICIPATION OF ARMED FORCES HEALTH PRO-**
4 **FESSIONS SCHOLARSHIP AND FINANCIAL AS-**
5 **SISTANCE PROGRAM RECIPIENTS IN ACTIVE**
6 **DUTY HEALTH PROFESSION LOAN REPAY-**
7 **MENT PROGRAM.**

8 Section 2173(c) of title 10, United States Code, is
9 amended by adding at the end the following new para-
10 graph:

11 “(4) The person is enrolled in the Armed
12 Forces Health Professions Scholarship and Finan-
13 cial Assistance Program under subchapter I of chap-
14 ter 105 of this title for a number of years less than
15 is required to complete the normal length of the
16 course of study required for the health profession
17 concerned.”.

18 **SEC. 535. INCREASE IN NUMBER OF PRIVATE SECTOR CI-**
19 **VILIANS AUTHORIZED FOR ADMISSION TO**
20 **THE NATIONAL DEFENSE UNIVERSITY.**

21 Section 2167(a) of title 10, United States Code, is
22 amended by striking “20 full-time student positions” and
23 inserting “35 full-time student positions”.

1 **SEC. 536. MODIFICATION OF JUNIOR RESERVE OFFICERS'**
2 **TRAINING CORPS MINIMUM UNIT STRENGTH.**

3 (a) MODIFICATION OF MINIMUM UNIT STRENGTH.—
4 Subsection (b)(1) of section 2031 of title 10, United
5 States Code, is amended—

6 (1) by striking “10 percent” and all that fol-
7 lows through “8th grade” and inserting “75, when
8 total institutional enrollment does not exceed
9 1,000”; and

10 (2) by striking “whichever is less” and inserting
11 “if the total institutional enrollment exceeds 1,000”.

12 (b) WAIVER AUTHORITY.—Such section is further
13 amended—

14 (1) by redesignating subsections (c), (d), (e),
15 and (f) as subsections (d), (e), (f), and (g), respec-
16 tively;

17 (2) by inserting after subsection (b) the fol-
18 lowing new subsection (c):

19 “(c) The Secretary of the military department con-
20 cerned may waive the minimum enrollment requirement
21 in subsection (b)(1) if the Secretary determines that the
22 waiver is in the best interests of the armed force concerned
23 or is necessary to provide a fair and equitable geographic
24 distribution of units.”; and

1 (3) in subsections (e) and (f), as so redesign-
2 nated, by striking “subsection (c)(1)” and inserting
3 “subsection (d)(1)”.

4 **SEC. 537. INCREASE IN MAXIMUM AGE FOR PROSPECTIVE**
5 **RESERVE OFFICERS’ TRAINING CORPS FI-**
6 **NANCIAL ASSISTANCE RECIPIENTS.**

7 (a) IN GENERAL.—Section 2107(a) of title 10,
8 United States Code, is amended by striking “31 years”
9 and inserting “35 years”.

10 (b) ELIGIBILITY FOR MEMBERS OF ARMY RESERVE
11 AND ARMY NATIONAL GUARD.—Section 2107a(a)(1) of
12 such title is amended by striking “31 years” and inserting
13 “35 years”.

14 **SEC. 538. MODIFICATION OF EDUCATION LOAN REPAY-**
15 **MENT PROGRAMS.**

16 (a) ENLISTED MEMBERS ON ACTIVE DUTY IN SPECI-
17 FIED MILITARY SPECIALTIES.—

18 (1) REPAYMENT OF EDUCATION LOAN REPAY-
19 MENTS.—Section 2171 of title 10, United States
20 Code, is amended by adding at the end the following
21 new subsection:

22 “(g) Except in the case of a person described in sub-
23 section (e) who transfers to service making the person eli-
24 gible for repayment of loans under section 16301 of this
25 title, a member of the armed forces who fails to complete

1 the period of service required to qualify for loan repay-
 2 ment under this section shall be subject to the repayment
 3 provisions of section 303a(e) of title 37.”.

4 (2) ADDITIONAL REGULATIONS.—Subsection (f)
 5 of such section is amended—

6 (A) by inserting “(1)” after “(f)”; and

7 (B) by adding at the end the following new
 8 paragraph:

9 “(2) The Secretary may, by regulation, prescribe pro-
 10 cedures for implementing this section, including standards
 11 for qualified loans and authorized payees and other terms
 12 and conditions for making loan repayments. Such regula-
 13 tions may provide for the payment as a lump sum of any
 14 loan repayment under this section due a member who dies
 15 or becomes disabled under a written agreement that ex-
 16 isted at the time of the member’s death or disability.”.

17 (b) MEMBERS OF SELECTED RESERVE.—

18 (1) REPAYMENT OF EDUCATION LOAN REPAY-
 19 MENTS.—Section 16301 of such title is amended—

20 (A) by redesignating subsection (g) as sub-
 21 section (h); and

22 (B) by inserting after subsection (f) the
 23 following new subsection (g):

24 “(g) Except in the case of a person described in sub-
 25 section (e) who transfers to service making the person eli-

1 gible for repayment of loans under section 2171 of this
 2 title, a member of the armed forces who fails to complete
 3 the period of service required to qualify for loan repay-
 4 ment under this section shall be subject to the repayment
 5 provisions of section 303a(e) of title 37.”.

6 (2) ADDITIONAL REGULATIONS.—Subsection (f)
 7 of such section is amended—

8 (A) by inserting “(1)” after “(f)”; and

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

11 “(2) The Secretary may, by regulation, prescribe pro-
 12 cedures for implementing this section, including standards
 13 for qualified loans and authorized payees and other terms
 14 and conditions for making loan repayments. Such regula-
 15 tions may provide for the payment as a lump sum of any
 16 loan repayment under this section due a member who dies
 17 or becomes disabled under a written agreement that ex-
 18 isted at the time of the member’s death or disability.”.

19 **SEC. 539. ENHANCEMENTS OF DEPARTMENT OF DEFENSE**
 20 **UNDERGRADUATE NURSE TRAINING PRO-**
 21 **GRAM.**

22 (a) CLARIFICATION OF DEGREE COVERED BY PRO-
 23 GRAM.—Subsection (a) of section 2016 of title 10, United
 24 States Code, is amended by striking “a nursing degree”
 25 and inserting “a bachelor of science degree in nursing”.

1 (b) GRADUATION RATES OF TRAINING PROGRAMS.—

2 Subsection (b) of such section is amended—

3 (1) by inserting “in nursing” after “bachelor of
4 science degree”; and

5 (2) by adding at the end the following new sen-
6 tence: “The capacity shall be apportioned each year
7 among the armed forces to address any annual
8 shortage of nursing accessions of each armed
9 force.”.

10 (c) LOCATION OF PROGRAMS.—Subsection (d) of
11 such section is amended—

12 (1) in the first sentence by striking “a military
13 installation” and inserting “a large military installa-
14 tion”; and

15 (2) in the second sentence by striking “estab-
16 lished must—” and all that follows and inserting
17 “established must have a military treatment facility
18 with 24-hour patient capability designated as a med-
19 ical center located on the installation or within rea-
20 sonable proximity to the installation.”.

21 (d) PILOT PROGRAM.—

22 (1) IMPLEMENTATION.—Paragraph (1) of sec-
23 tion 525(d) of the National Defense Authorization
24 Act for Fiscal Year 2010 (Public Law 111–84; 123

1 Stat. 2287) is amended by striking “July 1, 2011”
2 and inserting “August 31, 2012”.

3 (2) GRADUATION RATES.—Paragraph (3) of
4 such section is amended—

5 (A) by striking the “pilot program shall
6 achieve graduate rates” and inserting “goal of
7 the pilot program shall be to achieve the capac-
8 ity to graduate students at”; and

9 (B) by striking “nurse training program”
10 and inserting “nurse training programs”.

11 **SEC. 540. AUTHORITY FOR SERVICE COMMITMENT OF RE-**
12 **SERVISTS WHO ACCEPT FELLOWSHIPS,**
13 **SCHOLARSHIPS, OR GRANTS TO BE PER-**
14 **FORMED IN THE SELECTED RESERVE.**

15 (a) IN GENERAL.—Subsection (b) of section 2603 of
16 title 10, United States Code, is amended by striking “on
17 active duty” and all that follows and inserting the fol-
18 lowing: “as follows:

19 “(1) On active duty for a period at least three
20 times the length of the period of the education or
21 training.

22 “(2) In the case of a member of the Selected
23 Reserve—

24 “(A) on active duty in accordance with
25 paragraph (1); or

1 “(B) in the Selected Reserve for a period
2 at least five times the length of the period of
3 the education or training.”.

4 (b) **TECHNICAL AMENDMENTS.**—Such section is fur-
5 ther amended by striking “Armed Forces” each place it
6 appears in subsections (a) and (b) and inserting “armed
7 forces”.

8 (c) **EFFECTIVE DATE.**—The amendment made by
9 subsection (a) shall apply to agreements entered into
10 under section 2603(b) of title 10, United States Code,
11 after the date of the enactment of this Act.

12 **SEC. 541. HEALTH PROFESSIONS SCHOLARSHIP AND FI-**
13 **NANCIAL ASSISTANCE PROGRAM FOR CIVIL-**
14 **IANS.**

15 (a) **HEALTH PROFESSIONS SCHOLARSHIP AND FI-**
16 **NANCIAL ASSISTANCE PROGRAM.**—Chapter 105 of title
17 10, United States Code, is amended—

18 (1) by redesignating subchapter II as sub-
19 chapter III; and

20 (2) by inserting after subchapter I the following
21 new subchapter II:

22 “SUBCHAPTER II—HEALTH PROFESSIONS
23 SCHOLARSHIP AND FINANCIAL ASSISTANCE
24 PROGRAM FOR CIVILIANS

“Sec.

“2129. Definitions.

“2129a. Establishment.

“2129b. Eligibility for participation.

“2129c. Scholarships and financial assistance: payments.

“2129d. Recipients of financial assistance: service agreements.

“2129e. Recipients of financial assistance: employment by Department of Defense.

“2129f. Expiration of authority.

1 **“§ 2129. Definitions**

2 “In this subchapter:

3 “(1) The term ‘program’ means the Depart-
4 ment of Defense Health Professions Scholarship and
5 Financial Assistance Program for Civilians provided
6 for in this subchapter.

7 “(2) The term ‘member of the program’ means
8 a person who has been selected for participation in
9 the Department of Defense Health Professions
10 Scholarship and Financial Assistance Program for
11 Civilians.

12 “(3) The term ‘course of study’ means edu-
13 cation received on a full-time basis at an accredited
14 college, university, or institution in medicine, den-
15 tistry, or other health profession leading to a degree
16 related to the health professions, as determined
17 under regulations prescribed by the Secretary of De-
18 fense.

19 “(4) The term ‘specialized training’ means ad-
20 vanced training in a health professions specialty re-
21 ceived in an accredited program that is beyond the

1 basic education required for designation as a health
2 professional.

3 “(5) The term ‘healthcare occupations’ includes
4 medical, dental, licensed clinical professionals (such
5 as licensed clinical social workers and clinical psy-
6 chologists), and other healthcare-related occupa-
7 tional specialties determined by the Secretary of De-
8 fense or the Secretary of a military department as
9 critical for meeting the health care needs of mem-
10 bers of the armed forces or their families for med-
11 ical, behavioral, occupational, or other illnesses or
12 injuries.

13 **“§ 2129a. Establishment**

14 “(a) ESTABLISHMENT.—For the purpose of obtain-
15 ing adequate numbers of qualified civilian employees in
16 various healthcare occupations, the Secretary of each mili-
17 tary department may, under regulations prescribed by the
18 Secretary of Defense, establish and maintain under this
19 subchapter a health professions scholarship and financial
20 assistance program for civilians.

21 “(b) HEALTHCARE OCCUPATIONS TO BE COVERED
22 BY PROGRAM.—The Secretary of each military depart-
23 ment shall review on a fiscal-year basis requirements of
24 such military department within the various healthcare oc-
25 cupations, and shall annually publish a list of the

1 healthcare occupations for which applications will be ac-
2 cepted by such military department under the program for
3 that fiscal year.

4 “(c) ELEMENTS OF PROGRAM.—The program shall
5 consist of courses of study and specialized training in des-
6 ignated healthcare occupations, and include the required
7 internships, residencies, and other service in designated
8 Department of Defense medical facilities.

9 **“§ 2129b. Eligibility for participation**

10 “Under the program, the Secretary of a military de-
11 partment may award a scholarship in accordance with this
12 subchapter to a person who—

13 “(1) is a citizen of the United States;

14 “(2) is accepted for admission to an accredited
15 institution of higher learning to pursue a course of
16 study that will lead to an undergraduate or graduate
17 degree that would qualify the person to be employed
18 in an occupation identified pursuant to section
19 2129a(b) of this title, or is already pursuing such a
20 course of study; and

21 “(3) enters into a service agreement with the
22 Secretary as described in section 2129d of this title.

1 **“§ 2129c. Scholarships and financial assistance: pay-**
2 **ments**

3 “(a) AMOUNT.—The amount of financial assistance
4 provided under a scholarship awarded to a person under
5 this subchapter shall be an amount determined by the Sec-
6 retary of the military department concerned for edu-
7 cational expenses, and expenses incurred by that person,
8 including tuition, fees, cost of books, laboratory expenses,
9 and equipment expenses, for pursuit of a course of study
10 covered by the program

11 “(b) PAYMENT UNDER CONTRACT.—The Secretaries
12 of the military departments may contract with accredited
13 civilian educational institutions for the payment of tuition
14 and other educational expenses of members of the pro-
15 gram. Such payment to such institutions may be made
16 without regard to subsections (a) and (b) of section 3324
17 of title 31.

18 “(c) MONTHLY STIPEND AUTHORIZED.—In addition
19 to a scholarship, a member of the program may be pro-
20 vided a stipend in addition to the expenses in subsection
21 (a) at a monthly rate established by the Secretary of De-
22 fense, but not to exceed a total of \$12,000 per year. The
23 maximum amount of the stipend may be increased annu-
24 ally by the Secretary of Defense, effective July 1 each
25 year.

1 “(d) GRANTS FOR PARTICIPATION IN SPECIALIZED
2 TRAINING.—A person participating as a member of the
3 program in specialized training may be paid a grant in
4 addition to any stipend under subsection (c) in an amount
5 not to exceed \$2,500 per year. The maximum amount of
6 the grant may be increased annually by the Secretary of
7 Defense, effective July 1 each year.

8 “(e) RECIPIENT OF FUNDS.—Financial assistance
9 provided under this subchapter may be paid directly to
10 the recipient or to an administering entity for disburse-
11 ment of the funds.

12 “(f) PROHIBITION ON ASSISTANCE FOR EMPLOY-
13 EES.—Financial assistance may not be provided under
14 this subchapter to or on behalf of a person who is consid-
15 ered to be an employee, as that term is defined at section
16 2105 of title 5.

17 **“§ 2129d. Recipients of financial assistance: service**
18 **agreements**

19 “(a) SERVICE AGREEMENTS.—(1) To receive finan-
20 cial assistance under the program, a person shall enter
21 into a written agreement to accept and continue employ-
22 ment in the Department of Defense in a qualifying
23 healthcare occupation for the period of obligated service
24 determined under subsection (b).

1 “(2) Each service agreement under this section shall
2 include a requirement that, unless sooner removed from
3 the program, the recipient of the financial assistance
4 will—

5 “(A) complete the educational phase of the pro-
6 gram;

7 “(B) participate in an intern program within
8 the Department of Defense if selected for such par-
9 ticipation; and

10 “(C) participate in a residency program within
11 the Department of Defense if selected for such par-
12 ticipation.

13 “(b) OBLIGATED SERVICE.—For the purposes of this
14 subchapter, the period of obligated service to be specified
15 in an agreement under this section for a recipient of finan-
16 cial assistance under this subchapter shall be the period
17 determined by the Secretary of Defense as being appro-
18 priate to obtain adequate service in exchange for such fi-
19 nancial assistance. The period of the service obligation re-
20 quired of a recipient shall be continuous and shall, at a
21 minimum, be equal to the amount of time for which such
22 financial assistance was provided. The period of obligated
23 service under an agreement under this section is in addi-
24 tion to any other period for which the recipient is obligated
25 to serve in the civilian service of the United States.

1 “(c) ADDITIONAL TERMS AND CONDITIONS.—An
2 agreement entered into under this section by a person pur-
3 suing an academic degree shall include any terms and con-
4 ditions that the Secretary of Defense or the Secretary of
5 the military department concerned determine necessary to
6 protect the interests of the United States or to be other-
7 wise appropriate for carrying out this subchapter, includ-
8 ing flexibility in determining the geographic location of the
9 position in which the period of obligated service will be
10 performed.

11 “(d) REIMBURSEMENT FOR PERIOD OF UNSERVED
12 OBLIGATED SERVICE.—(1) A member of the program
13 under this subchapter who fails to complete the edu-
14 cational program for which financial assistance has been
15 provided under this subchapter, fails to maintain satisfac-
16 tory academic progress (as determined in accordance with
17 regulations prescribed by the Secretary of Defense), or
18 fails to carry out the terms of a service agreement entered
19 into by the individual under this section shall reimburse
20 to the United States an appropriate amount, as deter-
21 mined by the Secretary of the military department con-
22 cerned.

23 “(2) An obligation to reimburse the United States an
24 amount paid to a person as a member of the program that

1 is imposed under paragraph (1) is for all purposes a debt
2 owed to the United States.

3 “(3) The Secretary of Defense may waive, in whole
4 or in part, a reimbursement required under paragraph (1)
5 if the Secretary determines that recovery would be against
6 equity and good conscience or would be contrary to the
7 best interests of the United States.

8 “(4) A discharge in bankruptcy under title 11 that
9 is entered less than five years after the termination of an
10 agreement under this subchapter does not discharge the
11 person signing the agreement from a debt arising under
12 the agreement or under this subchapter.

13 **“§ 2129e. Recipients of financial assistance: employ-**
14 **ment by Department of Defense**

15 “(a) APPOINTMENT AUTHORITY.—The Secretary of
16 Defense—

17 “(1) may, without regard to any provision of
18 title 5 governing appointment of employees to posi-
19 tions in the Department of Defense, appoint to a
20 health professions position in the Department in the
21 excepted service a person who has successfully com-
22 pleted an academic program for which a scholarship
23 under this subchapter was awarded and who, under
24 the terms of the agreement for such scholarship
25 under this subchapter, owes a civil service commit-

1 ment to the Department at the time of such appoint-
2 ment; and

3 “(2) may, upon satisfactory completion of two
4 years of substantially continuous service by an in-
5 cumbent who was appointed to an excepted service
6 position under the authority of paragraph (1), con-
7 vert the appointment of such person, without com-
8 petition, to a career or career conditional appoint-
9 ment in the competitive service.

10 “(b) TERMINATION OF SERVICE AGREEMENT.—If
11 there is no appropriate position available within the De-
12 partment of Defense after the end of the period covered
13 by financial assistance under this subchapter, the service
14 agreement between the Department and the financial as-
15 sistance recipient concerned shall terminate with no ad-
16 verse impact to the recipient.

17 “§ 2129f. Expiration of authority

18 “The authority to provide scholarships under this
19 subchapter shall expire on September 30, 2015.”.

20 (b) TECHNICAL AMENDMENTS.—

21 (1) CHAPTER HEADING.—The chapter heading
22 of chapter 105 of such title is amended by striking
23 the first two words after the chapter designation.

24 (2) CLERICAL AMENDMENTS.—

1 (A) TABLE OF SUBCHAPTERS.—The table
2 of subchapters at the beginning of chapter 105
3 of such title is amended by striking the item re-
4 lating to subchapter II and inserting the fol-
5 lowing new items:

- “II. Health Professions Scholarship and Financial Assistance Program
for Civilians 2129
- “III. Nurse Officer Candidate Accession Program 2130a”.

6 (B) TABLES OF CHAPTERS.—The tables of
7 chapters at the beginning of subtitle A, and at
8 the beginning of part III of subtitle A, of such
9 title are each amended by striking the first two
10 words in the item relating to chapter 105.

11 **SEC. 542. ANNUAL REPORT ON DEPARTMENT OF DEFENSE**
12 **GRADUATE MEDICAL EDUCATION PRO-**
13 **GRAMS.**

14 (a) ANNUAL REPORT.—Not later than April 1, 2011,
15 and annually thereafter through 2015, the Secretary of
16 Defense shall submit to the Committees on Armed Serv-
17 ices of the Senate and the House of Representatives a re-
18 port on the status of the graduate medical education pro-
19 grams of the Department of Defense.

20 (b) ELEMENTS.—Each report under subsection (a)
21 shall include the following:

- 22 (1) An identification of each graduate medical
23 education program of the Department of Defense in
24 effect during the previous fiscal year, including for

1 each such program, the military department respon-
2 sible, the location, the medical specialty, the period
3 of training required, and the number of students by
4 year.

5 (2) The status of each program referred to in
6 paragraph (1), including, for each such program, an
7 identification of the fiscal year in which the last ac-
8 tion was taken with respect to each of the following:

9 (A) Initial accreditation.

10 (B) Continued accreditation.

11 (C) If applicable, probation, and the rea-
12 sons for probationary status.

13 (D) If applicable, withheld or withdrawn
14 accreditation, and the reasons for such action.

15 (3) A discussion of trends in the graduate med-
16 ical education programs of the Department.

17 (4) A discussion of challenges faced by such
18 programs, and a description and assessment of
19 strategies and plans to address such challenges.

20 (5) Such other matters as the Secretary con-
21 siders appropriate.

1 **Subtitle D—Defense Dependents’**
2 **Education**

3 **SEC. 551. CONTINUATION OF AUTHORITY TO ASSIST LOCAL**
4 **EDUCATIONAL AGENCIES THAT BENEFIT DE-**
5 **PENDENTS OF MEMBERS OF THE ARMED**
6 **FORCES AND DEPARTMENT OF DEFENSE CI-**
7 **VILIAN EMPLOYEES.**

8 (a) ASSISTANCE TO SCHOOLS WITH SIGNIFICANT
9 NUMBERS OF MILITARY DEPENDENT STUDENTS.—Of the
10 amount authorized to be appropriated for fiscal year 2011
11 by section 301 and available for operation and mainte-
12 nance for Defense-wide activities as specified in the fund-
13 ing table in section 4301, \$30,000,000 shall be available
14 only for the purpose of providing assistance to local edu-
15 cational agencies under subsection (a) of section 572 of
16 the National Defense Authorization Act for Fiscal Year
17 2006 (Public Law 109–163; 119 Stat. 3271; 20 U.S.C.
18 7703b).

19 (b) ASSISTANCE TO SCHOOLS WITH ENROLLMENT
20 CHANGES DUE TO BASE CLOSURES, FORCE STRUCTURE
21 CHANGES, OR FORCE RELOCATIONS.—Of the amount au-
22 thorized to be appropriated for fiscal year 2011 pursuant
23 to section 301 and available for operation and mainte-
24 nance for Defense-wide activities as specified in the fund-
25 ing table in section 4301, \$5,000,000 shall be available

1 only for the purpose of providing assistance to local edu-
 2 cational agencies under subsection (b) of such section 572.

3 (c) LOCAL EDUCATIONAL AGENCY DEFINED.—In
 4 this section, the term “local educational agency” has the
 5 meaning given that term in section 8013(9) of the Ele-
 6 mentary and Secondary Education Act of 1965 (20 U.S.C.
 7 7713(9)).

8 **SEC. 552. IMPACT AID FOR CHILDREN WITH SEVERE DIS-**
 9 **ABILITIES.**

10 Of the amount authorized to be appropriated for fis-
 11 cal year 2011 pursuant to section 301 and available for
 12 operation and maintenance for Defense-wide activities as
 13 specified in the funding table in section 4301,
 14 \$10,000,000 shall be available for payments under section
 15 363 of the Floyd D. Spence National Defense Authoriza-
 16 tion Act for Fiscal Year 2001 (as enacted into law by Pub-
 17 lic Law 106-398; 114 Stat. 1654A–77; 20 U.S.C. 7703a).

18 **SEC. 553. AUTHORITY TO EXPAND ELIGIBILITY FOR EN-**
 19 **ROLLMENT IN DEPARTMENT OF DEFENSE EL-**
 20 **EMENTARY AND SECONDARY SCHOOLS TO**
 21 **CERTAIN ADDITIONAL CATEGORIES OF DE-**
 22 **PENDENTS.**

23 Section 2164(a) of title 10, United States Code, is
 24 amended by adding at the end the following new para-
 25 graph:

1 “(3)(A) The Secretary may authorize the enrollment
2 in an education program provided by the Secretary pursu-
3 ant to this subsection without regard to the requirement
4 in paragraph (1) with respect to residence on a military
5 installation in the case of dependents of members of the
6 armed forces described in subparagraph (B).

7 “(B) A member of the armed forces described in this
8 subparagraph is any of the following:

9 “(i) A wounded, ill, or injured member of the
10 armed forces who resides in temporary housing (re-
11 gardless of whether the temporary housing is on
12 Federal property).

13 “(ii) A member of the armed forces who resides
14 in temporary housing (regardless of whether the
15 temporary housing is on Federal property) due to an
16 ongoing base housing privatization project.”.

17 **Subtitle E—Leave and Related**
18 **Matters**

19 **SEC. 556. LEAVE OF MEMBERS OF THE RESERVE COMPO-**
20 **NENTS OF THE ARMED FORCES.**

21 (a) CARRYOVER OF ACCUMULATED LEAVE TO SUC-
22 CEEDING PERIOD OF ACTIVE SERVICE.—Section 701 of
23 title 10, United States Code, is amended by adding at the
24 end the following new subsection:

1 “(k) A member of a reserve component who accumu-
2 lates leave during a period of active service may carry over
3 any leave so accumulated to the member’s next period of
4 active service, without regard to separation or release from
5 active service, if the separation or release is under honor-
6 able conditions. The taking of leave carried over under this
7 subsection shall be subject to the provisions of this sec-
8 tion.”.

9 (b) PAYMENT FOR UNUSED ACCRUED LEAVE.—Sec-
10 tion 501(a) of title 37, United States Code, is amended—

11 (1) in paragraph (2), by striking “and” at the
12 end;

13 (2) in paragraph (3), by striking the period at
14 the end and inserting a semicolon; and

15 (3) by adding at the end the following new
16 paragraphs:

17 “(4) in the case of an officer or an enlisted
18 member of a reserve component who is not serving
19 on active duty, separation or release from the re-
20 serve component under honorable conditions, or
21 death; and

22 “(5) in the case of an enlisted member of a re-
23 serve a component who is not serving on active duty,
24 termination of enlistment in conjunction with the

1 commencement of a successive enlistment, or ap-
2 pointment as an officer.”.

3 **SEC. 557. NON-CHARGEABLE REST AND RECUPERATION AB-**
4 **SENCE FOR CERTAIN MEMBERS UNDER-**
5 **GOING EXTENDED DEPLOYMENT TO A COM-**
6 **BAT ZONE.**

7 (a) IN GENERAL.—Chapter 40 of title 10, United
8 States Code, is amended by inserting after section 705 the
9 following new section:

10 **“§ 705a. Rest and recuperation absence: certain mem-**
11 **bers undergoing extended deployment to**
12 **a combat zone**

13 “(a) REST AND RECUPERATION AUTHORIZED.—
14 Under regulations prescribed by the Secretary of Defense,
15 the Secretary concerned may provide a member of the
16 armed forces described in subsection (b) the benefits de-
17 scribed in subsection (c).

18 “(b) COVERED MEMBERS.—A member of the armed
19 forces described in this subsection is any member who—

20 “(1) is assigned or deployed for at least 270
21 days in an area or location—

22 “(A) that is designated by the President as
23 a combat zone; and

1 “(B) in which hardship duty pay is author-
2 ized to be paid under section 305 of title 37;
3 and

4 “(2) meets such other criteria as the Secretary
5 of Defense may prescribe in the regulations required
6 by subsection (a).

7 “(c) BENEFITS.—The benefits described in this sub-
8 section are the following:

9 “(1) A period of rest and recuperation absence
10 for not more than 15 days.

11 “(2) Round-trip transportation at Government
12 expense from the area or location in which the mem-
13 ber is serving in connection with the exercise of the
14 period of rest and recuperation.

15 “(d) CONSTRUCTION WITH OTHER LEAVE.—Any
16 benefits provided a member under this section are in addi-
17 tion to any other leave or absence to which the member
18 may be entitled.”.

19 (b) CLERICAL AMENDMENT.—The table of sections
20 at the beginning of chapter 40 of such title is amended
21 by inserting after the item relating to section 705 the fol-
22 lowing new item:

“705a. Rest and recuperation absence: certain members undergoing extended de-
ployment to a combat zone.”.

1 **Subtitle F—Military Justice**
2 **Matters**

3 **SEC. 561. REFORM OF OFFENSES RELATING TO RAPE, SEX-**
4 **UAL ASSAULT, AND OTHER SEXUAL MIS-**
5 **CONDUCT UNDER THE UNIFORM CODE OF**
6 **MILITARY JUSTICE.**

7 (a) RAPE AND SEXUAL ASSAULT GENERALLY.—Sec-
8 tion 920 of title 10, United States Code (article 120 of
9 the Uniform Code of Military Justice), is amended as fol-
10 lows:

11 (1) REVISED OFFENSE OF RAPE.—Subsection
12 (a) is amended to read as follows:

13 “(a) RAPE.—Any person subject to this chapter who
14 commits a sexual act upon another person by—

15 “(1) using unlawful force against that other
16 person;

17 “(2) using force causing or likely to cause death
18 or grievous bodily harm to any person;

19 “(3) threatening or placing that other person in
20 fear that any person will be subjected to death,
21 grievous bodily harm, or kidnapping;

22 “(4) first rendering that other person uncon-
23 scious; or

24 “(5) administering to that other person by force
25 or threat of force, or without the knowledge or con-

1 sent of that other person, a drug, intoxicant, or
 2 other similar substance and thereby substantially
 3 impairing the ability of that other person to appraise
 4 or control conduct;
 5 is guilty of rape and shall be punished as a court-martial
 6 may direct.”.

7 (2) REPEAL OF PROVISIONS RELATING TO OF-
 8 FENSES REPLACED BY NEW ARTICLE 120B.—Sub-
 9 sections (b), (d), (f), (g), (i), (j), and (o) are re-
 10 pealed.

11 (3) REVISED OFFENSE OF SEXUAL ASSAULT.—
 12 Subsection (c) of such section is redesignated as
 13 subsection (b) and amended to read as follows:

14 “(b) SEXUAL ASSAULT.—Any person subject to this
 15 chapter who—

16 “(1) commits a sexual act upon another person
 17 by—

18 “(A) threatening or placing that other per-
 19 son in fear (other than by threatening or plac-
 20 ing that other person in fear that any person
 21 will be subjected to death, grievous bodily harm,
 22 or kidnapping);

23 “(B) causing bodily harm to that other
 24 person;

1 “(C) making a fraudulent representation
2 that the sexual act served a professional pur-
3 pose when it served no professional purpose; or

4 “(D) inducing a belief by any artifice, pre-
5 tense, or concealment that the person is another
6 person;

7 “(2) commits a sexual act upon another person
8 when the person knows or reasonably should know
9 that the other person is asleep, unconscious, or oth-
10 erwise unaware that the sexual act is occurring; or

11 “(3) commits a sexual act upon another person
12 when the other person is incapable of consenting to
13 the sexual act due to—

14 “(A) impairment by any drug, intoxicant,
15 or other similar substance, and that condition
16 was known or reasonably should have been
17 known by the person; or

18 “(B) a mental disease or defect, or phys-
19 ical disability, and that condition was known or
20 reasonably should have been known by the per-
21 son;

22 is guilty of sexual assault and shall be punished as a court-
23 martial may direct.”.

1 (4) AGGRAVATED SEXUAL CONTACT.—Sub-
2 section (e) is redesignated as subsection (e) and
3 amended—

4 (A) by striking “engages in” and inserting
5 “commits”; and

6 (B) by striking “with” and inserting
7 “upon”.

8 (5) ABUSIVE SEXUAL CONTACT.—Subsection
9 (h) is redesignated as subsection (d) and amended—

10 (A) by striking “engages in” and inserting
11 “commits”;

12 (B) by striking “with” and inserting
13 “upon”; and

14 (C) by striking “subsection (c) (aggravated
15 sexual assault)” and inserting “subsection (b)
16 (sexual assault)”.

17 (6) REPEAL OF PROVISIONS RELATING TO OF-
18 FENSES REPLACED BY NEW ARTICLE 120C.—Sub-
19 sections (k), (l), (m), and (n) are repealed.

20 (7) PROOF OF THREAT.—Subsection (p) is re-
21 designating as subsection (e) and amended—

22 (A) by striking “the accused made” and
23 inserting “a person made”;

24 (B) by striking “the accused actually” and
25 inserting “the person actually”; and

1 (C) by inserting before the period the fol-
2 lowing: “or had the ability to carry out the
3 threat”.

4 (8) DEFENSES.—Subsection (q) is redesignated
5 as subsection (f) and is amended to read as follows:

6 “(f) DEFENSES.—An accused may raise any applica-
7 ble defenses available under this chapter or the Rules for
8 Court-Martial. Marriage is not a defense for any conduct
9 in issue in any prosecution under this section.”.

10 (9) PROVISIONS RELATING TO AFFIRMATIVE
11 DEFENSES.—Subsections (r) and (s) are repealed.

12 (10) DEFINITIONS.—Subsection (t) is redesignig-
13 nated as subsection (g) and amended—

14 (A) in paragraph (1)(B), by striking “a
15 hand or finger” and inserting “any part of the
16 body”;

17 (B) by striking paragraph (2) and insert-
18 ing the following:

19 “(2) SEXUAL CONTACT.—(A) The term ‘sexual
20 contact’ means—

21 “(i) touching, or causing another person to
22 touch, either directly or through the clothing,
23 the genitalia, anus, groin, breast, inner thigh,
24 or buttocks of any person, with an intent to
25 abuse, humiliate, or degrade any person; or

1 “(ii) any touching, or causing another per-
2 son to touch, either directly or through the
3 clothing, any body part of any person, if done
4 with an intent to arouse or gratify the sexual
5 desire of any person.

6 “(B) Touching may be accomplished by any
7 part of the body.”;

8 (C) by striking paragraph (4);

9 (D) by redesignating paragraph (3) as
10 paragraph (4);

11 (E) by redesignating paragraph (8) as
12 paragraph (3), transferring that paragraph so
13 as to appear after paragraph (2), and amending
14 that paragraph, as so redesignated and trans-
15 ferred, by inserting before the period at the end
16 the following: “, including any nonconsensual
17 sexual act or nonconsensual sexual contact”;

18 (F) in paragraph (4), as redesignated by
19 subparagraph (D), by striking the last sentence;

20 (G) by striking paragraphs (5) and (7);

21 (H) by redesignating paragraph (6) as
22 paragraph (7);

23 (I) by inserting after paragraph (4), as re-
24 designated by subparagraph (D), the following
25 new paragraphs (5) and (6):

1 “(5) FORCE.—The term ‘force’ means—

2 “(A) the use of a weapon;

3 “(B) the use of such physical strength or
4 violence as is sufficient to overcome, restrain, or
5 injure a person; or

6 “(C) inflicting physical harm sufficient to
7 coerce or compel submission by the victim.

8 “(6) UNLAWFUL FORCE.—The term ‘unlawful
9 force’ means an act of force done without legal jus-
10 tification or excuse.”;

11 (J) in paragraph (7), as redesignated by
12 subparagraph (H)—

13 (i) by striking “under paragraph (3)”
14 and all that follows through “contact,”;
15 and

16 (ii) by striking “death, grievous bodily
17 harm, or kidnapping” and inserting “the
18 wrongful action contemplated by the com-
19 munication or action.”;

20 (K) by striking paragraphs (9) through
21 (13);

22 (L) by redesignating paragraph (14) as
23 paragraph (8) and in that paragraph—

24 (i) by inserting “(A)” before “The
25 term”;

1 (ii) by striking “words or overt acts
2 indicating” and “sexual” in the first sen-
3 tence;

4 (iii) by striking “accused’s” in the
5 third sentence;

6 (iv) in the fourth sentence—

7 (I) by inserting “or social or sex-
8 ual” before “relationship”; and

9 (II) by striking “sexual” before
10 “conduct”;

11 (v) by striking “A person cannot con-
12 sent” and all that follows through the pe-
13 riod; and

14 (vi) by adding at the end the following
15 new subparagraphs:

16 “(B) A sleeping, unconscious, or incompetent
17 person cannot consent. A person cannot consent to
18 force causing or likely to cause death or grievous
19 bodily harm or to being rendered unconscious. A
20 person cannot consent while under threat or in fear
21 or under the circumstances described in subpara-
22 graph (C) or (D) of subsection (b)(1).

23 “(C) Lack of consent may be inferred based on
24 the circumstances of the offense. All the surrounding
25 circumstances are to be considered in determining

1 whether a person gave consent, or whether a person
2 did not resist or ceased to resist only because of an-
3 other person's actions.”; and

4 (M) by striking paragraphs (15) and (16).

5 (11) SECTION HEADING.—The heading of such
6 section (article) is amended to read as follows:

7 **“§ 920. Art. 120. Rape and sexual assault generally”.**

8 (b) RAPE AND SEXUAL ASSAULT OF A CHILD.—
9 Chapter 47 of title 10, United States Code (the Uniform
10 Code of Military Justice), is amended by inserting after
11 section 920a (article 120a) the following new section:

12 **“§ 920b. Art. 120b. Rape and sexual assault of a child**

13 “(a) RAPE OF CHILD.—Any person subject to this
14 chapter who—

15 “(1) commits a sexual act upon a child who has
16 not attained the age of 12 years; or

17 “(2) commits a sexual act upon a child who has
18 attained the age of 12 years by—

19 “(A) using force against any person;

20 “(B) threatening or placing that child in
21 fear;

22 “(C) rendering that child unconscious; or

23 “(D) administering to that child a drug,
24 intoxicant, or other similar substance;

1 is guilty of rape of a child and shall be punished as a
2 court-martial may direct.

3 “(b) SEXUAL ASSAULT OF A CHILD.—Any person
4 subject to this chapter who commits a sexual act upon a
5 child who has attained the age of 12 years is guilty of
6 sexual assault of a child and shall be punished as a court-
7 martial may direct.

8 “(c) SEXUAL ABUSE OF A CHILD.—Any person sub-
9 ject to this chapter who commits a lewd act upon a child
10 is guilty of sexual abuse of a child and shall be punished
11 as a court-martial may direct.

12 “(d) AGE OF CHILD.—

13 “(1) UNDER 12 YEARS.—In a prosecution under
14 this section, it need not be proven that the accused
15 knew the age of the other person engaging in the
16 sexual act or lewd act. It is not a defense that the
17 accused reasonably believed that the child had at-
18 tained the age of 12 years.

19 “(2) UNDER 16 YEARS.—In a prosecution under
20 this section, it need not be proven that the accused
21 knew that the other person engaging in the sexual
22 act or lewd act had not attained the age of 16 years,
23 but it is a defense in a prosecution under subsection
24 (b) (sexual assault of a child) or subsection (c) (sex-
25 ual abuse of a child), which the accused must prove

1 by a preponderance of the evidence, that the accused
2 reasonably believed that the child had attained the
3 age of 16 years, if the child had in fact attained at
4 least the age of 12 years.

5 “(e) PROOF OF THREAT.—In a prosecution under
6 this section, in proving that a person made a threat, it
7 need not be proven that the person actually intended to
8 carry out the threat or had the ability to carry out the
9 threat.

10 “(f) MARRIAGE.—In a prosecution under subsection
11 (b) (sexual assault of a child) or subsection (c) (sexual
12 abuse of a child), it is a defense, which the accused must
13 prove by a preponderance of the evidence, that the persons
14 engaging in the sexual act or lewd act were at that time
15 married to each other.

16 “(g) CONSENT.—Lack of consent is not an element
17 and need not be proven in any prosecution under this sec-
18 tion. A child cannot consent to any sexual act, lewd act,
19 or use of force.

20 “(h) DEFINITIONS.—In this section:

21 “(1) SEXUAL ACT AND SEXUAL CONTACT.—The
22 terms ‘sexual act’ and ‘sexual contact’ have the
23 meanings given those terms in section 920(g) of this
24 title (article 120(g)).

25 “(2) FORCE.—(A) The term ‘force’ means—

1 “(i) the use of a weapon;

2 “(ii) the use of such physical strength or
3 violence as is sufficient to overcome, restrain, or
4 injure a child; or

5 “(iii) inflicting physical harm.

6 “(B) In the case of a parent-child or similar re-
7 lationship, the use or abuse of parental or similar
8 authority is sufficient to constitute the use of force.

9 “(3) THREATENING OR PLACING THAT CHILD
10 IN FEAR.—The term ‘threatening or placing that
11 child in fear’ means a communication or action that
12 is of sufficient consequence to cause the child to fear
13 that non-compliance will result in the child or an-
14 other person being subjected to the action con-
15 templated by the communication or action.

16 “(4) CHILD.—The term ‘child’ means any per-
17 son who has not attained the age of 16 years.

18 “(5) LEWD ACT.—The term ‘lewd act’ means—

19 “(A) any sexual contact with a child;

20 “(B) intentionally exposing one’s genitalia,
21 anus, buttocks, or female areola or nipple to a
22 child by any means, including via any commu-
23 nication technology, with an intent to abuse,
24 humiliate, or degrade any person, or to arouse
25 or gratify the sexual desire of any person;

1 “(C) intentionally communicating indecent
 2 language to a child by any means, including via
 3 any communication technology, with an intent
 4 to abuse, humiliate, or degrade any person, or
 5 to arouse or gratify the sexual desire of any
 6 person; or

7 “(D) any indecent conduct, intentionally
 8 done with or in the presence of a child, includ-
 9 ing via any communication technology, that
 10 amounts to a form of immorality relating to
 11 sexual impurity which is grossly vulgar, ob-
 12 scene, and repugnant to common propriety, and
 13 tends to excite sexual desire or deprave morals
 14 with respect to sexual relations.”.

15 (c) OTHER SEXUAL MISCONDUCT.—Such chapter
 16 (the Uniform Code of Military Justice) is further amended
 17 by inserting after section 920b (article 120b), as added
 18 by subsection (b), the following new section

19 **“§ 920c. Art. 120c. Other sexual misconduct**

20 “(a) INDECENT VIEWING, VISUAL RECORDING, OR
 21 BROADCASTING.—Any person subject to this chapter who,
 22 without legal justification or lawful authorization—

23 “(1) knowingly and wrongfully views the private
 24 area of another person, without that other person’s

1 consent and under circumstances in which that other
2 person has a reasonable expectation of privacy;

3 “(2) knowingly photographs, videotapes, films,
4 or records by any means, the private area of another
5 person, without that other person’s consent and
6 under circumstances in which that other person has
7 a reasonable expectation of privacy; or

8 “(3) knowingly broadcasts or distributes any
9 such recording that the person knew or reasonably
10 should have known was made under the cir-
11 cumstances proscribed in paragraphs (1) and (2);

12 is guilty of an offense under this section and shall be pun-
13 ished as a court-martial may direct.

14 “(b) FORCIBLE PANDERING.—Any person subject to
15 this chapter who compels another person to engage in an
16 act of prostitution with any person is guilty of forcible
17 pandering and shall be punished as a court-martial may
18 direct.

19 “(c) INDECENT EXPOSURE.—Any person subject to
20 this chapter who intentionally exposes, in an indecent
21 manner, the genitalia, anus, buttocks, or female areola or
22 nipple is guilty of indecent exposure and shall by punished
23 as a court-martial may direct.

24 “(d) DEFINITIONS.—In this section:

1 “(1) ACT OF PROSTITUTION.—The term ‘act of
2 prostitution’ means a sexual act or sexual contact
3 (as defined in section 920(g) of this title (article
4 120(g))) for the purpose of receiving money or other
5 compensation.

6 “(2) PRIVATE AREA.—The term ‘private area’
7 means the naked or underwear-clad genitalia, anus,
8 buttocks, or female areola or nipple.

9 “(3) REASONABLE EXPECTATION OF PRI-
10 VACY.—The term ‘under circumstances in which
11 that other person has a reasonable expectation of
12 privacy’ means—

13 “(A) circumstances in which a reasonable
14 person would believe that he or she could dis-
15 robe in privacy, without being concerned that
16 an image of a private area of the person was
17 being captured; or

18 “(B) circumstances in which a reasonable
19 person would believe that a private area of the
20 person would not be visible to the public.

21 “(4) BROADCAST.—The term ‘broadcast’ means
22 to electronically transmit a visual image with the in-
23 tent that it be viewed by a person or persons.

24 “(5) DISTRIBUTE.—The term ‘distribute’
25 means to deliver to the actual or constructive posses-

1 sion of another, including transmission by electronic
2 means.

3 “(6) INDECENT MANNER.—The term ‘indecent
4 manner’ means conduct that amounts to a form of
5 immorality relating to sexual impurity which is
6 grossly vulgar, obscene, and repugnant to common
7 propriety, and tends to excite sexual desire or de-
8 prave morals with respect to sexual relations.”.

9 (d) CONFORMING AMENDMENTS.—Such chapter (the
10 Uniform Code of Military Justice) is further amended as
11 follows:

12 (1) STATUTE OF LIMITATIONS.—Section
13 843(b)(2)(B) (article 43(b)(2)(B)) is amended—

14 (A) in clause (i), by striking “section 920
15 of this title (article 120)” and inserting “sec-
16 tion 920, 920a, 920b, or 920c of this title (arti-
17 cle 120, 120a, 120b, or 120c)”; and

18 (B) in clause (v)—

19 (i) by striking “; indecent assault;”
20 and inserting a comma; and

21 (ii) by striking “or liberties with a
22 child”.

23 (2) MURDER.—Section 918(a)(4) (article
24 118(a)(4)) is amended by striking “aggravated sex-
25 ual assault,” and all that follows through “with a

1 child,” and inserting “sexual assault, sexual assault
2 of a child, aggravated sexual contact, sexual abuse
3 of a child,”.

4 (e) CLERICAL AMENDMENT.—The table of sections
5 at the beginning of subchapter X of such chapter (the Uni-
6 form Code of Military Justice) is amended by striking the
7 items relating to sections 920 and 920a (articles 120 and
8 120a) and inserting the following:

“920. Art. 120. Rape and sexual assault generally.
“920a. Art. 120a. Stalking.
“920b. Art. 120b. Rape and sexual assault of a child.
“920c. Art. 120c. Other sexual misconduct.”.

9 (f) EFFECTIVE DATE.—The amendments made by
10 this section shall take effect on the date of the enactment
11 of this Act, and shall apply with respect to offenses com-
12 mitted on or after such date.

13 **SEC. 562. ENHANCED AUTHORITY TO PUNISH CONTEMPT IN**
14 **MILITARY JUSTICE PROCEEDINGS.**

15 (a) IN GENERAL.—The text of section 848 of title
16 10, United States Code (article 48 of the Uniform Code
17 of Military Justice), is amended to read as follows:

18 “(a) AUTHORITY TO PUNISH CONTEMPT.—A mili-
19 tary judge detailed to any court-martial, a court of in-
20 quiry, the United States Court of Appeals for the Armed
21 Forces, a military Court of Criminal Appeals, a provost
22 court, or military commission may punish for contempt
23 any person who—

1 “(1) uses any menacing word, sign, or gesture
2 in its presence;

3 “(2) disturbs its proceedings by any riot or dis-
4 order; or

5 “(3) willfully disobeys the lawful writ, process,
6 order, rule, decree, or command of same.

7 “(b) PUNISHMENT.—The punishment for contempt
8 under subsection (a) may not exceed confinement for 30
9 days, a fine of \$1,000, or both.

10 “(c) INAPPLICABILITY TO MILITARY COMMISSIONS
11 UNDER CHAPTER 47A.—This section does not apply to
12 a military commission established under chapter 47A of
13 this title.”.

14 (b) EFFECTIVE DATE.—The amendment made by
15 this section shall apply with respect to acts of contempt
16 described in section 848(a) of title 10, United States Code
17 (article 48(a) of the Uniform Code of Military Justice),
18 as amended by subsection (a), that are committed after
19 the date of the enactment of this Act.

20 **SEC. 563. AUTHORITY TO COMPEL PRODUCTION OF DOCU-**
21 **MENTARY EVIDENCE PRIOR TO TRIAL IN**
22 **MILITARY JUSTICE CASES.**

23 (a) SUBPOENA DUCES TECUM.—Section 847 of title
24 10, United States Code (article 47 of the Uniform Code
25 of Military Justice), is amended—

1 (1) in subsection (a)(1), by striking “board;”
2 and inserting “board, or has been duly issued a sub-
3 poena duces tecum for an investigation (including an
4 investigation pursuant to section 832(b) of this title
5 (article 32(b))); and”; and

6 (2) in subsection (c), by striking “or board,”
7 and inserting “board, trial counsel, or convening au-
8 thority,”.

9 (b) REPEAL OF OBSOLETE PROVISIONS RELATING
10 TO FEES AND MILEAGE PAYABLE TO WITNESSES.—Such
11 section is further amended—

12 (1) in subsection (a)—

13 (A) by striking paragraph (2); and

14 (B) by redesignating paragraph (3) as
15 paragraph (2); and

16 (2) by striking subsection (d).

17 (c) TECHNICAL AMENDMENTS.—Subsection (a) of
18 such section is further amended by striking “subpenaed”
19 in paragraphs (1) and (2) (as redesignated by subsection
20 (b)(1)(B)) and inserting “subpoenaed”.

21 (d) EFFECTIVE DATE.—The amendments made by
22 this section shall apply with respect to subpoenas issued
23 after the date of the enactment of this Act.

1 **Subtitle G—Awards and**
2 **Decorations**

3 **SEC. 566. COLD WAR SERVICE MEDAL.**

4 (a) **MEDAL AUTHORIZED.**—The Secretary of Defense
5 may authorize the issuance by the Secretaries concerned
6 of a service medal, to be known as the “Cold War Service
7 Medal”, to persons eligible to receive the medal under the
8 regulations under subsection (b).

9 (b) **REGULATIONS.**—

10 (1) **IN GENERAL.**—The issuance of a Cold War
11 Service Medal under this section shall be subject to
12 regulations prescribed by Secretary of Defense.

13 (2) **ELEMENTS.**—The regulations shall—

14 (A) provide for an appropriate design for
15 the Cold War Service Medal; and

16 (B) specify the persons eligible to receive
17 the medal.

18 (c) **SECRETARIES CONCERNED DEFINED.**—In this
19 section, the term “Secretaries concerned” has the meaning
20 given that term in section 101(a)(9) of title 10, United
21 States Code.

1 **SEC. 567. AUTHORITY FOR AWARD OF BRONZE STAR**
2 **MEDAL TO MEMBERS OF MILITARY FORCES**
3 **OF FRIENDLY FOREIGN NATIONS.**

4 (a) **AUTHORITY.**—Section 1133 of title 10, United
5 States Code, is amended—

6 (1) by striking “awarded to a member” and in-
7 serting “awarded to the following:

8 “(1) A member”; and

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

11 “(2) A member of the military forces of a
12 friendly foreign nation whose action leading to a rec-
13 ommendation for award of the decoration occurred
14 in a geographic area for which members of the
15 armed forces are authorized special pay under sec-
16 tion 310 of title 37.”.

17 (b) **CLERICAL AMENDMENTS.**—

18 (1) **SECTION HEADING.**—The heading for such
19 section is amended to read as follows:

20 **“§ 1133. Bronze star: limitation to members receiving**
21 **imminent danger pay and members of**
22 **military forces of friendly foreign nations**
23 **in imminent-danger-pay areas”.**

24 (2) **TABLE OF SECTIONS.**—The item relating to
25 such section in the table of sections at the beginning

1 of chapter 57 of such title is amended to read as fol-
2 lows:

“1133. Bronze star: limitation to members receiving imminent danger pay and
members of military forces of friendly foreign nations in immi-
nent-danger-pay areas.”.

3 **SEC. 568. AUTHORIZATION AND REQUEST FOR AWARD OF**
4 **DISTINGUISHED-SERVICE CROSS TO SHINYEI**
5 **MATAYOSHI FOR ACTS OF VALOR DURING**
6 **WORLD WAR II.**

7 (a) **AUTHORIZATION.**—Notwithstanding the time lim-
8 itations specified in section 3744 of title 10, United States
9 Code, or any other time limitation with respect to the
10 awarding of certain medals to persons who served in the
11 Armed Forces, the Secretary of the Army is authorized
12 and requested to award the Distinguished-Service Cross
13 under section 3742 of that title to Shinyei Matayoshi for
14 the acts of valor referred to in subsection (b).

15 (b) **ACTS OF VALOR DESCRIBED.**—The acts of valor
16 referred to in subsection (a) are the actions of the Tech
17 Sergeant Shinyei Matayoshi on April 7, 1945, as a mem-
18 ber of Company G, 2d Battalion, 442d Regimental Com-
19 bat Team during World War II.

1 **SEC. 569. AUTHORIZATION AND REQUEST FOR AWARD OF**
2 **DISTINGUISHED-SERVICE CROSS TO JAY C.**
3 **COPLEY FOR ACTS OF VALOR DURING THE**
4 **VIETNAM WAR.**

5 (a) **AUTHORIZATION.**—Notwithstanding the time lim-
6 itations specified in section 3744 of title 10, United States
7 Code, or any other time limitation with respect to the
8 awarding of certain medals to persons who served in the
9 Armed Forces, the Secretary of the Army is authorized
10 and requested to award the Distinguished-Service Cross
11 under section 3742 of such title to former Captain Jay
12 C. Copley of the United States Army for the acts of valor
13 during the Vietnam War described in subsection (b).

14 (b) **ACTS OF VALOR DESCRIBED.**—The acts of valor
15 referred to in subsection (a) are the actions of then Cap-
16 tain Jay C. Copley on May 5, 1968, as commander of
17 Company C of the 1st Battalion, 50th Infantry, attached
18 to the 173d Airborne Brigade during an engagement with
19 a regimental-size enemy force in Bin Dinh Province, South
20 Vietnam.

1 **Subtitle H—Wounded Warrior**
2 **Matters**

3 **SEC. 571. DISPOSITION OF MEMBERS FOUND TO BE FIT**
4 **FOR DUTY WHO ARE NOT SUITABLE FOR DE-**
5 **PLOYMENT OR WORLDWIDE ASSIGNMENT**
6 **FOR MEDICAL REASONS.**

7 (a) DISPOSITION.—

8 (1) IN GENERAL.—Chapter 61 of title 10,
9 United States Code, is amended by inserting after
10 section 1214 the following new section:

11 **“§ 1214a. Members determined fit for duty in Phys-**
12 **ical Evaluation Board evaluation: prohi-**
13 **bition on involuntary administrative sep-**
14 **aration due to unsuitability based on**
15 **medical conditions considered in evalua-**
16 **tion**

17 “(a) DISPOSITION.—Except as provided in subsection
18 (c), the Secretary of the military department concerned
19 may not authorize the involuntary administrative separa-
20 tion of a member described in subsection (b) based on a
21 determination that the member is unsuitable for deploy-
22 ment or worldwide assignment based on the same medical
23 condition of the member considered by a Physical Evalua-
24 tion Board (PEB) during the evaluation of the member
25 described in subsection (b).

1 “(b) COVERED MEMBERS.—A member described in
2 this subsection is any member of the armed forces who
3 has been determined by a Physical Evaluation Board pur-
4 suant to a physical evaluation by the board to be fit for
5 duty.

6 “(c) REEVALUATION.—(1) The Secretary of the mili-
7 tary department concerned may direct the Physical Eval-
8 uation Board to assign contingent disability ratings in
9 connection with a finding of fit for duty or otherwise pro-
10 vide for the reevaluation by a Physical Evaluation Board
11 of any member described in subsection (b) if the Secretary
12 has reason to believe that a medical condition of the mem-
13 ber considered by the Physical Evaluation Board during
14 the evaluation of the member described in that subsection
15 renders the member unsuitable for continued military
16 service based on the medical condition.

17 “(2) A member determined pursuant to reevaluation
18 under paragraph (1) to be unfit to perform the duties of
19 the member’s office, grade, rank, or rating may be retired
20 or separated for physical disability under this chapter.”.

21 (2) CLERICAL AMENDMENT.—The table of sec-
22 tions at the beginning of chapter 61 of such title is
23 amended by inserting after the item relating to sec-
24 tion 1214 the following new item:

“1214a. Members determined fit for duty in Physical Evaluation Board evaluation; prohibition on involuntary administrative separation due to unsuitability based on medical conditions considered in evaluation.”.

1 (b) EFFECTIVE DATE.—The amendments made by
 2 subsection (a) shall take effect on the date of the enact-
 3 ment of this Act, and shall apply with respect to members
 4 evaluated for fitness for duty by Physical Evaluation
 5 Boards on or after that date.

6 **SEC. 572. AUTHORITY TO EXPEDITE BACKGROUND INVESTIGATIONS FOR HIRING OF WOUNDED WARRIORS AND SPOUSES BY THE DEPARTMENT OF DEFENSE AND DEFENSE CONTRACTORS.**

10 Section 1564 of title 10, United States Code, is
 11 amended—

12 (1) in subsection (d), by striking “the Secretaries of the military departments and the heads of
 13 Defense Agencies” and inserting “the Secretaries of
 14 the military departments, the heads of Defense
 15 Agencies, and the Director of the Office of Personnel Management, as appropriate,”; and

18 (2) by adding at the end the following new sub-
 19 section:

20 “(f) EXPEDITED PROCESSING OF SECURITY CLEARANCES FOR INJURED MEMBERS AND SPOUSES.—(1)
 21 When a covered person declares in writing the intent to
 22 apply for a position as a Department of Defense employee
 23

1 or contractor, or a position with a Department of Defense
2 contractor, for which a security clearance is required, the
3 Secretary may conduct or, as appropriate, request the con-
4 duct of any background investigation required for the
5 granting of that security clearance for that person in ad-
6 vance of the selection of that person for that position (and
7 notwithstanding that that person has not been selected for
8 the position at the time of the investigation).

9 “(2) For purposes of this subsection, a covered per-
10 son is any of the following:

11 “(A) A member of the armed forces who is ex-
12 pected to be retired or separated under chapter 61
13 of this title.

14 “(B) The spouse of a member of the armed
15 forces described in subparagraph (A).

16 “(C) The surviving spouse of a member of the
17 armed forces who dies as a result of a wound, inju-
18 ries, or illness incurred or aggravated in the line of
19 duty (as determined by the Secretary concerned).

20 “(3) When the Secretary initiates or requests a back-
21 ground investigation under this subsection with respect to
22 a person who at that time is a covered person by reason
23 of subparagraph (A) or (B) of paragraph (2), the inves-
24 tigation may be completed even if the person (or the
25 spouse of the person, as the case may be) is retired or

1 separated under chapter 61 of this title before the inves-
2 tigation is completed.”.

3 **Subtitle I—Military Family**
4 **Readiness Matters**

5 **SEC. 581. ADDITIONAL MEMBERS OF DEPARTMENT OF DE-**
6 **FENSE MILITARY FAMILY READINESS COUN-**
7 **CIL.**

8 (a) ADDITION OF SPOUSE OF GENERAL OR ADMI-
9 RAL.—Paragraph (1) of section 1781a(b) of title 10,
10 United States Code, is amended by inserting before the
11 period at the end of subparagraph (D) the following: “,
12 and one individual appointed by the Secretary who is the
13 spouse of an officer serving in the grade of general or ad-
14 miral”.

15 (b) ADDITION OF DIRECTOR OF OFFICE OF COMMU-
16 NITY SUPPORT FOR MILITARY FAMILIES WITH SPECIAL
17 NEEDS.—Such paragraph is further amended by adding
18 at the end the following new subparagraph:

19 “(F) The Director of the Office of Community
20 Support for Military Families With Special Needs.”.

21 (c) TECHNICAL AMENDMENT.—Subparagraph (E) of
22 such paragraph is amended by striking “the senior” and
23 all that follows through “member” and inserting “the sen-
24 ior enlisted advisor, or the spouse of a senior enlisted
25 member,”.

1 **SEC. 582. ENHANCEMENT OF COMMUNITY SUPPORT FOR**
2 **MILITARY FAMILIES WITH SPECIAL NEEDS.**

3 (a) ADDITIONAL RESPONSIBILITY FOR OFFICE OF
4 COMMUNITY SUPPORT FOR MILITARY FAMILIES WITH
5 SPECIAL NEEDS.—Section 1781c(d) of title 10, United
6 States Code, is amended—

7 (1) by redesignating paragraph (7) as para-
8 graph (8); and

9 (2) by inserting after paragraph (6) the fol-
10 lowing new paragraph (7):

11 “(7) To conduct periodic reviews of best prac-
12 tices in the United States in the provision of medical
13 and educational services for children with special
14 needs”.

15 (b) ENHANCEMENT OF SUPPORT.—Section 563 of
16 the National Defense Authorization Act for Fiscal Year
17 2010 (Public Law 111–84; 123 Stat. 2304) is amended—

18 (1) by redesignating subsection (c) as sub-
19 section (e); and

20 (2) by inserting after subsection (b) the fol-
21 lowing new subsections:

22 “(c) MILITARY DEPARTMENT SUPPORT FOR LOCAL
23 CENTERS TO ASSIST MILITARY CHILDREN WITH SPECIAL
24 NEEDS.—Each Secretary of a military department may
25 establish or support centers on or in the vicinity of mili-
26 tary installations under the jurisdiction of such Secretary

1 to coordinate and provide medical and educational services
2 for children with special needs of members of the Armed
3 Forces who are assigned to such installations.

4 “(d) ADVISORY PANEL ON COMMUNITY SUPPORT
5 FOR MILITARY FAMILIES WITH SPECIAL NEEDS.—

6 “(1) ESTABLISHMENT.—Not later than 90 days
7 after the date of the enactment of the National De-
8 fense Authorization Act for Fiscal Year 2011, the
9 Secretary of Defense shall establish an advisory
10 panel on community support for military families
11 with special needs.

12 “(2) MEMBERS.—The advisory panel shall con-
13 sist of seven individuals who are a member of a mili-
14 tary family with special needs, who shall be ap-
15 pointed by the Secretary for purposes of this sub-
16 section.

17 “(3) DUTIES.—The advisory panel shall—

18 “(A) provide informed advice to the Direc-
19 tor of the Office of Community Support for
20 Military Families With Special Needs on the
21 implementation of the policy required by sub-
22 section (e) of section 1781c of title 10, United
23 States Code, and on the discharge of the pro-
24 grams required by subsection (f) of such sec-
25 tion;

1 “(B) assess and provide information to the
2 Director on services and support for children
3 with special needs that is available from other
4 departments and agencies of the Federal Gov-
5 ernment and from State and local governments;
6 and

7 “(C) otherwise advise and assist the Direc-
8 tor in the discharge of the duties of the Office
9 of Community Support for Military Families
10 With Special Needs in such manner as the Sec-
11 retary and the Director jointly determine appro-
12 priate.

13 “(4) MEETINGS.—The Director shall meet with
14 the advisory panel at such times, and with such fre-
15 quency, as the Director considers appropriate. The
16 Director shall meet with the panel at least once each
17 year. The Director may meet with the panel through
18 teleconferencing or by other electronic means.”.

19 **SEC. 583. PILOT PROGRAM ON SCHOLARSHIPS FOR MILI-**
20 **TARY DEPENDENT CHILDREN WITH SPECIAL**
21 **EDUCATION NEEDS.**

22 (a) PILOT PROGRAM REQUIRED.—

23 (1) IN GENERAL.—The Secretary of Defense
24 shall, in conjunction with the Secretaries of the mili-
25 tary departments, carry out a pilot program to as-

1 sess the feasibility and advisability of awarding
2 scholarships to military children with special edu-
3 cation needs described in subsection (b) in order to
4 cover the costs of such children in attending a school
5 described in subsection (c) for the purpose of ensur-
6 ing military children with special education needs a
7 free appropriate public education that emphasizes
8 special education and related services designed to
9 meet their unique needs and prepare them for fur-
10 ther education, employment and independent living.
11 Such scholarships shall be known as “academic op-
12 portunity scholarships”.

13 (2) PURPOSES.—The purposes of the pilot pro-
14 gram shall be as follows:

15 (A) To identify and assess obstacles faced
16 by military families with children with special
17 education needs in obtaining a free appropriate
18 public education to address such needs.

19 (B) To develop options for military chil-
20 dren with special education needs to attend
21 public or private schools through scholarships.

22 (C) To identify and assess evidence-based
23 research and best practices for providing special
24 education and related services (as those terms
25 are defined in section 602 of the Individuals

1 with Disabilities Education Act (20 U.S.C.
2 1401)) for military children with special edu-
3 cation needs.

4 (D) To assess timeliness in obtaining spe-
5 cial education and related services described in
6 subparagraph (C).

7 (E) To identify and document improve-
8 ments in academic performance of military chil-
9 dren with special education needs as a result of
10 the scholarships under the pilot program.

11 (F) To determine and document the cost
12 associated with obtaining special education and
13 related services described in subparagraph (C)
14 through such scholarships.

15 (3) CRITERIA.—The Secretary of Defense shall
16 carry out the pilot program based on uniform cri-
17 teria established by the Secretary, in consultation
18 with the Secretary of Education or the appropriate
19 State government agency.

20 (4) COMMENCEMENT.—The Secretary of De-
21 fense shall commence carrying out the pilot program
22 beginning with the 2011-2012 academic year.

23 (b) COVERED MILITARY DEPENDENT CHILDREN.—
24 A military dependent child described in this subsection is
25 a child who—

1 (1) is a dependent of a member of the Armed
2 Forces;

3 (2) is a member of a family enrolled in the Ex-
4 ceptional Family Member program administered by
5 the Secretary of the military department concerned;

6 (3) is a child with a disability under section 602
7 of the Individuals with Disabilities Education Act;
8 and

9 (4) is covered by a current individualized edu-
10 cation program developed and approved in accord-
11 ance with section 614 of the Individuals with Dis-
12 abilities Education Act (20 U.S.C. 1414) or has
13 been identified as needing special education and re-
14 lated services.

15 (c) COVERED SCHOOLS.—A school described in this
16 subsection is any elementary or secondary school as fol-
17 lows:

18 (1) A private elementary school or secondary
19 school.

20 (2) A public school in a local educational agen-
21 cy or location other than the local educational agen-
22 cy or location, as the case may be, in which the mili-
23 tary dependent child concerned resides.

24 (3) A public charter school in a local edu-
25 cational agency or location other than the local edu-

1 cational agency or location, as the case may be, in
2 which the military dependent child concerned re-
3 sides.

4 (d) AMOUNT, PAYMENT, AND USE OF SCHOLAR-
5 SHIP.—

6 (1) AMOUNT.—The amount of the scholarship
7 awarded a military dependent child under the pilot
8 program for an academic year may not exceed the
9 lesser of—

10 (A) the amount required for such academic
11 year for the payment of tuition, fees, transpor-
12 tation, and other expenses in connection with
13 attendance at a school described in subsection
14 (c) for the purpose specified in subsection (a);
15 or

16 (B) \$7,500.

17 (2) PAYMENT.—Payment of the amount of a
18 scholarship awarded a military dependent child shall
19 be made to the parent or guardian of the child for
20 an academic year.

21 (3) USE.—Subject to regulations prescribed by
22 the Secretary of Defense for purposes of the pilot
23 program, the amount of the scholarship awarded a
24 military dependent child shall be utilized for the pay-
25 ment of tuition, fees, transportation, and other ex-

1 penses in connection with attendance at a school de-
2 scribed in subsection (c) for the purpose specified in
3 subsection (a).

4 (e) EVALUATION OF PERFORMANCE OF RECIPIENT
5 MILITARY DEPENDENT CHILDREN.—

6 (1) IN GENERAL.—The Secretary of Defense
7 shall conduct an evaluation of the performance of
8 military dependent children awarded scholarships
9 under the pilot program. The evaluation shall ad-
10 dress the following:

11 (A) The progress made by military depend-
12 ent children awarded scholarships in academic
13 and social performance.

14 (B) The success of the scholarships in ex-
15 panding choice in education and related services
16 for military dependent children described in
17 subsection (b).

18 (C) The success of the scholarships in en-
19 suring timely access of military dependent chil-
20 dren described in subsection (b) to special edu-
21 cation and related services required under their
22 individualized education programs.

23 (D) Such other matters as the Secretary
24 considers appropriate.

1 (2) COMPLETION.—The evaluation required by
2 paragraph (1) shall be completed not later than De-
3 cember 31, 2015.

4 (f) OPTIONS FOR IMPROVEMENT OF EDUCATIONAL
5 OPPORTUNITIES FOR MILITARY CHILDREN WITH SPE-
6 CIAL EDUCATION NEEDS.—

7 (1) DEVELOPMENT OF OPTIONS.—The Sec-
8 retary of the Defense shall, in consultation with the
9 Secretary of Education, develop a variety of options
10 for military families with children with special edu-
11 cation needs to enhance the benefits available to
12 such families and children under the Individuals
13 with Disabilities Education Act and better assist
14 such families in meeting such needs.

15 (2) ACTIONS.—In developing actions under
16 paragraph (1), the Secretaries shall consider the fol-
17 lowing:

18 (A) The feasibility of establishing an indi-
19 vidualized education program for military chil-
20 dren with special education needs that is appli-
21 cable across jurisdictions of local educational
22 agencies in order to achieve reciprocity among
23 States in acknowledging such programs.

24 (B) Means of improving oversight and
25 compliance with the provisions of section 614 of

1 the Individuals with Disabilities Education Act
2 that require local educational agencies to sup-
3 port an existing individualized education pro-
4 gram for a military child with special education
5 needs who is relocating to another State pursu-
6 ant to the permanent change of station of a
7 military parent until an individualized education
8 program is developed and approved for such
9 child in the State to which the child relocates.

10 (C) The feasibility of establishing an expe-
11 dited process for resolution of complaints by
12 military parents with a child with special edu-
13 cation needs about lack of access to education
14 and related services otherwise specified in the
15 individualized education program of such child.

16 (D) The feasibility of permitting the De-
17 partment of Defense to contact the State to
18 which a military family with a child with special
19 education needs will relocate pursuant to a per-
20 manent change of station when the orders for
21 such change of station are issued, but before
22 the family takes residence in such State, for the
23 purpose of commencing preparation for edu-
24 cation and related services specified in the indi-
25 vidualized education program of such child.

1 (E) The feasibility of establishing a system
2 within the Department of Defense to document
3 complaints by military parents regarding access
4 to free and appropriate public education for
5 their children with special education needs

6 (F) Means to strengthen the monitoring
7 and oversight of education and related services
8 for military children with special education
9 needs under the Interstate Compact on Edu-
10 cational Opportunities for Military Children.

11 (G) Such other matters as the Secretaries
12 jointly consider appropriate.

13 (g) REPORTS.—

14 (1) REPORT ON IMPROVEMENTS OF EDU-
15 CATIONAL OPPORTUNITIES.—Not later than Sep-
16 tember 30, 2012, the Secretary of Defense shall sub-
17 mit to Congress a report setting forth the options
18 developed under subsection (f). The report shall in-
19 clude—

20 (A) a description of any options developed;

21 and

22 (B) recommendations for such legislative
23 or administrative action as the Secretary of De-
24 fense and the Secretary of Education jointly
25 consider appropriate to implement such options.

1 (2) REPORT ON IMPLEMENTATION OF PILOT
2 PROGRAM.—Not later than September 30, 2011, the
3 Secretary of Defense shall submit to the Committees
4 on Armed Services of the Senate and the House of
5 Representatives a report setting forth the plans of
6 the Secretary for the award of scholarships under
7 the pilot program, including any regulations pre-
8 scribed for purposes of subsection (d)(3).

9 (3) FINAL REPORT ON PILOT PROGRAM.—Not
10 later than September 30, 2016, the Secretary shall
11 submit to the Committees on Armed Services of the
12 Senate and the House of Representatives a report on
13 the scholarships awarded under the pilot program.
14 The report shall include—

15 (A) a description of the scholarships
16 awarded under the pilot program, including the
17 number and amount of scholarships by school
18 year;

19 (B) the results of the evaluation required
20 by subsection (e); and

21 (C) such other matters as the Secretary
22 considers appropriate.

23 (h) FUNDING.—Of the amounts authorized to be ap-
24 propriated for the Department of Defense for a fiscal year

1 for operation and maintenance, up to \$5,000,000 may be
2 available in such fiscal year to carry out the pilot program.

3 (i) SUNSET.—The pilot program shall expire on Sep-
4 tember 30, 2016. No scholarship may be awarded under
5 the pilot program for an academic year that begins on or
6 after that date.

7 **SEC. 584. REPORTS ON CHILD DEVELOPMENT CENTERS**
8 **AND FINANCIAL ASSISTANCE FOR CHILD**
9 **CARE FOR MEMBERS OF THE ARMED**
10 **FORCES.**

11 (a) REPORTS REQUIRED.—Not later than six months
12 after the date of the enactment of this Act, and every two
13 years thereafter, the Secretary of Defense shall submit to
14 the Committees on Armed Services of the Senate and the
15 House of Representatives a report on Department of De-
16 fense child development centers and financial assistance
17 for child care provided by the Department of Defense off-
18 installation to members of the Armed Forces.

19 (b) ELEMENTS.—Each report required by subsection
20 (a) shall include the following, current as of the date of
21 such report:

22 (1) The number of child development centers
23 currently located on military installations.

1 (2) The number of dependents of members of
2 the Armed Forces utilizing such child development
3 centers.

4 (3) The number of dependents of members of
5 the Armed Forces that are unable to utilize such
6 child development centers due to capacity limita-
7 tions.

8 (4) The types of financial assistance available
9 for child care provided by the Department of De-
10 fense off-installation to members of the Armed
11 Forces (including eligible members of the reserve
12 components).

13 (5) The extent to which members of the Armed
14 Forces are utilizing such financial assistance for
15 child care off-installation.

16 (6) The methods by which the Department of
17 Defense reaches out to eligible military families to
18 increase awareness of the availability of such finan-
19 cial assistance.

20 (7) The formulas used to calculate the amount
21 of such financial assistance provided to members of
22 the Armed Forces.

23 (8) The funding available for such financial as-
24 sistance in the Department of Defense and in the
25 military departments.

1 (9) The barriers to access, if any, to such finan-
 2 cial assistance faced by members of the Armed
 3 Forces, including whether standards and criteria of
 4 the Department of Defense for child care off-instal-
 5 lation may affect access to child care.

6 (10) Any other matters the Secretary considers
 7 appropriate in connection with such report, including
 8 with respect to the enhancement of access to De-
 9 partment of Defense child care development centers
 10 and financial assistance for child care off-installation
 11 for members of the Armed Forces.

12 **Subtitle J—Other Matters**

13 **SEC. 591. DEPARTMENT OF DEFENSE POLICY CONCERNING** 14 **HOMOSEXUALITY IN THE ARMED FORCES.**

15 (a) COMPREHENSIVE REVIEW ON THE IMPLEMENTA-
 16 TION OF A REPEAL OF 10 U.S.C. § 654.—

17 (1) IN GENERAL.—On March 2, 2010, the Sec-
 18 retary of Defense issued a memorandum directing
 19 the Comprehensive Review on the Implementation of
 20 a Repeal of 10 U.S.C. § 654 (section 654 of title 10,
 21 United States Code).

22 (2) OBJECTIVES AND SCOPE OF REVIEW.—The
 23 Terms of Reference accompanying the Secretary’s
 24 memorandum established the following objectives
 25 and scope of the ordered review:

1 (A) Determine any impacts to military
2 readiness, military effectiveness and unit cohe-
3 sion, recruiting/retention, and family readiness
4 that may result from repeal of the law and rec-
5 ommend any actions that should be taken in
6 light of such impacts.

7 (B) Determine leadership, guidance, and
8 training on standards of conduct and new poli-
9 cies.

10 (C) Determine appropriate changes to ex-
11 isting policies and regulations, including but not
12 limited to issues regarding personnel manage-
13 ment, leadership and training, facilities, inves-
14 tigations, and benefits.

15 (D) Recommend appropriate changes (if
16 any) to the Uniform Code of Military Justice.

17 (E) Monitor and evaluate existing legisla-
18 tive proposals to repeal 10 U.S.C. § 654 and
19 proposals that may be introduced in the Con-
20 gress during the period of the review.

21 (F) Assure appropriate ways to monitor
22 the workforce climate and military effectiveness
23 that support successful follow-through on imple-
24 mentation.

1 (G) Evaluate the issues raised in ongoing
2 litigation involving 10 U.S.C. § 654.

3 (b) EFFECTIVE DATE.—The amendments made by
4 subsection (f) shall take effect 60 days after the date on
5 which the last of the following occurs:

6 (1) The Secretary of Defense has received the
7 report required by the memorandum of the Sec-
8 retary referred to in subsection (a).

9 (2) The President transmits to the congres-
10 sional defense committees a written certification,
11 signed by the President, the Secretary of Defense,
12 and the Chairman of the Joint Chiefs of Staff, stat-
13 ing each of the following:

14 (A) That the President, the Secretary of
15 Defense, and the Chairman of the Joint Chiefs
16 of Staff have considered the recommendations
17 contained in the report and the report's pro-
18 posed plan of action.

19 (B) That the Department of Defense has
20 prepared the necessary policies and regulations
21 to exercise the discretion provided by the
22 amendments made by subsection (f).

23 (C) That the implementation of necessary
24 policies and regulations pursuant to the discre-
25 tion provided by the amendments made by sub-

1 section (f) is consistent with the standards of
2 military readiness, military effectiveness, unit
3 cohesion, and recruiting and retention of the
4 Armed Forces.

5 (c) NO IMMEDIATE EFFECT ON CURRENT POLICY.—
6 Section 654 of title 10, United States Code, shall remain
7 in effect until such time that all of the requirements and
8 certifications required by subsection (b) are met. If these
9 requirements and certifications are not met, section 654
10 of title 10, United States Code, shall remain in effect.

11 (d) BENEFITS.—Nothing in this section, or the
12 amendments made by this section, shall be construed to
13 require the furnishing of benefits in violation of section
14 7 of title 1, United States Code (relating to the definitions
15 of “marriage” and “spouse” and referred to as the “De-
16 fense of Marriage Act”).

17 (e) NO PRIVATE CAUSE OF ACTION.—Nothing in this
18 section, or the amendments made by this section, shall be
19 construed to create a private cause of action.

20 (f) TREATMENT OF 1993 POLICY.—

21 (1) TITLE 10.—Upon the effective date estab-
22 lished by subsection (b), chapter 37 of title 10,
23 United States Code, is amended—

24 (A) by striking section 654; and

1 (B) in the table of sections at the begin-
2 ning of such chapter, by striking the item relat-
3 ing to section 654.

4 (2) CONFORMING AMENDMENT.—Upon the ef-
5 fective date established by subsection (b), section
6 571 of the National Defense Authorization Act for
7 Fiscal Year 1994 (10 U.S.C. 654 note) is amended
8 by striking subsections (b), (c), and (d).

9 **SEC. 592. RECRUITMENT AND ENLISTMENT OF CHARTER**
10 **SCHOOL GRADUATES IN THE ARMED FORCES.**

11 (a) POLICY ON RECRUITMENT AND ENLISTMENT.—

12 (1) POLICY REQUIRED.—Not later than June 1,
13 2011, the Secretary of Defense shall prescribe a pol-
14 icy on the recruitment and enlistment in the Armed
15 Forces of graduates of charter schools.

16 (2) UNIFORMITY ACROSS THE ARMED
17 FORCES.—The policy required by paragraph (1)
18 shall apply uniformly across the Armed Forces.

19 (b) ELEMENTS.—The policy required by subsection
20 (a) shall include the following:

21 (1) Means for identifying individuals who are
22 graduates of charter schools as high school grad-
23 uates for purposes of recruitment and enlistment in
24 the Armed Forces.

1 (2) Criteria for the designation of a charter
2 school as a so-called “Tier 1 school”, which designa-
3 tion shall ensure that charter schools that provide an
4 education equal to or better than the education pro-
5 vided by a secondary school are treated as the equiv-
6 alent of high schools for all purposes of recruitment
7 and enlistment in the Armed Forces.

8 (3) A communication plan to ensure that the
9 policy is understood by recruiting officials of all the
10 Armed Forces, including field recruiters at the low-
11 est level of command.

12 (4) A formal procedure, including an appeal
13 process, for States, local educational agencies, char-
14 ter school associations, and individual charter
15 schools to request and obtain designation as so-
16 called “Tier 1” schools under Department of De-
17 fense regulations.

18 **SEC. 593. UPDATED TERMINOLOGY FOR THE ARMY MED-**
19 **ICAL SERVICE CORPS.**

20 Section 3068(a)(5) of title 10, United States Code,
21 is amended—

22 (1) in subparagraph (A), by striking “Phar-
23 macy, Supply, and Administration” and inserting
24 “Administrative Health Services”;

1 (2) in subparagraph (C), by striking “Sanitary
2 Engineering” and inserting “Preventive Medicine
3 Sciences”; and

4 (3) in subparagraph (D), by striking “Optom-
5 etry” and inserting “Clinical Health Sciences”.

6 **TITLE VI—COMPENSATION AND**
7 **OTHER PERSONNEL BENEFITS**
8 **Subtitle A—Pay and Allowances**

9 **SEC. 601. EXTENSION OF AUTHORITY FOR INCREASE IN**
10 **BASIC ALLOWANCE FOR HOUSING FOR**
11 **AREAS SUBJECT TO MAJOR DISASTER OR IN-**
12 **STALLATIONS EXPERIENCING SUDDEN IN-**
13 **CREASE IN PERSONNEL.**

14 Section 403(b)(7)(E) of title 37, United States Code,
15 is amended by striking “December 31, 2009” and insert-
16 ing “December 31, 2012”.

17 **SEC. 602. REPEAL OF MANDATORY HIGH-DEPLOYMENT AL-**
18 **LOWANCE.**

19 (a) REPEAL OF AUTHORITY FOR PAYMENT OF HIGH-
20 DEPLOYMENT ALLOWANCE.—Section 436 of title 37,
21 United States Code, is repealed.

22 (b) CLERICAL AMENDMENT.—The table of sections
23 at the beginning of chapter 7 of such title is amended by
24 striking the item relating to section 436.

1 **SEC. 603. INELIGIBILITY OF CERTAIN FEDERAL GOVERN-**
2 **MENT EMPLOYEES FOR INCOME REPLACE-**
3 **MENT PAYMENTS.**

4 (a) INELIGIBILITY FOR PAYMENT.—Section 910(b)
5 of title 37, United States Code, is amended by adding at
6 the end the following new paragraph:

7 “(3) A civilian employee of the Federal Government
8 is not entitled to a payment under this section for any
9 period during which the employee is performing active
10 duty service that is covered by section 5538 of title 5, or
11 a similar benefit under another authority.”

12 (b) EFFECTIVE DATE.—The amendment made by
13 subsection (a) shall apply to payment for months begin-
14 ning on or after the date of the enactment of this Act.

15 **SEC. 604. REPORT ON COSTS INCURRED BY MEMBERS UN-**
16 **DERGOING PERMANENT CHANGE OF DUTY**
17 **STATION IN EXCESS OF ALLOWANCES.**

18 (a) REPORT REQUIRED.—Not later than 180 days
19 after the date of the enactment of this Act, the Secretary
20 of Defense shall submit to the congressional defense com-
21 mittees a report on the expenses incurred by members of
22 the Armed Forces ordered to make a change of permanent
23 station that are in excess of the allowances payable for
24 expenses of permanent change of station.

25 (b) ELEMENTS.—The report required by subsection
26 (a) shall include the following:

1 (1) A description of the number of members of
2 the Armed Forces who typically transport a second
3 privately-owned vehicle to or from a non-foreign
4 overseas location (including Alaska and Hawaii), and
5 to or from a foreign overseas location, during a per-
6 manent change of station.

7 (2) An assessment of the availability for mem-
8 bers of the Armed Forces undergoing a permanent
9 change of station of affordable privately-owned vehi-
10 cles at non-foreign overseas locations, and at foreign
11 overseas locations, including availability through
12 sales between members of the Armed Forces.

13 (3) A description of the expenses typically in-
14 curred by members of the Armed Forces with de-
15 pendents in transporting a second privately-owned
16 vehicle to or from a non-foreign overseas location
17 (including Alaska and Hawaii), and to or from a for-
18 eign overseas location, during a permanent change
19 of station.

20 (4) A description of the expenses typically in-
21 curred by members of the Armed Forces when oper-
22 ating a privately-owned vehicle while traveling to the
23 new permanent duty station during a permanent
24 change of station.

1 (5) The average cost incurred by a member of
2 the Armed Forces ordered to make a change of per-
3 manent station for travel to the new permanent duty
4 station to obtain a residence.

5 (6) Such recommendations for legislative action
6 as the Secretary considers appropriate in light of the
7 findings of the report to better address the costs in-
8 curred by members of the Armed Forces in under-
9 going a permanent change of station.

10 **SEC. 605. REPORT ON BASIC ALLOWANCE FOR HOUSING**
11 **FOR PERSONNEL ASSIGNED TO SEA DUTY.**

12 (a) REPORT REQUIRED.—Not later than July 1,
13 2011, the Secretary of Defense shall submit to the con-
14 gressional defense committees a report containing the fol-
15 lowing:

16 (1) A review of the standards used to determine
17 the monthly rates of basic allowance for housing for
18 personnel assigned to sea duty (under section 403 of
19 title 37, United States Code).

20 (2) A review of the legislative framework and
21 policies applicable to eligibility and levels of com-
22 pensation for single and married personnel, with and
23 without dependents, who are assigned to sea duty.

24 (3) Any recommendation for modifications of
25 title 37, United States Code, relating to basic allow-

1 ance for housing for personnel who are assigned to
2 sea duty that the Secretary considers appropriate,
3 including an estimate of the cost of each modifica-
4 tion.

5 (b) ELEMENTS OF REVIEWS.—In conducting the re-
6 views for purposes of subsection (a), the Secretary shall
7 consider whether existing law, policies, and housing stand-
8 ards are suitable in terms of the following:

9 (1) The cost and availability of housing ashore
10 for personnel assigned to sea duty.

11 (2) The pay and allowances (other than basic
12 allowance for housing) payable to personnel who are
13 assigned to sea duty, including basic pay, career sea
14 pay, and the family separation allowance.

15 (3) The comparability in levels of compensation
16 for single and married personnel, with and without
17 dependents, who are assigned to sea duty.

18 (4) The provision of appropriate quality of life
19 and retention incentives for members in all grades
20 who are assigned to sea duty.

21 (5) The provision of appropriate recognition
22 and motivation for promotion to higher military
23 grades of personnel who are assigned to sea duty.

24 (6) Budgetary constraints and rising personnel
25 costs.

1 **Subtitle B—Bonuses and Special**
2 **and Incentive Pays**

3 **SEC. 611. ONE-YEAR EXTENSION OF CERTAIN BONUS AND**
4 **SPECIAL PAY AUTHORITIES FOR RESERVE**
5 **FORCES.**

6 The following sections of title 37, United States
7 Code, are amended by striking “December 31, 2010” and
8 inserting “December 31, 2011”:

9 (1) Section 308b(g), relating to Selected Re-
10 serve reenlistment bonus.

11 (2) Section 308c(i), relating to Selected Reserve
12 affiliation or enlistment bonus.

13 (3) Section 308d(c), relating to special pay for
14 enlisted members assigned to certain high-priority
15 units.

16 (4) Section 308g(f)(2), relating to Ready Re-
17 serve enlistment bonus for persons without prior
18 service.

19 (5) Section 308h(e), relating to Ready Reserve
20 enlistment and reenlistment bonus for persons with
21 prior service.

22 (6) Section 308i(f), relating to Selected Reserve
23 enlistment and reenlistment bonus for persons with
24 prior service.

1 (7) Section 910(g), relating to income replace-
2 ment payments for reserve component members ex-
3 periencing extended and frequent mobilization for
4 active duty service.

5 **SEC. 612. ONE-YEAR EXTENSION OF CERTAIN BONUS AND**
6 **SPECIAL PAY AUTHORITIES FOR HEALTH**
7 **CARE PROFESSIONALS.**

8 (a) TITLE 10 AUTHORITIES.—The following sections
9 of title 10, United States Code, are amended by striking
10 “December 31, 2010” and inserting “December 31,
11 2011”:

12 (1) Section 2130a(a)(1), relating to nurse offi-
13 cer candidate accession program.

14 (2) Section 16302(d), relating to repayment of
15 education loans for certain health professionals who
16 serve in the Selected Reserve.

17 (b) TITLE 37 AUTHORITIES.—The following sections
18 of title 37, United States Code, are amended by striking
19 “December 31, 2010” and inserting “December 31,
20 2011”:

21 (1) Section 302c-1(f), relating to accession and
22 retention bonuses for psychologists.

23 (2) Section 302d(a)(1), relating to accession
24 bonus for registered nurses.

1 (3) Section 302e(a)(1), relating to incentive
2 special pay for nurse anesthetists.

3 (4) Section 302g(e), relating to special pay for
4 Selected Reserve health professionals in critically
5 short wartime specialties.

6 (5) Section 302h(a)(1), relating to accession
7 bonus for dental officers.

8 (6) Section 302j(a), relating to accession bonus
9 for pharmacy officers.

10 (7) Section 302k(f), relating to accession bonus
11 for medical officers in critically short wartime spe-
12 cialties.

13 (8) Section 302l(g), relating to accession bonus
14 for dental specialist officers in critically short war-
15 time specialties.

16 **SEC. 613. ONE-YEAR EXTENSION OF SPECIAL PAY AND**
17 **BONUS AUTHORITIES FOR NUCLEAR OFFI-**
18 **CERS.**

19 The following sections of title 37, United States
20 Code, are amended by striking “December 31, 2010” and
21 inserting “December 31, 2011”:

22 (1) Section 312(f), relating to special pay for
23 nuclear-qualified officers extending period of active
24 service.

1 (2) Section 312b(c), relating to nuclear career
2 accession bonus.

3 (3) Section 312c(d), relating to nuclear career
4 annual incentive bonus.

5 **SEC. 614. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**
6 **ING TO TITLE 37 CONSOLIDATED SPECIAL**
7 **PAY, INCENTIVE PAY, AND BONUS AUTHORI-**
8 **TIES.**

9 The following sections of title 37, United States
10 Code, are amended by striking “December 31, 2010” and
11 inserting “December 31, 2011”:

12 (1) Section 331(h), relating to general bonus
13 authority for enlisted members.

14 (2) Section 332(g), relating to general bonus
15 authority for officers.

16 (3) Section 333(i), relating to special bonus and
17 incentive pay authorities for nuclear officers.

18 (4) Section 334(i), relating to special aviation
19 incentive pay and bonus authorities for officers.

20 (5) Section 335(k), relating to special bonus
21 and incentive pay authorities for officers in health
22 professions.

23 (6) Section 351(i), relating to hazardous duty
24 pay.

1 (7) Section 352(g), relating to assignment pay
2 or special duty pay.

3 (8) Section 353(j), relating to skill incentive
4 pay or proficiency bonus.

5 (9) Section 355(i), relating to retention incen-
6 tives for members qualified in critical military skills
7 or assigned to high priority units.

8 **SEC. 615. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**
9 **ING TO PAYMENT OF OTHER TITLE 37 BO-**
10 **NUSES AND SPECIAL PAYS.**

11 The following sections of title 37, United States
12 Code, are amended by striking “December 31, 2010” and
13 inserting “December 31, 2011”:

14 (1) Section 301b(a), relating to aviation officer
15 retention bonus.

16 (2) Section 307a(g), relating to assignment in-
17 centive pay.

18 (3) Section 308(g), relating to reenlistment
19 bonus for active members.

20 (4) Section 309(e), relating to enlistment
21 bonus.

22 (5) Section 324(g), relating to accession bonus
23 for new officers in critical skills.

1 (6) Section 326(g), relating to incentive bonus
2 for conversion to military occupational specialty to
3 ease personnel shortage.

4 (7) Section 327(h), relating to incentive bonus
5 for transfer between Armed Forces.

6 (8) Section 330(f), relating to accession bonus
7 for officer candidates.

8 **SEC. 616. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**
9 **ING TO PAYMENT OF REFERRAL BONUSES.**

10 The following sections of title 10, United States
11 Code, are amended by striking “December 31, 2010” and
12 inserting “December 31, 2011”:

13 (1) Section 1030(i), relating to health profes-
14 sions referral bonus.

15 (2) Section 3252(h), relating to Army referral
16 bonus.

17 **Subtitle C—Travel and**
18 **Transportation Allowances**

19 **SEC. 621. TRAVEL AND TRANSPORTATION ALLOWANCES**
20 **FOR ATTENDANCE OF MEMBERS AND CER-**
21 **TAIN OTHER PERSONS AT YELLOW RIBBON**
22 **REINTEGRATION PROGRAM EVENTS.**

23 (a) TRAVEL AND TRANSPORTATION AUTHORIZED.—
24 Chapter 7 of title 37, United States Code, is amended by
25 inserting after section 411k the following new section:

1 **“§ 4111. Travel and transportation allowances: attend-**
2 **ance of members and others at Yellow**
3 **Ribbon Reintegration Program events**

4 “(a) ALLOWANCES AUTHORIZED.—(1) Under uni-
5 form regulations prescribed by the Secretaries concerned,
6 a member of the uniformed services authorized to attend
7 a Yellow Ribbon Reintegration Program event may be pro-
8 vided travel and transportation allowances in order that
9 the member may attend a Yellow Ribbon Reintegration
10 Program event.

11 “(2) Under uniform regulations prescribed by the
12 Secretaries concerned, not more than three persons des-
13 ignated under subsection (b) by a member of the uni-
14 formed services attending a Yellow Ribbon Reintegration
15 Program event may be provided travel and transportation
16 allowances in order to accompany the member in attending
17 such event if the Secretary concerned determines that the
18 presence of such person or persons at such event may con-
19 tribute to the purposes of such event for the member.

20 “(b) DESIGNATION OF PERSONS ELIGIBLE FOR AL-
21 LOWANCES.—A member eligible for travel and transpor-
22 tation allowances under paragraph (1) of subsection (a)
23 shall designate, in writing, the person or persons, if any,
24 for whom travel and transportation allowances may be
25 provided under paragraph (2) of that subsection. A mem-

1 ber may revise a designation under this subsection at any
2 time.

3 “(c) FORM AND AMOUNTS OF ALLOWANCES.—(1)
4 Travel and transportation allowances under subsection (a)
5 may be provided—

6 “(A) in the form of transportation in-kind;

7 “(B) in the form of reimbursement for actual
8 and necessary expenses of travel;

9 “(C) in the form of per diem; or

10 “(D) in a combination of the forms specified in
11 subparagraphs (A) through (C).

12 “(2) The amounts of reimbursement and rates of per
13 diem payable under paragraph (1) may not exceed the
14 amounts of reimbursement and rates of per diem estab-
15 lished for similar travel under section 404(d) of this title.

16 “(d) YELLOW RIBBON REINTEGRATION PROGRAM
17 EVENT DEFINED.—In this section, the term ‘Yellow Rib-
18 bon Reintegration Program event’ means an event author-
19 ized under section 582 of the National Defense Authoriza-
20 tion Act for Fiscal Year 2008 (10 U.S.C. 10101 note).”.

21 (b) CLERICAL AMENDMENT.—The table of sections
22 at the beginning of chapter 7 of such title is amended by
23 inserting after the item related to section 411k the fol-
24 lowing new item:

“411l. Travel and transportation allowances: attendance of members and others
at Yellow Ribbon Reintegration Program events.”.

1 **SEC. 622. AUTHORITY FOR PAYMENT OF FULL REPLACE-**
2 **MENT VALUE FOR LOSS OR DAMAGE TO**
3 **HOUSEHOLD GOODS IN CERTAIN CASES NOT**
4 **COVERED BY CARRIER LIABILITY.**

5 (a) CLAIMS AUTHORITY.—

6 (1) IN GENERAL.—Chapter 163 of title 10,
7 United States Code, is amended by adding at the
8 end the following new section:

9 **“§ 2740. Property loss: reimbursement of members**
10 **and civilian employees for full replace-**
11 **ment value of household effects when**
12 **contractor reimbursement not available**

13 “The Secretary of Defense and the Secretaries of the
14 military departments may, in paying a claim under section
15 3721 of title 31 arising from loss or damage to household
16 goods stored or transported at the expense of the Depart-
17 ment of Defense, pay the claim on the basis of full replace-
18 ment value in any of the following cases in which reim-
19 bursement for the full replacement value for the loss or
20 damage is not available directly from a carrier under sec-
21 tion 2636a of this title:

22 “(1) A case in which—

23 “(A) the lost or damaged goods were
24 stored or transported under a contract, tender,
25 or solicitation in accordance with section 2636a
26 of this title that requires the transportation

1 service provider to settle claims on the basis of
2 full replacement value; but

3 “(B) the loss or damage occurred under
4 circumstances that exclude the transportation
5 service provider from liability.

6 “(2) A case in which—

7 “(A) the loss or damage occurred while the
8 lost or damaged goods were in the possession of
9 an ocean carrier that was transporting, loading,
10 or unloading the goods under a Department of
11 Defense contract for ocean carriage; and

12 “(B) the land-based portions of the trans-
13 portation were under contracts, in accordance
14 with section 2636a of this title, that require the
15 land carriers to settle claims on the basis of full
16 replacement value.

17 “(3) A case in which—

18 “(A) the lost or damaged goods were
19 transported or stored under a contract or solici-
20 tation that requires at least one of the trans-
21 portation service providers or carriers that han-
22 dled the shipment to settle claims on the basis
23 of full replacement value pursuant to section
24 2636a of this title;

1 “(B) the lost or damaged goods have been
2 in the custody of more than one independent
3 contractor or transportation service provider;
4 and

5 “(C) a claim submitted to the delivering
6 transportation service provider or carrier is de-
7 nied in whole or in part because the loss or
8 damage occurred while the lost or damaged
9 goods were in the custody of a prior transpor-
10 tation service provider or carrier or government
11 entity.”.

12 (2) CLERICAL AMENDMENT.—The table of sec-
13 tions at the beginning of chapter 163 of such title
14 is amended by adding at the end the following new
15 item:

“2740. Property loss: reimbursement of members and civilian employees for full
replacement value of household effects when contractor reim-
bursement not available.”.

16 (b) EFFECTIVE DATE.—Section 2740 of title 10,
17 United States Code, as added by subsection (a), shall
18 apply with respect to losses incurred after March 1, 2008.

1 **Subtitle D—Disability, Retired Pay,**
2 **and Survivor Benefits**

3 **SEC. 631. REPEAL OF AUTOMATIC ENROLLMENT IN FAMILY**
4 **SERVICEMEMBERS' GROUP LIFE INSURANCE**
5 **FOR MEMBERS OF THE ARMED FORCES MAR-**
6 **RIED TO OTHER MEMBERS.**

7 Section 1967(a)(1) of title 38, United States Code,
8 is amended—

9 (1) in subparagraph (A)(ii), by inserting after
10 “insurable dependent of the member” the following:
11 “(other than a dependent who is also a member of
12 a uniformed service and, because of such member-
13 ship, automatically insured under this paragraph)”;
14 and

15 (2) in subparagraph (C)(ii), by inserting after
16 “insurable dependent of the member” the following:
17 “(other than a dependent who is also a member of
18 a uniformed service and, because of such member-
19 ship, automatically insured under this paragraph)”.

1 **SEC. 632. CONFORMITY OF SPECIAL COMPENSATION FOR**
2 **MEMBERS WITH INJURIES OR ILLNESSES RE-**
3 **QUIRING ASSISTANCE IN EVERYDAY LIVING**
4 **WITH MONTHLY PERSONAL CAREGIVER STI-**
5 **PEND UNDER DEPARTMENT OF VETERANS**
6 **AFFAIRS PROGRAM OF COMPREHENSIVE AS-**
7 **SISTANCE FOR FAMILY CAREGIVERS.**

8 Subsection (c) of section 439 of title 37, United
9 States Code, is amended to read as follows:

10 “(c) AMOUNT.—The amount of monthly special com-
11 pensation payable to a member under subsection (a) shall
12 be the amount as follows:

13 “(1) The monthly amount of aid and attend-
14 ance payable under section 1114(r)(2) of title 38.

15 “(2) Upon the establishment by the Secretary
16 of Veterans Affairs pursuant to subparagraph (C) of
17 section 1720G(a)(3) of title 38 of the schedule of
18 monthly personal caregiver stipends under the De-
19 partment of Veterans Affairs program of comprehen-
20 sive assistance for family caregivers under subpara-
21 graph (A)(ii)(V) of such section, the monthly per-
22 sonal caregiver stipend payable with respect to simi-
23 larly circumstanced veterans under such schedule,
24 rather than the amount specified in paragraph (1).”.

1 **TITLE VII—HEALTH CARE**
2 **PROVISIONS**
3 **Subtitle A—TRICARE Program**

4 **SEC. 701. ONE-YEAR EXTENSION OF CEILING ON CHARGES**
5 **FOR INPATIENT CARE UNDER THE TRICARE**
6 **PROGRAM.**

7 (a) ONE-YEAR EXTENSION.—Section 1086(b)(3) of
8 title 10, United States Code, is amended by striking “Sep-
9 tember 30, 2010” and inserting “September 30, 2011”.

10 (b) EFFECTIVE DATE.—The amendment made by
11 subsection (a) shall take effect on October 1, 2010.

12 **SEC. 702. EXTENSION OF DEPENDENT COVERAGE UNDER**
13 **THE TRICARE PROGRAM.**

14 (a) DEPENDENT COVERAGE.—

15 (1) IN GENERAL.—Chapter 55 of title 10,
16 United States Code, is amended by adding at the
17 end the following new section:

18 **“§ 1110b. TRICARE program: extension of dependent**
19 **coverage**

20 “(a) IN GENERAL.—In accordance with subsection
21 (c), an individual described in subsection (b) shall be
22 deemed to be a dependent (as described in section
23 1072(2)(D) of this title) for purposes of coverage under
24 the TRICARE program.

1 “(b) INDIVIDUAL DESCRIBED.—An individual de-
2 scribed in this subsection is an individual who—

3 “(1) would be a dependent under section
4 1072(2) of this title but for exceeding an age limit
5 under such section;

6 “(2) has not attained the age of 26;

7 “(3) is not eligible to enroll in an eligible em-
8 ployer-sponsored plan (as defined in section
9 5000A(f)(2) of the Internal Revenue Code of 1986);

10 “(4) is not otherwise a dependent of a member
11 or a former member under any subparagraph of sec-
12 tion 1072(2) of this title; and

13 “(5) meets other criteria specified in regula-
14 tions prescribed by the Secretary, similar to regula-
15 tions prescribed by the Secretary of Health and
16 Human Services under section 2714(b) of the Public
17 Health Service Act.

18 “(c) PREMIUM.—(1) The Secretary shall prescribe by
19 regulation a premium (or premiums) for coverage under
20 the TRICARE program provided pursuant to this section
21 to an individual described in subsection (b).

22 “(2) The monthly amount of the premium in effect
23 for a month for coverage under the TRICARE program
24 pursuant to this section shall be the amount equal to the

1 cost of such coverage that the Secretary determines on an
2 appropriate actuarial basis.

3 “(3) The Secretary shall prescribe the requirements
4 and procedures applicable to the payment of premiums
5 under this subsection.

6 “(4) Amounts collected as premiums under this sub-
7 section shall be credited to the appropriation available for
8 the Defense Health Program Account under section 1100
9 of this title, shall be merged with sums in such Account
10 that are available for the fiscal year in which collected,
11 and shall be available under subsection (b) of such section
12 for such fiscal year.”.

13 (2) CLERICAL AMENDMENT.—The table of sec-
14 tions at the beginning of chapter of such title is
15 amended by inserting after the item relating to sec-
16 tion 1110a the following new item:

“1110b. TRICARE program: extension of dependent coverage.”.

17 (b) EFFECTIVE DATE AND REGULATIONS.—The
18 amendments made by this section shall take effect on Jan-
19 uary 1, 2011. The Secretary of Defense shall prescribe
20 an interim final rule with respect to such amendments,
21 effective not later than January 1, 2011.

1 **SEC. 703. RECOGNITION OF LICENSED MENTAL HEALTH**
2 **COUNSELORS AS AUTHORIZED PROVIDERS**
3 **UNDER THE TRICARE PROGRAM.**

4 (a) **IN GENERAL.**—Section 1079(a)(13) of title 10,
5 United States Code, is amended by inserting after “cer-
6 tified nurse practitioner,” the following: “licensed mental
7 health counselors,”.

8 (b) **REGULATIONS.**—The Secretary of Defense shall,
9 in consultation with the other administering Secretaries,
10 issue regulations for implementation of the revision made
11 by subsection (a). Such regulations shall include qualifica-
12 tions, consistent with subsection (c), for licensed mental
13 health counselors to be recognized as authorized to prac-
14 tice independently for purposes of reimbursement under
15 the TRICARE program. Such regulations shall be issued
16 as an interim final rule within 180 days of the date of
17 the enactment of this Act.

18 (c) **QUALIFICATIONS.**—The qualifications referred to
19 in subsection (b) shall include the following:

20 (1) The mental health counselor must be li-
21 censed for independent practice to diagnose and
22 treat mental illness in mental health counseling by
23 the jurisdiction where practicing. In jurisdictions
24 with two or more licenses allowing for differing
25 scopes of independent practice, the licensed mental

1 health counselor may only practice within the scope
2 of the license the mental health counselor possesses.

3 (2) The mental health counselor must have
4 passed the National Clinical Mental Health Coun-
5 seling Examination.

6 (3) The mental health counselor must possess a
7 master's or higher-level degree in mental health
8 counseling from a regionally accredited institution.
9 The mental health counseling or clinical mental
10 health counseling program through which the degree
11 was obtained must be accredited by the Council for
12 Accreditation of Counseling and Related Educational
13 Programs (CACREP) or a similar accreditation pro-
14 gram considered appropriate by the Secretary.

15 (4) The mental health counselor must have a
16 minimum of 2 years of post-master's degree super-
17 vised mental health counseling practice which in-
18 cludes a minimum of 3,000 hours of supervised clin-
19 ical practice and 100 hours of face-to-face super-
20 vision. This supervision must be provided by a men-
21 tal health counselor who is licensed for independent
22 practice in mental health counseling in the jurisdic-
23 tion where practicing and must be conducted in a
24 manner that is consistent with the guidelines for su-

1 pervision of the American Mental Health Counselors
2 Association.

3 (5) The mental health counselor must agree
4 that a patient's organic medical problems must re-
5 ceive appropriate concurrent management by a phy-
6 sician.

7 (d) TRANSITION PROVISIONS.—The regulations re-
8 quired by subsection (b) shall also include transition provi-
9 sions under which, for a period of time specified by the
10 Secretary, mental health counselors meeting qualification
11 standards prescribed by the Secretary may continue to be
12 recognized as authorized providers under the TRICARE
13 program for purposes of practice through referral and on-
14 going supervision by a physician.

15 (e) DEFINITIONS.—In this section:

16 (1) The term “administering Secretaries” has
17 the meaning given that term in section 1072(3) of
18 title 10, United States Code.

19 (2) The term “TRICARE program” has the
20 meaning given that term in section 1072(7) of title
21 10, United States Code.

1 **SEC. 704. PLAN FOR ENHANCEMENT OF QUALITY, EFFI-**
2 **CIENCIES, AND SAVINGS IN THE MILITARY**
3 **HEALTH CARE SYSTEM.**

4 (a) **PLAN REQUIRED.**—Not later than 180 days after
5 the date of the enactment of this Act, the Secretary of
6 Defense shall submit to the congressional defense commit-
7 tees a report setting forth a plan for actions to be taken
8 by the Secretary of Defense to enhance quality and effi-
9 ciencies and secure additional cost savings under the
10 **TRICARE** program and the other health care programs
11 and activities of the Department of Defense that are fund-
12 ed by the Defense Health Program account.

13 (b) **POTENTIAL ACTIONS.**—In developing the plan re-
14 quired by subsection (a), the Secretary shall consider a
15 variety of potential actions, including, but not limited to,
16 the following:

17 (1) Measures to increase the utilization of home
18 delivery pharmacy.

19 (2) Measures to reduce usage of emergency
20 rooms for non-emergency health care.

21 (3) Implementation of patient-centered medical
22 home.

23 (4) Mechanisms to reduce overhead and admin-
24 istrative expenses for health care provided directly
25 by the Secretary and for health care provided under
26 contract.

1 (5) Full deployment of electronic health records
2 management.

3 (6) Mechanisms to improve patient safety and
4 eliminate ineffective medical procedures.

5 (7) The consolidation of support contracts.

6 (8) The expansion of prevention and disease
7 management programs.

8 (9) Mechanisms to ensure consistency of health
9 care and health care technology throughout the mili-
10 tary health care system.

11 (10) The establishment of a unified military
12 medical command.

13 (c) ANTICIPATED SAVINGS.—The report on the plan
14 required by subsection (a) shall set forth, for each action
15 specified in the plan, the following:

16 (1) An estimate of the cost savings anticipated
17 to be achieved by such action during the five fiscal
18 years beginning with fiscal year 2011.

19 (2) Metrics for evaluating the implementation
20 of such action and for determining the amount of
21 cost savings achieved by such action.

22 (d) TRICARE PROGRAM DEFINED.—In this section,
23 the term “TRICARE program” has the meaning given
24 that term in section 1072(7) of title 10, United States
25 Code.

1 **Subtitle B—Health Care**
2 **Administration**

3 **SEC. 711. POSTDEPLOYMENT HEALTH REASSESSMENTS**
4 **FOR PURPOSES OF THE MEDICAL TRACKING**
5 **SYSTEM FOR MEMBERS OF THE ARMED**
6 **FORCES DEPLOYED OVERSEAS.**

7 (a) REQUIREMENT FOR POSTDEPLOYMENT HEALTH
8 REASSESSMENTS.—Paragraph (1) of subsection (b) of
9 section 1074f of title 10, United States Code, is amended
10 to read as follows:

11 “(1)(A) The system described in subsection (a) shall
12 include the use of predeployment medical examinations
13 and postdeployment medical examinations (including the
14 assessment of mental health and the drawing of blood
15 samples) and postdeployment health reassessments to—

16 “(i) accurately record the medical condition of
17 members before their deployment;

18 “(ii) accurately record any changes in their
19 medical condition during the course of their deploy-
20 ment; and

21 “(iii) identify health concerns, including mental
22 health concerns, that may become manifest several
23 months following their deployment.

24 “(B) The postdeployment medical examination shall
25 be conducted when the member is redeployed or otherwise

1 leaves an area in which the system is in operation (or as
2 soon as possible thereafter).

3 “(C) The postdeployment health reassessment shall
4 be conducted at an appropriate time during the period be-
5 ginning 90 days after the member is redeployed and end-
6 ing 180 days after the member is redeployed.”.

7 (b) INCORPORATION IN REASSESSMENTS OF ELE-
8 MENTS OF PREDEPLOYMENT AND POSTDEPLOYMENT
9 MEDICAL EXAMINATIONS.—Paragraph (2) of such sub-
10 section is amended by striking “and postdeployment med-
11 ical examination” and inserting “medical examination,
12 postdeployment medical examination, and postdeployment
13 health reassessment”.

14 (c) RECORDKEEPING.—Subsection (c) of such section
15 is amended—

16 (1) by inserting “and reassessments” after
17 “medical examinations”; and

18 (2) by inserting “and the prescription and ad-
19 ministration of psychotropic medications” after “in-
20 cluding immunizations”.

21 (d) QUALITY ASSURANCE.—Subsection (d) of such
22 section is amended—

23 (1) in paragraph (1), by striking “and
24 postdeployment medical examinations” and inserting

1 “, postdeployment medical examinations, and
2 postdeployment health reassessments”; and

3 (2) in paragraph (2)—

4 (A) in subparagraph (A), by inserting
5 “and reassessments” after “postdeployment
6 health assessments”; and

7 (B) in subparagraph (B), by inserting
8 “and reassessments” after “such assessments”.

9 **SEC. 712. COMPREHENSIVE POLICY ON CONSISTENT AUTO-**
10 **MATED NEUROLOGICAL COGNITIVE ASSESS-**
11 **MENTS OF MEMBERS OF THE ARMED FORCES**
12 **BEFORE AND AFTER DEPLOYMENT.**

13 (a) **COMPREHENSIVE POLICY REQUIRED.**—Not later
14 than January 31, 2011, the Secretary of Defense shall de-
15 velop and implement a comprehensive policy on consistent
16 automated neurological cognitive assessments of members
17 of the Armed Forces before and after deployment.

18 (b) **SCOPE OF POLICY.**—The policy required by sub-
19 section (a) shall address each of the following:

20 (1) The administration of effective
21 predeployment and postdeployment automated neu-
22 rological cognitive assessments selected by the De-
23 partment of Defense for its neurological cognitive
24 assessment test program in compliance with section
25 1673 of the Wounded Warrior Act (title XVI of

1 Public Law 110–181; 122 Stat. 482) for all mem-
2 bers of the Armed Forces who are preparing to de-
3 ploy and all members who have returned from de-
4 ployment and have experienced an event which could
5 result in traumatic brain injury or a concussion.

6 (2) The method used by the Department to
7 evaluate automated technologies to be used for neu-
8 rological cognitive assessments of members of the
9 Armed Forces before and after deployment.

10 (3) A plan of outreach to members of the
11 Armed Forces who received predeployment baseline
12 cognitive ability assessments and experienced an
13 event which could result in traumatic brain injury or
14 a concussion for the purpose of conducting a con-
15 sistent automated postdeployment cognitive assess-
16 ment test and ensuring referral for follow-up care,
17 as appropriate.

18 (4) The standardization of testing procedures
19 for neurological cognitive assessments of members of
20 the Armed Forces throughout the Department.

21 (5) The documentation of the results of auto-
22 mated neurological cognitive assessments of mem-
23 bers of the Armed Forces in electronic form in the
24 medical records of such members.

1 (6) The compatibility of electronic documenta-
2 tion of cognitive assessment test results and follow-
3 up referrals with the electronic health record sys-
4 tems of the Department of Defense and the Depart-
5 ment of Veterans Affairs.

6 (7) The feasibility of establishing an electronic
7 longitudinal neurological cognitive assessment med-
8 ical record for the on-going care of members and
9 veterans throughout the Department of Defense and
10 the Department of Veterans Affairs.

11 (8) The availability of results and reports on
12 automated neurological cognitive assessments of
13 members of the Armed Forces to members of the
14 Armed Forces and veterans for their personal use in
15 health management.

16 (c) UPDATES.—The Secretary shall revise the policy
17 required by subsection (a) on a periodic basis in accord-
18 ance with experience and evolving best practice guidelines.

19 **SEC. 713. RESTORATION OF PREVIOUS POLICY REGARDING**
20 **RESTRICTIONS ON USE OF DEPARTMENT OF**
21 **DEFENSE MEDICAL FACILITIES.**

22 Section 1093 of title 10, United States Code, is
23 amended—

24 (1) by striking subsection (b); and

1 (2) in subsection (a), by striking “(a) RESTRIC-
2 TION ON USE OF FUNDS.—”.

3 **SEC. 714. TRAVEL FOR ANESTHESIA SERVICES FOR CHILD-**
4 **BIRTH FOR COMMAND-SPONSORED DEPEND-**
5 **ENTS OF MEMBERS ASSIGNED TO REMOTE**
6 **LOCATIONS OUTSIDE THE CONTINENTAL**
7 **UNITED STATES.**

8 (a) TRAVEL AUTHORIZED.—Section 1040(a) of title
9 10, United States Code, is amended—

10 (1) by inserting “(1)” after “(a)”; and

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

13 “(2)(A) For purposes of paragraph (1), required
14 medical attention of a dependent includes, in the case of
15 a dependent authorized to accompany a member at a loca-
16 tion described in that paragraph, obstetrical anesthesia
17 services for childbirth equivalent to the obstetrical anes-
18 thesia services for childbirth available in a military treat-
19 ment facility in the United States.

20 “(B) In the case of a dependent at a remote location
21 outside the continental United States who elects services
22 described in subparagraph (A) and for whom air transpor-
23 tation would be needed to travel under paragraph (1) to
24 the nearest appropriate medical facility at which adequate
25 medical care is available, the Secretary may authorize the

1 dependent to receive transportation under that paragraph
2 to the continental United States and be treated at the
3 military treatment facility that can provide appropriate
4 obstetrical services that is nearest to the closest port of
5 entry into the continental United States from such remote
6 location.

7 “(C) The second through sixth sentences of para-
8 graph (1) shall apply to a dependent provided transpor-
9 tation by reason of this paragraph.

10 “(D) The total cost incurred by the United States
11 for the provision of transportation and expenses (including
12 per diem) with respect to a dependent by reason of this
13 paragraph may not exceed the cost the United States
14 would otherwise incur for the provision of transportation
15 and expenses with respect to that dependent under para-
16 graph (1) if the transportation and expenses were provided
17 to that dependent without regard to this paragraph.

18 “(E) The authority under this paragraph shall expire
19 on September 30, 2015.”.

20 (b) REPORT.—Not later than September 30, 2013,
21 the Assistant Secretary of Defense for Health Affairs shall
22 submit to the Secretary of Defense and the Director of
23 the Office of Management and Budget a report on the use
24 of the authority under paragraph (2) of section 1040(a)

1 of title 10, United States Code (as added by subsection
2 (a)). The report shall—

3 (1) identify associated costs and the effect of
4 the use of the authority on obstetric care provided
5 at overseas military treatment facilities; and

6 (2) include the recommendation of the Assist-
7 ant Secretary as to whether an extension of the au-
8 thority is advisable.

9 **SEC. 715. CLARIFICATION OF AUTHORITY FOR TRANSFER**
10 **OF MEDICAL RECORDS FROM THE DEPART-**
11 **MENT OF DEFENSE TO THE DEPARTMENT OF**
12 **VETERANS AFFAIRS.**

13 (a) IN GENERAL.—Section 1614(b)(11) of the
14 Wounded Warrior Act (title XVI of Public Law 110–181;
15 122 Stat. 445; 10 U.S.C. 1071 note) is amended by insert-
16 ing before the period at the end the following: “, or that
17 such transfer is otherwise authorized by the regulations
18 implementing such Act”.

19 (b) EFFECTIVE DATE.—The amendment made by
20 subsection (a) shall be effective as if included in section
21 1614 of such Act as enacted on January 28, 2008.

1 **SEC. 716. CLARIFICATION OF LICENSURE REQUIREMENTS**
2 **APPLICABLE TO MILITARY HEALTH-CARE**
3 **PROFESSIONALS WHO ARE MEMBERS OF THE**
4 **NATIONAL GUARD PERFORMING CERTAIN**
5 **DUTY WHILE IN STATE STATUS.**

6 Section 1094(d) of title 10, United States Code, is
7 amended—

8 (1) in paragraph (1), by inserting “or (3)”
9 after “paragraph (2)”;

10 (2) in paragraph (2), by inserting “as being de-
11 scribed in this paragraph” after “paragraph (1)”;
12 and

13 (3) by adding at the end the following new
14 paragraph:

15 “(3) A health-care professional referred to in
16 paragraph (1) as being described in this paragraph
17 is a member of the National Guard who—

18 “(A) has a current license to practice med-
19 icine, osteopathic medicine, dentistry, or an-
20 other health profession; and

21 “(B) is performing training or duty under
22 section 502(f) of title 32, United States Code,
23 in response to an actual or potential disaster.”.

1 **SEC. 717. EDUCATION AND TRAINING ON USE OF PHARMA-**
2 **CEUTICALS IN REHABILITATION PROGRAMS**
3 **FOR WOUNDED WARRIORS.**

4 (a) EDUCATION AND TRAINING REQUIRED.—The
5 Secretary of Defense shall develop and implement train-
6 ing, available through the Internet or other means, on the
7 use of pharmaceuticals in rehabilitation programs for seri-
8 ously ill or injured members of the Armed Forces.

9 (b) RECIPIENTS OF TRAINING.—The training devel-
10 oped and implemented under subsection (a) shall be train-
11 ing for each category of individuals as follows:

12 (1) Patients in or transitioning to a Wounded
13 Warrior Unit, with special accommodation in such
14 training for such patients with cognitive disabilities.

15 (2) Medical caregivers.

16 (3) Medical case managers.

17 (4) Nonmedical case managers.

18 (5) Military leaders.

19 (6) Family members.

20 (c) ELEMENTS OF TRAINING.—The training devel-
21 oped and implemented under subsection (a) shall include
22 the following:

23 (1) An overview of the fundamentals of clinical
24 pharmacology.

25 (2) Familiarization with principles on the utili-
26 zation of pharmaceuticals in rehabilitation therapies.

1 (3) Case studies on the utilization of pharma-
2 ceuticals for individuals with multiple, complex inju-
3 ries, including Traumatic Brain Injury (TBI) and
4 Post-Traumatic Stress Disorder (PTSD).

5 (4) Familiarization with means of finding addi-
6 tional resources for information on pharmaceuticals.

7 (5) Familiarization with basic elements of pain
8 and pharmaceutical management.

9 (6) Familiarization with complementary and al-
10 ternative therapies.

11 (d) TAILORING OF TRAINING.—The training devel-
12 oped and implemented under subsection (a) shall appro-
13 priately tailor the elements specified in subsection (c) for
14 and among each category of individuals set forth in sub-
15 section (b).

16 (e) PROFICIENCY.—The Secretary of Defense may, in
17 consultation with the Secretaries of the military depart-
18 ments, establish standards or requirements for the com-
19 pletion of training developed and implemented under sub-
20 section (a) and for proficiency in the matters covered by
21 such training for all recipients of such training.

Subtitle C—Reports

1 **Subtitle C—Reports**
2 **SEC. 731. REPORT ON DEPARTMENT OF DEFENSE SUPPORT**
3 **OF MEMBERS OF THE ARMED FORCES WHO**
4 **EXPERIENCE TRAUMATIC INJURY AS A RE-**
5 **SULT OF VACCINATIONS REQUIRED BY THE**
6 **DEPARTMENT.**

7 (a) REPORT.—Not later than 180 days after the date
8 of the enactment of this Act, the Secretary of Defense
9 shall, in consultation with the Secretaries of the military
10 departments, submit to the appropriate committees of
11 Congress a report setting forth the results of a comprehen-
12 sive review (conducted for purposes of the report) of the
13 adequacy and effectiveness of the policies, procedures, and
14 systems of the Department of Defense in providing sup-
15 port to members of the Armed Forces who experience
16 traumatic injury as a result of a vaccination required by
17 the Department.

18 (b) ELEMENTS.—The report required by subsection
19 (a) shall include the following:

20 (1) The number and nature of traumatic inju-
21 ries incurred by members of the Armed Forces as a
22 result of a vaccination required by the Department
23 of Defense each year since January 1, 2001, set
24 forth by aggregate in each year and by military de-
25 partment in each year.

1 (2) Such recommendations as the Secretary of
2 Defense considers appropriate for improvements to
3 the policies, procedures, and systems (including
4 tracking systems) of the Department to identify
5 members of the Armed Forces who experience trau-
6 matic injury as a result of a vaccination required by
7 the Department.

8 (3) Such recommendations as the Secretary of
9 Defense considers appropriate for improvements to
10 the policies, procedures, and systems of the Depart-
11 ment to support members of the Armed Forces who
12 experience traumatic injury as a result of the admin-
13 istration of a vaccination required by the Depart-
14 ment.

15 (4) In consultation with the Secretary of Vet-
16 erans Affairs, an assessment by the Secretary of De-
17 fense of the advisability of extending Traumatic
18 Servicemembers' Group Life Insurance under section
19 1980A of title 38, United States Code, to cover
20 traumatic adverse reactions that result from vaccina-
21 tions required by the Department.

22 (5) If the extension described in paragraph (4)
23 is determined not to be advisable, an identification
24 of other Federal programs the Secretary of Defense
25 considers appropriate to provide similar support to

1 members of the Armed Forces who experience trau-
2 matic injury as a result of a vaccination required by
3 the Department.

4 (c) APPROPRIATE COMMITTEES OF CONGRESS DE-
5 FINED.—In this section, the term “appropriate commit-
6 tees of Congress” means—

7 (1) the Committees on Armed Services and Vet-
8 erans’ Affairs of the Senate; and

9 (2) the Committees on Armed Services and Vet-
10 erans’ Affairs of the House of Representatives.

11 **SEC. 732. REPEAL OF REPORT REQUIREMENT ON SEPARA-**
12 **TIONS RESULTING FROM REFUSAL TO PAR-**
13 **TICIPATE IN ANTHRAX VACCINE IMMUNIZA-**
14 **TION PROGRAM.**

15 Section 1178 of title 10, United States Code, is
16 amended—

17 (1) by striking “(a) REQUIREMENT TO ESTAB-

18 LISH SYSTEM.—”; and

19 (2) by striking subsection (b).

1 **TITLE VIII—ACQUISITION POL-**
2 **ICY, ACQUISITION MANAGE-**
3 **MENT, AND RELATED MAT-**
4 **TERS**

5 **Subtitle A—Provisions Relating to**
6 **Major Defense Acquisition Pro-**
7 **grams**

8 **SEC. 801. IMPROVEMENTS TO STRUCTURE AND FUNC-**
9 **TIONING OF JOINT REQUIREMENTS OVER-**
10 **SIGHT COUNCIL.**

11 (a) VICE CHAIRMAN OF JOINT CHIEFS OF STAFF TO
12 BE CHAIRMAN OF COUNCIL.—Subsection (c) of section
13 181 of title 10, United States Code, is amended—

14 (1) in paragraph (1), by inserting “Vice” before
15 “Chairman of the Joint Chiefs of Staff”;

16 (2) in paragraph (2), by striking “, other than
17 the Chairman of the Joint Chiefs of Staff,” and in-
18 serting “under subparagraphs (B), (C), (D), and
19 (E) of paragraph (1)”; and

20 (3) by striking paragraph (3).

21 (b) ROLE OF COMMANDERS OF COMBATANT COM-
22 MANDS AS MEMBERS OF COUNCIL.—Paragraph (1) of
23 subsection (c) of such section is further amended—

24 (1) in subparagraph (D), by striking “and” at
25 the end;

1 (2) in subparagraph (E), by striking the period
2 at the end and inserting “; and”; and

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

5 “(F) in addition, when directed by the chair-
6 man, the commander of any combatant command
7 (or, as directed by that commander, the deputy com-
8 mander of that command) when matters related to
9 the area of responsibility or functions of that com-
10 mand will be under consideration by the Council.”.

11 (c) CIVILIAN ADVISORS.—

12 (1) ADDITIONAL CIVILIAN ADVISORS.—Sub-
13 section (d) of such section is amended by striking
14 “The Under Secretary” and all that follows through
15 “and expertise.” and inserting: “The following offi-
16 cials of the Department of Defense shall serve as ad-
17 visors to the Council on matters within their author-
18 ity and expertise:

19 “(A) The Under Secretary of Defense for
20 Acquisition, Technology, and Logistics.

21 “(B) The Under Secretary of Defense
22 (Comptroller).

23 “(C) The Under Secretary of Defense for
24 Policy.

1 “(D) The Director of Cost Assessment and
2 Program Evaluation.

3 “(E) The Director of Operational Test and
4 Evaluation.

5 “(F) Such other civilian officials of the De-
6 partment of Defense as are designated by the
7 Secretary of Defense for purposes of this sub-
8 section.”.

9 (2) CONFORMING AMENDMENT.—Subsection
10 (b)(3) of such section is amended by striking
11 “Under Secretary of Defense (Comptroller), the
12 Under Secretary of Defense for Acquisition, Tech-
13 nology, and Logistics, and the Director of Cost As-
14 sessment and Performance Evaluation” and insert-
15 ing “advisors to the Council under subsection (d)”.

16 (d) RECOGNITION OF PERMANENT NATURE OF
17 COUNCIL.—Subsection (a) of such section is amended by
18 striking “The Secretary of Defense shall establish” and
19 inserting “There is”.

20 **SEC. 802. COST ESTIMATES FOR PROGRAM BASELINES AND**
21 **CONTRACT NEGOTIATIONS FOR MAJOR DE-**
22 **FENSE ACQUISITION AND MAJOR AUTO-**
23 **MATED INFORMATION SYSTEM PROGRAMS.**

24 Section 2334 of title 10, United States Code, is
25 amended—

1 (1) in subsection (d)—

2 (A) in paragraph (1)—

3 (i) by striking “paragraph (2)” and
4 inserting “paragraph (3)”; and

5 (ii) by striking “, the rationale for se-
6 lecting such confidence level, and, if such
7 confidence level is less than 80 percent, the
8 justification for selecting a confidence level
9 of less than 80 percent; and” and inserting
10 “and the rationale for selecting such con-
11 fidence level;”;

12 (B) by redesignating paragraph (2) as
13 paragraph (3); and

14 (C) by inserting after paragraph (1) the
15 following new paragraph (2):

16 “(2) ensure that such confidence level provides
17 a high degree of confidence that the program can be
18 completed without the need for significant adjust-
19 ment to program budgets; and”;

20 (2) by redesignating subsections (e) and (f) as
21 subsections (f) and (g), respectively; and

22 (3) by inserting after subsection (d) the fol-
23 lowing new subsection (e):

24 “(e) ESTIMATES FOR PROGRAM BASELINE AND CON-
25 TRACT NEGOTIATION PURPOSES.—(1) The policies, proce-

1 dures, and guidance issued by the Director of Cost Assess-
2 ment and Program Evaluation in accordance with the re-
3 quirements of subsection (a) shall provide that—

4 “(A) cost estimates developed for baseline de-
5 scriptions and other program purposes specified in
6 subsection (a)(6) are not to be used for the purpose
7 of contract negotiations or the obligation of funds;
8 and

9 “(B) cost estimates developed for the purpose
10 of contract negotiations and the obligation of funds
11 are based on the government’s reasonable expecta-
12 tion of successful contractor performance in accord-
13 ance with the contractor’s proposal and previous ex-
14 perience.

15 “(2) The Program Manager and contracting officer
16 for each major defense acquisition program and major
17 automated information system program shall ensure that
18 cost estimates developed for the purpose of contract nego-
19 tiations and the obligation of funds are carried out in ac-
20 cordance with the requirements of paragraph (1) and the
21 policies, procedures, and guidance issued by the Director
22 of Cost Assessment and Program Evaluation.

23 “(3) Funds that are made available for a major de-
24 fense acquisition program or major automated information
25 system program in accordance with a cost estimate devel-

1 oped pursuant to subsection (a)(6), but are excess to a
2 cost estimate developed pursuant to paragraph (2), shall
3 remain available for obligation in accordance with the
4 terms of applicable authorization and appropriations Acts,
5 but may not be obligated without the written approval of
6 the Milestone Decision Authority for such major defense
7 acquisition program or major automated information sys-
8 tem program.

9 “(4) Funds described in paragraph (3)—

10 “(A) may be used—

11 “(i) to cover increased program costs, as
12 reflected in a revised cost estimate developed
13 pursuant to paragraph (2); or

14 “(ii) to acquire additional end items in ac-
15 cordance with the requirements of section 2308
16 of this title; and

17 “(B) may be reprogrammed, in accordance with
18 established procedures, only if determined to be ex-
19 cess to program needs on the basis of a revised cost
20 estimate developed pursuant to subsection (a)(6).”.

21 **SEC. 803. MANAGEMENT OF MANUFACTURING RISK IN**
22 **MAJOR DEFENSE ACQUISITION PROGRAMS.**

23 (a) **GUIDANCE REQUIRED.**—Not later than 180 days
24 after the date of the enactment of this Act, the Secretary
25 of Defense shall issue comprehensive guidance on the

1 management of manufacturing risk in major defense ac-
2 quisition programs.

3 (b) ELEMENTS.—The guidance issued under sub-
4 section (a) shall, at a minimum—

5 (1) require the use of manufacturing readiness
6 levels as a basis for measuring, assessing, reporting,
7 and communicating manufacturing readiness and
8 risk on major defense acquisition programs through-
9 out the Department of Defense;

10 (2) provide guidance on the definition of manu-
11 facturing readiness levels and how manufacturing
12 readiness levels should be used to assess manufac-
13 turing risk and readiness in major defense acquisi-
14 tion programs;

15 (3) specify manufacturing readiness levels that
16 should be achieved at key milestones and decision
17 points for major defense acquisition programs;

18 (4) identify tools and models that may be used
19 to manage and reduce risks that are identified in the
20 course of manufacturing readiness assessments for
21 major defense acquisition programs; and

22 (5) require appropriate consideration of the
23 manufacturing readiness and manufacturing readi-
24 ness processes of potential contractors and sub-

1 contractors as a part of the source selection process
2 for major defense acquisition programs.

3 (c) MANUFACTURING READINESS EXPERTISE.—The
4 Secretary shall ensure that—

5 (1) the acquisition workforce chapter of the an-
6 nual strategic workforce plan required by section
7 115b of title 10, United States Code, includes an as-
8 sessment of the critical manufacturing readiness
9 knowledge and skills needed in the acquisition work-
10 force and a plan of action for addressing any gaps
11 in such knowledge and skills; and

12 (2) the need of the Department for manufac-
13 turing readiness knowledge and skills is given appro-
14 priate consideration, comparable to the consideration
15 given to other program management functions, as
16 the Department identifies areas of need for funding
17 through the Defense Acquisition Workforce Develop-
18 ment Fund established in accordance with the re-
19 quirements of section 1705 of title 10, United States
20 Code.

21 (d) MAJOR DEFENSE ACQUISITION PROGRAM DE-
22 FINED.—In this section, the term “major defense acqui-
23 sition program” has the meaning given that term in section
24 2430(a) of title 10, United States Code.

1 **SEC. 804. EXTENSION OF REPORTING REQUIREMENTS FOR**
2 **DEVELOPMENTAL TEST AND EVALUATION**
3 **AND SYSTEMS ENGINEERING IN THE MILI-**
4 **TARY DEPARTMENTS AND DEFENSE AGEN-**
5 **CIES.**

6 Section 102(b) of the Weapon Systems Acquisition
7 Reform Act of 2009 (Public Law 111–23; 123 Stat. 1714;
8 10 U.S.C. 2430 note) is amended—

9 (1) in paragraph (2), by inserting “, and not
10 later than February 15 of each year from 2011
11 through 2016” after “Not later than 180 days after
12 the date of the enactment of this Act”; and

13 (2) in paragraph (3), by striking “The first an-
14 nual report” and inserting “Each annual report
15 from 2010 through 2016”.

16 **SEC. 805. INCLUSION OF MAJOR SUBPROGRAMS TO MAJOR**
17 **DEFENSE ACQUISITION PROGRAMS UNDER**
18 **VARIOUS ACQUISITION-RELATED REQUIRE-**
19 **MENTS.**

20 (a) REPORTING REQUIREMENTS.—Section 2430a(b)
21 of title 10, United States Code, is amended—

22 (1) by redesignating paragraphs (1) and (2) as
23 subparagraphs (A) and (B), respectively;

24 (2) by inserting “(1)” before “If the Sec-
25 retary”;

1 (3) in subparagraph (A), as so redesignated, by
2 inserting “(other than as provided in paragraph
3 (2))” before the semicolon; and

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

6 “(2) For a major defense acquisition program for
7 which a designation of a major subprogram has been made
8 under subsection (a), unit costs under this chapter shall
9 be submitted in accordance with the definitions in sub-
10 section (d).”.

11 (b) MILESTONE A APPROVAL CERTIFICATION RE-
12 QUIREMENTS.—Section 2366a of such title is amended—

13 (1) in subsection (b)—

14 (A) in paragraph (1), by striking “a major
15 defense acquisition program certified by the
16 Milestone Decision Authority under subsection
17 (a), if the cost of the program” and inserting
18 “a major defense acquisition program certified
19 by the Milestone Decision Authority under sub-
20 section (a) or a designated major subprogram
21 of such program, if the cost of the program or
22 subprogram”; and

23 (B) in paragraph (2), by inserting “or des-
24 ignated major subprogram” after “major de-
25 fense acquisition program”; and

1 (2) in subsection (c)—

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

5 (B) by inserting after paragraph (1) the
6 following new paragraph (2):

7 “(2) The term ‘designated major subprogram’
8 means a major subprogram of a major defense ac-
9 quisition program designated under section
10 2430a(a)(1) of this title.”.

11 (c) MILESTONE B APPROVAL CERTIFICATION RE-
12 QUIREMENTS.—Section 2366b of such title is amended—

13 (1) in subsection (b)(1)—

14 (A) by striking “any changes to the pro-
15 gram” and inserting “any changes to the pro-
16 gram or a designated major subprogram of
17 such program”; and

18 (B) in subparagraph (B), by striking “oth-
19 erwise cause the program” and inserting “oth-
20 erwise cause the program or subprogram”; and

21 (2) in subsection (g)—

22 (A) by redesignating paragraphs (2), (3),
23 and (4) as paragraphs (3), (4), and (5), respec-
24 tively; and

1 (B) by inserting after paragraph (1) the
2 following new paragraph (2):

3 “(2) The term ‘designated major subprogram’
4 means a major subprogram of a major defense ac-
5 quisition program designated under section
6 2430a(a)(1) of this title.”.

7 **SEC. 806. TECHNICAL AND CLARIFYING AMENDMENTS TO**
8 **WEAPON SYSTEMS ACQUISITION REFORM**
9 **ACT OF 2009.**

10 (a) CLARIFICATION THAT PROTOTYPES MAY BE AC-
11 QUIRED FROM COMMERCIAL, GOVERNMENT, OR ACA-
12 DEMIC SOURCES.—Paragraph (4) of section 203(a) of
13 Weapon Systems Acquisition Reform Act of 2009 (Public
14 Law 111–23; 123 Stat. 1722; 10 U.S.C. 2430 note) is
15 amended to read as follows:

16 “(4) That prototypes—

17 “(A) may be required under paragraph (1)
18 or (3) for the system to be acquired or, if proto-
19 typing of the system is not feasible, for critical
20 subsystems of the system; and

21 “(B) may be acquired from commercial,
22 government, or academic sources.”.

23 (b) CLARIFICATION THAT CERTIFICATIONS ARE NOT
24 REQUIRED FOR MAJOR DEFENSE ACQUISITION PRO-
25 GRAMS FOLLOWING MILESTONE C APPROVAL.—Section

1 204(c)(2) of the Weapon Systems Acquisition Reform Act
2 of 2009 (123 Stat. 1724) is amended—

3 (1) in subparagraph (A), by striking “; and”
4 and inserting a semicolon;

5 (2) in subparagraph (B), by striking the period
6 at the end and inserting “; and”; and

7 (3) by adding at the end the following new sub-
8 paragraph:

9 “(C) has not yet achieved a Milestone C
10 approval.”.

11 (c) CLARIFICATION THAT CERTAIN MILESTONE B
12 CERTIFICATION CRITERIA MAY BE WAIVED.—

13 (1) WAIVER AUTHORITY.—Section 2366b(d) of
14 title 10, United States Code, as amended by section
15 205(a)(1) of the Weapon Systems Acquisition Re-
16 form Act of 2009 (123 Stat. 1724), is amended by
17 striking “specified in paragraphs (1) and (2) of sub-
18 section (a)” both places it appears and inserting
19 “specified in paragraphs (1), (2), and (3) of sub-
20 section (a)”.

21 (2) DETERMINATION REGARDING SATISFACTION
22 OF CERTIFICATION COMPONENTS.—Section
23 205(b)(1) of the Weapon Systems Acquisition Re-
24 form Act of 2009 (10 U.S.C. 2366b note) is amend-
25 ed by striking “certification components specified in

1 paragraphs (1) and (2) of subsection (a) of section
2 2366b of title 10, United States Code” and inserting
3 “certification components specified in paragraphs
4 (1), (2), and (3) of subsection (a) of section 2366b
5 of title 10, United States Code”.

6 (d) CORRECTION TO REFERENCE.—Section 205(c) of
7 the Weapon Systems Acquisition Reform Act of 2009 (10
8 U.S.C. 2433a note) is amended by striking “section
9 2433a(c)(3)” and inserting “section 2433(a)(c)(1)(C)”.

10 **Subtitle B—Acquisition Policy and** 11 **Management**

12 **SEC. 811. NEW ACQUISITION PROCESS FOR RAPID FIELD-** 13 **ING OF CAPABILITIES IN RESPONSE TO UR-** 14 **GENENT OPERATIONAL NEEDS.**

15 (a) NEW ACQUISITION PROCESS REQUIRED.—

16 (1) IN GENERAL.—Not later than 270 days
17 after the date of the enactment of this Act, the Sec-
18 retary of Defense shall develop and implement a new
19 acquisition process to ensure the rapid fielding of ca-
20 pabilities in response to urgent operational needs.

21 (2) ELEMENTS.—The acquisition process devel-
22 oped and implemented pursuant to this subsection
23 shall, to the extent determined appropriate by the
24 Secretary—

25 (A) be consistent with—

1 (i) the fifth recommendation of the
2 July 2009 report of the Defense Science
3 Board Task Force on Fulfillment of Ur-
4 gent Operational Needs; and

5 (ii) the recommendations of the April
6 2010 report of the Government Account-
7 ability Office on DOD's Urgent Needs
8 Processes;

9 (B) clearly define the roles and responsibil-
10 ities of the Office of the Secretary of Defense,
11 the Joint Chiefs of Staff, the military depart-
12 ments, and other components of the Depart-
13 ment of Defense for carrying out all phases of
14 the process;

15 (C) designate a senior official within the
16 Office of the Secretary of Defense with primary
17 responsibility for making recommendations to
18 the Secretary on the use of the authority pro-
19 vided by subsections (c) and (d) of section 806
20 of the Bob Stump National Defense Authoriza-
21 tion Act for Fiscal Year 2003 (10 U.S.C.
22 2302), as added by section 811 of the Ronald
23 Reagan National Defense Authorization Act for
24 Fiscal Year 2005 (Public Law 108-375; 118
25 Stat. 2012), in appropriate circumstances;

- 1 (D) be designed to provide a streamlined,
2 expedited, and tightly integrated approach to—
- 3 (i) the identification and validation of
4 urgent operational needs;
 - 5 (ii) the analysis of alternatives and
6 identification of preferred solutions;
 - 7 (iii) the development and approval of
8 appropriate requirements and acquisition
9 documents;
 - 10 (iv) the identification and minimiza-
11 tion of development, integration, and man-
12 ufacturing risks;
 - 13 (v) the consideration of operation and
14 sustainment costs;
 - 15 (vi) the allocation of appropriate fund-
16 ing; and
 - 17 (vii) the rapid production and delivery
18 of required capabilities;
- 19 (E) ensure that a target date is established
20 for the fielding of a capability pursuant to each
21 validated urgent operational need;
- 22 (F) include a system for—
- 23 (i) documenting key process mile-
24 stones, such as funding, acquisition, field-

1 ing, and assessment decisions and actions;
2 and

3 (ii) tracking the cost, schedule, and
4 performance of acquisitions conducted pur-
5 suant to the process; and

6 (G) include an established, formal feedback
7 mechanism for the commanders of the combat-
8 ant commands to provide information to the
9 Joint Chiefs of Staff and senior acquisition offi-
10 cials on how well fielded solutions are meeting
11 urgent needs.

12 (b) APPLICABILITY OF NEW PROCESS.—

13 (1) REVIEW OF APPLICABILITY OF NEEDS FOR
14 FIELDING THROUGH PROCESS.—Not later than 270
15 days after the date of the enactment of this Act, the
16 Secretary shall develop and implement an expedited
17 review process to determine whether capabilities pro-
18 posed as urgent operational needs are appropriate
19 for fielding through the acquisition process devel-
20 oped and implemented pursuant to subsection (a) or
21 should be fielded through the traditional acquisition
22 process.

23 (2) ELEMENTS.—The review process developed
24 and implemented pursuant to paragraph (1) shall—

1 (A) apply to the rapid fielding of capabili-
2 ties in response to joint urgent operational need
3 statements and to other urgent operational
4 needs statements generated by the military de-
5 partments and the combatant commands;

6 (B) identify officials responsible for mak-
7 ing determinations described in paragraph (1);

8 (C) establish appropriate time periods for
9 making such determinations;

10 (D) set forth standards and criteria for
11 making such determinations based on consider-
12 ations of urgency, risk, and life cycle manage-
13 ment;

14 (E) establish appropriate thresholds for
15 the applicability of the review process, or of ele-
16 ments of the review process; and

17 (F) authorize appropriate officials to make
18 exceptions from standards established under
19 this subsection in exceptional circumstances.

20 (3) COVERED CAPABILITIES.—The review proc-
21 ess developed and implemented pursuant to para-
22 graph (1) shall provide that, subject to such excep-
23 tions as the Secretary considers appropriate for pur-
24 poses of this section, the acquisition process devel-

1 oped and implemented pursuant to subsection (a) is
2 appropriate only for capabilities that—

3 (A) can be fielded within a period of 2 to
4 24 months;

5 (B) do not require substantial development
6 effort;

7 (C) are based on technologies that are
8 proven and available; and

9 (D) can be acquired under fixed price con-
10 tracts.

11 (c) REVIEW OF ORGANIZATION AND FUNDING FOR
12 URGENT OPERATIONAL NEEDS.—

13 (1) REVIEW.—The Secretary shall review the
14 organization and funding of the Department of De-
15 fense for the rapid fielding of capabilities in re-
16 sponse to urgent operational needs in order to de-
17 velop such recommendations on the enhancement of
18 such organization and funding as the Secretary con-
19 sider appropriate.

20 (2) RECOMMENDATIONS.—The recommenda-
21 tions developed by the Secretary under paragraph
22 (1) shall include, at a minimum, recommendations
23 on the advisability of establishing a dedicated source
24 of funding, and a new agency, dedicated to the rapid
25 fielding of capabilities in response to urgent oper-

1 ational needs, as recommended by the Defense
2 Science Board Task Force on Fulfillment of Urgent
3 Operational Needs.

4 (d) TESTING REQUIREMENTS.—

5 (1) PROCESS FOR DEMONSTRATION OF PER-
6 FORMANCE.—The acquisition process developed and
7 implemented pursuant to this section shall include a
8 process for demonstrating performance of capabili-
9 ties in a manner that is consistent with the require-
10 ments of section 806(b)(2) of the Bob Stump Na-
11 tional Defense Authorization Act for Fiscal Year
12 2003 (10 U.S.C. 2302 note), the principles estab-
13 lished in the July 2007 report to Congress pursuant
14 to section 231 of the John Warner National Defense
15 Authorization Act for Fiscal Year 2007 (Public Law
16 109–364; 120 Stat. 2131), and the need for rapid
17 fielding of capabilities in response to urgent oper-
18 ational needs.

19 (2) DEVELOPMENT OF OPERATION AND DEVEL-
20 OPMENTAL TESTING REQUIREMENTS.—To the max-
21 imum extent practicable and consistent with the
22 need for rapid fielding, operational and develop-
23 mental testing requirements for capabilities covered
24 by the acquisition process shall be developed in co-
25 ordination with the Director of Operational Test and

1 Evaluation and the Director of Developmental Test
2 and Evaluation.

3 (e) FOLLOW-ON PRODUCTION, SUSTAINMENT, AND
4 LOGISTICS SUPPORT.—Not later than 270 days after the
5 date of the enactment of this Act, the Secretary shall issue
6 guidance to provide for the appropriate transition of capa-
7 bilities fielded through the acquisition process developed
8 and implemented pursuant to this section into the tradi-
9 tional budget, requirements, and acquisition process for
10 purposes of contracts for follow-on production,
11 sustainment, and logistics support.

12 (f) REPORTS TO CONGRESS.—

13 (1) INITIAL REPORT.—Not later than one year
14 after the date of the enactment of this Act, the Sec-
15 retary shall submit to the Committees on Armed
16 Services of the Senate and the House of Representa-
17 tives a report on the implementation of the require-
18 ments of this section. Such report shall include, at
19 a minimum, the following:

20 (A) A description of the acquisition process
21 developed and implemented pursuant to sub-
22 section (a).

23 (B) A description of the expedited review
24 process developed and implemented pursuant to
25 subsection (b).

1 (C) The results of the review conducted
2 pursuant to subsection (c), including the rec-
3 ommendations described in that subsection.

4 (D) A description of the testing process es-
5 tablished pursuant to subsection (d).

6 (E) A description of the transition guid-
7 ance issued pursuant to subsection (e).

8 (F) Such recommendations for such legis-
9 lative action as the Secretary considers appro-
10 prium to enhance the utility of the expedited ac-
11 quisition process required by this section.

12 (G) Such other matters relating to the im-
13 plementation of the requirements of this section
14 as the Secretary considers appropriate, includ-
15 ing such other recommendations as the Sec-
16 retary considers appropriate.

17 (2) ANNUAL REPORTS.—Not later than 30 days
18 after the end of fiscal year 2011, and 30 days after
19 the end of each subsequent fiscal year through fiscal
20 year 2016, the Secretary shall submit to the con-
21 gressional defense committees a report on the rapid
22 fielding of capabilities under the acquisition process
23 developed and implemented pursuant to this section.
24 Each such report shall include, at a minimum, the
25 following:

1 (A) The number and dollar value of acqui-
2 sitions conducted pursuant to the acquisition
3 process during the previous fiscal year.

4 (B) An assessment of the successes and
5 failures of acquisitions conducted pursuant to
6 the acquisition process during the previous fis-
7 cal year.

8 (C) An identification of each acquisition
9 conducted pursuant to the acquisition process
10 during the previous fiscal year in which a capa-
11 bility was not fielded by the target date estab-
12 lished under this section, the reasons for the
13 failure to field such capability by the target
14 date, and the plans of the Department for field-
15 ing such capability.

16 (D) A description of any plans of the De-
17 partment to improve or enhance the acquisition
18 process.

19 **SEC. 812. ACQUISITION OF MAJOR AUTOMATED INFORMA-**
20 **TION SYSTEM PROGRAMS.**

21 (a) PROGRAM TO IMPROVE INFORMATION TECH-
22 NOLOGY PROCESSES.—

23 (1) IN GENERAL.—Chapter 131 of title 10,
24 United States Code, is amended by inserting after
25 section 2223 the following new section:

1 **“§ 2223a. Information technology acquisition plan-**
2 **ning and oversight requirements**

3 “(a) ESTABLISHMENT OF PROGRAM.—The Secretary
4 of Defense shall establish a program to improve the plan-
5 ning and oversight processes for the acquisition of major
6 automated information systems by the Department of De-
7 fense.

8 “(b) PROGRAM COMPONENTS.—The program estab-
9 lished under subsection (a) shall include—

10 “(1) a documented process for information
11 technology acquisition planning, requirements devel-
12 opment and management, project management and
13 oversight, earned value management, and risk man-
14 agement;

15 “(2) the development of appropriate metrics
16 that can be implemented and monitored on a real-
17 time basis for performance measurement of—

18 “(A) processes and development status of
19 investments in major automated information
20 system programs;

21 “(B) continuous process improvement of
22 the program; and

23 “(C) achievement of program and invest-
24 ment outcomes;

25 “(3) a process to ensure that key program per-
26 sonnel have an appropriate level of experience, train-

1 ing, and education in the planning, acquisition, exe-
2 cution, management, and oversight of information
3 technology systems;

4 “(4) a process to ensure that military depart-
5 ments and defense agencies adhere to established
6 processes and requirements relating to the planning,
7 acquisition, execution, management, and oversight of
8 information technology programs and developments;
9 and

10 “(5) a process under which an appropriate De-
11 partment of Defense official may intervene or termi-
12 nate the funding of an information technology in-
13 vestment if the investment is at risk of not achieving
14 major project milestones.”.

15 (2) CLERICAL AMENDMENT.—The table of sec-
16 tions at the beginning of chapter 131 of such title
17 is amended by inserting after the item relating to
18 section 2223 the following new item:

“2223a. Information technology acquisition planning and oversight require-
ments.”.

19 (b) ANNUAL REPORT TO CONGRESS.—Section
20 2445b(b) of title 10, United States Code, is amended by
21 adding at the end the following new paragraphs:

22 “(5) For each major automated information
23 system program for which such information has not
24 been provided in a previous annual report—

1 “(A) a description of the primary business
2 case and key functional requirements for the
3 program;

4 “(B) a description of the analysis of alter-
5 natives conducted with regard to the program;

6 “(C) an assessment of the extent to which
7 the program, or portions of the program, have
8 technical requirements of sufficient clarity that
9 the program, or portions of the program, may
10 be feasibly procured under firm, fixed-price con-
11 tracts;

12 “(D) the most recent independent cost es-
13 timate or cost analysis for the program pro-
14 vided by the Director of Cost Assessment and
15 Program Evaluation in accordance with section
16 2334(a)(6) of this title;

17 “(E) a certification by a Department of
18 Defense acquisition official with responsibility
19 for the program that all technical and business
20 requirements have been reviewed and validated
21 to ensure alignment with the business case; and

22 “(F) an explanation of the basis for the
23 certification described in subparagraph (E).

24 “(6) For each major automated information
25 system program for which the information required

1 under paragraph (5) has been provided in a previous
2 annual report, a summary of any significant changes
3 to the information previously provided.”.

4 **SEC. 813. PERMANENT AUTHORITY FOR DEFENSE ACQUISITION CHALLENGE PROGRAM.**

6 (a) PERMANENT AUTHORITY.—Section 2359b of title
7 10, United States Code, is amended by striking subsection
8 (k).

9 (b) REPEAL OF ANNUAL REPORT REQUIREMENT.—
10 Such section is further amended by striking subsection (j).

11 (c) CONFORMING AMENDMENT.—Such section is fur-
12 ther amended by redesignating subsection (l) as subsection
13 (j).

14 **SEC. 814. EXPORTABILITY FEATURES FOR DEPARTMENT OF DEFENSE SYSTEMS.**

16 (a) INCORPORATION OF EXPORTABILITY FEATURES
17 DURING RESEARCH AND DEVELOPMENT ON DEFENSE
18 SYSTEMS.—

19 (1) IN GENERAL.—Chapter 139 of title 10,
20 United States Code, is amended by inserting after
21 section 2367 the following new section:

1 **“§ 2368. Defense systems identified for possible ex-**
2 **port: design and incorporation of**
3 **exportability features during research**
4 **and development**

5 “(a) EXPORTABILITY FEATURES FOR DEFENSE SYS-
6 TEMS IDENTIFIED FOR POSSIBLE FUTURE EXPORT.—
7 Subject to subsection (c), the Secretary of Defense may,
8 during the research and development phases of any De-
9 partment of Defense system identified for possible future
10 export, carry out activities—

11 “(1) for the development of program protection
12 strategies for the system; and

13 “(2) for the design and incorporation of
14 exportability features into the system.

15 “(b) USE OF RESEARCH, DEVELOPMENT, TEST, AND
16 EVALUATION FUNDS.—(1) Subject to the availability of
17 appropriations for such purpose, the Secretary may use
18 funds available to the Department of Defense for research,
19 development, test, and evaluation for activities under this
20 section.

21 “(2) The amount of funds described in paragraph (1)
22 that are used under that paragraph in any fiscal year may
23 not exceed \$5,000,000.

24 “(c) COST-SHARING AND RECOUPMENT.—(1) Any
25 contract for the design or development of a system re-
26 ferred to in subsection (a) which contains a requirement

1 to carry out activities specified in paragraph (1) or (2)
2 of that subsection shall include a cost-sharing provision
3 that requires the contractor to bear at least one half of
4 the cost of such activities.

5 “(2) Any costs borne by the Department of Defense
6 for activities specified in paragraph (1) or (2) of subjec-
7 tion (a) shall be subject to recoupment at the time of an
8 export sale, in accordance with sections 21(e)(1)(B) and
9 22(a) of the Arms Export Control Act (22 U.S.C.
10 2671(e)(1)(B), 2762(a)).

11 “(d) ANNUAL REPORT.—Not later than 90 days after
12 the end of each fiscal year during which this section is
13 in effect, the Secretary shall submit to the congressional
14 defense committees a report on the defense systems for
15 which exportability features were incorporated during re-
16 search and development activities during such fiscal year.

17 “(e) SUNSET.—The authority under this section shall
18 expire on September 30, 2016.”.

19 (2) CLERICAL AMENDMENT.—The table of sec-
20 tions at the beginning of chapter 139 of such title
21 is amended by inserting after the item relating to
22 section 2367 the following new item:

“2368. Defense systems identified for possible export: design and incorporation
of exportability features during research and development.”.

23 (b) REPORT ON EXERCISE OF AUTHORITY.—Not
24 later than October 1, 2015, the Secretary of Defense shall

1 submit to Congress a written report on actions taken
2 under section 2368(a) of title 10, United States Code (as
3 added by subsection (a)), since the date of the enactment
4 of this Act. The report shall include a comprehensive as-
5 sessment of the benefits and costs of exportability develop-
6 ment under that section, including, for each system so de-
7 veloped, an analysis of the effects of such development on
8 interoperability, deployment times for both domestic and
9 foreign export versions of such system, system security,
10 and system sales.

11 **SEC. 815. REDUCTION OF SUPPLY CHAIN RISK IN THE AC-**
12 **QUISITION OF NATIONAL SECURITY SYS-**
13 **TEMS.**

14 (a) **USE OF QUALIFICATION REQUIREMENTS TO RE-**
15 **DUCE SUPPLY CHAIN RISK.**—The head of an agency may,
16 on the basis of a joint recommendation by the Director
17 of the Defense Intelligence Agency and the Assistant Sec-
18 retary of Defense for Networks and Information Integra-
19 tion—

20 (1) establish qualification requirements, in ac-
21 cordance with the requirements of section 2319 of
22 title 10, United States Code, for the purpose of re-
23 ducing supply chain risk in the acquisition of cov-
24 ered systems or covered items of supply; and

1 (2) restrict the procurement of a covered sys-
2 tem or a covered item of supply to sources that meet
3 qualification requirements established pursuant to
4 paragraph (1).

5 (b) USE OF EVALUATION FACTORS TO REDUCE SUP-
6 PLY CHAIN RISK.—The head of an agency may—

7 (1) provide for the consideration of supply
8 chain risk as a significant factor in the evaluation of
9 proposals for the procurement of a covered system
10 or a covered item of supply; and

11 (2) utilize the assistance of the Director of the
12 Defense Intelligence Agency and the Assistant Sec-
13 retary of Defense for Networks and Information In-
14 tegration in evaluating proposals with regard to such
15 factor.

16 (c) EXCLUSION OF CERTAIN SOURCES TO REDUCE
17 SUPPLY CHAIN RISK.—If the head of an agency deter-
18 mines, on the basis of a joint recommendation by the Di-
19 rector of the Defense Intelligence Agency and the Assist-
20 ant Secretary of Defense for Networks and Information
21 Integration, that the exclusion of a particular source is
22 necessary to avoid an unacceptable supply chain risk, the
23 head of an agency may—

24 (1) notwithstanding the requirements of section
25 2304(a) of title 10, United States Code, provide for

1 the procurement of a covered system or a covered
2 item of supply using competitive procedures, but ex-
3 cluding the particular source;

4 (2) notwithstanding the requirements of section
5 2304c(b) of title 10, United States Code, provide for
6 the award of a task or delivery order for a covered
7 system or a covered item of supply under a multiple
8 task or delivery order contract on the basis of a fair
9 opportunity for all contractors to be considered,
10 after excluding the particular source;

11 (3) withhold consent for a contractor for a cov-
12 ered system or a covered item of supply to sub-
13 contract with the particular source; or

14 (4) direct a contractor for a covered system or
15 a covered item of supply to exclude the particular
16 source from consideration for subcontracts under the
17 contract.

18 (d) DETERMINATIONS.—A determination under sub-
19 section (c) that the exclusion of a particular source is nec-
20 essary to avoid an unacceptable supply chain risk—

21 (1) shall be made in writing;

22 (2) shall include—

23 (A) the information required by section
24 2304(f)(3) of title 10, United States Code; and

1 (B) the joint recommendation by the Di-
2 rector of the Defense Intelligence Agency and
3 the Assistant Secretary of Defense for Net-
4 works and Information Integration as specified
5 in subsection (c);

6 (3) may not be delegated—

7 (A) in the case of a procurement with an
8 estimated value of \$50,000,000 or more (in-
9 cluding all options), below the level of head of
10 an agency;

11 (B) in the case of any other procurement,
12 below the level of senior procurement executive
13 for an agency;

14 (4) shall not be subject to disclosure under sec-
15 tion 552 of title 5, United States Code;

16 (5) shall be made in the sole discretion of the
17 head of an agency or senior procurement executive
18 of an agency, as the case may be; and

19 (6) shall not be subject to review in a bid pro-
20 test before the Government Accountability Office or
21 in any Federal court.

22 (e) REPORTS.—

23 (1) IN GENERAL.—Not later than 60 days after
24 the end of each fiscal year in which the authority
25 under this section is in effect, the Secretary of De-

1 fense shall submit to the congressional defense com-
2 mittees a report on the use of the authority during
3 the previous fiscal year.

4 (2) ELEMENTS.—Each report under this sub-
5 section shall include, at a minimum, for the fiscal
6 year covered by such report the following:

7 (A) A statistical summary of the contracts
8 subject to qualification requirements under sub-
9 section (a), including information on numbers
10 of contracts, contract award amounts, and cat-
11 egories of systems or items of supply addressed.

12 (B) A statistical summary of the contracts
13 subject to determinations under subsection (b),
14 including information on numbers of contracts,
15 contract award amounts, and categories of sys-
16 tems or items of supply addressed.

17 (C) A statistical summary of the contracts
18 subject to determinations under subsection (c),
19 including information on numbers of contracts,
20 contract award amounts, and categories of sys-
21 tems or items of supply addressed.

22 (D) A description of each determination
23 under subsection (c), including a summary of
24 the information required by subsection (d)(2).

25 (f) DEFINITIONS.—In this section:

1 (1) The term “covered item of supply” means
2 an item of information technology (as that term is
3 defined in section 11101 of title 40, United States
4 Code), or any other supply item, the loss of integrity
5 of which could result in a supply chain risk for a
6 covered system.

7 (2) The term “covered system” means a na-
8 tional security system, as that term is defined in sec-
9 tion 3542(b) of title 44, United States Code.

10 (3) The term “head of an agency” has the
11 meaning given that term in section 2302(1) of title
12 10, United States Code.

13 (4) The term “supply chain risk” means the
14 risk that an adversary may sabotage, maliciously in-
15 troduce unwanted function, or otherwise subvert the
16 design, integrity, manufacturing, production, dis-
17 tribution, installation, operation, or maintenance of
18 a covered system or a covered item of supply so as
19 to surveil, deny, disrupt, or otherwise degrade the
20 function, use, or operation of the system or item.

21 (g) SUNSET OF AUTHORITY TO EXCLUDE
22 SOURCES.—The authority to exclude sources as provided
23 in subsection (c) shall expire on the date that is five years
24 after the date of the enactment of this Act.

1 **SEC. 816. DEPARTMENT OF DEFENSE POLICY ON ACQUISITION AND PERFORMANCE OF SUSTAINABLE PRODUCTS AND SERVICES.**

2
3
4 (a) FINDING.—Congress finds that Executive Order
5 No. 13514, dated October 5, 2009, requires the depart-
6 ments and agencies of the Federal Government to estab-
7 lish an integrated strategy towards the procurement of
8 sustainable products and services.

9 (b) REPORT.—

10 (1) IN GENERAL.—Not later than 180 days
11 after the date of the enactment of this Act, the Sec-
12 retary of Defense shall submit to the congressional
13 defense committees a report on the status of the
14 achievement by the Department of Defense of the
15 objectives and goals on the procurement of sustain-
16 able products and services established by section
17 2(h) of Executive Order No. 13514.

18 (2) ELEMENTS.—The report required by para-
19 graph (1) shall include the following:

20 (A) A description of the actions taken, and
21 to be taken, to promote the use of products and
22 services described in section 2(h) of Executive
23 Order No. 13514 for the purpose of achieving
24 the objective that 95 percent of the new con-
25 tracts of the Department of Defense, and of
26 task and delivery orders under existing Depart-

1 ment contracts, for products and services pro-
2 vide for the procurement of sustainable prod-
3 ucts and services when such products and serv-
4 ices meet Department performance require-
5 ments.

6 (B) A description of the actions taken, and
7 to be taken, by the Department to identify par-
8 ticular sustainable products and services that
9 contribute to the achievement of the objective
10 described in subparagraph (A).

11 (C) An assessment of the tools available to
12 the Department to promote the use of par-
13 ticular sustainable products and services identi-
14 fied pursuant to the actions described in sub-
15 paragraph (B) across the Department, and a
16 description of the actions taken, and to be
17 taken, by the Department to utilize such tools.

18 (D) A description of strategies and tools
19 identified by the Department that could assist
20 the other departments and agencies of the Fed-
21 eral Government in procuring sustainable prod-
22 ucts and services, including a description of
23 mechanisms for sharing best practices in such
24 procurement, as identified by the Department,

1 among the other departments and agencies of
2 the Federal Government.

3 **SEC. 817. REPEAL OF REQUIREMENT FOR CERTAIN PRO-**
4 **UREMENTS FROM FIRMS IN THE SMALL**
5 **ARMS PRODUCTION INDUSTRIAL BASE.**

6 (a) REPEAL.—Section 2473 of title 10, United States
7 Code, is repealed.

8 (b) CLERICAL AMENDMENT.—The table of sections
9 at the beginning of chapter 146 of such title is amended
10 by striking the item relating to section 2473.

11 **SEC. 818. PROHIBITION ON DEPARTMENT OF DEFENSE**
12 **PROCUREMENTS FROM ENTITIES ENGAGING**
13 **IN COMMERCIAL ACTIVITY IN THE ENERGY**
14 **SECTOR OF THE ISLAMIC REPUBLIC OF IRAN.**

15 (a) PROHIBITION ON CONTRACTS.—The Secretary of
16 Defense may not procure, or enter into any contract for
17 the procurement of, any goods or services from any person
18 or entity through a contract, grant, loan, or loan guar-
19 antee in an amount in excess of \$1,000,000 unless the
20 person or entity certifies to the Secretary that the person
21 or entity—

22 (1) does not engage in any activity for which
23 sanctions may be imposed under section 5 of the
24 Iran Sanctions Act of 1996 (50 U.S.C. 1701 note);

1 (2) during any 12-month period beginning on
2 or after the date that is one year before the date of
3 the enactment of this Act, has not engaged in the
4 sale of refined petroleum products valued at
5 \$1,000,000 to the Islamic Republic of Iran;

6 (3) during any 12-month period beginning on
7 or after the date that is one year before the date of
8 the enactment of this Act, has not engaged in an ac-
9 tivity valued at \$1,000,000 or more that could con-
10 tribute to enhancing the ability of the Islamic Re-
11 public of Iran to import refined petroleum products,
12 including—

13 (A) providing ships or shipping services to
14 deliver refined petroleum products to the Is-
15 lamic Republic of Iran;

16 (B) underwriting or otherwise providing in-
17 surance or reinsurance for such an activity; or

18 (C) financing or brokering such an activ-
19 ity;

20 (4) during any 12-month period beginning on
21 or after the date that is one year before the date of
22 the enactment of this Act, has not engaged in the
23 selling, leasing, or otherwise providing to the Islamic
24 Republic of Iran any goods, services, or technology
25 valued at \$1,000,000 or more that could contribute

1 to the maintenance or expansion of the capacity of
2 the Islamic Republic of Iran to produce refined pe-
3 troleum products; or

4 (5) does not own or control any person or entity
5 that engages in such activity.

6 (b) EXCEPTIONS.—The prohibition in subsection (a)
7 shall not apply—

8 (1) in the case of the procurement of defense
9 articles or defense services—

10 (A) under existing contracts or sub-
11 contracts, including the exercise of options for
12 production quantities to satisfy requirements
13 essential to the national security of the United
14 States;

15 (B) if the Secretary of Defense determines
16 in writing that—

17 (i) the person or entity to which such
18 prohibition would otherwise be applied is a
19 sole source supplier of such defense articles
20 or services;

21 (ii) such defense articles or services
22 are essential; and

23 (iii) alternative sources for such de-
24 fense articles or services are not readily or
25 reasonably available; or

1 (C) if the Secretary determines in writing
2 that such defense articles or services are essen-
3 tial to the national security under defense co-
4 production agreements; or

5 (2) to—

6 (A) spare parts that are essential to
7 United States products or production;

8 (B) component parts, but not finished
9 products, that are essential to United States
10 products or production; or

11 (C) routine servicing and maintenance of
12 products, to the extent that alternative sources
13 are not readily or reasonably available.

14 (c) DURATION OF PROHIBITION.—The prohibition in
15 subsection (a) shall apply with respect to a person or enti-
16 ty (or successor person or entity)—

17 (1) for a period of not less than 2 years begin-
18 ning on the date on which the prohibition is im-
19 posed; or

20 (2) until the date on which the Secretary of De-
21 fense determines and certifies to the congressional
22 defense committees that—

23 (A) the person or entity whose activities
24 were the basis for imposing the prohibition is
25 no longer engaging in such activities; and

1 (B) the Secretary has received reliable as-
2 surances that such person or entity (or suc-
3 cessor person or entity) will not knowingly en-
4 gage in such activities in the future.

5 (d) WAIVER.—

6 (1) IN GENERAL.—The Secretary of Defense
7 may waive the prohibition in subsection (a) with re-
8 spect to a procurement if the Secretary determines
9 that the procurement is essential to the national se-
10 curity interests of the United States.

11 (2) NOTICE.—Upon issuing a waiver under
12 paragraph (1) with respect to a procurement, the
13 Secretary shall submit to the appropriate committees
14 of Congress a notification that identifies the person
15 or entity involved, the nature of the procurement,
16 and the rationale for issuing the waiver.

17 (3) APPROPRIATE COMMITTEES OF CONGRESS
18 DEFINED.—In this subsection, the term “appro-
19 priate committees of Congress” means—

20 (A) the Committees on Armed Services,
21 Foreign Relations, and Homeland Security and
22 Governmental Affairs of the Senate; and

23 (B) the Committees on Armed Services,
24 Foreign Affairs, and Homeland Security of the
25 House of Representatives

1 **Subtitle C—Amendments Relating**
2 **to General Contracting Authori-**
3 **ties, Procedures, and Limita-**
4 **tions**

5 **SEC. 831. PILOT PROGRAM ON ACQUISITION OF MILITARY**
6 **PURPOSE NONDEVELOPMENTAL ITEMS.**

7 (a) PILOT PROGRAM AUTHORIZED.—

8 (1) IN GENERAL.—The Secretary of Defense
9 may carry out a pilot program to assess the
10 feasibility and advisability of acquiring military pur-
11 pose nondevelopmental items in accordance with this
12 section.

13 (2) SCOPE OF PROGRAM.—Under the pilot pro-
14 gram, the Secretary may enter into contracts with
15 nontraditional defense contractors for the acquisition
16 of military purpose nondevelopmental items in ac-
17 cordance with the streamlined procedures set forth
18 in subsection (b).

19 (b) PROCEDURES.—Each contract entered into under
20 the pilot program—

21 (1) shall be a firm, fixed price contract, or a
22 firm, fixed price contract with an economic price ad-
23 justment clause;

24 (2) shall be in an amount not in excess of
25 \$50,000,000, including all options;

1 (3) shall provide—

2 (A) for the delivery of an initial lot of pro-
3 duction quantities of completed items not later
4 than nine months after the date of the award
5 of such contract; and

6 (B) that failure to make delivery as pro-
7 vided for under subparagraph (A) may result in
8 the termination of such contract for default;
9 and

10 (4) shall be—

11 (A) exempt from the requirement to pro-
12 vide cost or pricing data under section 2306a of
13 title 10, United States Code, and the cost ac-
14 counting standards under section 26 of the Of-
15 fice of Federal Procurement Policy Act (41
16 U.S.C. 422); and

17 (B) subject to the requirement to provide
18 data other than certified cost or pricing data
19 for the purpose of price reasonableness deter-
20 minations, as provided in section 2306a(d) of
21 title 10, United States Code.

22 (c) TREATMENT OF ITEMS AS DEVELOPED EXCLU-
23 SIVELY AT PRIVATE EXPENSE.—For purposes of this sec-
24 tion, an item shall not be considered to be developed exclu-
25 sively at private expense if development of the item was

1 paid for in whole or in part through independent research
2 and development costs or bid and proposal costs that have
3 been reimbursed directly or indirectly by a Federal agency
4 or have been submitted to a Federal agency for reimburse-
5 ment.

6 (d) REPORTS.—

7 (1) REPORTS ON PROGRAM ACTIVITIES.—Not
8 later than 60 days after the end of the first fiscal
9 year in which the pilot program is in effect, and
10 each year thereafter, the Secretary shall submit to
11 the congressional defense committees a report on the
12 pilot program. Each report shall set forth, for each
13 contract entered into under the pilot program in the
14 preceding fiscal year, the following:

15 (A) The contractor.

16 (B) The item or items to be acquired.

17 (C) The military purpose to be served by
18 such item or items.

19 (D) The amount of the contract.

20 (E) The actions taken by the Department
21 of Defense to ensure that the price paid for
22 such item or items is fair and reasonable.

23 (2) PROGRAM ASSESSMENT.—Not later than
24 four years after the date of the enactment of this
25 Act, the Comptroller General of the United States

1 shall submit to the congressional defense committees
2 a report setting forth the assessment of the Comp-
3 troller General of the extent to which the pilot pro-
4 gram—

5 (A) enabled the Department to acquire
6 items that otherwise might not have been avail-
7 able to the Department;

8 (B) assisted the Department in the rapid
9 acquisition and fielding of capabilities needed to
10 meet urgent operational needs; and

11 (C) protected the interests of the United
12 States in paying fair and reasonable prices for
13 the item or items acquired.

14 (e) DEFINITIONS.—In this section:

15 (1) The term “military purpose nondevelop-
16 mental item” mean a nondevelopmental item that
17 meets a validated military requirement, as deter-
18 mined in writing by the responsible program man-
19 ager, and has been developed exclusively at private
20 expense.

21 (2) The term “nondevelopmental item” has the
22 meaning given that term in section 4(13) of the Of-
23 fice of Federal Procurement Policy Act (41 U.S.C.
24 403(13)).

1 (3) The term “nontraditional defense con-
2 tractor” has the meaning given that term in section
3 845(f) of the National Defense Authorization Act for
4 Fiscal Year 1994 (10 U.S.C. 2371 note).

5 (4) The terms “independent research and devel-
6 opments costs” and “bid and proposal costs” have
7 the meaning given such terms in section 31.205–18
8 of the Federal Acquisition Regulation.

9 (f) SUNSET.—

10 (1) IN GENERAL.—The authority to carry out
11 the pilot program shall expire on the date that is
12 five years after the date of the enactment of this
13 Act.

14 (2) CONTINUATION OF CURRENT CONTRACTS.—
15 The expiration under paragraph (1) of the authority
16 to carry out the pilot program shall not affect the
17 validity of any contract awarded under the pilot pro-
18 gram before the date of the expiration of the pilot
19 program under that paragraph.

20 **SEC. 832. COMPETITION FOR PRODUCTION AND**
21 **SUSTAINMENT AND RIGHTS IN TECHNICAL**
22 **DATA.**

23 (a) GUIDANCE.—Not later than 180 days after the
24 date of the enactment of this Act, the Secretary of Defense
25 shall issue guidance on the implementation of section

1 2320(e) of title 10, United States Code. Such guidance
2 shall be designed to ensure that the United States—

3 (1) preserves the option of competition for con-
4 tracts for the production and sustainment of systems
5 or subsystems that are developed exclusively with
6 Federal funds or without significant contribution by
7 a contractor or subcontractor; and

8 (2) is not required to pay more than once for
9 the same technical data.

10 (b) RIGHTS IN TECHNICAL DATA.—Section 2320(a)
11 of title 10, United States Code, is amended—

12 (1) in paragraph (2)(A), by striking “exclu-
13 sively with Federal funds” and inserting “exclusively
14 with Federal funds or without significant contribu-
15 tion by a contractor or subcontractor”;

16 (2) in paragraph (2)(F)(i)—

17 (A) by redesignating clauses (I) and (II) as
18 clauses (II) and (III), respectively; and

19 (B) by inserting before clause (II), as so
20 redesignated, the following new clause (I):

21 “(I) rights in technical data described
22 in subparagraph (A) for which a use or re-
23 lease restriction has been erroneously as-
24 serted by a contractor or subcontractor;”;
25 and

1 (3) in paragraph (3)—

2 (A) by striking “and ‘exclusively at private
3 expense’” and inserting “‘exclusively at private
4 expense’, and ‘significant contribution by a con-
5 tractor or subcontractor’”; and

6 (B) by striking “for the purposes of defini-
7 tions under this paragraph” and inserting “for
8 the purposes of paragraph (2)(B)”.

9 (c) VALIDATION OF PROPRIETARY DATA RESTRIC-
10 TIONS.—

11 (1) REPEAL OF DELIMITING PERIOD ON CHAL-
12 LENGES OF RESTRICTIONS.—Section 2321(d) of title
13 10, United States Code, is amended—

14 (A) by striking paragraph (2); and

15 (B) by redesignating paragraphs (3) and
16 (4) as paragraphs (2) and (3), respectively.

17 (2) GUIDANCE ON CHALLENGES TO RESTRIC-
18 TIONS.—Not later than 180 days after the date of
19 the enactment of this Act, the Secretary of Defense
20 shall issue guidance on the circumstances under
21 which a challenge to an asserted use or release re-
22 striction may be made after the end of the three-
23 year period described in section 2321(e)(2) of title
24 10, United States Code. Such guidance shall be de-
25 signed to ensure that such challenges are made only

1 in cases where there is strong evidence that the as-
2 serted restriction is inconsistent with the require-
3 ments of section 2320, United States Code.

4 **SEC. 833. ELIMINATION OF SUNSET DATE FOR PROTESTS**
5 **OF TASK AND DELIVERY ORDER CONTRACTS.**

6 Section 2304e(e) of title 10, United States Code, is
7 amended by striking paragraph (3).

8 **SEC. 834. INCLUSION OF OPTION AMOUNTS IN LIMITA-**
9 **TIONS ON AUTHORITY OF THE DEFENSE AD-**
10 **VANCED RESEARCH PROJECTS AGENCY TO**
11 **CARRY OUT CERTAIN PROTOTYPE PROJECTS.**

12 Section 845 of the National Defense Authorization
13 Act for Fiscal Year 1994 (10 U.S.C. 2371 note) is amend-
14 ed—

15 (1) in subsection (a)(2)—

16 (A) in subparagraph (A), by inserting “(in-
17 cluding all options)” after “not in excess of
18 \$100,000,000”; and

19 (B) in subparagraph (B), by inserting
20 “(including all options)” after “in excess of
21 \$100,000,000”; and

22 (2) in subsection (e)(3)(A), by inserting “(in-
23 cluding all options)” after “does not exceed
24 \$50,000,000”.

1 **SEC. 835. ENHANCEMENT OF DEPARTMENT OF DEFENSE**
2 **AUTHORITY TO RESPOND TO COMBAT AND**
3 **SAFETY EMERGENCIES THROUGH RAPID AC-**
4 **QUISITION AND DEPLOYMENT OF URGENTLY**
5 **NEEDED SUPPLIES.**

6 (a) REQUIREMENT TO ESTABLISH PROCEDURES.—
7 Subsection (a) of section 806 of the Bob Stump National
8 Defense Authorization Act for Fiscal Year 2003 (10
9 U.S.C. 2302 note) is amended—

10 (1) in the matter preceding paragraph (1), by
11 striking “items” and inserting “supplies”; and

12 (2) by striking paragraph (1) and inserting the
13 following new paragraph (1):

14 “(1)(A) currently under development by the De-
15 partment of Defense or available from the commer-
16 cial sector; or

17 “(B) require only minor modifications to sup-
18 plies described in subparagraph (A); and”.

19 (b) ISSUES TO BE ADDRESSED.—Subsection (b) of
20 such section is amended—

21 (1) in paragraph (1)(B), by striking “items”
22 and inserting “supplies”;

23 (2) in paragraph (2)—

24 (A) in the matter preceding subparagraph
25 (A), by striking “items” and inserting “sup-
26 plies”;

1 (B) in subparagraphs (A) and (B), by
2 striking “an item” and inserting “the supplies”;
3 and

4 (C) in subparagraph (C), by inserting “and
5 utilization” after “deployment”.

6 (c) RESPONSE TO COMBAT EMERGENCIES.—Sub-
7 section (c) of such section is amended—

8 (1) by striking “equipment” each place it ap-
9 pears and inserting “supplies”;

10 (2) by striking “combat capability” each place
11 it appears;

12 (3) by striking “that has resulted in combat fa-
13 talities” each place it appears and inserting “that
14 has resulted in combat casualties, or is likely to re-
15 sult in imminent combat casualties”;

16 (4) in paragraph (1), by striking “is” and in-
17 sserting “are”;

18 (5) in paragraph (2)—

19 (A) in subparagraph (A), by striking “is”
20 each place it appears and inserting “are”; and

21 (B) in subparagraph (B), by striking “fa-
22 talities” at the end and inserting “casualties”;

23 (6) in paragraph (3)—

24 (A) by striking the first sentence; and

1 (B) by inserting “if the Secretary makes a
2 written determination that the use of such
3 funds is necessary to address the deficiency
4 concerned in a timely manner. The authority of
5 this section may not be used to acquire supplies
6 in an amount aggregating more than
7 \$200,000,000 during any fiscal year.” after
8 “for that fiscal year”;

9 (7) in paragraph (4)—

10 (A) by inserting “, in consultation with the
11 Director of the Office of Management and
12 Budget,” after “shall”;

13 (B) by inserting “or (3)” after “paragraph
14 (1)”;

15 (C) by striking “Each such notice” and in-
16 serting “For each such determination, the no-
17 tice under the preceding sentence”;

18 (8) in paragraph (5), by striking “that equip-
19 ment” and inserting “the supplies concerned”.

20 (d) WAIVER OF CERTAIN STATUTES AND REGULA-
21 TIONS.—Subsection (d)(1) of such section is amended by
22 striking “equipment” in subparagraphs (A), (B), and (C)
23 and inserting “supplies”.

24 (e) TESTING REQUIREMENT.—Subsection (e) of such
25 section is amended—

1 (1) in paragraph (1)—

2 (A) in the matter preceding subparagraph
3 (A), by striking “an item” and inserting “the
4 supplies”; and

5 (B) in subparagraph (B), by striking “of
6 the item” and all that follows through “require-
7 ments document” and inserting “of the supplies
8 in meeting the original requirements for the
9 supplies (as stated in a statement of the urgent
10 operational need”;

11 (2) in paragraph (2)—

12 (A) by striking “an item” and inserting
13 “supplies”; and

14 (B) by striking “the item” and inserting
15 “the supplies”; and

16 (3) in paragraph (3)—

17 (A) by striking “If items” and inserting
18 “If the supplies”; and

19 (B) by striking “items” each place it ap-
20 pears and inserting “supplies”.

21 **Subtitle D—Contractor Matters**

22 **SEC. 841. CONTRACTOR BUSINESS SYSTEMS.**

23 (a) IMPROVEMENT PROGRAM.—Not later than 180
24 days after the date of the enactment of this Act, the Sec-
25 retary of Defense shall develop a program for the improve-

1 ment of contractor business systems to ensure that such
2 systems provide timely, reliable information for the man-
3 agement of Department of Defense programs by the con-
4 tractor and by the Department.

5 (b) APPROVAL OR DISAPPROVAL OF BUSINESS SYS-
6 TEMS.—The program developed pursuant to subsection

7 (a) shall—

8 (1) include system requirements for each type
9 of contractor business system covered by the pro-
10 gram;

11 (2) establish a process for reviewing contractor
12 business systems and identifying significant defi-
13 ciencies in such systems;

14 (3) identify officials of the Department of De-
15 fense who are responsible for the approval or dis-
16 approval of contractor business systems;

17 (4) provide that a contractor business system
18 that meets the system requirements established
19 under this subsection without significant deficiencies
20 may be relied upon as an approved contractor busi-
21 ness system for purposes of program management;
22 and

23 (5) provide for—

24 (A) the disapproval of contractor business
25 systems that have significant deficiencies; and

1 (B) reduced reliance on, and enhanced
2 scrutiny of, data provided by contractor busi-
3 ness systems that have been disapproved.

4 (c) REMEDIAL ACTIONS.—The program developed
5 pursuant to subsection (a) shall provide the following:

6 (1) In the event a contractor business system is
7 disapproved pursuant to subsection (b)(5), appro-
8 priate officials of the Department of Defense will be
9 available to work with the contractor to develop a
10 corrective action plan defining specific actions to be
11 taken to address the significant deficiencies identi-
12 fied in the system and a schedule for the implemen-
13 tation of such actions.

14 (2) The Department may withhold up to ten
15 percent of progress payments, performance-based
16 payments, and interim payments under covered con-
17 tracts from a covered contractor, as needed to pro-
18 tect the interests of the Department and to
19 incentivize compliance, if one or more of the con-
20 tractor business systems of the contractor has been
21 disapproved pursuant to subsection (b)(5).

22 (3) The amount of funds to be withheld under
23 paragraph (2) shall be reduced if a contractor
24 adopts and an effective corrective action plan pursu-

1 ant to paragraph (1) and is effectively implementing
2 such plan.

3 (d) GUIDANCE AND TRAINING.—The program devel-
4 oped pursuant to subsection (a) shall provide guidance and
5 training to appropriate government officials on the data
6 that is produced by contractor business systems and the
7 manner in which such data should be used to effectively
8 manage Department of Defense programs.

9 (e) DEFINITIONS.—In this section:

10 (1) The term “contractor business system”
11 means an accounting system, estimating system,
12 purchasing system, earned value management sys-
13 tem, material management and accounting system,
14 or property management system of a contractor.

15 (2) The term “covered contractor” means a
16 contractor that is subject to the cost accounting
17 standards under section 26 of the Office of Federal
18 Procurement Policy Act (41 U.S.C. 422).

19 (3) The term “covered contract” means a cost-
20 reimbursement contract, incentive-type contract,
21 time-and-materials contract, and labor-hour con-
22 tract.

23 (4) The term “significant deficiency”, in the
24 case of a contractor business system, means a short-
25 coming in the system that undermines the ability of

1 officials of the Department of Defense and the con-
2 tractor to rely upon information produced by the
3 system that is needed for management purposes.

4 **SEC. 842. OVERSIGHT AND ACCOUNTABILITY OF CONTRAC-**
5 **TORS PERFORMING PRIVATE SECURITY**
6 **FUNCTIONS IN AREAS OF COMBAT OPER-**
7 **ATIONS.**

8 (a) **ENHANCEMENT OF OVERSIGHT AND ACCOUNT-**
9 **ABILITY.**—Section 862 of the National Defense Authoriza-
10 tion Act for Fiscal Year 2008 (10 U.S.C. 2302 note) is
11 amended—

12 (1) in subsection (b)(2)—

13 (A) in subparagraph (A), by striking
14 “comply with regulations” and inserting “en-
15 sure that the contractor and all employees of
16 the contractor or any subcontractor who are re-
17 sponsible for performing private security func-
18 tions under such contract comply with regula-
19 tions”;

20 (B) in subparagraph (B)—

21 (i) by striking “comply with” and all
22 that follows through “in accordance with”
23 and inserting “ensure that the contractor
24 and all employees of the contractor or any
25 subcontractor who are responsible for per-

1 forming private security functions under
2 such contract comply with”; and

3 (ii) by striking “and” at the end;

4 (C) in subparagraph (C), by striking the
5 period at the end and inserting “; and”; and

6 (D) by adding at the end the following new
7 subparagraph:

8 “(D) ensure that the contract clause is in-
9 cluded in subcontracts awarded to any subcon-
10 tractor at any tier who is responsible for per-
11 forming private security functions under the
12 contract.”;

13 (2) by redesignating subsections (c) and (d) as
14 subsections (f) and (g), respectively; and

15 (3) by inserting after subsection (b) the fol-
16 lowing new subsections:

17 “(c) OVERSIGHT.—It shall be the responsibility of the
18 head of the contracting activity responsible for each cov-
19 ered contract to ensure that the contracting activity takes
20 appropriate steps to assign sufficient oversight personnel
21 to the contract to—

22 “(1) ensure that the contractor and any sub-
23 contractors responsible for performing private secu-
24 rity functions under such contract comply with the
25 regulatory requirements prescribed pursuant to sub-

1 section (a) and the contract requirements established
2 pursuant to subsection (b); and

3 “(2) make the determinations required by sub-
4 section (d).

5 “(d) REMEDIES.—The failure of a contractor or sub-
6 contractor under a covered contract to comply with the
7 requirements of the regulations prescribed under sub-
8 section (a) or the contract clause inserted in a covered
9 contract pursuant to subsection (b), as determined by the
10 contracting officer for the covered contract—

11 “(1) shall be included in appropriate databases
12 of past performance and considered in any responsi-
13 bility determination or evaluation of the past per-
14 formance of the contractor or subcontractor for the
15 purpose of a contract award decision, as provided in
16 section 6(j) of the Office of Federal Procurement
17 Policy Act (41 U.S.C. 405(j));

18 “(2) in the case of an award fee contract—

19 “(A) shall be considered in any evaluation
20 of contract performance by the contractor or
21 subcontractor for the relevant award fee period;
22 and

23 “(B) may be a basis for reducing or deny-
24 ing award fees for such period, or for recov-

1 ering all or part of award fees previously paid
2 for such period; and

3 “(3) in the case of a failure to comply that is
4 severe, prolonged, or repeated—

5 “(A) shall be referred to the suspension or
6 debarment official for the appropriate agency;
7 and

8 “(B) may be a basis for suspension or de-
9 barment of the contractor or subcontractor.

10 “(e) RULE OF CONSTRUCTION.—The duty of a con-
11 tractor or subcontractor under a covered contract to com-
12 ply with the requirements of the regulations prescribed
13 under subsection (a) and the contract clause inserted into
14 a covered contract pursuant to subsection (b), and the
15 availability of the remedies provided in subsection (d),
16 shall not be reduced or diminished by the failure of a high-
17 er or lower tier contractor under such contract to comply
18 with such requirements, or by a failure of the contracting
19 activity to provide the oversight required by subsection
20 (c).”.

21 (b) REVISED REGULATIONS AND CONTRACT
22 CLAUSE.—

23 (1) DEADLINE FOR REGULATIONS.—Not later
24 than 60 days after the date of the enactment of this
25 Act, the Secretary of Defense shall revise the regula-

1 tions prescribed pursuant to section 862 of the Na-
2 tional Defense Authorization Act for Fiscal Year
3 2008 to incorporate the requirements of the amend-
4 ments made by subsection (a).

5 (2) COMMENCEMENT OF APPLICABILITY OF RE-
6 VISIONS.—The revision of regulations under para-
7 graph (1) shall apply to the following:

8 (A) Any contract that is awarded on or
9 after the date that is 120 days after the date
10 of the enactment of this Act.

11 (B) Any task or delivery order that is en-
12 tered on or after the date that is 120 days after
13 the date of the enactment of this Act pursuant
14 to a contract that is awarded before, on, or
15 after the date that is 120 days after the date
16 of the enactment of this Act.

17 (3) COMMENCEMENT OF INCLUSION OF CON-
18 TRACT CLAUSE.—A contract clause that reflects the
19 revision of regulations required by the amendments
20 made by subsection (a) shall be inserted, as required
21 by required by such section 862, into the following:

22 (A) Any contract that is awarded on or
23 after the date that is 120 days after the date
24 of the enactment of this Act.

1 (B) Any task or delivery order that is en-
2 tered on or after the date that is 120 days after
3 the date of the enactment of this Act pursuant
4 to a contract that is awarded before, on, or
5 after the date that is 120 days after the date
6 of the enactment of this Act.

7 **SEC. 843. ENHANCEMENTS OF AUTHORITY OF SECRETARY**
8 **OF DEFENSE TO REDUCE OR DENY AWARD**
9 **FEES TO COMPANIES FOUND TO JEOPARDIZE**
10 **THE HEALTH OR SAFETY OF GOVERNMENT**
11 **PERSONNEL.**

12 (a) EXPANSION OF DISPOSITIONS SUBJECT TO AU-
13 THORITY.—Section 823 of the National Defense Author-
14 ization Act for Fiscal Year 2010 (Public Law 111–84; 123
15 Stat. 2412; 10 U.S.C. 2302 note) is amended—

16 (1) in subsection (c), by adding at the end the
17 following new paragraph:

18 “(5) A final determination of contractor fault
19 by the Secretary of Defense pursuant to subsection
20 (d).”;

21 (2) by redesignating subsections (d) and (e) as
22 subsections (e) and (f), respectively; and

23 (3) by inserting after subsection (c) the fol-
24 lowing new subsection (d):

1 “(d) DETERMINATIONS OF CONTRACTOR FAULT BY
2 SECRETARY OF DEFENSE.—

3 “(1) IN GENERAL.—In any case described by
4 paragraph (2), the Secretary of Defense shall—

5 “(A) provide for an expeditious inde-
6 pendent investigation of the causes of the seri-
7 ous bodily injury or death alleged to have been
8 caused by the contractor as described in that
9 paragraph; and

10 “(B) make a final determination, pursuant
11 to procedures established by the Secretary for
12 purposes of this subsection, whether the con-
13 tractor, in the performance of a covered con-
14 tract, caused such serious bodily injury or death
15 through gross negligence or with reckless dis-
16 regard for the safety of civilian or military per-
17 sonnel of the Government.

18 “(2) COVERED CASES.—A case described in this
19 paragraph is any case in which the Secretary has
20 reason to believe that a contractor, in the perform-
21 ance of a covered contract, may have caused the se-
22 rious bodily injury or death of any civilian or mili-
23 tary personnel of the Government.

24 “(3) CONSTRUCTION OF DETERMINATION.—A
25 final determination under this subsection may be

1 used only for the purpose of evaluating contractor
2 performance, and shall not be determinative of fault
3 for any other purpose.”.

4 (b) DEFINITION OF CONTRACTOR.—Paragraph (1) of
5 subsection (e) of such section, as redesignated by sub-
6 section (a)(2) of this section, is amended to read as fol-
7 lows:

8 “(1) The term ‘contractor’ means a company
9 awarded a covered contract and a subcontractor at
10 any tier under such contract.”.

11 (c) TECHNICAL AMENDMENT.—Subsection (c) of
12 such section is further amended in the matter preceding
13 paragraph (1) by striking “subsection (a)” and inserting
14 “subsection (b)”.

15 (d) INCLUSION OF DETERMINATIONS OF CON-
16 TRACTOR FAULT IN DATABASE FOR FEDERAL AGENCY
17 CONTRACT AND GRANT OFFICERS AND SUSPENSION AND
18 DEPARTMENT OFFICIALS.—Section 872(c)(1) of the Dun-
19 can Hunter National Defense Authorization Act for Fiscal
20 Year 2009 (Public Law 110–417; 122 Stat. 4556) is
21 amended by adding at the end the following new subpara-
22 graph:

23 “(E) A final determination of contractor
24 fault by the Secretary of Defense pursuant to
25 section 823(d) of the National Defense Author-

1 ization Act for Fiscal Year 2010 (10 U.S.C.
2 2302 note).”.

3 (e) EFFECTIVE DATE.—The requirements of section
4 823 of the National Defense Authorization Act for Fiscal
5 Year 2010, as amended by subsections (a) through (c),
6 shall apply with respect to the following:

7 (1) Any contract entered into on or after the
8 date of the enactment of this Act.

9 (2) Any task order or delivery order awarded on
10 or after the date of the enactment of this Act under
11 a contract entered into before, on, or after that date.

12 **Subtitle E—Other Matters**

13 **SEC. 851. EXTENSION OF ACQUISITION WORKFORCE PER-** 14 **SONNEL MANAGEMENT DEMONSTRATION** 15 **PROGRAM.**

16 Section 4308(f) of the National Defense Authoriza-
17 tion Act for Fiscal Year 1996 (10 U.S.C. 1701 note) is
18 amended by striking “September 30, 2012” and inserting
19 “September 30, 2017”.

20 **SEC. 852. NON-AVAILABILITY EXCEPTION FROM BUY AMER-** 21 **ICAN REQUIREMENTS FOR PROCUREMENT** 22 **OF HAND OR MEASURING TOOLS.**

23 Section 2533a(e) of title 10, United States Code, is
24 amended by striking “subsection (b)(1)” and inserting
25 “subsection (b)”.

1 **SEC. 853. FIVE-YEAR EXTENSION OF DEPARTMENT OF DE-**
2 **FENSE MENTOR-PROTEGE PROGRAM.**

3 (a) EXTENSION OF PROGRAM.—Subsection (j) of sec-
4 tion 831 of the National Defense Authorization Act for
5 Fiscal Year 1991 (10 U.S.C. 2302 note) is amended—

6 (1) in paragraph (1), by striking “September
7 30, 2010” and inserting “September 30, 2015”; and

8 (2) in paragraph (2), by striking “September
9 30, 2013” and inserting “September 30, 2018”.

10 (b) EXTENSION OF ANNUAL REPORT REQUIRE-
11 MENT.—Subsection (l)(3) of such section is amended by
12 striking “2010” and inserting “2015”.

13 **SEC. 854. EXTENSION AND EXPANSION OF SMALL BUSINESS**
14 **PROGRAMS OF THE DEPARTMENT OF DE-**
15 **FENSE.**

16 (a) EXTENSION OF SBIR PROGRAM.—Section
17 9(m)(2) of the Small Business Act (15 U.S.C. 638(m)(2))
18 is amended by striking “September 30, 2010” and insert-
19 ing “September 30, 2018”.

20 (b) EXTENSION OF STTR PROGRAM.—Section
21 9(n)(1)(A)(ii) of the Small Business Act (15 U.S.C.
22 638(n)(1)(A)(ii)) is amended by striking “2010” and in-
23 serting “2018”.

24 (c) EXTENSION AND EXPANSION OF COMMER-
25 CIALIZATION PILOT PROGRAM.—Section 9(y) of the Small
26 Business Act (15 U.S.C. 638(y)) is amended—

1 (1) in paragraphs (1), (2), and (4), by inserting
2 “and the Small Business Technology Transfer Pro-
3 gram” after “Small Business Innovation Research
4 Program”; and

5 (2) in paragraph (6), by striking “2010” and
6 inserting “2018”.

7 **SEC. 855. FOUR-YEAR EXTENSION OF TEST PROGRAM FOR**
8 **NEGOTIATION OF COMPREHENSIVE SMALL**
9 **BUSINESS SUBCONTRACTING PLANS.**

10 (a) **FOUR-YEAR EXTENSION.**—Subsection (e) of sec-
11 tion 834 of the National Defense Authorization Act for
12 Fiscal Years 1990 and 1991 (15 U.S.C. 637 note) is
13 amended by striking “September 30, 2010” and inserting
14 “September 30, 2014”.

15 (b) **ADDITIONAL REPORT.**—Subsection (f) of such
16 section is amended by inserting “and March 1, 2012,”
17 after “March 1, 1994,”.

18 **SEC. 856. REPORT ON SUPPLY OF FIRE RESISTANT FIBER**
19 **FOR PRODUCTION OF MILITARY UNIFORMS.**

20 (a) **REPORT REQUIRED.**—Not later than March 15,
21 2011, the Comptroller General of the United States shall
22 submit to the Committees on Armed Services of the Sen-
23 ate and the House of Representatives a report on the sup-
24 ply chain for fire resistant fiber for the production of mili-
25 tary uniforms.

1 (b) ELEMENTS.—The report required by subsection
2 (a) shall include, at a minimum, an analysis of the fol-
3 lowing:

4 (1) The current and anticipated sources of fire
5 resistant rayon fiber for the production of military
6 uniforms.

7 (2) The extent to which fire resistant rayon
8 fiber has unique properties that provide advantages
9 for the production of military uniforms.

10 (3) The extent to which the efficient procure-
11 ment of fire resistant rayon fiber for the production
12 of military uniforms is impeded by existing statutory
13 or regulatory requirements.

14 (4) The actions the Department of Defense has
15 taken to identify alternatives to fire resistant rayon
16 fiber for the production of military uniforms.

17 (5) The extent to which such alternatives pro-
18 vide an adequate substitute for fire resistant rayon
19 fiber for the production of military uniforms.

20 (6) The impediments to the use of such alter-
21 natives, and the actions the Department has taken
22 to overcome such impediments.

23 (7) The extent to which it would be practical
24 and appropriate for the Department to use perform-
25 ance-based requirements for fire resistant fiber,

1 rather than requiring the use of fire resistant rayon
2 fiber, for the production of military uniforms.

3 (8) The extent to which any modifications to
4 section 2533a of title 10, United States Code (com-
5 monly referred to as the “Berry amendment”), or
6 section 829 of the National Defense Authorization
7 Act for Fiscal Year 2008 (Public Law 110–181; 122
8 Stat. 229; 10 U.S.C. 2533a note) may be necessary
9 or advisable to ensure the efficient acquisition of fire
10 resistant fiber for the production of military uni-
11 forms.

12 (9) The extent to which uncertainty regarding
13 the future availability of fire resistant rayon results
14 in instability or inefficiency for elements of the
15 United States textile industry that utilize fire resist-
16 ant rayon, and the extent to which that instability
17 or inefficiency results in less efficient business prac-
18 tices, impedes investment and innovation, and there-
19 by results or may result in higher costs, delayed de-
20 livery, or a lower quality of product delivered to the
21 Government.

22 (c) RECOMMENDATIONS.—The report required by
23 subsection (a) shall include such recommendations for fur-
24 ther actions to address the matters covered by the report
25 as the Comptroller General considers appropriate.

1 **SEC. 857. CONTRACTOR LOGISTICS SUPPORT OF CONTIN-**
2 **GENCY OPERATIONS.**

3 (a) DEFENSE SCIENCE BOARD REVIEW OF ORGANI-
4 ZATION, TRAINING, AND PLANNING.—

5 (1) REVIEW.—Not later than 90 days after the
6 date of the enactment of this Act, the Secretary of
7 Defense shall direct the Defense Science Board to
8 carry out a review of Department of Defense organi-
9 zation, doctrine, training, and planning for con-
10 tractor logistics support of contingency operations.

11 (2) MATTERS TO BE ADDRESSED.—The matters
12 addressed by the review required by paragraph (1)
13 shall include, at a minimum, the following:

14 (A) Department of Defense policies and
15 procedures for planning for contractor logistics
16 support of contingency operations.

17 (B) Department organization and staffing
18 for the implementation of such policies and pro-
19 cedures.

20 (C) The development of Department doc-
21 trine for contractor logistics support of contin-
22 gency operations.

23 (D) The training of Department military
24 and civilian personnel for the planning, man-
25 agement, and oversight of contractor logistics
26 support of contingency operations.

1 (E) The extent to which the Department
2 should rely upon contractor logistics support in
3 future contingency operations, and the risks as-
4 sociated with reliance on such support.

5 (F) Any logistics support functions for
6 contingency operations for which the Depart-
7 ment should establish or retain an organic ca-
8 pability.

9 (G) The scope and level of detail on con-
10 tractor logistics support of contingency oper-
11 ations that is currently included in operational
12 plans, and that should be included in oper-
13 ational plans.

14 (H) Contracting mechanisms and contract
15 vehicles that are currently used, and should be
16 used, to provide contractor logistics support of
17 contingency operations.

18 (I) Department organization and staffing
19 for the management and oversight of contractor
20 logistics support of contingency operations.

21 (J) Actions that could be taken to improve
22 Department management and oversight of con-
23 tractors providing logistics support of contin-
24 gency operations.

1 (K) The extent to which logistics support
2 of contingency operations has been, and should
3 be, provided by subcontractors, and the advan-
4 tages and disadvantages of reliance upon sub-
5 contractors for that purpose.

6 (L) The extent to which logistics support
7 of contingency operations has been, and should
8 be, provided by local nationals and third coun-
9 try nationals, and the advantages and disadvan-
10 tages of reliance upon such sources for that
11 purpose.

12 (3) REPORT.—Not later than one year after the
13 date of the enactment of this Act, the Secretary
14 shall submit to the congressional defense committees
15 a report on the result of the review required by
16 paragraph (1). The report shall include the findings
17 and recommendations of the Defense Science Board
18 pursuant to the review, including such recommenda-
19 tions for legislative or administrative action as the
20 Board considers appropriate, together with any com-
21 ments the Secretary considers appropriate.

22 (b) INCLUSION OF CONTRACTOR SUPPORT REQUIRE-
23 MENTS IN PLANNING DOCUMENTS.—

1 (1) ELEMENTS IN QDR REPORTS TO CON-
2 GRESS.—Section 118(d) of title 10, United States
3 Code, is amended—

4 (A) in paragraph (4)—

5 (i) in subparagraph (D), by striking
6 “and” at the end;

7 (ii) in subparagraph (E), by striking
8 the period at the end and inserting “;
9 and”; and

10 (iii) by adding at the end the fol-
11 lowing new subparagraph:

12 “(F) the roles and responsibilities that
13 would be discharged by contractors.”;

14 (B) in paragraph (6), by striking “man-
15 power and sustainment” and inserting “man-
16 power, sustainment, and contractor support”

17 (C) in paragraph (8), by inserting “, and
18 the scope of contractor support,” after “De-
19 fense Agencies”

20 (2) CHAIRMAN OF JOINT CHIEFS OF STAFF AS-
21 SESSMENTS OF CONTRACTOR SUPPORT OF ARMED
22 FORCES.—

23 (A) ASSESSMENTS UNDER CONTINGENCY
24 PLANNING.—Paragraph (3) of subsection (a) of
25 section 153 of such title is amended—

1 (i) by redesignating subparagraphs
2 (C) and (D) as subparagraphs (D) and
3 (E), respectively; and

4 (ii) by inserting after subparagraph
5 (B) the following new subparagraph (C):

6 “(C) Identifying the support functions that are
7 likely to require contractor performance under such
8 contingency plans, and the risks associated with the
9 assignment of such functions to contractors.”.

10 (B) ASSESSMENTS UNDER ADVICE ON RE-
11 QUIREMENTS, PROGRAMS, AND BUDGET.—Para-
12 graph (4)(E) of such subsection is amended by
13 inserting “and contractor support” after “area
14 of manpower”.

15 (C) ASSESSMENTS FOR BIENNIAL REVIEW
16 OF NATIONAL MILITARY STRATEGY.—Sub-
17 section (d) of such section is amended—

18 (i) in paragraph (2), by adding at the
19 end the following new subparagraph:

20 “(J) Assessment of the requirements for con-
21 tractor support of the armed forces in conducting
22 peacetime training, peacekeeping, overseas contin-
23 gency operations, and major combat operations, and
24 the risks associated with such support.”; and

1 (ii) in paragraph (3)(B), by striking
2 “and the levels of support from allies and
3 other friendly nations” and inserting “the
4 levels of support from allies and other
5 friendly nations, and the levels of con-
6 tractor support”.

7 **TITLE IX—DEPARTMENT OF DE-**
8 **FENSE ORGANIZATION AND**
9 **MANAGEMENT**
10 **Subtitle A—Department of Defense**
11 **Management**

12 **SEC. 901. REPEAL OF PERSONNEL LIMITATIONS APPLICA-**
13 **BLE TO CERTAIN DEFENSE-WIDE ORGANIZA-**
14 **TIONS AND REVISIONS TO LIMITATION AP-**
15 **PLICABLE TO THE OFFICE OF THE SEC-**
16 **RETARY OF DEFENSE.**

17 (a) REPEAL OF PERSONNEL LIMITATIONS APPLICA-
18 BLE TO DEFENSE-WIDE ORGANIZATIONS.—

19 (1) DEFENSE AGENCIES AND DOD FIELD AC-
20 TIVITIES.—Section 194 of title 10, United States
21 Code, is repealed.

22 (2) COMBATANT COMMANDS.—Section 601 of
23 the Goldwater-Nichols Department of Defense Reor-
24 ganization Act of 1986 (10 U.S.C. 194 note) is re-
25 pealed.

1 (b) REVISIONS TO PERSONNEL LIMITATION APPLI-
2 CABLE TO OFFICE OF THE SECRETARY OF DEFENSE.—

3 (1) REMOVAL OF WASHINGTON HEADQUARTERS
4 SERVICE FROM OSD LIMIT.—(A) Subsection (a) of
5 section 143 of title 10, United States Code, is
6 amended by striking “3,767” and inserting “3,370”.

7 (B) Subsection (b) of such section is amended
8 to read as follows:

9 “(b) OSD PERSONNEL DEFINED.—In this section,
10 the term ‘OSD personnel’ means members of the armed
11 forces and civilian employees of the Department of De-
12 fense who are assigned or detailed to permanent duty in
13 the Office of the Secretary of Defense.”.

14 (2) EXEMPTION FOR NATIONAL EMER-
15 GENCIES.—Such section is further amended by add-
16 ing at the end the following new subsection:

17 “(d) EXEMPTION DURING TIME OF WAR OR NA-
18 TIONAL EMERGENCY.—The limitation in subsection (a)
19 does not apply in time of war or during a national emer-
20 gency declared by the President or Congress.”.

21 (c) TECHNICAL AND CONFORMING AMENDMENTS.—

22 (1) TABLE OF SECTIONS.—The table of sections
23 at the beginning of chapter 8 of title 10, United
24 States Code, is amended by striking the item relat-
25 ing to section 194.

1 (2) SECTION 1111.—Section 1111 of the Dun-
2 can Hunter National Defense Authorization Act for
3 Fiscal Year 2009 (Public Law 110–417; 10 U.S.C.
4 143 note) is amended—

5 (A) in subsection (a)—

6 (i) by striking “For fiscal year 2009
7 and fiscal years thereafter,” and inserting
8 “For any fiscal year,”;

9 (ii) by striking “194,”; and

10 (iii) in paragraph (1), by striking
11 “Code, or” and all that follows through
12 “or otherwise” and inserting “Code, or
13 otherwise”; and

14 (B) in subsection (b)—

15 (i) by striking “For fiscal year 2009
16 and fiscal years thereafter,” and inserting
17 “For any fiscal year,”;

18 (ii) by striking “194,”;

19 (iii) in paragraph (1), by striking
20 “the” after “in accordance with”; and

21 (iv) in paragraph (2), by striking
22 “any” after “work, for”.

1 **SEC. 902. REORGANIZATION OF OFFICE OF THE SEC-**
2 **RETARY OF DEFENSE TO CARRY OUT REDUC-**
3 **TION REQUIRED BY LAW IN NUMBER OF DEP-**
4 **UTY UNDER SECRETARIES OF DEFENSE.**

5 (a) REDESIGNATION OF CERTAIN POSITIONS IN OF-
6 FICE OF SECRETARY OF DEFENSE.—

7 (1) REDESIGNATION.—Positions in the Office
8 of the Secretary of Defense are hereby redesignated
9 as follows:

10 (A) The Director of Defense Research and
11 Engineering is redesignated as the Assistant
12 Secretary of Defense for Research and Engi-
13 neering.

14 (B) The Director of Operational Energy
15 Plans and Programs is redesignated as the As-
16 sistant Secretary of Defense for Operational
17 Energy Plans and Programs.

18 (C) The Assistant to the Secretary of De-
19 fense for Nuclear and Chemical and Biological
20 Defense Programs is redesignated as the As-
21 sistant Secretary of Defense for Nuclear, Chem-
22 ical, and Biological Defense Programs.

23 (2) REFERENCES.—Any reference in any law,
24 rule, regulation, paper, or other record of the United
25 States to an office of the Department of Defense re-

1 designated by paragraph (1) shall be deemed to be
2 a reference to such office as so redesignated.

3 (b) AMENDMENTS TO CHAPTER 4 OF TITLE 10 RE-
4 LATING TO REORGANIZATION.—

5 (1) REPEAL OF SEPARATE PRINCIPAL DEPUTY
6 UNDER SECRETARY OF DEFENSE PROVISIONS.—Sec-
7 tions 133a, 134a, and 136a of title 10, United
8 States Code, are repealed.

9 (2) COMPONENTS OF OSD.—Subsection (b) of
10 section 131 of such title is amended to read as fol-
11 lows:

12 “(b) The Office of the Secretary of Defense is com-
13 posed of the following:

14 “(1) The Deputy Secretary of Defense.

15 “(2) The Under Secretaries of Defense, as fol-
16 lows:

17 “(A) The Under Secretary of Defense for
18 Acquisition, Technology, and Logistics.

19 “(B) The Under Secretary of Defense for
20 Policy.

21 “(C) The Under Secretary of Defense
22 (Comptroller).

23 “(D) The Under Secretary of Defense for
24 Personnel and Readiness.

1 “(E) The Under Secretary of Defense for
2 Intelligence.

3 “(3) The Deputy Chief Management Officer of
4 the Department of Defense.

5 “(4) Other officers who are appointed by the
6 President, by and with the advice and consent of the
7 Senate and who report directly to the Secretary and
8 Deputy Secretary without intervening authority, as
9 follows:

10 “(A) The Director of Cost Assessment and
11 Program Evaluation.

12 “(B) The Director of Operational Test and
13 Evaluation.

14 “(C) The General Counsel of the Depart-
15 ment of Defense.

16 “(D) The Inspector General of the Depart-
17 ment of Defense.

18 “(5) The Principal Deputy Under Secretaries of
19 Defense.

20 “(6) The Assistant Secretaries of Defense.

21 “(7) Other officials provided for by law, as fol-
22 lows:

23 “(A) The Deputy Assistant Secretary of
24 Defense for Developmental Test and Evaluation

1 appointed pursuant to section 139b(a) of this
2 title.

3 “(B) The Deputy Assistant Secretary of
4 Defense for Systems Engineering appointed
5 pursuant to section 139b(b) of this title.

6 “(C) The Deputy Assistant Secretary of
7 Defense for Manufacturing and Industrial Base
8 Policy appointed pursuant to section 139c of
9 this title.

10 “(D) The Director of Small Business Pro-
11 grams appointed pursuant to section 144 of
12 this title.

13 “(E) The Director of Defense Prisoner of
14 War/Missing Personnel Oversight under section
15 1501(a) of this title.

16 “(F) The Director of Family Policy under
17 section 1781 of this title.

18 “(G) The Director of the Office of Corro-
19 sion Policy and Oversight assigned pursuant to
20 section 2228(a) of this title.

21 “(H) The official designated under section
22 2438(a) of this title to have responsibility for
23 conducting and overseeing performance assess-
24 ments and root cause analyses for major de-
25 fense acquisition programs.

1 “(8) Such other offices and officials as may be
2 established by law or the Secretary of Defense may
3 establish or designate in the Office.”.

4 (3) PRINCIPAL DEPUTY UNDER SECRETARIES
5 OF DEFENSE.—Section 137a of such title is amend-
6 ed—

7 (A) in subsections (a)(1), (b), and (d), by
8 striking “Deputy Under” and inserting “Prin-
9 cipal Deputy Under”;

10 (B) in subsection (a)(2), by striking “(A)
11 The” and all that follows through “(5) of sub-
12 section (c)” and inserting “The Principal Dep-
13 uty Under Secretaries of Defense”;

14 (C) in subsection (c)—

15 (i) in paragraphs (1), (2), (3), (4),
16 and (5), by striking “One of the Deputy”
17 and inserting “One of the Principal Dep-
18 uty”;

19 (ii) in paragraphs (1), (2), and (3), by
20 striking “appointed” and all that follows
21 through “this title”;

22 (iii) in paragraphs (4) and (5), by
23 striking “shall be” and inserting “is”; and

24 (iv) in paragraph (5), by adding in-
25 serting before the period at the end the fol-

1 lowing: “, who shall be appointed from
2 among persons who have extensive exper-
3 tise in intelligence matters”; and

4 (D) in subsection (d), by adding at the end
5 the following new sentence: “The Principal
6 Deputy Under Secretaries shall take precedence
7 among themselves in the order prescribed by
8 the Secretary of Defense.”.

9 (4) ASSISTANT SECRETARIES OF DEFENSE GEN-
10 ERALLY.—Section 138 of such title is amended—

11 (A) in subsection (a)—

12 (i) in paragraph (1), by striking “12”
13 and inserting “16”; and

14 (ii) in paragraph (2), by striking “(A)
15 The” and all that follows through “The
16 other” and inserting “The”;

17 (B) in subsection (b)—

18 (i) in paragraphs (2), (3), (4), (5),
19 and (6), by striking “shall be” and insert-
20 ing “is”;

21 (ii) in paragraph (7), by striking “ap-
22 pointed pursuant to section 138a of this
23 title”; and

24 (iii) by adding at the end the fol-
25 lowing new paragraphs:

1 “(8) One of the Assistant Secretaries is the As-
2 sistant Secretary of Defense for Research and Engi-
3 neering. In addition to any duties and powers pre-
4 scribed under paragraph (1), the Assistant Secretary
5 of Defense for Research and Engineering shall have
6 the duties specified in section 138b of this title.

7 “(9) One of the Assistant Secretaries is the As-
8 sistant Secretary of Defense for Operational Energy
9 Plans and Programs. In addition to any duties and
10 powers prescribed under paragraph (1), the Assist-
11 ant Secretary of Defense for Operational Energy
12 Plans and Programs shall have the duties specified
13 in section 138c of this title.

14 “(10) One of the Assistant Secretaries is the
15 Assistant Secretary of Defense for Nuclear, Chem-
16 ical, and Biological Defense Programs. In addition
17 to any duties and powers prescribed under para-
18 graph (1), the Assistant Secretary of Defense for
19 Nuclear, Chemical, and Biological Defense Programs
20 shall have the duties specified in section 138d of this
21 title.”; and

22 (C) in subsection (d), by striking “and the
23 Director of Defense Research and Engineering”
24 and inserting “the Deputy Chief Management
25 Officer of the Department of Defense, the offi-

1 cials serving in positions specified in section
2 131(b)(4) of this title, and the Principal Dep-
3 puty Under Secretaries of Defense”.

4 (5) ASSISTANT SECRETARY FOR LOGISTICS AND
5 MATERIEL READINESS.—Section 138a(a) of such
6 title is amended—

7 (A) by striking “There is a” and inserting
8 “*The*”; and

9 (B) by striking “, appointed from civilian
10 life by the President, by and with the advice
11 and consent of the Senate. The Assistant Sec-
12 retary”.

13 (6) ASSISTANT SECRETARY FOR RESEARCH AND
14 ENGINEERING.—Section 139a of such title is trans-
15 ferred so as to appear after section 138a, redesign-
16 nated as section 138b, and amended—

17 (A) by striking subsection (a);

18 (B) by redesignating subsections (b) and
19 (c) as subsections (a) and (b), respectively;

20 (C) in subsection (a), as so redesignated,
21 by striking “Director of Defense Research and
22 Engineering” and inserting “Assistant Sec-
23 retary of Defense for Research and Engineer-
24 ing”; and

25 (D) in subsection (b), as so redesignated—

1 (i) in paragraph (1), by striking “Di-
2 rector of Defense Research and Engineer-
3 ing,” and inserting “Assistant Secretary of
4 Defense for Research and Engineering,”;
5 and

6 (ii) in paragraph (2), by striking “Di-
7 rector” and inserting “Assistant Sec-
8 retary”.

9 (7) ASSISTANT SECRETARY FOR OPERATIONAL
10 ENERGY PLANS AND PROGRAMS.—Section 139b of
11 such title is transferred so as to appear after section
12 138b (as transferred and redesignated by paragraph
13 (6)), redesignated as section 138c, and amended—

14 (A) in subsection (a), by striking “There is
15 a” and all that follows through “The Director”
16 and inserting “The Assistant Secretary of De-
17 fense for Operational Energy Plans and Pro-
18 grams”;

19 (B) by striking “Director” each place it
20 appears and inserting “Assistant Secretary”;

21 (C) in subsection (d)(2)—

22 (i) by striking “Not later than” and
23 all that follows through “military depart-
24 ments” and inserting “The Secretary of
25 each military department”;

1 (ii) by striking “who will” and insert-
2 ing “who shall”; and

3 (iii) by inserting “so designated” after
4 “The officials”; and

5 (D) in subsection (d)(4), by striking “The
6 initial” and all that follows through “updates to
7 the strategy” and inserting “Updates to the
8 strategy required by paragraph (1)”.

9 (8) ASSISTANT SECRETARY FOR NUCLEAR,
10 CHEMICAL, AND BIOLOGICAL DEFENSE PROGRAMS.—
11 Section 142 of such title is transferred so as to ap-
12 pear after section 138c (as redesignated and trans-
13 ferred by paragraph (7)), redesignated as section
14 138d, and amended—

15 (A) by striking subsection (a);

16 (B) by redesignating subsection (b) as sub-
17 section (a) and in that subsection, as so redesi-
18 gnated, by striking “The Assistant to the Sec-
19 retary” and inserting “The Assistant Secretary
20 of Defense for Nuclear, Chemical, and Biologi-
21 cal Defense Programs”; and

22 (C) by striking subsection (c) and inserting
23 the following new subsection (b):

24 “(b) The Assistant Secretary may communicate views
25 on issues within the responsibility of the Assistant Sec-

1 retary directly to the Secretary of Defense and the Deputy
2 Secretary of Defense without obtaining the approval or
3 concurrence of any other official within the Department
4 of Defense.”.

5 (c) DEPUTY CHIEF MANAGEMENT OFFICER.—

6 (1) IN GENERAL.—Chapter 4 of title 10, United
7 States Code, is further amended by inserting after
8 section 132 the following new section:

9 **“§ 132a. Deputy Chief Management Officer**

10 “(a) APPOINTMENT.—There is a Deputy Chief Man-
11 agement Officer of the Department of Defense, appointed
12 from civilian life by the President, by and with the advice
13 and consent of the Senate.

14 “(b) RESPONSIBILITIES.—The Deputy Chief Man-
15 agement Officer assists the Deputy Secretary of Defense
16 in the Deputy Secretary’s capacity as Chief Management
17 Officer of the Department of Defense under section 132(c)
18 of this title.

19 “(c) PRECEDENCE.—The Deputy Chief Management
20 Officer takes precedence in the Department of Defense
21 after the Secretary of Defense, the Deputy Secretary of
22 Defense, the Secretaries of the military departments, and
23 the Under Secretaries of Defense.”.

1 (2) CONFORMING AMENDMENT.—Section
2 132(c) of such title is amended by striking the sec-
3 ond sentence.

4 (d) SENIOR OFFICIAL RESPONSIBLE FOR PERFORM-
5 ANCE ASSESSMENTS AND ROOT CAUSE ANALYSES OF
6 MDAPs.—Section 103 of the Weapon Systems Acquisi-
7 tion Reform Act of 2009 (Public Law 111–23; 123 Stat.
8 1715; 10 U.S.C. 2430 note) is transferred to chapter 144
9 of title 10, United States Code, inserted so as to appear
10 after section 2437, redesignated as section 2438, and
11 amended—

12 (1) in subsection (b)(2), by striking “section
13 2433a(a)(1) of title 10, United States Code (as
14 added by section 206(a) of this Act)” and inserting
15 “section 2433a(a)(1) of this title”;

16 (2) in subsection (b)(5)—

17 (A) by striking “section 2433a of title 10,
18 United States Code (as so added)” and insert-
19 ing “section 2433a of this title”; and

20 (B) by striking “prior to” both places it
21 appears and inserting “before”;

22 (3) in subsection (d), by striking “section
23 2433a of title 10, United States Code (as so added)”
24 and inserting “section 2433a of this title”; and

1 (4) in subsection (f), by striking “beginning in
2 2010,”.

3 (e) REDESIGNATION OF DDTE AS DEPUTY ASSIST-
4 ANT SECRETARY FOR DEVELOPMENTAL TEST AND EVAL-
5 UATION AND DSE AS DEPUTY ASSISTANT SECRETARY OF
6 DEFENSE FOR SYSTEMS ENGINEERING.—Section 139c of
7 title 10, United States Code, is amended—

8 (1) by striking “Director of Developmental Test
9 and Evaluation” each place it appears and inserting
10 “Deputy Assistant Secretary of Defense for Develop-
11 mental Test and Evaluation”;

12 (2) by striking “Director of Systems Engineer-
13 ing” each place it appears and inserting “Deputy
14 Assistant Secretary of Defense for Systems Engi-
15 neering”;

16 (3) in subsection (a)—

17 (A) by striking the subsection heading and
18 inserting “DEPUTY ASSISTANT SECRETARY OF
19 DEFENSE FOR DEVELOPMENTAL TEST AND
20 EVALUATION.—”;

21 (B) by striking “Director” each place it
22 appears in paragraphs (2), (3), and (6) and in-
23 serting “Deputy Assistant Secretary”;

24 (C) in paragraph (4), by striking the para-
25 graph heading and inserting “COORDINATION

1 WITH DEPUTY ASSISTANT SECRETARY OF DE-
2 FENSE FOR SYSTEMS ENGINEERING.—”;

3 (D) in paragraph (5), by striking “Direc-
4 tor” in the matter preceding subparagraph (A)
5 and inserting “Deputy Assistant Secretary”;
6 and

7 (E) in paragraph (6), by striking “Direc-
8 tor’s” and inserting “Deputy Assistant Sec-
9 retary’s”; and
10 (4) in subsection (b)—

11 (A) by striking the subsection heading and
12 inserting “DEPUTY ASSISTANT SECRETARY OF
13 DEFENSE FOR SYSTEMS ENGINEERING.—”;

14 (B) by striking “Director” each place it
15 appears in paragraphs (2), (3), (5), and (6) and
16 inserting “Deputy Assistant Secretary”;

17 (C) in paragraph (4), by striking the para-
18 graph heading and inserting “COORDINATION
19 WITH DEPUTY ASSISTANT SECRETARY OF DE-
20 FENSE FOR DEVELOPMENTAL TEST AND EVAL-
21 UATION.—”; and

22 (D) in paragraph (6), by striking “Direc-
23 tor’s” and inserting “Deputy Assistant Sec-
24 retary’s”.

1 (f) DEPUTY ASSISTANT SECRETARY OF DEFENSE
2 FOR MANUFACTURING AND INDUSTRIAL BASE POLICY.—

3 (1) REORGANIZATION OF CERTAIN PROVISIONS
4 WITHIN CHAPTER 4 TO ACCOUNT FOR OTHER
5 TRANSFERS OF PROVISIONS.—Chapter 4 of title 10,
6 United States Code, is further amended by redesignig-
7 nating sections 139c and 139d (as amended by sub-
8 section (e)) as sections 139a and 139b, respectively.

9 (2) DEPUTY ASSISTANT SECRETARY.—Such
10 chapter is further amended by inserting after section
11 139b, as redesignated by paragraph (1), the fol-
12 lowing new section 139c:

13 **“§ 139c. Deputy Assistant Secretary of Defense for**
14 **Manufacturing and Industrial Base Pol-**
15 **icy**

16 “(a) APPOINTMENT.—There is a Deputy Assistant
17 Secretary of Defense for Manufacturing and Industrial
18 Base Policy, who shall be appointed by the Under Sec-
19 retary of Defense for Acquisition, Technology, and Logis-
20 tics and shall report to the Under Secretary.

21 “(b) RESPONSIBILITIES.—The Deputy Assistant Sec-
22 retary of Defense for Manufacturing and Industrial Base
23 Policy shall be the principal advisor to the Under Sec-
24 retary of Defense for Acquisition, Technology, and Logis-

1 ties in the performance of the Under Secretary's duties
2 relating to the following:

3 “(1) Establishing policies of the Department of
4 Defense for maintenance of the defense industrial
5 base of the United States.

6 “(2) Executing the authorities of the Manufac-
7 turing Technology Program under section 2521 of
8 this title.

9 “(3) Establishing the national security objec-
10 tives concerning the national technology and indus-
11 trial base required under section 2501 of this title.

12 “(4) Executing the national defense program
13 for analysis of the national technology and industrial
14 base required under section 2503 of this title.

15 “(5) Performing the national technology and in-
16 dustrial base periodic defense capability assessments
17 required under section 2505 of this title.

18 “(6) Establishing the technology and industrial
19 base policy guidance required under section 2506 of
20 this title.

21 “(7) Maintaining the defense industrial base in-
22 formation system required under section 722 of the
23 Defense Production Act of 1950 (50 U.S.C. App.
24 2171).

1 “(8) Executing other applicable authorities pro-
2 vided under the Defense Production Act of 1950 (50
3 U.S.C. App. 2061 et seq.).

4 “(9) Establishing policies related to inter-
5 national technology security and export control
6 issues.

7 “(10) Establishing policies related industrial
8 independent research and development programs
9 under section 2372 of this title.

10 “(11) Such other matters as the Secretary of
11 Defense or the Under Secretary shall prescribe.”.

12 (g) CLARIFICATION OF HEAD OF OFFICE FOR MISS-
13 ING PERSONNEL.—Section 1501(a) of title 10, United
14 States Code, is amended—

15 (1) in paragraph (1), by striking the second
16 sentence and inserting the following new sentence:

17 “The office shall be headed by the Director of De-
18 fense Prisoner of War/Missing Person Oversight.”;

19 and

20 (2) by striking “the office” each place it ap-
21 pears and inserting “the Director”.

22 (h) CLARIFICATION OF HEAD OF OFFICE FOR FAM-
23 ILY POLICY.—Section 1781 of title 10, United States
24 Code, is amended—

1 (1) in subsection (a), by striking the second
2 sentence and inserting the following new sentence:
3 “The office shall be headed by the Director of Fam-
4 ily Policy, who shall report to the Assistant Sec-
5 retary of Defense for Force Management and Per-
6 sonnel.”; and

7 (2) by striking “the Office” each place it ap-
8 pears and inserting “the Director”.

9 (i) MODIFICATION OF STATUTORY LIMITATION ON
10 NUMBER OF DEPUTY UNDER SECRETARIES OF DE-
11 FENSE.—

12 (1) DELAY IN LIMITATION ON NUMBER OF
13 DUSDS.—Section 906(a)(2) of the National Defense
14 Authorization Act for Fiscal Year 2010 (Public Law
15 111–84; 123 Stat. 2426; 10 U.S.C. 137a note) is
16 amended by striking “January 1, 2011” and insert-
17 ing “January 1, 2015”.

18 (2) TEMPORARY AUTHORITY FOR ADDITIONAL
19 DUSDS.—During the period beginning on the date of
20 the enactment of this Act and ending on January 1,
21 2015, the Secretary of Defense may, in the Sec-
22 retary’s discretion, appoint not more than five Dep-
23 uty Under Secretaries of Defense in addition to the
24 five Principal Deputy Under Secretaries of Defense

1 authorized by section 137a of title 10, United States
2 Code (as amended by subsection (b)(3)).

3 (3) REPORT ON PLAN FOR REORGANIZATION OF
4 OSD.—

5 (A) REPORT REQUIRED.—Not later than
6 September 15, 2013, the Secretary of Defense
7 shall submit to the Committees on Armed Serv-
8 ices of the Senate and the House of Represent-
9 atives a report setting forth a plan for the re-
10 alignment of the organizational structure of the
11 Office of the Secretary of Defense to comply
12 with the requirement of section 906(a)(2) of the
13 National Defense Authorization Act for Fiscal
14 Year 2010, as amended by paragraph (1).

15 (B) ELEMENTS.—In preparing the report
16 required by subparagraph (A), the Secretary
17 shall consider, at a minimum, the feasibility of
18 taking the following actions on or before Janu-
19 ary 1, 2015:

20 (i) A merger of the position of Deputy
21 Under Secretary of Defense (Installations
22 and Environment) and the position of As-
23 sistant Secretary of Defense for Oper-
24 ational Energy Plans and Programs (as es-
25 tablished in accordance with the amend-

1 ments made by subsection (b)(7)) into a
2 single Assistant Secretary position.

3 (ii) A realignment of positions within
4 the Office of the Under Secretary of De-
5 fense for Policy to eliminate the position of
6 Deputy Under Secretary of Defense (Strat-
7 egy, Plans, and Forces).

8 (j) OTHER CONFORMING AMENDMENTS TO TITLE
9 10.—

10 (1) Section 179(e) of title 10, United States
11 Code, is amended—

12 (A) in paragraphs (2) and (3), by striking
13 “Assistant to the Secretary of Defense for Nu-
14 clear and Chemical and Biological Defense Pro-
15 grams” and inserting “Assistant Secretary of
16 Defense for Nuclear, Chemical, and Biological
17 Defense Programs”; and

18 (B) in paragraph (3), by striking “that As-
19 sistant to the Secretary” and inserting “Assist-
20 ant Secretary”.

21 (2) Section 2272 of such title is amended by
22 striking “Director of Defense Research and Engi-
23 neering” each place it appears and inserting “Assist-
24 ant Secretary of Defense for Research and Engi-
25 neering”.

1 (3) Section 2365 of such title is amended—

2 (A) in subsection (a), by striking “Director
3 of Defense Research and Engineering” and in-
4 serting “Assistant Secretary”;

5 (B) in subsection (d)(1), by striking “Di-
6 rector” and inserting “Assistant Secretary”;

7 (C) in subsection (d)(2)—

8 (i) by striking “Director of Defense
9 Research and Engineering” and inserting
10 “Assistant Secretary of Defense for Re-
11 search and Engineering”; and

12 (ii) by striking “Director may” and
13 inserting “Assistant Secretary may”; and

14 (D) in subsection (e), by striking “Direc-
15 tor” and inserting “Assistant Secretary”.

16 (4) Sections 2350a(g)(3), 2366b(a)(3)(D),
17 2374a(a), and 2517(a) of such title are amended by
18 striking “Director of Defense Research and Engi-
19 neering” and inserting “Assistant Secretary of De-
20 fense for Research and Engineering”.

21 (5) Section 2902(b) of such title is amended—

22 (A) in paragraph (1), by striking “Deputy
23 Under Secretary of Defense for Science and
24 Technology” and inserting “official within the
25 Office of the Assistant Secretary of Defense for

1 Research and Engineering who is responsible
2 for science and technology”; and

3 (B) in paragraph (3), by striking “Deputy
4 Under Secretary of Defense” and inserting “of-
5 ficial within the Office of the Under Secretary
6 of Defense for Acquisition, Technology, and Lo-
7 gistics who is”.

8 (k) SECTION HEADING AND CLERICAL AMEND-
9 MENTS.—

10 (1) SECTION HEADING AMENDMENTS.—

11 (A) The heading of section 137a of title
12 10, United States Code, is amended to read as
13 follows:

14 **“§ 137a. Principal Deputy Under Secretaries of De-
15 fense”.**

16 (B) The heading of section 138b of such
17 title, as transferred and redesignated by sub-
18 section (b)(6), is amended to read as follows:

19 **“§ 138b. Assistant Secretary of Defense for Research
20 and Engineering”.**

21 (C) The heading of section 138c of such
22 title, as transferred and redesignated by sub-
23 section (b)(7), is amended to read as follows:

1 **“§ 138c. Assistant Secretary of Defense for Oper-**
2 **ational Energy Plans and Programs”.**

3 (D) The heading of section 138d of such
4 title, as transferred and redesignated by sub-
5 section (b)(8), is amended to read as follows:

6 **“§ 138d. Assistant Secretary of Defense for Nuclear,**
7 **Chemical, and Biological Defense Pro-**
8 **grams”.**

9 (E) The section heading of section 139b of
10 such title, as redesignated by subsection (f)(1),
11 is amended to read as follows:

12 **“§ 139b. Deputy Assistant Secretary of Defense for**
13 **Developmental Test and Evaluation; Dep-**
14 **uty Assistant Secretary of Defense for**
15 **Systems Engineering: joint guidance”.**

16 (F) The heading of section 2438 of such
17 title, as transferred and redesignated by sub-
18 section (d), is amended to read as follows:

19 **“§ 2438. Performance assessments and root cause**
20 **analyses”.**

21 (2) CLERICAL AMENDMENTS.—

22 (A) The table of sections at the beginning
23 of chapter 4 of such title is amended—

24 (i) by inserting after the item relating
25 to section 132 the following new item:

“132a. Deputy Chief Management Officer.”;

1 (ii) by striking the items relating to
2 sections 133a, 134a, and 136a;

3 (iii) by striking the item relating to
4 section 137a and inserting the following
5 new item:

“137a. Principal Deputy Under Secretaries of Defense.”;

6 (iv) by inserting after the item relat-
7 ing to section 138a the following new
8 items:

“138b. Assistant Secretary of Defense for Research and Engineering.

“138c. Assistant Secretary of Defense for Operational Energy Plans and Pro-
grams.

“138d. Assistant Secretary of Defense for Nuclear, Chemical, and Biological De-
fense Programs.”;

9 (v) by striking the items relating to
10 sections 139a, 139b, 139c, and 139d and
11 inserting the following new items:

“139a. Director of Cost Assessment and Program Evaluation.

“139b. Deputy Assistant Secretary of Defense for Developmental Test and Eval-
uation; Deputy Assistant Secretary of Defense for Systems En-
gineering: joint guidance.

“139c. Deputy Assistant Secretary of Defense for Manufacturing and Industrial
Base Policy.”; and

12 (vi) by striking the item relating to
13 section 142.

14 (B) The table of sections at the beginning
15 of chapter 144 of such title is amended by in-
16 serting after the item relating to section 2437
17 the following new item:

“2438. Performance assessments and root cause analyses.”.

18 (I) OTHER CONFORMING AMENDMENTS.—

1 (1) PUBLIC LAW 111–23.—Section 102(b) of the
2 Weapon Systems Acquisition Reform Act of 2009
3 (Public Law 111–23; 123 Stat. 1714; 10 U.S.C.
4 2430 note) is amended—

5 (A) by striking “Director of Developmental
6 Test and Evaluation and the Director of Sys-
7 tems Engineering” each place it appears and
8 inserting “Deputy Assistant Secretary of De-
9 fense for Developmental Test and Evaluation
10 and the Deputy Assistant Secretary of Defense
11 for Systems Engineering”; and

12 (B) in paragraph (3)—

13 (i) by striking the paragraph heading
14 and inserting “ASSESSMENT OF REPORTS
15 BY DEPUTY ASSISTANT SECRETARY OF DE-
16 FENSE FOR DEVELOPMENTAL TEST AND
17 EVALUATION AND DEPUTY ASSISTANT SEC-
18 RETARY OF DEFENSE FOR SYSTEMS ENGI-
19 NEERING.—”; and

20 (ii) by striking “Directors” and in-
21 serting “Deputy Assistant Secretaries of
22 Defense”.

23 (2) PUBLIC LAW 110–181.—Section 214 of the
24 National Defense Authorization Act of Fiscal Year
25 2008 (10 U.S.C. 2521 note) is amended by striking

1 “Director of Defense Research and Engineering”
2 and inserting “Assistant Secretary of Defense for
3 Research and Engineering”.

4 (m) TECHNICAL AMENDMENTS.—

5 (1) Section 131(a) of title 10, United States
6 Code, is amended by striking “his” and inserting
7 “the Secretary’s”.

8 (2) Section 132 of such title is amended by re-
9 designating subsection (d), as added by section
10 2831(a) of the Military Construction Authorization
11 Act for Fiscal Year 2010 (division B of Public Law
12 111–84; 123 Stat. 2669), as subsection (e).

13 (3) Section 135(c) of such title is amended by
14 striking “clauses” and inserting “paragraphs”.

15 (n) EXECUTIVE SCHEDULE AMENDMENTS.—

16 (1) NUMBER OF ASSISTANT SECRETARY OF DE-
17 FENSE POSITIONS.—Section 5315 of title 5, United
18 States Code, is amended by striking the item relat-
19 ing to Assistant Secretaries of Defense and inserting
20 the following new item:

21 “Assistant Secretaries of Defense (16).”.

22 (2) POSITIONS REDESIGNATED AS ASD POSI-
23 TIONS.—

1 (A) Section 5315 of such title is further
2 amended by striking the item relating to Direc-
3 tor of Defense Research and Engineering.

4 (B) Section 5316 of such title is amended
5 by striking the item relating to Assistant to the
6 Secretary of Defense for Nuclear and Chemical
7 and Biological Defense Programs.

8 (3) AMENDMENTS TO STRIKE REFERENCES TO
9 POSITIONS IN SENIOR EXECUTIVE SERVICE.—Section
10 5316 of such title is further amended—

11 (A) by striking the item relating to Direc-
12 tor, Defense Advanced Research Projects Agen-
13 cy, Department of Defense;

14 (B) by striking the item relating to Deputy
15 General Counsel, Department of Defense;

16 (C) by striking the item relating to Deputy
17 Under Secretaries of Defense for Research and
18 Engineering, Department of Defense; and

19 (D) by striking the item relating to Special
20 Assistant to the Secretary of Defense.

21 (o) INAPPLICABILITY OF APPOINTMENT REQUIRE-
22 MENT TO CERTAIN INDIVIDUALS SERVING ON EFFECTIVE
23 DATE.—

24 (1) IN GENERAL.—Notwithstanding this section
25 and the amendments made by this section, the indi-

1 vidual serving as specified in paragraph (2) on De-
2 cember 31, 2010, may continue to serve in the appli-
3 cable position specified in that paragraph after that
4 date without the requirement for appointment by the
5 President, by and with the advice and consent of the
6 Senate.

7 (2) COVERED INDIVIDUALS AND POSITIONS.—

8 The individuals and positions specified in this para-
9 graph are the following:

10 (A) In the case of the individual serving as
11 Director of Defense Research and Engineering,
12 the position of Assistant Secretary of Defense
13 for Research and Engineering.

14 (B) In the case of the individual serving as
15 Director of Operational Energy Plans and Pro-
16 grams, the position of Assistant Secretary of
17 Defense for Operational Energy Plans and Pro-
18 grams.

19 (C) In the case of the individual serving as
20 Assistant to the Secretary of Defense for Nu-
21 clear and Chemical and Biological Defense Pro-
22 grams, the position of Assistant Secretary of
23 Defense for Nuclear, Chemical, and Biological
24 Defense Programs.

25 (p) EFFECTIVE DATE.—

1 (1) IN GENERAL.—Except as provided in para-
2 graph (2), this section and the amendments made by
3 this section shall take effect on January 1, 2011.

4 (2) CERTAIN MATTERS.—Subsection (i) and the
5 amendments made by that subsection, and sub-
6 section (o), shall take effect on the date of the en-
7 actment of this Act.

8 **SEC. 903. REVISION OF STRUCTURE AND FUNCTIONS OF**
9 **THE RESERVE FORCES POLICY BOARD.**

10 (a) REVISION OF STRUCTURE.—

11 (1) IN GENERAL.—Section 10301 of title 10,
12 United States Code, is amended to read as follows:

13 **“§ 10301. Reserve Forces Policy Board**

14 “(a) IN GENERAL.—As provided in section 175 of
15 this title, there is in the Office of the Secretary of Defense
16 a board known as the ‘Reserve Forces Policy Board’ (in
17 this section referred to as the ‘Board’).

18 “(b) FUNCTIONS.—The Board shall serve as an inde-
19 pendent adviser to the Secretary of Defense to provide ad-
20 vice and recommendations to the Secretary on strategies,
21 policies, and practices designed to improve and enhance
22 the capabilities, efficiency, and effectiveness of the reserve
23 components.

24 “(c) MEMBERSHIP.—The Board consists of 20 mem-
25 bers, appointed or designated as follows:

1 “(1) A civilian appointed by the Secretary of
2 Defense from among persons determined by the Sec-
3 retary to have the knowledge of, and experience in,
4 policy matters relevant to national security and re-
5 serve component matters necessary to carry out the
6 duties of chair of the Board, who shall serve as chair
7 of the Board.

8 “(2) Two active or retired reserve officers or
9 enlisted members designated by the Secretary of De-
10 fense upon the recommendation of the Secretary of
11 the Army—

12 “(A) one of whom shall be a member of
13 the Army National Guard of the United States
14 or a former member of the Army National
15 Guard of the United States in the Retired Re-
16 serve; and

17 “(B) one of whom shall be a member or re-
18 tired member of the Army Reserve.

19 “(3) Two active or retired reserve officers or
20 enlisted members designated by the Secretary of De-
21 fense upon the recommendation of the Secretary of
22 the Navy—

23 “(A) one of whom shall be an active or re-
24 tired officer of the Navy Reserve; and

1 “(B) one of whom shall be an active or re-
2 tired officer of the Marine Corps Reserve.

3 “(4) Two active or retired reserve officers or
4 enlisted members designated by the Secretary of De-
5 fense upon the recommendation of the Secretary of
6 the Air Force—

7 “(A) one of whom shall be a member of
8 the Air National Guard of the United States or
9 a former member of the Air National Guard of
10 the United States in the Retired Reserve; and

11 “(B) one of whom shall be a member or re-
12 tired member of the Air Force Reserve.

13 “(5) One active or retired reserve officer or en-
14 listed member of the Coast Guard designated by the
15 Secretary of Homeland Security.

16 “(6) Ten persons appointed or designated by
17 the Secretary of Defense, each of whom shall be a
18 United States citizen having significant knowledge of
19 and experience in policy matters relevant to national
20 security and reserve component matters and shall be
21 one of the following:

22 “(A) An individual not employed in any
23 Federal or State department or agency.

24 “(B) An individual employed by a Federal
25 or State department or agency.

1 “(C) An officer of a regular component of
2 the armed forces on active duty, or an officer
3 of a reserve component of the armed forces in
4 an active status, who—

5 “(i) is serving or has served in a sen-
6 ior position on the Joint Staff, the head-
7 quarters staff of a combatant command, or
8 the headquarters staff of an armed force;
9 and

10 “(ii) has experience in joint profes-
11 sional military education, joint qualifica-
12 tion, and joint operations matters.

13 “(7) A reserve officer of the Army, Navy, Air
14 Force, or Marine Corps who is a general or flag offi-
15 cer recommended by the chair and designated by the
16 Secretary of Defense, who shall serve without vote—

17 “(A) as military adviser to the chair;

18 “(B) as military executive officer of the
19 Board; and

20 “(C) as supervisor of the operations and
21 staff of the Board.

22 “(8) A senior enlisted member of a reserve com-
23 ponent recommended by the chair and designated by
24 the Secretary of Defense, who shall serve without
25 vote as enlisted military adviser to the chair.

1 “(d) MATTERS TO BE ACTED ON.—The Board may
2 act on those matters referred to it by the chair and on
3 any matter raised by a member of the Board or the Sec-
4 retary of Defense.

5 “(e) STAFF.—The Board shall be supported by a
6 staff consisting of one full-time officer from each of the
7 reserve components listed in paragraphs (1) through (7)
8 of section 10101 of this title who holds the grade of colo-
9 nel, or in the case of the Navy the grade of captain, or
10 who has been selected for promotion to that grade. These
11 officers shall also serve as liaisons between their respective
12 components and the Board. They shall perform their staff
13 and liaison duties under the supervision of the military
14 executive officer of the Board in an independent manner
15 reflecting the independent nature of the Board.

16 “(f) RELATIONSHIP TO SERVICE RESERVE POLICY
17 COMMITTEES AND BOARDS.—This section does not affect
18 the committees and boards prescribed within the military
19 departments by sections 10302 through 10305 of this
20 title, and a member of such a committee or board may,
21 if otherwise eligible, be a member of the Board.

22 “(g) EMPLOYEE STATUS AND COMPENSATION.—(1)
23 A member of the Board appointed under paragraph (1)
24 or (6) of subsection (b) who is not, by reason of service
25 other than service with the Board, an employee of the Fed-

1 eral Government or a member of the armed forces shall
2 not be considered a Federal Government employee by rea-
3 son of service on the Board except for the purposes of
4 the following provisions of law:

5 “(A) Chapter 57 of title 5, relating to travel
6 and transportation.

7 “(B) Chapter 81 of title 5, relating to com-
8 pensation for work-related injuries.

9 “(C) Chapter 171 of title 28 and any other
10 Federal statute relating to tort liability.

11 “(D) Chapter 73 of title 5, sections 201, 202,
12 203, 205, 207, 208, and 209 of title 18, and the
13 Ethics in Government Act of 1978 (5 U.S.C. App),
14 relating to employee conduct, ethics, conflict of in-
15 terest, and corruption.

16 “(E) If the individual receives compensation
17 under paragraph (2), applicable provisions of sub-
18 chapters II and VIII of chapter 55 of title 5 (relat-
19 ing to pay withholdings and settlement of accounts),
20 section 459 of the Social Security Act (42 U.S.C.
21 659) (relating to garnishment for child support and
22 alimony), and general employment laws that apply to
23 the compensation of both Federal and non-Federal
24 employees, such as the Federal Insurance Contribu-
25 tions Act.

1 “(2) A member of the Board described in paragraph
2 (1) shall serve without compensation unless the Secretary
3 of Defense approves payment of a rate of pay, subject to
4 the limitation in section 5373 of title 5.”.

5 (2) EFFECTIVE DATE.—The amendment made
6 by paragraph (1) shall take effect on such date, not
7 later than July 1, 2011, as the Secretary of Defense
8 shall certify. Upon the making of such certification,
9 the Secretary shall—

10 (A) submit a copy of such certification to
11 the congressional defense committees; and

12 (B) public notice of such certification in
13 the Federal Register.

14 (b) REVISION TO ANNUAL REPORT REQUIREMENT.—
15 Section 113(c)(2) of title 10, United States Code, is
16 amended by striking “the reserve programs of the Depart-
17 ment of Defense and on any other matters” and inserting
18 “on any reserve component matter”.

1 **Subtitle B—Space Activities**

2 **SEC. 911. LIMITATION ON USE OF FUNDS FOR COSTS OF** 3 **TERMINATING CONTRACTS UNDER THE NA-** 4 **TIONAL POLAR-ORBITING OPERATIONAL EN-** 5 **VIRONMENTAL SATELLITE SYSTEM PRO-** 6 **GRAM.**

7 None of the funds authorized to be appropriated or
8 otherwise made available by this Act to the Secretary of
9 Defense for the National Polar-Orbiting Operational Envi-
10 ronmental Satellite System Program may be obligated or
11 expended for the costs of terminating a contract awarded
12 under the Program unless the Secretary of Defense and
13 the Secretary of Commerce enter into an agreement under
14 which the Secretary of Defense and the Secretary of Com-
15 merce will each be responsible for half the costs of termi-
16 nating the contract.

17 **SEC. 912. LIMITATION ON USE OF FUNDS FOR PURCHASING** 18 **GLOBAL POSITIONING SYSTEM USER EQUIP-** 19 **MENT.**

20 (a) IN GENERAL.—Except as provided in subsections
21 (b) and (c), none of the funds authorized to be appro-
22 priated or otherwise made available by this Act or any
23 other Act for the Department of Defense may be obligated
24 or expended to purchase user equipment for the Global
25 Positioning System during fiscal years after fiscal year

1 2017 unless the equipment is capable of receiving the mil-
2 iary code (commonly known as the “M code”) from the
3 Global Positioning System.

4 (b) EXCEPTION.—The limitation under subsection
5 (a) shall not apply with respect to the purchase of pas-
6 senger vehicles or commercial vehicles in which Global Po-
7 sitioning System equipment is installed.

8 (c) WAIVER.—The Secretary of Defense may waive
9 the limitation under subsection (a) if the Secretary deter-
10 mines that—

11 (1) suitable user equipment capable of receiving
12 the military code from the Global Positioning Sys-
13 tem is not available; or

14 (2) with respect to a purchase of user equip-
15 ment, the Department of Defense does not require
16 that user equipment to be capable of receiving the
17 military code from the Global Positioning System.

18 **SEC. 913. PLAN FOR INTEGRATION OF SPACE-BASED NU-**

19 **CLEAR DETECTION SENSORS.**

20 (a) IN GENERAL.—The Secretary of Defense shall,
21 in consultation with the Director of National Intelligence
22 and the Administrator for Nuclear Security, submit to the
23 congressional defense committees a plan—

24 (1) to integrate space-based nuclear detection
25 sensors in a geosynchronous orbit on the Space-

1 Based Infrared System or other satellite platforms;
2 and

3 (2) to comply fully with section 1065 of the Na-
4 tional Defense Authorization Act for Fiscal Year
5 2008 (Public Law 110–181; 122 Stat. 324).

6 (b) LIMITATION ON USE OF FUNDS FOR THE SPACE-
7 BASED INFRARED SYSTEM.—

8 (1) IN GENERAL.—Not more than 75 percent of
9 the amounts specified in paragraph (2) may be obli-
10 gated or expended before the date on which the Sec-
11 retary of Defense submits to the congressional de-
12 fense committees the plan required by subsection
13 (a).

14 (2) AMOUNTS SPECIFIED.—The amounts speci-
15 fied in this paragraph are the following:

16 (A) The amount authorized to be appro-
17 priated by section 103 for procurement for the
18 Air Force and made available by the funding
19 table in section 4101 for procurement for mis-
20 siles for the Space-Based Infrared System.

21 (B) The amount authorized to be appro-
22 priated by section 201 for research, develop-
23 ment, test, and evaluation and made available
24 by the funding table in section 4201 for the Air
25 Force for the Space-Based Infrared System.

1 **SEC. 914. PRESERVATION OF THE SOLID ROCKET MOTOR**
2 **INDUSTRIAL BASE.**

3 (a) FINDINGS.—The Senate makes the following
4 findings:

5 (1) Solid rocket motors are an integral part of
6 our Nation's defense arsenal, and a critical element
7 to all United States missile defense interceptors, tac-
8 tical and strategic missiles, targets, and satellite and
9 human spaceflight launch vehicles. The production
10 and integration of solid propellant rocket motors for
11 weapon systems and space launch platforms is haz-
12 ardous and technically challenging, requiring unique
13 materials, technical skills, and manufacturing infra-
14 structure.

15 (2) Production of solid rocket motors has been
16 in steady decline for many years, including a recent
17 dramatic drop following the completion of the Min-
18 uteman III propulsion replacement program, the ter-
19 mination of the Kinetic Energy Interceptor program,
20 a production slowdown in Ground-based Midcourse
21 Defense Interceptors, the planned retirement of the
22 Space Shuttle, and the transition of the Standard
23 Missile-3 from the solid-propulsion based Block IA
24 to a liquid-propulsion based Block IB.

25 (3) The Constellation program of the National
26 Aeronautics and Space Administration, including its

1 Ares I launch vehicle, provides a critical underpin-
2 ning to the remaining solid rocket motor (SRM) in-
3 dustry, sustaining its skills, capabilities, facilities,
4 and all tiers of the supplier base.

5 (4) A June 2009 Acquisition, Technology & Lo-
6 gistics, Industrial Policy report, SRM Industrial Ca-
7 pabilities Report for Congress, stated: “NASA pro-
8 grams play a significant role in sustaining the indus-
9 trial capabilities for the SRM industry. . . . [I]t
10 takes many DoD missile programs to equal just one
11 Shuttle RSRM [Reusable Solid Rocket Motor] boost-
12 er and it will take more to equal the SRM booster
13 for the new Ares I and Ares V launch vehicles that
14 are part of NASA’s Constellation Program. . . . In
15 the large SRM sector, NASA programs (the Shuttle
16 and the Ares) are still the key contributors to the
17 viability of the SRM industrial base—prime and
18 subtier”.

19 (5) Earlier this year, the National Aeronautics
20 and Space Administration announced its plans to
21 cancel the Ares I, Ares V, and all supporting ele-
22 ments without making a thorough assessment of the
23 impact of the decision on the future health and sus-
24 tainability of this critical industrial base and without
25 consulting the Department of Defense or assessing

1 the impact of the decision on military space and mis-
2 sile systems, including the missile defense program.

3 (6) Since that announcement, several senior
4 Department of Defense officials have spoken about
5 their concerns for the future viability of the solid
6 rocket motor industrial base, confirming that the de-
7 cision apparently was made without any prior con-
8 sultation with the Department of Defense, as indi-
9 cated by the following:

10 (A) On May 12, 2010, the Secretary of the
11 Air Force, Michael Donley, at a hearing of the
12 defense subcommittee of the Committee on Ap-
13 propriations of the Senate, stated: “I’m not
14 aware that the Air Force was consulted specifi-
15 cally on the NASA decisions. . . . We do un-
16 derstand the challenge, and we do not have an
17 answer at this moment as to how we intend to
18 proceed. I’ve had discussions—Air Force has
19 had discussions at a couple of levels with the
20 National Reconnaissance Office and with NASA
21 officials including at the highest levels. I’ve
22 talked to Administrator Bolden. I’ve talked to
23 General Carlson and NRO. We have recognized
24 this as something we need to work [on] to-
25 gether going forward. We don’t have answers

1 right now, but we have folks that are focused
2 on this challenge. . . . In general, Minuteman
3 has been a very reliable system for us, and con-
4 tinues to test well. But we do know that we
5 have challenges ahead with respect to maintain-
6 ing a warm base. And we're not satisfied with
7 the bridging solution that we had developed
8 here over the last couple of years, which takes
9 us through 2011. So we need to find a way for-
10 ward for FY2012 and beyond on this subject”.

11 (B) On April 22, 2010, the Commander of
12 the United States Strategic Command, Kevin
13 Chilton, at a hearing of the Committee on
14 Armed Services of the Senate, stated: “Large
15 solid rocket motors are very complicated de-
16 vices. . . . As the Strategic Command com-
17 mander, my concern . . . is what impact this
18 [NASA’s] decision [to cancel the Constellation
19 program] might have on the industrial base as
20 we look to the future. . . . are we postured cor-
21 rectly from an industrial base standpoint to
22 sustain this technology that I believe will be im-
23 portant for the strategic deterrent for many
24 years to come? . . . [A]ll of these very com-
25 plicated components of any large, solid rocket

1 motor, whether it be the D5, the Minuteman
2 III or the shuttle SRBs, or any follow-on to
3 that. This is what I'm worried about, is that we
4 don't lose that formula and expertise for being
5 able to address all the engineering challenges
6 associated with all of those, not at least to men-
7 tion our joints between segments, as we go for-
8 ward".

9 (C) On April 20, 2010, the Director of the
10 Missile Defense Agency, Lieutenant General
11 Patrick J. O'Reilly, at a hearing of the Com-
12 mittee on Armed Services of the Senate, stated:
13 "For BMD, we were not consulted [about
14 NASA's decision to cancel the Constellation
15 program]. Our solid rocket motor usage for
16 large solid rocket motors was about 8 percent
17 of the total production done in the United
18 States every year. So, we had a very small part
19 to play. As you said, it was dominated by
20 NASA's use of the solid rocket motors. We have
21 an increase in the small solid rocket motors
22 based on the proposed budget that we have sub-
23 mitted to Congress, where we will consume over
24 550 tons of small rocket motors in the next five
25 years. So, we actually have a reverse process or

1 challenge of having that production capability
2 for small solid rocket motors. Yet at the same
3 time, as you said, we have had a severe reduc-
4 tion in the industrial capacity to produce the
5 large solid rocket motors. We are producing, or
6 procuring, five additional booster sets for our
7 GBIs. One reason is they are economical to buy
8 now, to use them at a later date if we need to
9 for testing or other purposes”.

10 (D) On March 17, 2010, the Director of
11 Navy Strategic Systems, Rear Admiral Stephen
12 Johnson, at a hearing of the Committee on
13 Armed Services of the Senate, stated: “The
14 change in . . . national orders for large solid
15 rocket motors causes more of the fixed cost to
16 fall upon the Navy’s production costs. . . . We
17 expect to see a rise . . . of 10 to 20 percent.
18 We are working with the Department of De-
19 fense and with the two companies involved to
20 control those costs, but . . . they will increase.
21 We have seen an increase and they will con-
22 tinue. . . . I would describe the industry as
23 fragile. The government plays an important role
24 in managing that industrial base . . . [T]he
25 manufacturing requirement for NASA is so

1 much larger . . . and we don't know exactly
2 what those costs are going to be. . . . It's going
3 to be a difficult cost for the Navy to absorb.
4 . . . We don't really know the full extent at
5 this moment''.

6 (E) On March 10, 2010, the Secretary of
7 the Air Force, Michael Donley, at a hearing of
8 the defense subcommittee of the Committee on
9 Appropriations of the House of Representatives,
10 stated: "[W]e're looking at additional pressure
11 on the solid rocket motor and launch; the in-
12 dustrial base that goes with that. With the
13 changes in NASA's program, we faced some
14 significant challenges in funding—developing an
15 affordable funding profile for space launch sup-
16 port''.

17 (F) On March 10, 2010, the Deputy Un-
18 dersecretary of the Air Force for Space Pro-
19 grams, Gary Payton, at a hearing of the Com-
20 mittee on Armed Services of the Senate, stated:
21 ["L]aunch costs are still rising. . . . These in-
22 dustrial base factors will also be affected by the
23 decision to replace NASA's Constellation pro-
24 gram with a new, more technology-focused ap-
25 proach to space exploration, which will likely re-

1 duce the customer base for solid rocket mo-
2 tors. . .”.

3 (G) On March 10, 2010, the Commander
4 of the Air Force Space Command, General Rob-
5 ert Kehler, at a hearing of the Committee on
6 Armed Services of the Senate, stated: “[I]n
7 looking at the NASA decision . . . there is a
8 challenge here regarding solid rocket motors.
9 And that’s the most immediate challenge that
10 we see. The largest demand today on the solid
11 rocket motor industrial base comes from NASA,
12 although the Department of Defense—the Air
13 Force and the Navy as well—rely on that same
14 industrial base for both the land-based and the
15 sea-based strategic deterrent, for other launch
16 vehicle solid rocket strap-ons, for example, that
17 we need for EELV and other things. . . . [W]e
18 have, to find out whether that’s a real concern
19 or whether it is not. And I can’t give you the
20 details of that today because what we rec-
21 ommended prior to [NASA’s] decision was if
22 this is the decision that’s made, we will then
23 have to go off and sit down and take a hard
24 look at what the implications will be for the in-
25 dustrial base. . . . We don’t have answers yet.

1 What we do have is—is a potential con-
2 cern. . .”.

3 (H) On February 23, 2010, the Secretary
4 of the Air Force Secretary, Michael Donley, at
5 a hearing of the Committee on Armed Services
6 of the House of Representatives, stated: “[W]e
7 recognize the decisions made on Ares and in the
8 Constellation program in general in NASA. And
9 we have a challenge on the solid rocket motor
10 industrial base and on the booster industrial
11 base, period. So we recognize . . . a broader in-
12 dustrial base issue, which we’re going to have
13 to wrestle with this year. So we do not right
14 now have a long-term solution to that in hand”.

15 (7) Section 2501 of title 10, United States
16 Code, states that United States policy is that the in-
17 dustrial base should be capable of supplying and
18 equipping the force structure of the Armed Forces,
19 and of reconstitution within a reasonable period.
20 The decision of the National Aeronautics and Space
21 Administration potentially jeopardizes the solid rock-
22 et motor industrial base.

23 (8) Section 2505 of title 10, United States
24 Code, requires the Secretary of Defense to ensure
25 that industrial base assessments be integrated into

1 overall budget, acquisition, and logistics support de-
2 cision processes. The decision of the National Aero-
3 nautics and Space Administration without consulting
4 the Department of Defense jeopardizes the capacity
5 of the Secretary to carry out the Secretary's respon-
6 sibility under that section.

7 (9) Termination of the Ares I, Ares V, or their
8 solid rocket alternatives or derivatives, and all sup-
9 porting elements, would leave some solid rocket
10 motor production facilities idle, likely resulting in
11 their closure and consolidation, and the costly re-
12 qualification of remaining programs. Regeneration of
13 this infrastructure to meet the needs of future pro-
14 grams would be lengthy and extremely costly.

15 (10) Abandonment of the Ares I, Ares V, or
16 their solid rocket alternatives or derivatives, and all
17 supporting elements, could also force suppliers of
18 unique materials for the solid rocket motor industry
19 out of business entirely, thus jeopardizing industry
20 ability to produce motors for current and future pro-
21 grams. Recreating a new supplier base for these
22 unique materials would be extremely lengthy, and re-
23 quire the costly requalification of existing programs.

24 (11) Cancellation of the Ares I, Ares V, or their
25 solid rocket alternatives or derivatives, and all sup-

1 porting ground elements, could also cause a signifi-
2 cant reduction in the already aged workforce of the
3 solid rocket motor industry and undermine the abil-
4 ity of that industry to recruit, hire, and train the
5 next generation of workers in this field.

6 (b) SENSE OF SENATE.—It is the sense of the Senate
7 that—

8 (1) without the Ares I, Ares V, or their solid
9 rocket alternatives or derivatives, and all supporting
10 elements, of the National Aeronautics and Space Ad-
11 ministration, insufficient production volume exists to
12 sustain the current United States solid rocket motor
13 industrial base;

14 (2) reconstitution of this industrial base after
15 termination, if such reconstitution could be achieved,
16 would be a lengthy and costly endeavor, imposing
17 unacceptable risk into the most critical strategic,
18 missile defense, tactical, and space lift capabilities of
19 the United States;

20 (3) there is a linkage between civil space pro-
21 grams and military space and missile programs;

22 (4) the decision of the National Aeronautics
23 and Space Administration with respect to the can-
24 cellation of the Ares I, Ares V, and all supporting

1 elements will have a significant impact on Depart-
2 ment of Defense costs and missions;

3 (5) future decisions on civil space matters that
4 impact Department of Defense costs and missions
5 should be fully coordinated with the Secretary of De-
6 fense; and

7 (6) the National Aeronautics and Space Admin-
8 istration should comply with the proviso under the
9 heading “EXPLORATION” under the heading “NA-
10 TIONAL AERONAUTICS AND SPACE ADMINISTRA-
11 TION” in the Science Appropriations Act, 2010 (title
12 III of division B of Public Law 111–117; 123 Stat.
13 3143).

14 (c) REPORT.—

15 (1) IN GENERAL.—Not later than 180 days
16 after the date of the enactment of this Act, the Sec-
17 retary of Defense shall, in consultation with the Ad-
18 ministrator of the National Aeronautics and Space
19 Administration, submit to the appropriate commit-
20 tees of Congress a report on the impact of the can-
21 cellation of the Constellation program of the Na-
22 tional Aeronautics and Space Administration on any
23 anticipated next generation mission requirements,
24 for missile defense interceptors, tactical and stra-

1 tegie missiles, targets, and satellite and human
2 spaceflight launch vehicles.

3 (2) ELEMENTS.—The report required under
4 this subsection shall include the following:

5 (A) A description and assessment of the ef-
6 fects on Department of Defense programs that
7 utilize solid rocket motors of the cancellation of
8 the Ares I, Ares V, or their solid rocket alter-
9 natives or derivatives, and all supporting ele-
10 ments.

11 (B) A description of the plans of the De-
12 partment of Defense to mitigate the impact of
13 of the cancellation of the Ares I, Ares V, or
14 their solid rocket alternatives or derivatives,
15 and all supporting elements, on the United
16 States solid rocket motor industrial base, in-
17 cluding a description of the National Aero-
18 nautics and Space Administration and Depart-
19 ment of Defense funding required to implement
20 such plans between fiscal years 2012 and 2017.

21 (C) A description of the impact of the can-
22 cellation of the Ares I, Ares V, or their solid
23 rocket alternatives or derivatives, and all sup-
24 porting elements, on international partners in
25 programs such as the D-5 Trident missile.

1 (D) A detailed description of the source of
2 the data used in the report.

3 (3) APPROPRIATE COMMITTEES OF CONGRESS
4 DEFINED.—In this subsection, the term “appro-
5 priate committees of Congress” means—

6 (A) the Committees on Armed Services,
7 Commerce, Science, and Transportation, and
8 Appropriations of the Senate; and

9 (B) the Committees on Armed Services,
10 Energy and Commerce, and Appropriations of
11 the House of Representatives.

12 **SEC. 915. IMPLEMENTATION PLAN TO SUSTAIN SOLID**
13 **ROCKET MOTOR INDUSTRIAL BASE.**

14 (a) IN GENERAL.—The Secretary of Defense shall
15 develop an implementation plan to sustain the solid rocket
16 motor industrial base that—

17 (1) is based on the recommendations included
18 in the report submitted to the congressional defense
19 committees under section 1078 of the National De-
20 fense Authorization Act for Fiscal Year 2010 (Pub-
21 lic Law 111–84; 123 Stat. 2479); and

22 (2) includes a funding plan for carrying out the
23 implementation plan.

24 (b) SUBMITTAL TO CONGRESS.—The implementation
25 plan required by subsection (a) shall be submitted to Con-

1 gress with the budget of the President for fiscal year 2012
2 as submitted under section 1105(a) of title 31, United
3 States Code.

4 **SEC. 916. REVIEW AND PLAN ON SUSTAINMENT OF LIQUID**
5 **ROCKET PROPULSION SYSTEMS INDUSTRIAL**
6 **BASE.**

7 (a) IN GENERAL.—The Secretary of Defense shall,
8 in consultation with the Administrator of the National
9 Aeronautics and Space Administration, review, and de-
10 velop a plan to sustain, the liquid rocket propulsion sys-
11 tems industrial base.

12 (b) ELEMENTS.—The review and plan required by
13 subsection (a) shall address the following:

14 (1) The capacity to maintain currently available
15 liquid rocket propulsion systems.

16 (2) The maintenance of an intellectual and en-
17 gineering capacity to support next generation liquid
18 rocket propulsion systems and engines, as needed.

19 (3) Opportunities for interagency collaboration
20 and research and development on future propulsion
21 systems.

22 (c) SUBMITTAL TO CONGRESS.—Not later than June
23 1, 2011, the Secretary shall submit to the congressional
24 defense committees the plan required by subsection (a).

1 **Subtitle C—Intelligence Matters**

2 **SEC. 921. PERMANENT AUTHORITY FOR SECRETARY OF DE-** 3 **FENSE TO ENGAGE IN COMMERCIAL ACTIVI-** 4 **TIES AS SECURITY FOR INTELLIGENCE COL-** 5 **LECTION ACTIVITIES.**

6 Section 431(a) of title 10, United States Code, is
7 amended by striking the second sentence.

8 **SEC. 922. MODIFICATION OF ATTENDEES AT PROCEEDINGS** 9 **OF INTELLIGENCE, SURVEILLANCE, AND RE-** 10 **CONNAISSANCE INTEGRATION COUNCIL.**

11 (a) FINDINGS.—Section 923(a)(4) of the National
12 Defense Authorization Act for Fiscal Year 2004 (Public
13 Law 108–163; 117 Stat. 1574; 10 U.S.C. 426 note) is
14 amended by striking “National Foreign Intelligence Pro-
15 gram (NFIP), Joint Military Intelligence Program
16 (JMIP), and Tactical Intelligence and Related Activities
17 Program (TIARA)” and inserting “National Intelligence
18 Program (NIP) and a Military Intelligence Program
19 (MIP)”.

20 (b) ADDITIONAL AUTHORIZED ATTENDEES.—Sec-
21 tion 426(a) of title 10, United States Code, is amended
22 by adding at the end the following new paragraph:

23 “(4) Each Secretary of a military department may
24 designate an officer or employee of such military depart-

1 ment to attend the proceedings of the Council as a rep-
2 resentative of such military department.”.

3 **SEC. 923. REPORT ON DEPARTMENT OF DEFENSE INTER-**
4 **SERVICE MANAGEMENT AND COORDINATION**
5 **OF REMOTELY-PILOTED AIRCRAFT SUPPORT**
6 **OF INTELLIGENCE, SURVEILLANCE, AND RE-**
7 **CONNAISSANCE.**

8 (a) REPORT REQUIRED.—

9 (1) REPORT TO SECRETARY OF DEFENSE BY
10 CHIEFS OF STAFF.—Not later than 120 days after
11 the date of the enactment of this Act, the Chief of
12 Staff of the Army, the Chief of Naval Operations,
13 and the Chief of Staff of the Air Force shall jointly
14 submit to the Secretary of Defense a report, in ac-
15 cordance with this section, on remotely-piloted air-
16 craft (RPA) support of intelligence, surveillance, and
17 reconnaissance (ISR) within their respective Armed
18 Forces.

19 (2) TRANSMITTAL TO CONGRESS.—Not later
20 than 30 days after the receipt of the report required
21 by paragraph (1), the Secretary shall transmit the
22 report, together with the assessment and any rec-
23 ommendations of the Secretary (including the mat-
24 ters required pursuant to subsection (b)(2)) to the
25 congressional defense committees.

1 (b) ELEMENTS.—The report required by subsection
2 (a) shall include the following:

3 (1) In the case of the report required by sub-
4 section (a)(1), a description by each chief of staff re-
5 ferred to in that subsection of—

6 (A) current and planned remotely-piloted
7 aircraft inventories to support intelligence, sur-
8 veillance, and reconnaissance requirements over
9 the period 2011 to 2020, including an identi-
10 fication of systems each Armed Force considers
11 organic and the systems capable of providing
12 theater-level support to the commanders of the
13 combatant commands;

14 (B) policy and processes of each Armed
15 Force for coordinating investments in remotely-
16 piloted aircraft to meet joint force requirements
17 for intelligence, surveillance, and reconnaissance
18 and to eliminate unnecessary duplication in
19 both development and capability; and

20 (C) the current employment of remotely-pi-
21 loted aircraft by each Armed Force, including
22 the number of remotely-piloted aircraft de-
23 ployed in support operations, the number of re-
24 motely-piloted aircraft assigned for training,
25 and the number of remotely-piloted aircraft

1 warehoused, the capacity of each Armed Force
2 to process, exploit, and disseminate intelligence,
3 surveillance, and reconnaissance data collected,
4 and the extent to which assets are provided to
5 the joint community to meet requirements of
6 the combatant commands.

7 (2) In the case of the transmittal required by
8 subsection (a)(2)—

9 (A) an assessment of the effectiveness of
10 the employment of remotely-piloted aircraft by
11 each Armed Force, and a description of the per-
12 centage of joint force requirements for intel-
13 ligence, surveillance, and reconnaissance that
14 are being met by the remotely-piloted aircraft of
15 each Armed Force;

16 (B) a description of the joint concept of
17 operations under which each Armed Forces pro-
18 vides intelligence, surveillance, and reconnais-
19 sance capabilities through remotely-piloted air-
20 craft to meet the requirements of the combat-
21 ant commands;

22 (C) a description of the policy and proc-
23 esses for coordinating investments in remotely-
24 piloted aircraft to meet joint force requirements
25 for intelligence, surveillance, and reconnaissance

1 and to eliminate unnecessary duplication in
2 both development and capability;

3 (D) a description of the processes by which
4 current requirements of the commanders of the
5 combatant commands for intelligence, surveil-
6 lance, and reconnaissance are validated, and
7 how the remotely-piloted aircraft capabilities of
8 each Armed Force are assigned against vali-
9 dated requirements;

10 (E) a description of the current intel-
11 ligence, surveillance, and reconnaissance re-
12 quirements of each combatant command
13 through remotely-piloted aircraft;

14 (F) a description of how the requirements
15 described under subparagraph (E) are being
16 met;

17 (G) an identification of any mission deg-
18 radation or failure within the combatant com-
19 mands due to lack of intelligence, surveillance,
20 and reconnaissance support;

21 (H) a description of various means of ad-
22 dressing any shortfalls in meeting the require-
23 ments described under subparagraph (E), in-
24 cluding temporary shortfalls and permanent
25 shortfalls;

1 (I) a description of the organization of the
2 Unmanned Aerial System Task Force, including
3 the goals and objectives of the task force and
4 the participation and roles of each Armed Force
5 within the task force;

6 (J) a description of the organization of the
7 Intelligence, Surveillance, and Reconnaissance
8 Task Force, including the goals and objectives
9 of the task force and the participation and roles
10 of each Armed Force within the task force; and

11 (K) an identification of any theater-level
12 intelligence, surveillance, and reconnaissance ca-
13 pacity of an Armed Force that is not being
14 made available by services to fulfill joint force
15 requirements for intelligence, surveillance, and
16 reconnaissance.

17 (c) REMOTELY-PILOTED AIRCRAFT DEFINED.—In
18 this section, the term “remotely-piloted aircraft” means
19 any unmanned aircraft operated remotely, whether within
20 or beyond line-of-sight, including unmanned aerial systems
21 (UAS), unmanned aerial vehicles (UAV), remotely-piloted
22 vehicles (RPV), and remotely-piloted aircraft (RPA).

1 **SEC. 924. REPORT ON REQUIREMENTS FULFILLMENT AND**
2 **PERSONNEL MANAGEMENT RELATING TO AIR**
3 **FORCE INTELLIGENCE, SURVEILLANCE, AND**
4 **RECONNAISSANCE PROVIDED BY REMOTELY-**
5 **PILOTED AIRCRAFT.**

6 (a) REPORT REQUIRED.—Not later than 120 days
7 after the date of the enactment of this Act, the Secretary
8 of the Air Force shall, in coordination with the Under Sec-
9 retary of Defense for Acquisition, Technology, and Logis-
10 ties and the Under Secretary of Defense for Intelligence,
11 submit to the appropriate committees of Congress a report
12 on requirements fulfillment and personnel management in
13 connection with Air Force intelligence, surveillance, and
14 reconnaissance (ISR) provided by remotely-piloted aircraft
15 (RPA).

16 (b) ELEMENTS.—The report required by subsection
17 (a) shall include the following:

18 (1) A description of the Joint Concept of Oper-
19 ation under which the Air Force operates to fulfill
20 intelligence, surveillance, and reconnaissance re-
21 quirements provided by remotely-piloted aircraft.

22 (2) A description of the current requirements of
23 each combatant command for Air Force intelligence,
24 surveillance, and reconnaissance provided by re-
25 motely-piloted aircraft, including—

1 (A) the number of orbits or combat air pa-
2 trols for each major platform and sensor pay-
3 load combination;

4 (B) the number of aircraft, aircraft opera-
5 tors, and ground crews in each orbit or combat
6 air patrol, variations in the numbers of each,
7 and the explanation for such variations;

8 (C) a description of how requirements are
9 being met by the management of personnel,
10 platforms, sensors, and networks; and

11 (D) a description of various means of ad-
12 dressing any shortfalls in meeting such require-
13 ments, including temporary shortfalls and per-
14 manent shortfalls.

15 (3) A description of manpower management to
16 fulfill Air Force mission requirements for intel-
17 ligence, surveillance, and reconnaissance require-
18 ments provided by remotely-piloted aircraft, includ-
19 ing the current number of personnel associated with
20 each combat air patrol by remotely-piloted aircraft
21 for aircraft pilots, sensor operators, mission intel-
22 ligence coordinators, and processing, exploitation,
23 and dissemination analysts (in this section referred
24 to as “operators and analysts for remotely-piloted
25 aircraft”).

1 (4) A description of current Air Force man-
2 power requirements for operators and analysts for
3 remotely-piloted aircraft, and any plans for meeting
4 such requirements, including—

5 (A) an identification of any shortfalls in
6 personnel, skill specialties, and grades; and

7 (B) any plans of the Air Force to address
8 such shortfalls, including—

9 (i) plans to address shortfalls in appli-
10 cable career field retention rates; and

11 (ii) plans for utilization of National
12 Guard and other reserve component per-
13 sonnel to address shortfalls in such per-
14 sonnel, skill specialties, and grades.

15 (5) A description of the projected Air Force
16 manpower requirements for operators and analysts
17 for remotely-piloted aircraft in each of 2015 and
18 2020, including—

19 (A) an identification of any significant
20 challenges to achieving such requirements in
21 particular skill specialties and grades; and

22 (B) any plans of the Air Force to address
23 such challenges.

24 (6) A description of the collaboration of the Air
25 Force with, and the reliance of the Air Force on, the

1 other Armed Forces and the combat support agen-
2 cies, in asset management for intelligence, surveil-
3 lance, and reconnaissance by remotely-piloted air-
4 craft, including personnel for processing, exploi-
5 tation, and dissemination.

6 (7) A description of potential adverse con-
7 sequences of operating intelligence, surveillance, and
8 reconnaissance by remotely-piloted aircraft, and as-
9 sociated intelligence support infrastructure, in a
10 surge, understaffed state, or both, including—

11 (A) the impact of having to provide for-
12 ward processing, exploitation, and dissemination
13 to support emerging capabilities; and

14 (B) any plans of the Air Force to mitigate
15 such consequences.

16 (8) A description of the status of Air Force
17 training programs for operators and analysts for re-
18 motely-piloted aircraft, including the ability to meet
19 Air Force manpower requirements for such opera-
20 tors and analysts, and plans for increasing training
21 capacity to match plans for expanding Air Force in-
22 telligence, surveillance, and reconnaissance capabili-
23 ties.

1 (c) APPROPRIATE COMMITTEES OF CONGRESS DE-
2 FINED.—In this section, the term “appropriate commit-
3 tees of Congress” means—

4 (1) the Committee on Armed Services, the
5 Committee on Appropriations, and the Select Com-
6 mittee on Intelligence of the Senate; and

7 (2) the Committee on Armed Services, the
8 Committee on Appropriations, and the Permanent
9 Select Committee on Intelligence of the House of
10 Representatives.

11 **Subtitle D—Cyber Warfare, Cyber**
12 **Security, and Related Matters**

13 **SEC. 931. CONTINUOUS MONITORING OF DEPARTMENT OF**
14 **DEFENSE INFORMATION SYSTEMS FOR CY-**
15 **BERSECURITY.**

16 (a) IN GENERAL.—The Secretary of Defense shall di-
17 rect the Chief Information Officer of the Department of
18 Defense to work, in coordination with the Chief Informa-
19 tion Officers of the military departments and the Defense
20 Agencies and with senior cybersecurity and information
21 assurance officials within the Department of Defense and
22 otherwise within the Federal Government, to achieve, to
23 the extent practicable, the following:

24 (1) The continuous prioritization of the policies,
25 principles, standards, and guidelines developed under

1 section 20 of the National Institute of Standards
2 and Technology Act (15 U.S.C. 278g-3) with agen-
3 cies and offices operating or exercising control of na-
4 tional security systems (including the National Secu-
5 rity Agency) based upon the evolving threat of infor-
6 mation security incidents with respect to national se-
7 curity systems, the vulnerability of such systems to
8 such incidents, and the consequences of information
9 security incidents involving such systems.

10 (2) The automation of continuous monitoring of
11 the effectiveness of the information security policies,
12 procedures, and practices within the information in-
13 frastructure of the Department of Defense, and the
14 compliance of that infrastructure with such policies,
15 procedures, and practices, including automation of—

16 (A) management, operational, and tech-
17 nical controls of every information system iden-
18 tified in the inventory required under section
19 3505(c) of title 44, United States Code; and

20 (B) management, operational, and tech-
21 nical controls relied on for evaluations under
22 section 3545 of title 44, United States Code.

23 (b) DEFINITIONS.—In this section:

24 (1) The term “information security incident”
25 means an occurrence that—

1 (A) actually or potentially jeopardizes the
2 confidentiality, integrity, or availability of an
3 information system or the information such sys-
4 tem processes, stores, or transmits; or

5 (B) constitutes a violation or imminent
6 threat of violation of security policies, security
7 procedures, or acceptable use policies with re-
8 spect to an information system.

9 (2) The term “information infrastructure”
10 means the underlying framework, equipment, and
11 software that an information system and related as-
12 sets rely on to process, transmit, receive, or store in-
13 formation electronically.

14 (3) The term “national security system” has
15 the meaning given that term in section 3542(b)(2)
16 of title 44, United States Code.

17 **SEC. 932. STRATEGY ON COMPUTER SOFTWARE ASSUR-**
18 **ANCE.**

19 (a) STRATEGY REQUIRED.—The Secretary of De-
20 fense shall develop and implement, by not later than Octo-
21 ber 1, 2011, a strategy for assuring the security of soft-
22 ware and software-based applications for all covered sys-
23 tems.

24 (b) COVERED SYSTEMS.—For purposes of this sec-
25 tion, a covered system is any critical information system

1 or weapon system of the Department of Defense, including
2 the following:

3 (1) A major system, as that term is defined in
4 section 2302(5) of title 10, United States Code.

5 (2) A national security system, as that term is
6 defined in section 3542 of title 44, United States
7 Code.

8 (3) Any Department of Defense information
9 system categorized as Mission Assurance Category
10 (MAC) I.

11 (4) Any Department of Defense information
12 system categorized as Mission Assurance Category
13 II in accordance with Department of Defense Direc-
14 tive 8500.01E.

15 (c) ELEMENTS.—The strategy required by subsection
16 (a) shall include the following:

17 (1) Policy and regulations on the following:

18 (A) Software assurance generally.

19 (B) Contract requirements for software as-
20 surance for covered systems in development and
21 production.

22 (C) Inclusion of software assurance in
23 milestone reviews and milestone approvals.

1 (D) Rigorous test and evaluation of soft-
2 ware assurance in development, acceptance, and
3 operational tests.

4 (E) Certification and accreditation require-
5 ments for software assurance for new systems
6 and for updates for legacy systems.

7 (F) Remediation in legacy systems of crit-
8 ical software assurance deficiencies that are de-
9 fined as critical in accordance with the Applica-
10 tion Security Technical Implementation Guide
11 of the Defense Information Systems Agency.

12 (2) Allocation of adequate facilities and other
13 resources for test and evaluation and certification
14 and accreditation of software to meet applicable re-
15 quirements for research and development, systems
16 acquisition, and operations.

17 (3) Mechanisms for protection against com-
18 promise of information systems through the supply
19 chain or cyber attack by acquiring and improving
20 automated tools for—

21 (A) assuring the security of software and
22 software applications during software develop-
23 ment;

24 (B) detecting vulnerabilities during testing
25 of software; and

1 (C) detecting intrusions during real-time
2 monitoring of software applications.

3 (4) Mechanisms providing the Department of
4 Defense with the capabilities—

5 (A) to monitor systems and applications in
6 order to detect and defeat attempts to penetrate
7 or disable such systems and applications; and

8 (B) to ensure that such monitoring capa-
9 bilities are integrated into the Department of
10 Defense system of cyber defense-in-depth capa-
11 bilities.

12 (5) An update to Committee for National Secu-
13 rity Systems Instruction No. 4009, entitled “Na-
14 tional Information Assurance Glossary”, to include a
15 standard definition for software security assurance.

16 (6) Either—

17 (A) mechanisms to ensure that vulnerable
18 Mission Assurance Category III information
19 systems, if penetrated, cannot be used as a
20 foundation for penetration of protected covered
21 systems, and means for assessing the effective-
22 ness of such mechanisms; or

23 (B) plans to address critical vulnerabilities
24 in Mission Assurance Category III information
25 systems to prevent their use for intrusions of

1 Mission Assurance Category I systems and Mis-
2 sion Assurance Category II systems.

3 (7) A funding mechanism for remediation of
4 critical software assurance vulnerabilities in legacy
5 systems.

6 (d) REPORT.—Not later than October 1, 2011, the
7 Secretary of Defense shall submit to the congressional de-
8 fense committees a report on the strategy required by sub-
9 section (a). The report shall include the following:

10 (1) A description of the current status of the
11 strategy required by subsection (a) and of the imple-
12 mentation of the strategy, including a description of
13 the role of the strategy in the risk management by
14 the Department regarding the supply chain and in
15 operational planning for cyber security.

16 (2) A description of the risks, if any, that the
17 Department will accept in the strategy due to limita-
18 tions on funds or other applicable constraints.

19 **SEC. 933. STRATEGY FOR ACQUISITION AND OVERSIGHT OF**
20 **DEPARTMENT OF DEFENSE CYBER WARFARE**
21 **CAPABILITIES.**

22 (a) FINDINGS.—Congress makes the following find-
23 ings:

24 (1) The cyber space operating domain is char-
25 acterized by near-speed-of-light actions.

1 (2) Deterrence and defense in cyber space re-
2 quire agility in responding to new threats.

3 (3) Traditional processes and schedules for the
4 acquisition of defense systems are not tailored to
5 meet the speed and agility required for the acquisi-
6 tion of capabilities for cyber security operations.

7 (4) The United States Cyber Command will
8 need to be provided with new or modified tools and
9 capabilities to procure cyber security and cyber war-
10 fare capabilities in a timely manner.

11 (5) It is necessary to preserve the independ-
12 ence, discipline, and integrity of the requirements
13 process and the acquisition process.

14 (6) The assignment to a single individual of re-
15 sponsibility as Director of the National Security
16 Agency and Commander of the United States Cyber
17 Command complicates the process of ensuring prop-
18 er oversight of the establishment of requirements for
19 cyber systems and of the procurement of capabilities
20 for the United States Cyber Command.

21 (7) The sensitive and secretive nature of oper-
22 ations in cyber space, and the unclear boundaries
23 between activities undertaken under the authorities
24 of the Director of National Intelligence and the Sec-
25 retary of Defense, further complicate the creation of

1 sound oversight processes for acquiring and exer-
2 cising cyber warfare capabilities.

3 (b) STRATEGY REQUIRED.—The Secretary of De-
4 fense shall develop a strategy to provide for the rapid ac-
5 quisition of tools, applications, and other capabilities for
6 cyber warfare for the United States Cyber Command.

7 (c) BASIC ELEMENTS.—The strategy required by
8 subsection (b) shall include the following:

9 (1) An orderly process for determining and ap-
10 proving operational requirements.

11 (2) A well-defined, repeatable, transparent, and
12 disciplined process for developing capabilities to
13 meet such requirements.

14 (3) The allocation of facilities and other re-
15 sources to thoroughly test such capabilities in devel-
16 opment, before deployment, and before use in order
17 to validate performance and take into account collat-
18 eral damage and other so-called second-order effects.

19 (d) ADDITIONAL ELEMENTS.—The strategy required
20 by subsection (b) shall also provide for the following:

21 (1) Safeguards to prevent—

22 (A) the circumvention of operational re-
23 quirements and acquisition processes through
24 informal relationships among the United States
25 Cyber Command, the Armed Forces, the Na-

1 tional Security Agency, and the Defense Infor-
2 mation Systems Agency; and

3 (B) the abuse of quick-reaction processes
4 otherwise available for the rapid fielding of ca-
5 pabilities.

6 (2) The establishment of reporting and over-
7 sight processes for requirements generation and ap-
8 proval for cyber warfare capabilities, the assignment
9 of responsibility for providing capabilities to meet
10 such requirements, and the execution of development
11 and deployment of such capabilities, under the au-
12 thority of the Chairman of the Joint Requirements
13 Oversight Council, the Under Secretary of Defense
14 for Policy, and other officials in the Office of the
15 Secretary of Defense, as designated in the strategy.

16 (3) The establishment and maintenance of test
17 and evaluation facilities and resources for cyber in-
18 frastructure to support research and development,
19 operational test and evaluation, operational planning
20 and effects testing, and training by replicating or
21 emulating networks and infrastructure maintained
22 and operated by the military and political organiza-
23 tions of potential United States adversaries, by do-
24 mestic and foreign telecommunications service pro-
25 viders, and by the Department of Defense.

1 (4) An organization or organizations within the
2 Department of Defense to be responsible for the op-
3 eration and maintenance of cyber infrastructure for
4 research, development, test, and evaluation purposes.

5 (5) Appropriate disclosure regarding United
6 States cyber warfare capabilities to the independent
7 test and evaluation community, and the involvement
8 of that community in the development and mainte-
9 nance of such capabilities, regardless of classifica-
10 tion.

11 (6) The role of the private sector and appro-
12 priate Department of Defense organizations in devel-
13 oping capabilities to operate in cyber space, and a
14 clear process for determining whether to allocate re-
15 sponsibility for responding to Department of De-
16 fense cyber warfare requirements through Federal
17 Government personnel, contracts with private sector
18 entities, or a combination of both.

19 (7) The roles of each Armed Force, and of the
20 combat support Defense Agencies, in the develop-
21 ment of cyber warfare capabilities in support of of-
22 fensive, defensive, and intelligence operational re-
23 quirements.

24 (8) The manner in which the Department of
25 Defense will promote interoperability, share innova-

1 tion, and avoid unproductive duplication in cyber
2 warfare capabilities through specialization among
3 the components of the Department responsible for
4 developing cyber capabilities.

5 (e) REPORT ON STRATEGY.—

6 (1) REPORT REQUIRED.—Not later than March
7 15, 2011, the Secretary of Defense shall submit to
8 the appropriate committees of Congress a report on
9 the strategy required by subsection (b). The report
10 shall include a comprehensive description of the
11 strategy and plans (including a schedule) for the im-
12 plementation of the strategy.

13 (2) APPROPRIATE COMMITTEES OF CONGRESS
14 DEFINED.—In this subsection, the term “appro-
15 priate committees of Congress” means—

16 (A) the Committee on Armed Services, the
17 Committee on Appropriations, and the Select
18 Committee on Intelligence of the Senate; and

19 (B) the Committee on Armed Services, the
20 Committee on Appropriations, and the Perma-
21 nent Select Committee on Intelligence of the
22 House of Representatives.

1 **SEC. 934. REPORT ON THE CYBER WARFARE POLICY OF**
2 **THE DEPARTMENT OF DEFENSE.**

3 (a) FINDINGS.—Congress makes the following find-
4 ings:

5 (1) During classified and unclassified testimony
6 before Congress, senior officials of the Department
7 of Defense acknowledged that there is a serious gap
8 between the Nation's capabilities to conduct offen-
9 sive and intelligence-gathering operations in cyber-
10 space and the policies and regulations necessary to
11 guide and limit, and provide oversight of, such oper-
12 ations.

13 (2) These senior officials also testified to their
14 belief that the Administration should be able to cor-
15 rect the shortfalls in such policies during 2010.

16 (3) It is vital for the Department of Defense
17 and the President to ensure that the United States
18 Cyber Command operates under the clearest possible
19 rules of engagement and policy directives to prevent
20 mistakes, avoid setting bad precedents, and enable
21 effective actions and responses in defense of the Na-
22 tion's interests in cyberspace.

23 (4) It is also vital for the United States to con-
24 vey to the international community the Nation's po-
25 sition on deterrence, the exercise of the right of self-
26 defense, acceptable norms of behavior, the respon-

1 sibilities of sovereign nations, violations of sov-
2 ereignty, the use of force and acts of war, and other
3 fundamental national security issues associated with
4 cyberspace.

5 (b) REPORT.—

6 (1) IN GENERAL.—Not later than March 1,
7 2011, the Secretary of Defense shall submit to Con-
8 gress a report on the cyber warfare policy of the De-
9 partment of Defense.

10 (2) ELEMENTS.—The report required by para-
11 graph (1) shall include the following:

12 (A) A description of the policy and legal
13 issues investigated and evaluated by the De-
14 partment in considering the range of missions
15 and activities that the Department may choose
16 to conduct in cyberspace.

17 (B) The decisions of the Secretary with re-
18 spect to such issues, and the recommendations
19 of the Secretary to the President for decisions
20 on such of those issues as exceed the authority
21 of the Secretary to resolve, together with the
22 rationale and justification of the Secretary for
23 such decisions and recommendations.

1 (C) A description of the intentions of the
2 Secretary with regard to modifying the National
3 Military Strategy for Cyberspace Operations.

4 (3) FORM.—The report required by paragraph
5 (1) shall be submitted in both unclassified and clas-
6 sified form.

7 **SEC. 935. REPORTS ON DEPARTMENT OF DEFENSE**
8 **PROGRESS IN DEFENDING THE DEPARTMENT**
9 **AND THE DEFENSE INDUSTRIAL BASE FROM**
10 **CYBER EVENTS.**

11 (a) REPORTS ON PROGRESS REQUIRED.—Not later
12 than March 15, 2011, and every year thereafter through
13 2015, the Secretary of Defense shall submit to the con-
14 gressional defense committees a report on the progress of
15 the Department of Defense in defending the Department
16 and the defense industrial base from cyber events (such
17 as attacks, intrusions, and theft).

18 (b) ELEMENTS.—Each report under subsection (a)
19 shall include the following:

20 (1) In the case of the first report, a baseline for
21 measuring the progress of the Department of De-
22 fense in defending the Department and the defense
23 industrial base from cyber events, including defini-
24 tions of significant cyber events, an appropriate cat-
25 egorization of various types of cyber events, the

1 basic methods used in various cyber events, the
2 vulnerabilities exploited in such cyber events, and
3 the metrics to be utilized to determine whether the
4 Department is or is not making progress against an
5 evolving cyber threat.

6 (2) A description of the nature and scope of
7 significant cyber events against the Department and
8 the defense industrial base during the preceding
9 year, including, for each such event, a description of
10 the intelligence or other Department data acquired,
11 the extent of the corruption or compromise of De-
12 partment information or weapon systems, and the
13 impact of such event on the Department generally
14 and on operational capabilities.

15 (3) A comparative assessment of the offensive
16 cyber warfare capabilities of current representative
17 potential United States adversaries and nations with
18 advanced cyber warfare capabilities with the capacity
19 of the United States to defend—

20 (A) military networks and mission capabili-

21 ties; and

22 (B) critical infrastructure.

23 (4) A comparative assessment of the offensive
24 cyber warfare capabilities of the United States with
25 the capacity of current representative potential

1 United States adversaries and nations with advanced
2 cyber warfare capabilities to defend against cyber at-
3 tacks.

4 (5) A comparative assessment of the degree of
5 dependency of current representative potential
6 United States adversaries, nations with advanced
7 cyber warfare capabilities, and the United States on
8 networks that can be attacked through cyberspace.

9 (c) PERFORMANCE OF CERTAIN ASSESSMENTS.—
10 The comparative assessment required by subsection
11 (b)(3)(B) shall be performed by the Department of Home-
12 land Security, in coordination with the Department of De-
13 fense and other agencies of the Government with specific
14 responsibility for critical infrastructure.

15 (d) FORM.—Each report under this section shall be
16 submitted in unclassified form, but may include a classi-
17 fied annex.

18 **Subtitle E—Other Matters**

19 **SEC. 951. REPORT ON ORGANIZATIONAL STRUCTURE AND** 20 **POLICY GUIDANCE OF THE DEPARTMENT OF** 21 **DEFENSE REGARDING INFORMATION OPER-** 22 **ATIONS.**

23 (a) REPORT REQUIRED.—Not later than 90 days
24 after the date of the enactment of this Act, the Secretary
25 of Defense shall submit to the Committee on Armed Serv-

1 ices of the Senate and the Committee on Armed Services
2 of the House of Representatives a report on the organiza-
3 tional structure and policy guidance of the Department
4 of Defense with respect to information operations.

5 (b) REVIEW.—In preparing the report required by
6 subsection (a), the Secretary shall review the following:

7 (1) The extent to which the current definition
8 of “information operations” in Department of De-
9 fense Directive 3600.1 is appropriate.

10 (2) The appropriate location within the Depart-
11 ment of the lead official responsible for information
12 operations of the Department, including the designa-
13 tion of a principal staff assistant to the Secretary of
14 Defense for information operations.

15 (3) Departmental responsibility for the develop-
16 ment and oversight of Department policy on infor-
17 mation operations and for the integration of such
18 operations.

19 (4) Departmental responsibility for the plan-
20 ning, execution, and oversight of Department infor-
21 mation operations.

22 (5) Departmental responsibility for coordination
23 within the Department, and between the Depart-
24 ment and other departments and agencies of the
25 Federal Government, regarding Department infor-

1 mation operations, and for the resolution of conflicts
2 in the discharge of such operations.

3 (6) The roles and responsibilities of the military
4 departments, the United States Special Operations
5 Command, and the other combatant commands in
6 the development and implementation of information
7 operations.

8 (7) The roles and responsibilities of the defense
9 intelligence agencies for support of information oper-
10 ations.

11 (8) The roles of the Assistant Secretary of De-
12 fense for Public Affairs, the Assistant Secretary of
13 Defense for Special Operations and Low-Intensity
14 Conflict, and the Assistant Secretary of Defense for
15 Networks and Information Integration in informa-
16 tion operations.

17 (9) The role of related capabilities in the dis-
18 charge of information operations, including public
19 affairs capabilities, civil-military operations capabili-
20 ties, defense support of public diplomacy, and intel-
21 ligence.

22 (10) The management structure of computer
23 network operations in the Department for the dis-
24 charge of information operations, and the policy in
25 support of that component.

1 (11) The appropriate use, management, and
2 oversight of contractors in the development and im-
3 plementation of information operations.

4 (c) DEPARTMENT OF DEFENSE DIRECTIVE.—Upon
5 the submittal of the report required by subsection (a), the
6 Secretary shall prescribe a revised directive for the De-
7 partment of Defense on information operations. The direc-
8 tive shall take into account the results of the review con-
9 ducted for purposes of the report.

10 (d) INFORMATION OPERATIONS DEFINED.—In this
11 section, the term “information operations” means the in-
12 formation operations specified in Department of Defense
13 Directive 3600.1, as follows:

- 14 (1) Electronic warfare.
- 15 (2) Computer network operations.
- 16 (3) Psychological operations.
- 17 (4) Military deception.
- 18 (5) Operations security.

19 **SEC. 952. REPORT ON ORGANIZATIONAL STRUCTURES OF**
20 **THE GEOGRAPHIC COMBATANT COMMAND**
21 **HEADQUARTERS.**

22 (a) REPORT REQUIRED.—Not later than 90 days
23 after the date of the enactment of this Act, the Secretary
24 of Defense and the Chairman of the Joint Chiefs of Staff
25 shall jointly submit to the Committee on Armed Services

1 of the Senate and the Committee on Armed Services of
2 the House of Representatives a report on the organiza-
3 tional structures of the headquarters of the geographic
4 combatant commands.

5 (b) ELEMENTS.—The report required by subsection
6 (a) shall include the following;

7 (1) A description of the organizational structure
8 of the headquarters of each geographic combatant
9 command.

10 (2) An assessment of the benefits and limita-
11 tions of the different organizational structures in
12 meeting the broad range of military missions of the
13 geographic combatant commands.

14 (3) A description and assessment of the role
15 and contributions of other departments and agencies
16 of the Federal Government within each organiza-
17 tional structure, including a description of any plans
18 to expand interagency participation in the geo-
19 graphic combatant commands in the future.

20 (4) A description of any lessons learned from
21 the ongoing reorganization of the organizational
22 structure of the United States Southern Command
23 and the United States Africa Command, including
24 an assessment of the value, if any, added by the po-
25 sition of civilian deputy to the commander of the

1 United States Southern Command and to the com-
2 mander of the United States Africa Command.

3 (5) Any other matters the Secretary and the
4 Chairman consider appropriate.

5 **TITLE X—GENERAL PROVISIONS**
6 **Subtitle A—Financial Matters**

7 **SEC. 1001. GENERAL TRANSFER AUTHORITY.**

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

9 (1) **AUTHORITY.**—Upon determination by the
10 Secretary of Defense that such action is necessary in
11 the national interest, the Secretary may transfer
12 amounts of authorizations made available to the De-
13 partment of Defense in this division for fiscal year
14 2011 between any such authorizations for that fiscal
15 year (or any subdivisions thereof). Amounts of au-
16 thorizations so transferred shall be merged with and
17 be available for the same purposes as the authoriza-
18 tion to which transferred.

19 (2) **LIMITATION.**—Except as provided in para-
20 graph (3), the total amount of authorizations that
21 the Secretary may transfer under the authority of
22 this section may not exceed \$5,000,000,000.

23 (3) **EXCEPTION FOR TRANSFERS BETWEEN**
24 **MILITARY PERSONNEL AUTHORIZATIONS.**—A trans-
25 fer of funds between military personnel authoriza-

1 tions under title IV shall not be counted toward the
2 dollar limitation in paragraph (2).

3 (b) LIMITATIONS.—The authority provided by this
4 section to transfer authorizations—

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

8 (2) may not be used to provide authority for an
9 item that has been denied authorization by Con-
10 congress.

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

17 (d) NOTICE TO CONGRESS.—The Secretary shall
18 promptly notify Congress of each transfer made under
19 subsection (a).

1 **SEC. 1002. REPEAL OF REQUIREMENT FOR ANNUAL JOINT**
2 **REPORT FROM OFFICE OF MANAGEMENT**
3 **AND BUDGET AND CONGRESSIONAL BUDGET**
4 **OFFICE ON SCORING OF OUTLAYS IN DE-**
5 **FENSE BUDGET FUNCTION.**

6 (a) REPEAL.—Section 226 of title 10, United States
7 Code, is repealed.

8 (b) CLERICAL AMENDMENT.—The table of sections
9 at the beginning of chapter 9 of such title is amended by
10 striking the item relating to section 226.

11 **Subtitle B—Naval Vessels and**
12 **Shipyards**

13 **SEC. 1011. EXTENSION OF AUTHORITY FOR REIMBURSE-**
14 **MENT OF EXPENSES FOR CERTAIN NAVY**
15 **MESS OPERATIONS.**

16 (a) EXTENSION.—Subsection (b) of section 1014 of
17 the Duncan Hunter National Defense Authorization Act
18 for Fiscal Year 2009 (Public Law 110–417; 122 Stat.
19 4585) is amended by striking “September 30, 2010” and
20 inserting “September 30, 2015”.

21 (b) CLARIFICATION OF SCOPE OF AUTHORITY.—Sub-
22 section (a) of such section is amended by inserting “in
23 any fiscal year” after “may be used”.

1 **Subtitle C—Counterdrug Matters**

2 **SEC. 1021. NOTICE TO CONGRESS ON MILITARY CONSTRU-** 3 **CTION PROJECTS FOR FACILITIES OF FOR-** 4 **EIGN LAW ENFORCEMENT AGENCIES FOR** 5 **COUNTER-DRUG ACTIVITIES.**

6 (a) NOTICE TO CONGRESS.—

7 (1) NOTICE.—Paragraph (2) of section 1004(h)
8 of the National Defense Authorization Act for Fiscal
9 Year 1991 (10 U.S.C. 374 note) is amended by
10 striking “that—” and all that follows and inserting
11 “that is intended for—

12 “(A) the modification or repair of a Depart-
13 ment of Defense facility for the purpose set forth in
14 subsection (b)(4); or

15 “(B) the construction, repair, or modification of
16 a facility of a foreign law enforcement agency for the
17 purpose of counter-drug activities of the law enforce-
18 ment agency.”.

19 (2) CONSTRUCTION OF NOTICE.—Such section
20 is further amended by adding at the end the fol-
21 lowing new paragraph:

22 “(3) Paragraph (2) may not be construed as an au-
23 thorization for the use of funds for any military construc-
24 tion project other than an unspecified minor military con-
25 struction project.”.

1 (b) EFFECTIVE DATE.—The amendments made by
2 subsection (a) shall take effect on October 1, 2010, and
3 shall apply with respect to facilities projects for which a
4 decision is made to be carried out on or after that date.

5 **SEC. 1022. EXTENSION AND EXPANSION OF SUPPORT FOR**
6 **COUNTER-DRUG ACTIVITIES OF CERTAIN**
7 **FOREIGN GOVERNMENTS.**

8 (a) EXTENSION.—

9 (1) IN GENERAL.—Subsection (a)(2) of section
10 1033 of the National Defense Authorization Act for
11 Fiscal Year 1998 (Public Law 105–85; 111 Stat.
12 1881), as most recently amended by section 1014 of
13 the National Defense Authorization Act for Fiscal
14 Year 2010 (Public Law 111–84; 123 Stat. 2442), is
15 further amended by striking “2010” and inserting
16 “2011”.

17 (2) MAXIMUM AMOUNT OF SUPPORT.—Sub-
18 section (e)(2) of such section, as so amended, is fur-
19 ther amended by striking “either of fiscal years
20 2009 and 2010” and inserting “any of fiscal years
21 2009 through 2011”.

22 (b) ADDITIONAL GOVERNMENT ELIGIBLE TO RE-
23 CEIVE SUPPORT.—Subsection (b) of such section, as most
24 recently amended by section 1024 of the Duncan Hunter
25 National Defense Authorization Act for Fiscal Year 2009

1 (Public Law 110–417; 122. Stat. 4587), is further amend-
2 ed by adding at the end the following new paragraph:

3 “(23) The Government of Nicaragua.”.

4 **SEC. 1023. EXTENSION AND MODIFICATION OF JOINT TASK**
5 **FORCES SUPPORT TO LAW ENFORCEMENT**
6 **AGENCIES CONDUCTING COUNTER-TER-**
7 **RORISM ACTIVITIES.**

8 (a) EXTENSION.—Subsection (b) of section 1022 of
9 the National Defense Authorization Act for Fiscal Year
10 2004 (10 U.S.C. 371 note) is amended by striking “2010”
11 and inserting “2011”.

12 (b) AVAILABILITY OF AUTHORITY DEPENDENT ON
13 CONNECTION BETWEEN FOREIGN TERRORIST ORGANIZA-
14 TION AND ILLEGAL DRUG TRAFFICKING.—

15 (1) AVAILABILITY OF AUTHORITY FOR FUTURE
16 SUPPORT.—Subsection (d) of that section is amend-
17 ed—

18 (A) by inserting “(1)” before “Any sup-
19 port”; and

20 (B) by adding at the end the following new
21 paragraph:

22 “(2)(A) In any fiscal year after fiscal year 2010, a
23 joint task force described in subsection (a) may provide
24 support described in that subsection only if the Secretary
25 of Defense determines and certifies to Congress that a sig-

1 nificant connection exists between the foreign terrorist or-
2 ganization concerned and an entity engaged in illegal drug
3 trafficking.

4 “(B) In this paragraph, the term ‘foreign terrorist
5 organization’ means an organization designated under sec-
6 tion 219 of the Immigration and Nationality Act (8 U.S.C.
7 1189).”.

8 (2) COMPLIANCE OF CURRENT SUPPORT WITH
9 REQUIREMENT.—The Secretary of Defense shall
10 submit to Congress a report setting forth a certifi-
11 cation as to whether or not each existing joint task
12 force providing support under section 1022 of the
13 National Defense Authorization Act for Fiscal Year
14 2004 as of September 30, 2010, is providing such
15 support in a manner consistent with the require-
16 ments of paragraph (2) of subsection (d) of such
17 section, as added by paragraph (1) of this sub-
18 section.

19 **SEC. 1024. EXTENSION OF NUMERICAL LIMITATION ON AS-**
20 **SIGNMENT OF UNITED STATES PERSONNEL**
21 **IN COLOMBIA.**

22 Section 1021(e) of the Ronald W. Reagan National
23 Defense Authorization Act for Fiscal Year 2005 (Public
24 Law 108–375; 118 Stat. 2042), as most recently amended
25 by section 1011 of the National Defense Authorization Act

1 for Fiscal Year 2010 (Public Law 111–81; 123 Stat.
2 2441), is further amended by striking “2010” and insert-
3 ing “2011”.

4 **SEC. 1025. REPORTING REQUIREMENT ON EXPENDITURES**
5 **TO SUPPORT FOREIGN COUNTER-DRUG AC-**
6 **TIVITIES.**

7 Section 1022(a) of the Floyd D. Spence National De-
8 fense Authorization Act for Fiscal Year 2001 (as enacted
9 into law by Public Law 106–398; 114 Stat. 1654A–255),
10 as most recently amended by section 1013 of the National
11 Defense Authorization Act for Fiscal Year 2010 (Public
12 Law 111–84; 123 Stat. 2442), is further amended by
13 striking “February 15, 2010” and inserting “February
14 15, 2011”.

15 **Subtitle D—Homeland Defense and**
16 **Civil Support**

17 **SEC. 1031. LIMITATION ON DEACTIVATION OF EXISTING**
18 **CONSEQUENCE MANAGEMENT RESPONSE**
19 **FORCES.**

20 (a) LIMITATION.—The Secretary of Defense shall en-
21 sure that no Chemical, Biological, Radiological, Nuclear,
22 or High-Yield Explosive (CBRNE) Consequence Manage-
23 ment Response Force established as of October 1, 2009,
24 is deactivated or disestablished until 90 days after the Sec-
25 retary provides a certification described in subsection (b).

1 (b) CERTIFICATION.—The certification described in
2 this subsection is a written certification to the congres-
3 sional defense committees that there exists within the
4 United States Armed Forces an alternative chemical, bio-
5 logical, radiological, nuclear, or high-yield explosive con-
6 sequence management response capability that is at least
7 as capable as two Chemical, Biological, Radiological, Nu-
8 clear, or High-Yield Explosive Consequence Management
9 Response Forces.

10 (c) REPORT REQUIRED.—

11 (1) IN GENERAL.—Not later than 90 days after
12 the date of the enactment of this Act, the Secretary
13 shall submit to the congressional defense committees
14 a report on plans of the Department of Defense to
15 establish Homeland Response Forces for domestic
16 emergency response to incidents involving weapons
17 of mass destruction.

18 (2) ELEMENTS OF REPORT.—The report re-
19 quired by this subsection shall include the following:

20 (A) A detailed description of the analysis
21 that led to the decision to establish Homeland
22 Response Forces described in paragraph (1), in-
23 cluding—

1 (i) whether consideration was given to
2 establishing Homeland Response Forces
3 within the Reserves; and

4 (ii) the reasons for not planning to es-
5 tablish any Homeland Response Forces
6 within the Reserves.

7 (B) A detailed description of the plans to
8 establish Homeland Response Forces, includ-
9 ing—

10 (i) the cost and schedule to establish,
11 equip, maintain, and operate the proposed
12 Homeland Response Forces;

13 (ii) guidelines for the employment of
14 Homeland Response Forces; and

15 (iii) the portion of the costs of Home-
16 land Response Forces that will be borne by
17 the States.

18 (C) A detailed description of the proposed
19 number and composition of Homeland Response
20 Forces, including—

21 (i) the number and type of units in
22 each Homeland Response Force; and

23 (ii) the number of personnel in each
24 Homeland Response Force.

1 (D) A comparative assessment of the emer-
2 gency response capabilities of a Homeland Re-
3 sponse Force with the capabilities of a Chem-
4 ical, Biological, Radiological, Nuclear, or High-
5 Yield Explosive Consequence Management Re-
6 sponse Force, including—

7 (i) a comparison of the equipment
8 proposed for each type of force;

9 (ii) a comparison of the proposed
10 means of transportation for each type of
11 force;

12 (iii) an estimate of the time it would
13 take each type of force to deploy to an in-
14 cident site; and

15 (iv) an estimate of the operational du-
16 ration of each type of force at such a site.

17 (E) A description of the command and
18 control arrangements proposed for the Home-
19 land Response Forces, including a description
20 of the degree to which the Homeland Response
21 Forces would be subject to the direction and
22 control of the Department of Defense, as com-
23 pared to the Governor of the State in which
24 they are located.

1 (F) The results of the United States
2 Northern Command study of the possible con-
3 cepts of operations and of the implementation
4 of the Homeland Response Force plan in such
5 a manner as to provide adequate capability to
6 provide Federal defense support to civil authori-
7 ties during domestic incidents involving weap-
8 ons of mass destruction.

9 (G) Any other matters the Secretary con-
10 siders appropriate.

11 (3) FORM OF REPORT.—The report required by
12 this subsection shall be in unclassified form, but
13 may include a classified annex.

14 **SEC. 1032. AUTHORITY TO MAKE EXCESS NONLETHAL SUP-**
15 **PLIES AVAILABLE FOR DOMESTIC EMER-**
16 **GENCY ASSISTANCE.**

17 (a) AVAILABILITY FOR DOMESTIC EMERGENCY AS-
18 SISTANCE.—Section 2557 of title 10, United States Code,
19 is amended—

20 (1) in subsection (a)(1), by adding at the end
21 the following new sentence: “In addition, the Sec-
22 retary may make any nonlethal excess supplies of
23 the Department available to support domestic emer-
24 gency assistance activities.”; and

25 (2) in subsection (b)—

1 (A) by inserting “(1)” before “Excess”;

2 and

3 (B) by adding at the end the following new

4 paragraph:

5 “(2) Excess supplies made available under this sec-

6 tion to support domestic emergency assistance activities

7 shall be distributed in coordination with the Secretary of

8 Homeland Security.”.

9 (b) CLERICAL AMENDMENTS.—

10 (1) SECTION HEADING.—The heading of such

11 section is amended to read as follows:

12 “§ 2557. **Excess nonlethal supplies: availability for hu-**

13 **manitarian relief; domestic emergency**

14 **assistance; and homeless veterans assist-**

15 **ance”.**

16 (2) TABLE OF SECTIONS.—The item relating to

17 section 2557 in the table of sections at the beginning

18 of chapter 152 of such title is amended to read as

19 follows:

“2557. Excess nonlethal supplies: availability for humanitarian relief; domestic
emergency assistance; and homeless veterans assistance.”.

1 **SEC. 1033. SALE OF SURPLUS MILITARY EQUIPMENT TO**
2 **STATE AND LOCAL HOMELAND SECURITY**
3 **AND EMERGENCY MANAGEMENT AGENCIES.**

4 (a) STATE AND LOCAL AGENCIES TO WHICH SALES
5 MAY BE MADE.—Section 2576 of title 10, United States
6 Code, is amended—

7 (1) in subsection (a)—

8 (A) by striking “State and local law en-
9 forcement and firefighting agencies” and insert-
10 ing “State and local law enforcement, fire-
11 fighting, homeland security, and emergency
12 management agencies”; and

13 (B) by striking “in carrying out law en-
14 forcement and firefighting activities” and in-
15 serting “in carrying out law enforcement, fire-
16 fighting, homeland security, and emergency
17 management activities”; and

18 (2) in subsection (b), by striking “State or local
19 law enforcement or firefighting agency” both places
20 it appears and inserting “State or local law enforce-
21 ment, firefighting, homeland security, or emergency
22 management agency”.

23 (b) TYPES OF EQUIPMENT THAT MAY BE SOLD.—
24 Subsection (a) of such section is further amended by strik-
25 ing “and protective body armor” and inserting “personal
26 protective equipment, and other appropriate equipment”.

1 (c) CLERICAL AMENDMENTS.—

2 (1) SECTION HEADING.—The heading of such
3 section is amended to read as follows:

4 **“§ 2576. Surplus military equipment: sale to State and**
5 **local law enforcement, firefighting, home-**
6 **land security, and emergency manage-**
7 **ment agencies”.**

8 (2) TABLE OF SECTIONS.—The item relating to
9 section 2576 in the table of sections at the beginning
10 of chapter 153 of such title is amended to read as
11 follows:

“2576. Surplus military equipment: sale to State and local law enforcement,
firefighting, homeland security, and emergency management
agencies.”.

12 **Subtitle E—Miscellaneous**
13 **Authorities and Limitations**

14 **SEC. 1041. NATIONAL GUARD SUPPORT TO SECURE THE**
15 **SOUTHERN LAND BORDER OF THE UNITED**
16 **STATES.**

17 (a) IN GENERAL.—The Secretary of Defense shall
18 deploy not fewer than 6,000 National Guard personnel to
19 perform operations and missions under section 502(f) of
20 title 32, United States Code, in the States along the south-
21 ern land border of the United States for the purposes of
22 assisting U.S. Customs and Border Protection in securing
23 such border.

24 (b) ASSIGNMENT OF OPERATIONS AND MISSIONS.—

1 (1) IN GENERAL.—National Guard units and
2 personnel deployed under subsection (a) may be as-
3 signed such operations and missions as are nec-
4 essary to secure the southern land border of the
5 United States.

6 (2) NATURE OF DUTY.—Duty by National
7 Guard personnel performing such operations and
8 missions shall be full-time National Guard duty
9 under title 32, United States Code.

10 (c) RANGE OF OPERATIONS AND MISSIONS.—The op-
11 erations and missions assigned under subsection (b) shall
12 include, but are not limited to, temporary authority to per-
13 form the following:

14 (1) Construction of fencing, including double-
15 layer and triple-layer fencing.

16 (2) Increasing ground-based mobile surveillance
17 systems.

18 (3) Deployment of additional unmanned aerial
19 systems and manned aircraft sufficient to maintain
20 continuous surveillance of the border.

21 (4) Deployment and provision of capability for
22 radio communications interoperability between U.S.
23 Customs and Border Protection and State, local,
24 and tribal law enforcement agencies.

1 (5) Construction of checkpoints along the bor-
2 der to bridge the gap to long-term permanent check-
3 points.

4 (6) Conduct of mobile patrols and provision of
5 assistance to U.S. Customs and Border Protection,
6 particularly in rural, high-trafficked areas, as des-
7 ignated by the Commissioner of Customs and Bor-
8 der Protection.

9 (d) COMMENCEMENT AND COMPLETION OF INITIAL
10 DEPLOYMENT.—The Secretary of Defense shall com-
11 mence the deployment of National Guard units and per-
12 sonnel under subsection (a) to secure the southern land
13 border of the United States not later than 72 hours after
14 the date of the enactment of this Act, and shall complete
15 the deployment of initial units and personnel to that bor-
16 der for that purpose not later than 30 days after the date
17 of the enactment of this Act.

18 (e) DURATION OF DEPLOYMENT.—The Secretary of
19 Defense shall maintain the deployment of National Guard
20 units and personnel along the southern land border of the
21 United States until the Secretary of Defense, in consulta-
22 tion with the Secretary of Homeland Security and the
23 chief executive officers of the States adjoining such border,
24 certifies to Congress that the Federal Government has
25 achieved operational control of such border (as defined in

1 section 2(b) of the Secure Fence Act of 2006 (Public Law
2 109–367)).

3 (f) MATERIEL AND LOGISTICAL SUPPORT.—The Sec-
4 retary of Defense shall deploy such materiel and equip-
5 ment and logistics support as is necessary to ensure suc-
6 cess of the operations and missions conducted by the Na-
7 tional Guard under subsection (a).

8 (g) FUNDING.—

9 (1) IN GENERAL.—The Secretary of Defense
10 shall fund the deployment of the National Guard
11 under this section through transfers of funds under
12 section 1001 from lower priority authorizations
13 available to the Department of Defense.

14 (2) EXCEPTION FROM AGGREGATE LIMITATION
15 ON TRANSFERS.—Amounts transferred for the de-
16 ployment of the National Guard under this section
17 shall not be counted toward the dollar limitation on
18 the aggregate amount of transferred authorized for
19 fiscal year 2011 by section 1001(a)(2).

20 (h) EXCLUSION FROM NATIONAL GUARD PER-
21 SONNEL STRENGTH LIMITATIONS.—National Guard per-
22 sonnel deployed under subsection (a) shall not be included
23 in the calculation to determine compliance with limits on
24 end strength for National Guard personnel or on limits
25 on the number of National Guard personal that may be

1 placed on active duty for operational support under section
2 415 of this Act or 115 of title 10, United States Code.

3 **SEC. 1042. PROHIBITION ON INFRINGING ON THE INDI-**
4 **VIDUAL RIGHT TO LAWFULLY ACQUIRE, POS-**
5 **SESS, OWN, CARRY, AND OTHERWISE USE PRI-**
6 **VATELY OWNED FIREARMS, AMMUNITION,**
7 **AND OTHER WEAPONS.**

8 (a) IN GENERAL.—Except as provided in subsection
9 (c), the Secretary of Defense shall not prohibit, issue any
10 requirement relating to, or collect or record any informa-
11 tion relating to the otherwise lawful acquisition, posses-
12 sion, ownership, carrying, or other use of a privately-
13 owned firearm, privately-owned ammunition, or another
14 privately-owned weapon by a member of the Armed Forces
15 or civilian employee of the Department of Defense on
16 property that is not—

17 (1) a military installation; or

18 (2) any other property that is owned or oper-
19 ated by the Department of Defense.

20 (b) EXISTING REGULATIONS AND RECORDS.—

21 (1) REGULATIONS.—Any regulation promul-
22 gated before the date of enactment of this Act that
23 requires conduct prohibited by this section is null
24 and void and shall have no force or effect.

1 (2) RECORDS.—Not later than 90 days after
2 the date of enactment of this Act, the Secretary of
3 Defense shall destroy any record containing informa-
4 tion described in subsection (a) that was collected
5 before the date of enactment of this Act.

6 (c) RULE OF CONSTRUCTION.—Subsection (a) shall
7 not be construed to limit the authority of the Secretary
8 of Defense to—

9 (1) regulate the possession, carrying, or other
10 use of a firearm, ammunition, or other weapon by a
11 member of the Armed Forces or civilian employee of
12 the Department of Defense while—

13 (A) engaged in official duties on behalf of
14 the Department of Defense; or

15 (B) wearing the uniform of an Armed
16 Force; or

17 (2) create or maintain records relating to an in-
18 vestigation, prosecution, or adjudication of an al-
19 leged violation of law (including regulations) not
20 prohibited under subsection (a), including matters
21 related to whether a member of the Armed Forces
22 constitutes a threat to the member or others.

23 (d) REVIEW.—Not later than 180 days after the date
24 of enactment of this Act, the Secretary of Defense shall—

1 (1) conduct a comprehensive review of the pri-
2 vately-owned weapons policy of the Department of
3 Defense, including legal and policy issues regarding
4 the regulation of privately-owned firearms off of a
5 military installation, as recommended by the Depart-
6 ment of Defense Independent Review Related to
7 Fort Hood; and

8 (2) submit to the Committee on Armed Services
9 of the Senate and the Committee on Armed Services
10 of the House of Representatives a report regarding
11 the findings of and recommendations relating to the
12 review conducted under paragraph (1), including any
13 recommendations for adjustments to the require-
14 ments under this section.

15 **SEC. 1043. EXTENSION OF LIMITATION ON USE OF FUNDS**
16 **FOR THE TRANSFER OR RELEASE OF INDI-**
17 **VIDUALS DETAINED AT UNITED STATES**
18 **NAVAL STATION, GUANTANAMO BAY, CUBA.**

19 (a) EXTENSION OF PROHIBITION ON RELEASE.—
20 Subsection (a) of section 1041 of the National Defense
21 Authorization Act for Fiscal Year 2010 (Public Law 111–
22 84; 123 Stat. 2454) is amended by striking “December
23 31, 2010” and inserting “December 31, 2011”.

1 (b) EXTENSION OF LIMITATION ON TRANSFER.—
2 Subsection (b) of such section is amended by striking “De-
3 cember 31, 2010” and inserting “December 31, 2011”.

4 **SEC. 1044. LIMITATION ON TRANSFER OF DETAINEES FROM**
5 **UNITED STATES NAVAL STATION GUANTA-**
6 **NAMO BAY, CUBA, TO CERTAIN COUNTRIES.**

7 (a) LIMITATION.—No funds authorized to be appro-
8 priated for the Department of Defense by this Act, or oth-
9 erwise made available to the Department of Defense, may
10 be used during the one-year period beginning on the date
11 of the enactment of this Act to transfer a covered detainee
12 from United States Naval Station, Guantanamo Bay,
13 Cuba, to a country where al Qaeda has an active presence.

14 (b) COUNTRIES WHERE AL QAEDA HAS AN ACTIVE
15 PRESENCE.—For purposes of this section, a country
16 where al Qaeda has an active presence means the fol-
17 lowing:

- 18 (1) Afghanistan.
- 19 (2) Pakistan.
- 20 (3) Saudi Arabia.
- 21 (4) Somalia.
- 22 (5) Yemen.

23 (c) COVERED DETAINEE.—For purposes of this sec-
24 tion, a covered detainee is any individual detained under

1 United States custody at United States Naval Station
2 Guantanamo Bay, Cuba, as of May 1, 2010.

3 **SEC. 1045. CLARIFICATION OF RIGHT TO PLEAD GUILTY IN**
4 **TRIAL OF CAPITAL OFFENSE BY MILITARY**
5 **COMMISSION.**

6 (a) CLARIFICATION OF RIGHT.—Section 949m(b)(2)
7 of title 10, United States Code, is amended—

8 (1) in subparagraph (C), by inserting before the
9 semicolon the following: “, or a guilty plea was ac-
10 cepted and not withdrawn prior to announcement of
11 the sentence in accordance with section 949i(b) of
12 this title”; and

13 (2) in subparagraph (D), by inserting “on the
14 sentence” after “vote was taken”.

15 (b) PRE-TRIAL AGREEMENTS.—Section 949i of such
16 title is amended by adding at the end the following new
17 subsection:

18 “(c) PRE-TRIAL AGREEMENTS.—(1) A plea of guilty
19 made by the accused that is accepted by a military judge
20 under subsection (b) and not withdrawn prior to an-
21 nouncement of the sentence may form the basis for an
22 agreement reducing the maximum sentence approved by
23 the convening authority, including the reduction of a sen-
24 tence of death to a lesser punishment, or that the case
25 will be referred to a military commission under this chap-

1 ter without seeking the penalty of death. Such an agree-
2 ment may provide for terms and conditions in addition to
3 a guilty plea by the accused in order to be effective.

4 “(2) A plea agreement under this subsection may not
5 provide for a sentence of death imposed by a military
6 judge alone. A sentence of death may only be imposed by
7 the votes of all members of a military commission concur-
8 ring in the sentence of death as provided in section
9 949m(b)(2)(D) of this title.”.

10 **SEC. 1046. FISCAL YEAR 2011 ADMINISTRATION AND RE-**
11 **PORT ON THE TROOPS-TO-TEACHERS PRO-**
12 **GRAM.**

13 (a) FISCAL YEAR 2011 ADMINISTRATION.—Notwith-
14 standing section 2302(c) of the Elementary and Sec-
15 ondary Education Act of 1965 (20 U.S.C. 6672(c)), the
16 Secretary of Defense shall administer the Troops-to-
17 Teachers Program during fiscal year 2011, and shall uti-
18 lize amounts authorized to be appropriated for the Depart-
19 ment of Defense by this Act for that purpose.

20 (b) REPORT.—Not later than April 1, 2011, the Sec-
21 retary of Defense and the Secretary of Education shall
22 jointly submit to the appropriate committees of Congress
23 a report on the Troops-to-Teachers Program. The report
24 shall include the following:

1 (1) A detailed history of the Troops-to-Teachers
2 Program.

3 (2) A detailed description of the current admin-
4 istration of the Troops-to-Teachers Program, and a
5 description how the program will be administered if
6 transferred to the Department of Defense.

7 (3) An assessment of the effectiveness of the
8 Troops-to-Teachers Program as a transition assist-
9 ance program and in incentivizing personnel leaving
10 the military to enter the teaching profession.

11 (4) An assessment of the effectiveness of the
12 Troops-to-Teachers Program in providing qualified
13 teachers to public schools, and recommendations re-
14 garding expansion of the program to allow more
15 local educational agencies to become eligible employ-
16 ers of teachers under the program in order to satisfy
17 the transition goals of the program.

18 (5) The rationale for the current administration
19 of the Troops-to-Teachers Program by the Depart-
20 ment of Education, and an assessment of the bene-
21 fits of the administration of the program by that de-
22 partment.

23 (6) The rationale for the proposed transfer of
24 the Troops-to-Teachers Program from the Depart-
25 ment of Education to the Department of Defense,

1 and an assessment of the benefits of the administra-
2 tion of the program by the Department of Defense
3 if transferred to the Department of Defense.

4 (7) A description of any proposed modifications
5 to the Troops-to-Teachers Program if transferred to
6 the Department of Defense.

7 (c) DEFINITIONS.—In this section:

8 (1) The term “appropriate committees of Con-
9 gress” means—

10 (A) the Committees on Armed Services
11 and Health, Education, Labor, and Pensions of
12 the Senate; and

13 (B) the Committees on Armed Services
14 and Education and Labor of the House of Rep-
15 resentatives.

16 (2) The term “Troops-to-Teachers Program”
17 means the Troops-to-Teachers Program authorized
18 by chapter A of subpart 1 of part C of title II of
19 the Elementary and Secondary Education Act of
20 1965 (20 U.S.C. 6671 et seq.).

21 **SEC. 1047. MILITARY IMPACTS OF RENEWABLE ENERGY DE-**
22 **VELOPMENT PROJECTS AND OTHER ENERGY**
23 **PROJECTS.**

24 (a) OBJECTIVE.—It shall be the objective of the De-
25 partment of Defense to ensure that the robust develop-

1 ment of renewable energy sources and the expansion of
2 the commercial electrical grid may move forward in the
3 United States, while minimizing or mitigating any adverse
4 impacts on military operations and readiness.

5 (b) DESIGNATION OF SENIOR OFFICIAL AND LEAD
6 ORGANIZATION.—

7 (1) DESIGNATION.—Not later than 30 days
8 after the date of the enactment of this Act, the Sec-
9 retary of Defense shall designate a senior official of
10 the Department of Defense, and a lead organization
11 of the Department of Defense, to be responsible for
12 addressing military impacts of renewable energy de-
13 velopment projects and other energy projects.

14 (2) RESOURCES.—The Secretary shall ensure
15 that the senior official and lead organization des-
16 ignated under paragraph (1) are assigned such per-
17 sonnel and resources as the Secretary considers ap-
18 propriate to carry out this section.

19 (c) INITIAL ACTIONS.—Not later than 120 days after
20 the date of the enactment of this Act, the Secretary of
21 Defense, acting through the senior official and lead orga-
22 nization designated pursuant to subsection (b), shall—

23 (1) conduct a preliminary review of pending re-
24 newable energy development projects and other en-
25 ergy projects that are known to the Department of

1 Defense and that may have an adverse impact on
2 military operations and readiness, which review
3 shall, at a minimum, for each such project—

4 (A) assess the likely scope and duration of
5 any adverse impact of such project on military
6 operations and readiness; and

7 (B) identify any feasible and affordable ac-
8 tions that could be taken in the immediate fu-
9 ture by the Department, the developer of such
10 project, or others to mitigate such adverse im-
11 pact and to minimize risks to national security
12 while allowing such project to move forward;

13 (2) develop, in coordination with other depart-
14 ments and agencies of the Federal Government, an
15 integrated review process to ensure timely notifica-
16 tion and consideration of proposed renewable energy
17 development projects and other energy projects that
18 may have an adverse impact on military operations
19 and readiness;

20 (3) establish procedures for the Department for
21 the coordinated consideration of and response to a
22 request for a review received from State and local
23 officials or the developer of a renewable energy de-
24 velopment or other energy project, including guid-
25 ance to personnel at each military installation in the

1 United States on how to initiate such procedures
2 and ensure a coordinated Department response; and

3 (4) develop procedures for conducting outreach
4 to parties carrying out renewable energy develop-
5 ment projects and other energy projects that could
6 have an adverse impact on military operations and
7 readiness, and to the general public, to clearly com-
8 municate notice on actions being taken by Depart-
9 ment under this section and to receive comments
10 from such parties and the general public on such ac-
11 tions.

12 (d) COMPREHENSIVE STRATEGY.—

13 (1) STRATEGY REQUIRED.—Not later than 180
14 days after the date of the enactment of this Act, the
15 Secretary of Defense, acting through the senior offi-
16 cial and lead organization designated pursuant to
17 subsection (b), shall develop a comprehensive strat-
18 egy for addressing military impacts of renewable en-
19 ergy development projects and other energy projects.

20 (2) ELEMENTS.—The strategy required by
21 paragraph (1) shall, at a minimum, specifically iden-
22 tify feasible and affordable long-term actions that
23 may be taken to mitigate adverse impacts of renew-
24 able energy development projects and other energy

1 projects on military operations and readiness, includ-
2 ing the following:

3 (A) Investments by the Department of De-
4 fense in research and development.

5 (B) Acquisition of new systems by the De-
6 partment and other departments and agencies
7 of the Federal Government.

8 (C) Upgrades or modifications to existing
9 systems or procedures by the Department and
10 other departments and agencies of the Federal
11 Government.

12 (D) Modifications of military operations.

13 (E) Modifications of renewable energy de-
14 velopment projects and other energy projects.

15 (e) DETERMINATIONS OF UNACCEPTABLE RISK.—

16 (1) IN GENERAL.—The Secretary of Defense
17 shall ensure that the Department of Defense does
18 not object to a proposed private sector renewable en-
19 ergy development project or other energy project ex-
20 cept in a case in which the Secretary determines,
21 after giving full consideration to mitigation actions
22 identified pursuant to this section, that such project
23 would result in an unacceptable risk to the national
24 security. Not later than 30 days after any such de-
25 termination, the Secretary shall submit to Congress

1 a report on such determination and the basis for
2 such determination.

3 (2) NON-DELEGATION OF DETERMINATIONS.—

4 Any determination of unacceptable risk under this
5 section may be made only by the Secretary of De-
6 fense or the Deputy Secretary of Defense, without
7 delegation, and after consideration of the rec-
8 ommendation of the senior official designated pursu-
9 ant to subsection (b).

10 (f) REPORTS.—Not later than March 15 each year
11 from 2011 through 2015, the Secretary of Defense shall
12 submit to the Committees on Armed Services of the Sen-
13 ate and the House of Representatives a report on the ac-
14 tions taken by the Department of Defense during the pre-
15 ceding year to implement this section and the comprehen-
16 sive strategy developed pursuant to this section.

17 **SEC. 1048. PUBLIC AVAILABILITY OF DEPARTMENT OF DE-**
18 **FENSE REPORTS REQUIRED BY LAW.**

19 (a) PUBLIC AVAILABILITY.—

20 (1) IN GENERAL.—Chapter 3 of title 10, United
21 States Code, is amended by inserting after section
22 122 the following new section:

1 **“§ 122a. Public availability of Department of Defense**
 2 **reports required by law**

3 “(a) IN GENERAL.—The Secretary of Defense shall
 4 ensure that each report described in subsection (b) is
 5 made available to the public, upon request submitted on
 6 or after the date on which such report is submitted to Con-
 7 gress, through the Office of the Assistant Secretary of De-
 8 fense for Public Affairs.

9 “(b) COVERED REPORTS.—(1) Except as provided in
 10 paragraph (2), a report described in this subsection is any
 11 report that is required by law to be submitted to Congress
 12 by the Secretary of Defense, or by any element of the De-
 13 partment of Defense.

14 “(2) A report otherwise described in paragraph (1)
 15 is not a report described in this subsection if the report—

16 “(A) contains classified information;

17 “(B) contains proprietary information; or

18 “(C) is exempt from disclosure under section
 19 552 of title 5 (commonly referred to as the ‘Free-
 20 dom of Information Act’).”.

21 (2) CLERICAL AMENDMENT.—The table of sec-
 22 tions at the beginning of chapter 3 of such title is
 23 amended by inserting after the item relating to sec-
 24 tion 122 the following new item:

“122a. Public availability of Department of Defense reports required by law.”.

Subtitle F—Reports

1 **SEC. 1061. REPORT ON POTENTIAL RENEWABLE ENERGY** 2 3 **PROJECTS ON MILITARY INSTALLATIONS.**

4 (a) IN GENERAL.—Not later than two years after the
5 date of the enactment of this Act, the Secretary of Defense
6 shall submit to the congressional defense committees a re-
7 port setting forth an analysis of the potential environ-
8 mental, mission, and other costs and benefits of a program
9 to develop renewable energy generation projects on land
10 within the borders of military installations, including (in
11 particular) installations with the greatest renewable en-
12 ergy resources and including installations consisting in
13 whole or part of lands withdrawn from the public domain.

14 (b) ELEMENTS.—The report required by subsection
15 (a) shall address, at a minimum, the following:

16 (1) An assessment of the extent to which re-
17 newable energy generation at military installations
18 could be conducted in a manner consistent with the
19 current and projected military mission and other re-
20 quirements of such installations.

21 (2) An estimate of the renewable energy gen-
22 eration potential at each military installation covered
23 by the report pursuant to renewable energy projects
24 that could be conducted in a manner consistent with

1 the current and projected military mission and other
2 requirements of such installation.

3 (3) A determination whether renewable energy
4 projects at a military installation covered by the re-
5 port could reasonably be expected to require signifi-
6 cant new or upgraded electricity transmission capac-
7 ity within the boundaries of such installation, and
8 whether the infrastructure associated with such new
9 transmission capacity would be consistent with the
10 current and projected military mission and other re-
11 quirements of such installation.

12 (4) An assessment of the financial, environ-
13 mental, national security, and other costs and bene-
14 fits of renewable energy development (including en-
15 ergy costs and benefits to the Department of De-
16 fense) at each military installation covered by the re-
17 port.

18 (5) An examination of existing legislative and
19 regulatory authorities, standards, requirements, and
20 constraints for renewable energy development on
21 military installations covered by the report, including
22 any constraints that may negate or limit the degree
23 to which such renewable energy generation directly
24 enhances the energy security of such installations.

1 (6) A description of the degree of variation in
2 standards and requirements applicable to on-installation
3 renewable energy development for different elements
4 of the Department, with an assessment of the
5 advantages and disadvantages of developing uniform
6 standards and requirements applicable to on-installation
7 renewable energy development for all facilities
8 of the Department.

9 (7) Such recommendations for legislative or administrative
10 action as the Secretary considers appropriate for purposes of—

12 (A) facilitating and incentivizing the development
13 of renewable energy projects on military
14 installations; and

15 (B) ensuring that such projects are carried
16 out in a manner that is both consistent with national
17 security requirements and enhances the
18 energy security of such installations.

19 (c) RENEWABLE ENERGY.—In this section, the term
20 “renewable energy” has the meaning given to such term
21 in Executive Order 13514, dated October 5, 2009.

1 **SEC. 1062. REPORT ON USE OF DOMESTICALLY-PRODUCED**
2 **ALTERNATIVE FUELS OR TECHNOLOGIES BY**
3 **VEHICLES OF THE DEPARTMENT OF DE-**
4 **FENSE.**

5 (a) **REPORT REQUIRED.**—Not later than 90 days
6 after the date of the enactment of this Act, the Secretary
7 of Defense shall submit to the Committees on Armed Serv-
8 ices of the Senate and the House of Representatives a re-
9 port on the following:

10 (1) The use and potential use of domestically-
11 produced alternative fuels or technologies, including
12 natural gas-based fuels, in vehicles of the Depart-
13 ment of Defense.

14 (2) The actions being taken by the Department
15 to meet requirements on the use of alternative fuels
16 in vehicles of the Department through the use of
17 each category of domestically-produced alternative
18 fuels or technologies, including natural gas-based
19 fuels.

20 (3) Actions that could be taken by the Depart-
21 ment to increase the use of alternative fuels in vehi-
22 cles of the Department through the use of domesti-
23 cally-produced alternative fuels or technologies, in-
24 cluding natural gas-based fuels.

25 (b) **ELEMENTS.**—The report required by subsection
26 (a) shall include the following:

1 (1) A description of the procurement of alter-
2 native fuel vehicles and alternative fuels by the De-
3 partment, and a description of the installation by
4 the Department of the infrastructure associated with
5 the use of such fuels in such vehicles.

6 (2) A description of the use by the Department
7 of alternative fuel vehicles and alternative fuels in
8 non-deployable vehicles, including the role of natural
9 gas-based fuels and other domestically-produced al-
10 ternative fuels or technologies in the use of such ve-
11 hicles.

12 (3) A description and assessment of new re-
13 quirements for the increased use of alternative fuel
14 vehicles (including natural gas fuel vehicles) and do-
15 mesticallly-produced alternative fuels or technologies
16 (including natural gas-based fuels) by the Depart-
17 ment, and a description of the research and develop-
18 ment, whether ongoing or anticipated, necessary to
19 meet such requirements.

20 (4) A description and assessment of the current
21 and anticipated commercial availability of domesti-
22 cally-produced alternative fuels or technologies (in-
23 cluding natural gas-based fuels) for vehicles, includ-
24 ing facilities for the production, storage, transpor-

1 tation, distribution, and commercial sale of such
2 fuels or technologies for vehicles.

3 (5) A projection of the manner in which the De-
4 partment could provide for the wider use of domesti-
5 cally-produced alternative fuels or technologies (in-
6 cluding natural gas-based fuels) in vehicles, includ-
7 ing an examination of factors such as regional avail-
8 ability and economic feasibility.

9 (6) A description and assessment of the current
10 and anticipated commercial availability of alternative
11 fuel vehicles, including natural gas fuel vehicles, and
12 a description and assessment of the actions the De-
13 partment could initiate with original equipment
14 manufacturers to meet alternative fuel vehicle man-
15 dates.

16 (7) A description and assessment of the use of
17 infrastructure for fueling alternative fuel vehicles,
18 including natural gas fuel vehicles, on military in-
19 stallations in the United States, including the use of
20 publically-available commercial infrastructure for
21 that purpose.

22 (8) A description of the infrastructure (includ-
23 ing any storage and distribution facilities) for deliv-
24 ering alternative fuels (including natural gas) on
25 military installations in the United States that could

1 be adapted, converted, or supplemented for the deliv-
2 ery of such fuels to vehicles, and an assessment of
3 feasibility and advisability of the adaptation, conver-
4 sion, or supplement of such infrastructure for that
5 purpose, including—

6 (A) an assessment of the cost of the adap-
7 tation or conversion of such infrastructure;
8 and

9 (B) an assessment of the cost of
10 supplementing such infrastructure.

11 (9) Such recommendations for legislative or ad-
12 ministrative action as the Secretary considers appro-
13 priate to ensure that the Department meets goals
14 and targets for the use of alternative fuel vehicles
15 and alternative fuels, including through the use of
16 natural gas fuel vehicles and natural gas-based fuels.

17 (c) PREPARATION OF REPORT.—

18 (1) VEHICLES AND INFRASTRUCTURE.—The
19 Secretary may, using amounts authorized to be ap-
20 propriated by this division, procure and utilize
21 nondeployable vehicles and appropriate infrastruc-
22 ture for purposes of the report required by sub-
23 section (a).

24 (2) CONSULTATION.—The Secretary shall con-
25 sult with such heads of other departments and agen-

1 cies of the Federal Government as the Secretary
2 considers appropriate in preparing the report.

3 **SEC. 1063. REPORT ON ROLE AND UTILITY OF NON-LETHAL**
4 **WEAPONS AND TECHNOLOGIES IN COUNTER-**
5 **INSURGENCY OPERATIONS.**

6 (a) SENSE OF CONGRESS.—It is the sense of Con-
7 gress that the Department of Defense should support the
8 research, development, procurement, and fielding of non-
9 lethal weapons and technologies explicitly designed to re-
10 duce military casualties and fatalities, improve military
11 mission accomplishment and operational effectiveness, and
12 reduce civilian casualties and fatalities (and undesired
13 damage to property and the environment) in counterinsur-
14 gency operations.

15 (b) REPORT.—

16 (1) REPORT REQUIRED.—Not later than 120
17 days after the date of the enactment of this Act, the
18 Secretary of Defense shall submit to the congress-
19 sional defense committees a report on the role and
20 utility of non-lethal weapons and technologies in
21 counterinsurgency operations.

22 (2) ELEMENTS.—The report under paragraph
23 (1) shall include the following:

24 (A) A description of the manner in which
25 non-lethal weapons and technologies currently

1 under research and development may be used to
2 reduce military casualties and fatalities in coun-
3 terinsurgency operations.

4 (B) A description of the manner in which
5 non-lethal weapons and technologies currently
6 under research and development may be used to
7 reduce civilian casualties and fatalities in coun-
8 terinsurgency operations.

9 (C) A description of the extent to which
10 non-lethal weapons and technologies are incor-
11 porated into the integrated priority list of the
12 commanders of each of the geographic combat-
13 ant commands, and into the budgets of the
14 military departments.

15 (D) A description of the training provided
16 to military personnel to utilize non-lethal weap-
17 ons and technologies.

18 (E) A description of any lessons learned
19 from the employment of non-lethal weapons and
20 technologies in military operations.

1 **SEC. 1064. REPORT ON UNITED STATES EFFORTS TO DE-**
2 **FEND AGAINST THREATS POSED BY THE**
3 **ANTI-ACCESS AND AREA-DENIAL CAPABILI-**
4 **TIES OF CERTAIN NATION-STATES.**

5 (a) FINDING.—Congress finds that the 2010 report
6 on the Department of Defense Quadrennial Defense Re-
7 view concludes that “[a]nti-access strategies seek to deny
8 outside countries the ability to project power into a region,
9 thereby allowing aggression or other destabilizing actions
10 to be conducted by the anti-access power. Without domi-
11 nant capabilities to project power, the integrity of United
12 States alliances and security partnerships could be called
13 into question, reducing United States security and influ-
14 ence and increasing the possibility of conflict”.

15 (b) SENSE OF CONGRESS.—It is the sense of Con-
16 gress that, in light of the finding in subsection (a), the
17 Secretary of Defense should ensure that the United States
18 has the appropriate authorities, capabilities, and force
19 structure to defend against any potential future threats
20 posed by the anti-access and area-denial capabilities of po-
21 tentially hostile foreign countries.

22 (c) REPORT.—Not later than February 1, 2011, the
23 Secretary of Defense shall submit to the Committees on
24 Armed Services of the Senate and the House of Represent-
25 atives a report on United States efforts to defend against

1 any potential future threats posed by the anti-access and
2 area-denial capabilities of potentially hostile nation-states.

3 (d) ELEMENTS.—The report required under sub-
4 section (c) shall include the following:

5 (1) An assessment of any potential future
6 threats posed by the anti-access and area-denial ca-
7 pabilities of potentially hostile foreign countries, in-
8 cluding an identification of the foreign countries
9 with such capabilities, the nature of such capabili-
10 ties, and the possible advances in such capabilities
11 over the next 10 years.

12 (2) A description of any efforts by the Depart-
13 ment of Defense to address the potential future
14 threats posed by the anti-access and area-denial ca-
15 pabilities of potentially hostile foreign countries.

16 (3) A description of the authorities, capabilities,
17 and force structure that the United States may re-
18 quire over the next 10 years to address the threats
19 posed by the anti-access and area-denial capabilities
20 of potentially hostile foreign countries.

21 (e) FORM.—The report required under subsection (c)
22 shall be submitted in unclassified form, but may contain
23 a classified annex if necessary.

24 (f) DEFINITIONS.—In this section:

1 (1) The term “anti-access”, with respect to ca-
2 capabilities, means any action that has the effect of
3 slowing the deployment of friendly forces into a the-
4 ater, preventing such forces from operating from
5 certain locations within that theater, or causing such
6 forces to operate from distances farther from the
7 locus of conflict than such forces would normally
8 prefer.

9 (2) The term “area-denial”, with respect to ca-
10 pabilities, means operations aimed to prevent free-
11 dom of action of friendly forces in the more narrow
12 confines of the area under a potentially hostile na-
13 tion-state’s direct control, including actions by an
14 adversary in the air, on land, and on and under the
15 sea to contest and prevent joint operations within a
16 defended battlespace.

17 **Subtitle G—Other Matters**

18 **SEC. 1081. TECHNICAL, CONFORMING, AND UPDATING** 19 **AMENDMENTS.**

20 (a) MODERNIZATION OF SECTION 172.—Section 172
21 of title 10, United States Code, is amended—

22 (1) by striking “(a)” before “The Secretaries”;

23 and

24 (2) by striking subsection (b).

1 (b) TECHNICAL AMENDMENTS.—Section 382 of title
2 10, United States Code, is amended by striking “section
3 175 or 2332c” in subsections (a), (b)(2)(C), and
4 (d)(2)(A)(ii) and inserting “section 175, 229, or 2332a”

5 (c) DEFINITIONS UNDER DEFENSE ENVIRON-
6 MENTAL RESTORATION PROGRAM.—Chapter 160 of title
7 10, United States Code, is amended as follows:

8 (1) Section 2700(2) is amended by inserting
9 “‘pollutant or contaminant’,” after “‘person’,”.

10 (2) Section 2701(b)(1) is amended by striking
11 “substances, pollutants, and” and inserting “sub-
12 stances, and pollutants or”.

13 (d) REDUCED REPORTING TIME LIMITS FOR RE-
14 PORTS SUBMITTED IN ELECTRONIC MEDIA.—

15 (1) Section 2694a(e) of title 10 United States
16 Code, is amended by inserting before the period at
17 the end the following: “or, if earlier, a period of 14
18 days has elapsed from the date on which a copy of
19 the notification is provided in an electronic medium
20 pursuant to section 480 of this title”.

21 (2) Section 2806(c)(2)(B) of such title is
22 amended by inserting before the period at the end
23 the following: “or, if earlier, a period of 14 days has
24 elapsed from the date on which a copy of the report

1 is provided in an electronic medium pursuant to sec-
2 tion 480 of this title”.

3 (3) Section 2814(g)(2) of such title is amended
4 by inserting before the period at the end the fol-
5 lowing: “or, if earlier, a period of 20 days has
6 elapsed from the date on which a copy of the notifi-
7 cation is provided in an electronic medium pursuant
8 to section 480 of this title”.

9 (4) Section 2828(f)(2) of such title is amended
10 by inserting before the period at the end the fol-
11 lowing: “or, if earlier, a period of 14 days has
12 elapsed from the date on which a copy of the notifi-
13 cation is provided in an electronic medium pursuant
14 to section 480 of this title”.

15 (5) Section 2835(g)(2) of such title is amend-
16 ed—

17 (A) by striking “calendar”; and

18 (B) by inserting before the period at the
19 end the following: “or, if earlier, a period of 14
20 days has elapsed from the date on which a copy
21 of the analysis is provided in an electronic me-
22 dium pursuant to section 480 of this title”.

23 (6) Section 2881a(e)(2) is amended by inserting
24 before the period at the end the following: “or, if
25 earlier, a period of 20 days has elapsed from the

1 date on which a copy of the report is provided in an
2 electronic medium pursuant to section 480 of this
3 title”.

4 (7) Section 2884(a)(4) of such title is amended
5 by inserting before the period at the end the fol-
6 lowing: “or, if earlier, a period of 20 days has
7 elapsed from the date on which a copy of the report
8 is provided in an electronic medium pursuant to sec-
9 tion 480 of this title”.

10 (e) TRANSFER OF SECTION 2814.—

11 (1) TRANSFER AND AMENDMENT.—Section
12 2814 of title 10, United States Code, as amended by
13 subsection (d)(3), is transferred to chapter 631, in-
14 serted after section 7205 and redesignated as sec-
15 tion 7206.

16 (2) CONFORMING AMENDMENTS.—Such section,
17 as so transferred and redesignated, is further
18 amended—

19 (A) in paragraphs (2) and (3)(B) of sub-
20 section (i), by striking “this chapter” and in-
21 serting “chapter 169 of this title”; and

22 (B) by striking subsection (l) and inserting
23 the following new subsection (l):

24 “(l) DEFINITIONS.—In this section:

1 “(1) The term ‘appropriate committees of Con-
2 gress’ has the meaning given such term in section
3 2801 of this title.

4 “(2) The term ‘property support services’
5 means the following:

6 “(A) Any utility service or other service
7 listed in section 2686(a) of this title.

8 “(B) Any other service determined by the
9 Secretary to be a service that supports the op-
10 eration and maintenance of real property, per-
11 sonal property, or facilities.”.

12 (3) CLERICAL AMENDMENTS.—

13 (A) The table of sections at the beginning
14 of chapter 169 of such title is amended by
15 striking the item relating to section 2814.

16 (B) The table of sections at the beginning
17 of chapter 631 of such title is amended by in-
18 serting after the item relating to section 7205
19 the following new item:

“7206. Special authority for development of Ford Island, Hawaii.”.

20 (f) AMENDMENTS TO PUBLIC LAW 111–84.—Effec-
21 tive as if included in the enactment thereof, section
22 1202(c) of the National Defense Authorization Act for
23 Fiscal Year 2010 (Public Law 111–84; 123 Stat. 2512)
24 is amended—

1 (1) by striking “1208(f) of the Ronald W.
2 Reagan National Defense Authorization Act for Fis-
3 cal Year 2005 (Public Law 108–375; 118 Stat.
4 2086) is amended in the second sentence” and in-
5 serting “1208(f)(2) of the Ronald W. Reagan Na-
6 tional Defense Authorization Act for Fiscal Year
7 2005 (Public Law 108–375; 118 Stat. 2086), as
8 amended by section 1202(a) of the National Defense
9 Authorization Act for Fiscal Year 2008 (Public Law
10 110–181; 122 Stat. 363), is further amended”; and

11 (2) by redesignating paragraphs (1) through
12 (8), as proposed to be inserted, as subparagraphs
13 (A) through (H), respectively and indenting the left
14 margin of such subparagraphs, as so redesignated, 4
15 ems from the left margin.

16 **TITLE XI—CIVILIAN PERSONNEL**
17 **MATTERS**

18 **SEC. 1101. MODIFICATION OF CERTAIN AUTHORITIES RE-**
19 **LATING TO PERSONNEL DEMONSTRATION**
20 **LABORATORIES.**

21 (a) CORRECTION TO CROSS REFERENCE FOR DIRECT
22 HIRE AUTHORITY.—

23 (1) IN GENERAL.—Subsection (b) of section
24 1108 of the Duncan Hunter National Defense Au-
25 thorization Act for Fiscal Year 2009 (Public Law

1 110–417; 122 Stat. 4618; 10 U.S.C. 1580 note) is
2 amended by striking “identified” and all that follows
3 and inserting “designated by section 1105(a) of the
4 National Defense Authorization Act for Fiscal Year
5 2010 (Public Law 111–84; 123 Stat. 2486; 10
6 U.S.C. 2358 note) as a Department of Defense
7 science and technology reinvention laboratory.”.

8 (2) EFFECTIVE DATE.—The amendment made
9 by paragraph (1) shall take effect on October 28,
10 2009, the date of the enactment of the National De-
11 fense Authorization Act for Fiscal Year 2010 (Pub-
12 lic Law 111–84).

13 (b) MODIFICATION OF PERSONNEL CEILING IN UTI-
14 LIZATION OF DIRECT HIRE AUTHORITY.—

15 (1) IN GENERAL.—Subsection (c)(1) of section
16 1108 of the Duncan Hunter National Defense Au-
17 thorization Act for Fiscal Year 2009 is amended by
18 striking “2 percent” and inserting “5 percent”.

19 (2) EFFECTIVE DATE.—The amendment made
20 by paragraph (1) shall take effect on the date of the
21 enactment of this Act.

22 (c) CORRECTIONS TO CROSS REFERENCE FOR RE-
23 QUIREMENTS FOR FULL IMPLEMENTATION OF PER-
24 SONNEL DEMONSTRATION PROJECT.—

1 (1) IN GENERAL.—Section 1107 of the Na-
2 tional Defense Authorization Act for Fiscal Year
3 2008 (Public Law 110–181; 122 Stat. 357) is
4 amended—

5 (A) in subsection (a) by striking “exempt-
6 ed by” and all that follows and inserting “des-
7 ignated by section 1105(a) of the National De-
8 fense Authorization Act for Fiscal Year 2010
9 (Public Law 111–84; 123 Stat. 2486; 10
10 U.S.C. 2358 note) as Department of Defense
11 science and technology reinvention labora-
12 tories.”; and

13 (B) in subsection (c), by striking “as enu-
14 merated” and all that follows and inserting
15 “designated as described in subsection (a).”.

16 (2) EFFECTIVE DATE.—The amendments made
17 by paragraph (1) shall take effect on October 28,
18 2009.

19 (d) CORRECTION TO SECTION REFERENCE.—

20 (1) IN GENERAL.—Section 1121 of the Na-
21 tional Defense Authorization Act for Fiscal Year
22 2010 (123 Stat. 2505) is amended—

23 (A) in subsection (a), by striking “Section
24 9902(h) of title 5, United States Code” and in-
25 serting “Section 9902(g) of title 5, United

1 States Code, as redesignated by section
2 1113(b)(1)(B)”; and

3 (B) in subsection (b), by striking “section
4 9902(h) of such title 5” and inserting “such
5 section”.

6 (2) EFFECTIVE DATE.—The amendments made
7 by paragraph (1) shall take effect on October 28,
8 2009, as if included in the enactment of the Na-
9 tional Defense Authorization Act for Fiscal Year
10 2010, to which such amendments relate.

11 **SEC. 1102. REQUIREMENTS FOR DEPARTMENT OF DEFENSE**

12 **SENIOR MENTORS.**

13 (a) IN GENERAL.—The Secretary of Defense shall
14 issue appropriate policies and procedures to ensure that
15 all senior mentors employed by the Department of Defense
16 are—

17 (1) hired as highly qualified experts under sec-
18 tion 9903 of title 5, United States Code; and

19 (2) required to comply with all applicable Fed-
20 eral laws and regulations on personnel and ethics
21 matters.

22 (b) SENIOR MENTOR DEFINED.—In this section, the
23 term “senior mentor” means a retired flag, general, or
24 other military officer or retired senior civilian official who
25 provides expert experience-based mentoring, teaching,

1 training, advice, and recommendations to senior military
2 officers, staffs, and students as they participate in war
3 games, warfighting courses, operational planning, oper-
4 ational exercises, and decision-making exercises.

5 **SEC. 1103. ONE-YEAR EXTENSION OF AUTHORITY TO WAIVE**
6 **ANNUAL LIMITATION ON PREMIUM PAY AND**
7 **AGGREGATE LIMITATION ON PAY FOR FED-**
8 **ERAL CIVILIAN EMPLOYEES WORKING OVER-**
9 **SEAS.**

10 Effective January 1, 2011, section 1101(a) of the
11 Duncan Hunter National Defense Authorization Act for
12 Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4615),
13 as amended by section 1106(a) of the National Defense
14 Authorization Act for Fiscal Year 2010 (Public Law 111–
15 84; 123 Stat. 2487), is further amended by striking “cal-
16 endar years 2009 and 2010” and inserting “calendar
17 years 2009 through 2011”.

18 **SEC. 1104. EXTENSION AND MODIFICATION OF ENHANCED**
19 **DEPARTMENT OF DEFENSE APPOINTMENT**
20 **AND COMPENSATION AUTHORITY FOR PER-**
21 **SONNEL FOR CARE AND TREATMENT OF**
22 **WOUNDED AND INJURED MEMBERS OF THE**
23 **ARMED FORCES.**

24 (a) DESIGNATION OF OCCUPATIONS COVERED BY
25 RECRUITMENT AND APPOINTMENT AUTHORITY.—Sub-

1 section (a)(2) of section 1599c of title 10, United States
2 Code, is amended—

3 (1) in subparagraph (A)—

4 (A) in clause (i)—

5 (i) by striking “medical or health pro-
6 fessional positions” and inserting “health
7 care occupation”; and

8 (ii) by striking “shortage category po-
9 sitions” and inserting “a shortage category
10 occupation or critical need occupation”;
11 and

12 (B) in clause (ii), by striking “highly quali-
13 fied persons directly” and inserting “qualified
14 persons directly in the competitive service”; and

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

17 “(C) Any designation by the Secretary for purposes
18 of subparagraph (A)(i) shall be based on an analysis of
19 current and future Department of Defense workforce re-
20 quirements.”.

21 (b) EXTENSION.—Subsection (c) of such section is
22 amended—

23 (1) in paragraph (1)—

24 (A) by inserting “under subsection (a)(1)”
25 after “Secretary of Defense”; and

1 (B) by striking “September 30, 2012” and
 2 inserting “December 31, 2015”; and
 3 (2) in paragraph (2), by striking “September
 4 30, 2012” and inserting “December 31, 2015”.

5 **SEC. 1105. DESIGNATION OF SPACE AND MISSILE DEFENSE**
 6 **TECHNICAL CENTER OF THE U.S. ARMY**
 7 **SPACE AND MISSILE DEFENSE COMMAND/**
 8 **ARMY FORCES STRATEGIC COMMAND AS A**
 9 **DEPARTMENT OF DEFENSE SCIENCE AND**
 10 **TECHNOLOGY REINVENTION LABORATORY.**

11 Section 1105(a) of the National Defense Authoriza-
 12 tion Act for Fiscal Year 2010 (Public Law 111–84; 123
 13 Stat. 2486; 10 U.S.C. 2358 note) is amended by adding
 14 at the end the following new paragraph:

15 “(18) The Space and Missile Defense Technical
 16 Center of the U.S. Army Space and Missile Defense
 17 Command/Army Forces Strategic Command.”.

18 **SEC. 1106. TREATMENT FOR CERTAIN EMPLOYEES PAID**
 19 **SAVED OR RETAINED RATES.**

20 (a) IN GENERAL.—Section 1918(a)(3) of the Non-
 21 Foreign Area Retirement Equity Assurance Act of 2009
 22 (5 U.S.C. 5304 note) is amended by striking “January
 23 1, 2012” and inserting “January 1, 2010”.

24 (b) INTERIM PAY ADJUSTMENTS.—

25 (1) ADJUSTMENTS.—

1 (A) IN GENERAL.—Until the Director of
2 the Office of Personnel Management prescribes
3 regulations in accordance with the amendment
4 made by subsection (a), for employees receiving
5 a cost-of-living allowance under section 5941 of
6 title 5, United States Code, and a retained rate
7 under section 5363 of that title, agencies
8 shall—

9 (i) calculate the adjustment under sec-
10 tion 5363(b)(2)(B) of that title based on a
11 maximum rate of basic pay, excluding any
12 locality-based comparability payment; and

13 (ii) provide an additional adjustment
14 reflecting the full increase in the locality-
15 based comparability payment that would
16 apply to the employee but for receipt of a
17 retained rate.

18 (B) GUIDANCE.—Not later than 30 days
19 after the date of enactment of this Act, the Di-
20 rector of the Office of Personnel Management
21 shall issue guidance for carrying out paragraph
22 (1).

23 (C) OTHER PAY SYSTEMS.—For employees
24 in another pay system that receive a retained
25 rate equivalent to a retained rate under section

1 5363 of title 5, United States Code, equivalent
2 treatment shall be provided, consistent with sec-
3 tion 1918(b) of the Non-Foreign Area Retire-
4 ment Equity Assurance Act of 2009.

5 **SEC. 1107. RATE OF OVERTIME PAY FOR DEPARTMENT OF**
6 **THE NAVY EMPLOYEES PERFORMING WORK**
7 **ABOARD OR DOCKSIDE IN SUPPORT OF THE**
8 **NUCLEAR AIRCRAFT CARRIER HOME-PORTED**
9 **IN JAPAN.**

10 (a) OVERTIME PAY AT TIME-AND-A-HALF RATE.—
11 Section 5542(a) of title 5, United States Code, is amended
12 by adding at the end the following new paragraph:

13 “(6)(A) Notwithstanding paragraphs (1) and
14 (2), for an employee of the Department of the Navy
15 who is assigned to temporary duty to perform work
16 aboard, or dockside in direct support of, the nuclear
17 aircraft carrier that is home-ported in Japan and
18 who would be nonexempt under the Fair Labor
19 Standards Act but for the application of the foreign
20 area exemption in section 13(f) of that Act (29
21 U.S.C. 213(f)), the overtime hourly rate of pay is an
22 amount equal to one and one-half times the hourly
23 rate of basic pay of the employee, and all that
24 amount is premium pay.

1 “(B) Subparagraph (A) shall expire on Sep-
2 tember 30, 2014.”.

3 (b) REPORTS.—

4 (1) SECRETARY OF NAVY REPORT.—Not later
5 than September 30, 2013, the Secretary of the Navy
6 shall submit to the Secretary of Defense and the Di-
7 rector of the Office of Personnel Management a re-
8 port that—

9 (A) describes the use of the authority
10 under paragraph (6) of section 5542(a) of title
11 5, United States Code, as added by subsection
12 (a), including associated costs, and including an
13 evaluation of extent to which exercise of the au-
14 thority helped the Navy in meeting its mission;
15 and

16 (B) provides a recommendation on whether
17 an extension of the provisions of that paragraph
18 is needed.

19 (2) REPORT TO CONGRESS.—Not later than
20 March 31, 2014, the Director of the Office of Per-
21 sonnel Management shall submit to the Committee
22 on Armed Services and the Committee on Homeland
23 Security and Governmental Affairs of the Senate
24 and the Committee on Armed Services and the Com-

1 mittee on Oversight and Governmental Reform of
2 the House of Representatives a report that—

3 (A) addresses the use of paragraph (6) of
4 section 5542(a) of title 5, United States Code,
5 as so added, including associated costs, and in-
6 cluding an evaluation of the extent to which ex-
7 ercise of the authority helped the Navy in meet-
8 ing its mission;

9 (B) describes the extent to which other em-
10 employees experience the same circumstances as
11 were experienced by those described in that
12 paragraph before its enactment;

13 (C) provides an analysis of the advantages
14 and disadvantages that would be anticipated
15 from extending the expiration date of the au-
16 thority under that paragraph, and from expand-
17 ing the authority under that paragraph to in-
18 clude other employees; and

19 (D) conveys the report of the Secretary of
20 the Navy referred to in paragraph (1).

1 **TITLE XII—MATTERS RELATING**
2 **TO FOREIGN NATIONS**
3 **Subtitle A—Training and**
4 **Assistance**

5 **SEC. 1201. ADDITION OF ALLIED GOVERNMENT AGENCIES**
6 **TO ENHANCED LOGISTICS INTEROPER-**
7 **ABILITY AUTHORITY.**

8 (a) ENHANCED INTEROPERABILITY AUTHORITY.—

9 Subsection (a) of section 127d of title 10, United States
10 Code, is amended—

11 (1) by inserting “(1)” before “Subject to”;

12 (2) by striking the second sentence; and

13 (3) by adding at the end the following new
14 paragraphs:

15 “(2) In addition to any logistic support, supplies, and
16 services provided under paragraph (1), the Secretary of
17 Defense may provide logistic support, supplies, and serv-
18 ices to allied forces solely for the purpose of enhancing
19 the interoperability of the logistical support systems of
20 military forces participating in combined operations with
21 the United States in order to facilitate such operations.
22 Such logistic support, supplies, and services may also be
23 provided under this paragraph to a nonmilitary logistics,
24 security, or similar agency of an allied government if such

1 provision would directly benefit the armed forces of the
2 United States.

3 “(3) Provision of support, supplies, and services pur-
4 suant to paragraph (1) or (2) may be made only with the
5 concurrence of the Secretary of State.”.

6 (b) CONFORMING AMENDMENTS.—

7 (1) Subsection (b) of such section is amended
8 by striking “subsection (a)” in paragraphs (1) and
9 (2) and inserting “subsection (a)(1)”.

10 (2) Subsection (c) of such section is amended—

11 (A) in paragraph (1)—

12 (i) by striking “Except as provided in
13 paragraph (2), the” and inserting “The”;
14 and

15 (ii) by striking “this section” and in-
16 serting “subsection (a)(1)”; and

17 (B) in paragraph (2), by striking “In addi-
18 tion” and all that follows through “fiscal year,”
19 and inserting “The value of the logistic support,
20 supplies, and services provided under subsection
21 (a)(2) in any fiscal year may not”.

1 **SEC. 1202. EXPANSION OF TEMPORARY AUTHORITY TO USE**
2 **ACQUISITION AND CROSS-SERVICING AGREE-**
3 **MENTS TO LEND CERTAIN MILITARY EQUIP-**
4 **MENT TO CERTAIN FOREIGN FORCES FOR**
5 **PERSONNEL PROTECTION AND SURVIV-**
6 **ABILITY.**

7 (a) EXPANSION FOR TRAINING FOR DEPLOYMENT.—
8 Paragraph (3) of section 1202(a) of the John Warner Na-
9 tional Defense Authorization Act for Fiscal Year 2007
10 (Public Law 109–364; 120 Stat. 2412), as most recently
11 amended by section 1252(a) of the National Defense Au-
12 thorization Act for Fiscal Year 2009 (Public Law 110–
13 181; 122 Stat. 402), is further amended—

14 (1) by striking “only in Iraq or Afghanistan, or
15 in a peacekeeping operation described in paragraph
16 (1), as applicable, and”; and

17 (2) by striking “those forces.” and inserting
18 “those forces and only—

19 “(A) in Iraq or Afghanistan;

20 “(B) in a peacekeeping operation described
21 in paragraph (1); or

22 “(C) in connection with the training of
23 those forces to be deployed to Iraq, Afghani-
24 stan, or a peacekeeping operation described in
25 paragraph (1) for such deployment.”.

1 (b) NOTICE AND WAIT ON EXERCISE OF ADDITIONAL
2 AUTHORITY.—Such section is further amended by adding
3 at the end the following new paragraph:

4 “(5) NOTICE AND WAIT ON PROVISION OF
5 EQUIPMENT FOR CERTAIN PURPOSES.—Equipment
6 may not be provided under paragraph (1) in connec-
7 tion with training as specified in paragraph (3)(C)
8 until 15 days after the date on which the Secretary
9 of Defense submits to the specified congressional
10 committees written notice on the provision of such
11 equipment for such purpose.”.

12 **SEC. 1203. AUTHORITY TO BUILD THE CAPACITY OF YEMEN**
13 **MINISTRY OF INTERIOR COUNTER TER-**
14 **RORISM FORCES.**

15 (a) AUTHORITY.—The Secretary of Defense may,
16 with the concurrence of the Secretary of State, provide
17 assistance during fiscal year 2011 to enhance the ability
18 of the Yemen Ministry of Interior Counter Terrorism
19 Forces to conduct counterterrorism operations against al
20 Qaeda in the Arabian Peninsula and its affiliates.

21 (b) TYPES OF ASSISTANCE.—

22 (1) AUTHORIZED ELEMENTS.—Assistance
23 under subsection (a) may include the provision of
24 equipment, supplies, and training.

1 (2) REQUIRED ELEMENTS.—Assistance under
2 subsection (a) shall be provided in a manner that
3 promotes—

4 (A) observance of and respect for human
5 rights and fundamental freedoms; and

6 (B) respect for legitimate civilian authority
7 in Yemen.

8 (3) ASSISTANCE OTHERWISE PROHIBITED BY
9 LAW.—The Secretary of Defense may not use the
10 authority in subsection (a) to provide any type of as-
11 sistance described in this subsection that is other-
12 wise prohibited by any provision of law.

13 (c) FUNDING.—Of the amount authorized to be ap-
14 propriated by section 301 for operation and maintenance
15 for fiscal year 2011, \$75,000,000 may be utilized to pro-
16 vide assistance under subsection (a).

17 (d) NOTICE TO CONGRESS.—

18 (1) IN GENERAL.—Not less than 15 days before
19 providing assistance under subsection (a), the Sec-
20 retary of Defense shall submit to the committees of
21 Congress specified in paragraph (2) a notice setting
22 forth the assistance to be provided, including the
23 types of such assistance, the budget for such assist-
24 ance, and the completion date for the provision of
25 such assistance.

1 (2) COMMITTEES OF CONGRESS.—The commit-
2 tees of Congress specified in this paragraph are—

3 (A) the Committee on Armed Services, the
4 Committee on Foreign Relations, and the Com-
5 mittee on Appropriations of the Senate; and

6 (B) the Committee on Armed Services, the
7 Committee on Foreign Affairs, and the Com-
8 mittee on Appropriations of the House of Rep-
9 resentatives.

10 **SEC. 1204. AUTHORITY TO PAY PERSONNEL EXPENSES IN**
11 **CONNECTION WITH AFRICAN COOPERATION.**

12 (a) IN GENERAL.—Chapter 53 of title 10, United
13 States Code, is amended by inserting after section 1050
14 the following new section:

15 **“§ 1050a. African cooperation: payment of personnel**
16 **expenses**

17 “The Secretary of a military department may pay the
18 travel, subsistence, and special compensation of officers
19 and students of African countries and other expenses that
20 the Secretary considers necessary for African coopera-
21 tion.”.

22 (b) CLERICAL AMENDMENT.—The table of sections
23 at the beginning of chapter 53 of such title is amended
24 by inserting after the item relating to section 1050 the
25 following new item:

“1050a. African cooperation: payment of personnel expenses.”.

1 (c) EFFECTIVE DATE.—The amendments made by
2 this section shall take effect on October 1, 2010.

3 **Subtitle B—Matters Relating to**
4 **Iraq, Afghanistan, and Pakistan**

5 **SEC. 1211. ONE-YEAR EXTENSION AND MODIFICATION OF**
6 **COMMANDERS' EMERGENCY RESPONSE PRO-**
7 **GRAM AND RELATED AUTHORITIES.**

8 (a) ONE-YEAR EXTENSION OF CERP AUTHORITY.—
9 Section 1202(a) of the National Defense Authorization
10 Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat.
11 3455), as most recently amended by section 1222 of the
12 National Defense Authorization Act for Fiscal Year 2010
13 (Public Law 111–84; 123. Stat. 2518), is further amend-
14 ed—

15 (1) in the subsection heading, by striking “FIS-
16 CAL YEAR 2010” and inserting “FISCAL YEAR
17 2011”;

18 (2) by striking “fiscal year 2010” and inserting
19 “fiscal year 2011”; and

20 (3) by striking “\$1,300,000,000” and inserting
21 “\$900,000,000”.

22 (b) ONE-YEAR EXTENSION OF AUTHORITY TO
23 TRANSFER FUNDS FOR SUPPORT OF AFGHANISTAN NA-
24 TIONAL SOLIDARITY PROGRAM.—Subsection (d) of section

1 1222 of the National Defense Authorization Act for Fiscal
2 Year 2010 is amended—

3 (1) in paragraph (1) by striking “fiscal year
4 2010” and inserting “fiscal year 2011”; and

5 (2) in paragraph (4), by striking “September
6 30, 2010” and inserting “September 30 2011”.

7 (c) ONE-YEAR EXTENSION OF AUTHORITY FOR USE
8 OF FUNDS FOR REINTEGRATION ACTIVITIES IN AFGHANI-
9 STAN.—Subsection (e) of section 1222 of the National De-
10 fense Authorization Act for Fiscal Year 2010 is amend-
11 ed—

12 (1) in paragraph (1) by striking “fiscal year
13 2010” and inserting “fiscal year 2011”; and

14 (2) in paragraph (3), by striking “September
15 30, 2010” and inserting “September 30 2011”.

16 (d) EFFECTIVE DATE.—The amendments made by
17 this section shall take effect on October 1, 2010.

18 **SEC. 1212. INCREASE IN TEMPORARY LIMITATION ON**
19 **AMOUNT FOR BUILDING CAPACITY OF FOR-**
20 **EIGN MILITARY FORCES TO PARTICIPATE IN**
21 **OR SUPPORT MILITARY AND STABILITY OP-**
22 **ERATIONS.**

23 (a) INCREASE.—Section 1206(c)(5) of the National
24 Defense Authorization Act for Fiscal Year 2006 (Public
25 Law 109–163; 119 Stat. 3456), as most recently amended

1 by section 1206 of the National Defense Authorization Act
2 for Fiscal Year 2010 (Public Law 111–81; 123 Stat.
3 2514), is further amended by striking “\$75,000,000 may
4 be used during fiscal year 2011” and inserting
5 “\$100,000,000 may be used during fiscal year 2011”.

6 (b) EFFECTIVE DATE.—The amendment made by
7 subsection (a) shall take effect on October 1, 2010.

8 **SEC. 1213. EXTENSION OF AUTHORITY FOR REIMBURSE-**
9 **MENT OF CERTAIN COALITION NATIONS FOR**
10 **SUPPORT PROVIDED TO UNITED STATES**
11 **MILITARY OPERATIONS.**

12 (a) EXTENSION OF AUTHORITY.—Subsection (a) of
13 section 1233 of the National Defense Authorization Act
14 for Fiscal Year 2008 (Public Law 110–181; 122 Stat.
15 393), as amended by section 1223 of the National Defense
16 Authorization Act for Fiscal Year 2010 (Public Law 111–
17 84; 123 Stat. 2519), is further amended by striking “sec-
18 tion 1509(5) of the National Defense Authorization Act
19 for Fiscal Year 2010” and inserting “section 1503 of the
20 National Defense Authorization Act for Fiscal Year
21 2011”.

22 (b) LIMITATION ON AMOUNT.—Subsection (d)(1) of
23 such section, as so amended, is further amended in the
24 second sentence by inserting “or 2011” after “fiscal year
25 2010”.

1 (c) EXCEPTION FROM NOTICE TO CONGRESS RE-
2 QUIREMENTS.—Subsection (e) of such section, as so
3 amended, is further amended—

4 (1) by striking “(e) NOTICE TO CONGRESS.—
5 The Secretary of Defense” and inserting the fol-
6 lowing:

7 “(e) NOTICE TO CONGRESS.—

8 “(1) IN GENERAL.—Except as provided in para-
9 graph (2), the Secretary of Defense”; and

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

12 “(2) EXCEPTION.—The requirement to provide
13 notice under paragraph (1) shall not apply with re-
14 spect to a reimbursement for access based on an
15 international agreement.”.

16 (d) SUBMITTAL OF GUIDANCE ON USE OF AUTHOR-
17 ITY FOR RELATED OTHER SUPPORT.—Such section is
18 further amended—

19 (1) by redesignating subsection (g), as added by
20 such amendments, as subsection (h); and

21 (2) by inserting after subsection (f) the fol-
22 lowing new subsection (g):

23 “(g) SUBMITTAL OF GUIDANCE ON AUTHORITY FOR
24 OTHER SUPPORT.—

1 “(1) INITIAL SUBMITTAL.—Not later than 30
2 days after the date of the enactment of the National
3 Defense Authorization Act for Fiscal Year 2011, the
4 Secretary of Defense shall submit to the appropriate
5 congressional committees a copy of the guidance
6 issued by the Secretary to the Armed Forces for the
7 purpose of the provision of support authorized by
8 subsection (b).

9 “(2) MODIFICATIONS.—If the guidance in effect
10 for the purpose stated in paragraph (1) is modified,
11 the Secretary shall submit to the appropriate con-
12 gressional committees a copy of the modification not
13 later than 15 days after the date on which the Sec-
14 retary makes the modification.”.

15 (e) EXTENSION OF NOTICE REQUIREMENT RELAT-
16 ING TO REIMBURSEMENT OF PAKISTAN FOR SUPPORT
17 PROVIDED BY PAKISTAN.—Section 1232(b)(6) of the Na-
18 tional Defense Authorization Act for Fiscal Year 2008
19 (122 Stat. 393), as most recently amended by section
20 1223 of the National Defense Authorization Act for Fiscal
21 Year 2010, is further amended by striking “September 30,
22 2011” and inserting “September 30, 2012”.

1 **SEC. 1214. EXTENSION AND MODIFICATION OF PAKISTAN**
2 **COUNTERINSURGENCY FUND.**

3 (a) EXTENSION.—Subsection (h) of section 1224 of
4 the National Defense Authorization Act for Fiscal Year
5 2010 (Public Law 111–84; 123 Stat. 2521) is amended
6 by striking “September 30, 2010” both places it appears
7 and inserting “September 30, 2011”.

8 (b) REQUIRED ELEMENTS OF ASSISTANCE.—Sub-
9 section (b) of such section is amended—

10 (1) by redesignating paragraph (2) as para-
11 graph (3); and

12 (2) by inserting after paragraph (1) the fol-
13 lowing new paragraph (2):

14 “(2) REQUIRED ELEMENTS OF ASSISTANCE.—
15 Assistance provided to the security forces of Paki-
16 stan under this section in a fiscal year after fiscal
17 year 2010 shall be provided in a manner that pro-
18 motes—

19 “(A) observance of and respect for human
20 rights and fundamental freedoms; and

21 “(B) respect for legitimate civilian author-
22 ity within Pakistan.”.

1 **SEC. 1215. EXTENSION OF AUTHORITY TO TRANSFER DE-**
2 **FENSE ARTICLES AND PROVIDE DEFENSE**
3 **SERVICES TO THE MILITARY AND SECURITY**
4 **FORCES OF IRAQ AND AFGHANISTAN.**

5 (a) **EXTENSION OF AUTHORITY.**—Subsection (h) of
6 section 1234 of the National Defense Authorization Act
7 for Fiscal Year 2010 (Public Law 111–84; 123 Stat.
8 2532) is amended by striking “September 30, 2010” and
9 inserting “December 31, 2011”.

10 (b) **QUARTERLY REPORTS.**—Subsection (f)(1) of
11 such section is amended by striking “during fiscal year
12 2010” and inserting “through March 31, 2012”.

13 **SEC. 1216. SENSE OF CONGRESS AND REPORTS ON TRAIN-**
14 **ING OF AFGHAN NATIONAL POLICE.**

15 (a) **FINDINGS.**—Congress makes the following find-
16 ings:

17 (1) The United States has had an expanded
18 role in efforts to create and sustain Afghan National
19 Police forces since 2002, including through training
20 the Uniformed Police, the Afghan National Civil
21 Order Police (ANCOP), the Border Police, the
22 Counter Narcotics Police, the Criminal Investigation
23 Police, and the Counter Terrorism Police.

24 (2) Entities involved in the current Afghan Na-
25 tional Police training program include the Inter-
26 national Security Assistance Force (ISAF), the com-

1 bined North Atlantic Treaty Organization Training
2 Mission-Afghanistan (NTM-A), the Combined Secu-
3 rity Transition Command-Afghanistan (CSTC-A) of
4 the Department of Defense, the Department of
5 State, the Civilian Police (CIVPOL) Program of the
6 Bureau of International Narcotics and Law Enforce-
7 ment Affairs (INL), and the Afghan Ministry of the
8 Interior (MOI).

9 (3) As recently as February 2010, the Inspec-
10 tors General of the Department of Defense and the
11 Department of State found serious deficiencies in
12 the management of the training program for the Af-
13 ghan National Police, due in part to poor coordina-
14 tion between the Department of Defense and the
15 Department of State, and that these deficiencies
16 were adversely affecting the development of an Af-
17 ghan National Police force.

18 (4) A trained Afghan National Police force ca-
19 pable of being sustained by the Government of Af-
20 ghanistan is critical to the success of the counter-
21 insurgency mission in Afghanistan.

22 (5) An April 15, 2010 hearing by the Com-
23 mittee on Homeland Security and Government Af-
24 fairs of the Senate noted that there were systemic
25 problems in Afghanistan in the coordination of De-

1 partment of Defense, Department of State, and
2 North Atlantic Treaty Organization (NATO) coal-
3 tion police training and rule of law programs and a
4 lack of contract management personnel to ensure
5 adequate performance of such programs.

6 (b) SENSE OF CONGRESS.—It is the sense of Con-
7 gress that the United States Government should take
8 measurable actions to—

9 (1) improve its capacity to advise and mentor
10 the Afghan National Police through—

11 (A) more effective and efficient police
12 training programs;

13 (B) enhanced oversight of contracts for po-
14 lice training;

15 (C) the enhancement of personnel and pro-
16 motion systems for members of the Armed
17 Forces to reward officers serving as advisors,
18 mentors, and trainers for foreign forces such as
19 the Afghan National Police; and

20 (D) the provision of adequate funding for
21 the Afghan National Police training program;
22 and

23 (2) clarify the roles, missions, and responsibil-
24 ities of the departments and agencies of the United
25 States Government for police training and the rule

1 of law operations and improve the structuring of
2 such responsibilities so that such departments and
3 agencies have clear operational structures, sufficient
4 funding and support, effective oversight, and clear
5 chains of command and leadership with respect to
6 such responsibilities.

7 (c) DOD INSPECTOR GENERAL REPORT ON AFGHAN
8 NATIONAL POLICE TRAINING PROGRAM.—

9 (1) REPORT REQUIRED.—Not later than 180
10 days after the date of the enactment of this Act, the
11 Inspector General of the Department of Defense
12 shall, in consultation with the Inspector General of
13 the Department of State, submit to the appropriate
14 committees of Congress a report on the Afghan Na-
15 tional Police training program.

16 (2) REVIEW.—In preparing the report required
17 by paragraph (1), the Inspector General of the De-
18 partment of Defense shall conduct a review of the
19 Afghan National Police training program that fo-
20 cuses on developments since the Inspector General of
21 the Department of Defense and the Inspector Gen-
22 eral of the Department of State released the report
23 entitled “Department of Defense Obligations and
24 Expenditures of Funds Provided to the Department
25 of State for the Training and Mentoring of the Af-

1 ghan National Police” (DODIG Report No. D-
2 2010-042, DOSIG Report No. MERO-A-10-06,
3 February 9, 2010).

4 (3) ELEMENTS OF REPORT.—The report re-
5 quired by paragraph (1) shall include the following:

6 (A) A description of the components, plan-
7 ning, and scope of the Afghan National Police
8 training program since the United States as-
9 sumed control of the program in 2003.

10 (B) A description of the cost to the United
11 States of the Afghan National Police training
12 program, including the source and amount of
13 funding, and a description of the allocation of
14 responsibility between the Department of De-
15 fense and the Department of State for funding
16 the program.

17 (C) A description of the allocation of re-
18 sponsibility between the Department of Defense
19 and the Department of State for the oversight
20 and execution of the program.

21 (D) A description of the personnel and
22 staffing requirements for overseeing and exe-
23 cuting the program, both in the United States
24 and in theater, including United States civilian
25 government and military personnel, contractor

1 personnel, and nongovernmental personnel, and
2 non-United States civilian and military per-
3 sonnel, contractor personnel, and nongovern-
4 mental personnel.

5 (E) An assessment of the cost, perform-
6 ance metrics, and planning associated with the
7 transfer of administration of the contract for
8 the Afghan National Police training program
9 from the Department of State to the Depart-
10 ment of Defense.

11 (d) GAO REPORT ON USE OF GOVERNMENT PER-
12 SONNEL RATHER THAN CONTRACTORS FOR TRAINING
13 AFGHAN NATIONAL POLICE.—

14 (1) REPORT.—Not later than 180 days after
15 the date of the enactment of this Act, the Comp-
16 troller General of the United States shall, in con-
17 sultation with the Department of Defense and the
18 Department of State, submit to the appropriate
19 committees of Congress a report on the use of
20 United States Government personnel rather than
21 contractors for the training of the Afghan National
22 Police.

23 (2) ELEMENTS.—The report required under
24 paragraph (1) shall include the following:

1 (A) An assessment of the feasibility and
2 advisability of transferring performance of the
3 Afghan National Police training program from
4 contractors to United States Government per-
5 sonnel, including an assessment of—

6 (i) the shortfalls and inefficiencies in
7 contractor performance of the Afghan Na-
8 tional Police training program;

9 (ii) the capacity of United States Gov-
10 ernment personnel available to address the
11 shortfalls and inefficiencies described in
12 clause (i) and to meet anticipated future
13 needs under the Afghan National Police
14 training program; and

15 (iii) options for leveraging United
16 States Government resources and capacity
17 to better address current and future needs
18 under the Afghan National Police training
19 program.

20 (B) An assessment of the impact for over-
21 sight, cost considerations, performance, policy,
22 and other appropriate matters of transferring
23 performance of the Afghan National Police
24 training program from contractors to United
25 States Government personnel.

1 (C) An assessment of the lessons learned
2 from the execution and oversight of the police
3 training program in Iraq, and other applicable
4 police training programs led by the Department
5 of Defense, regarding the relative advantages
6 and disadvantages of using United States Gov-
7 ernment personnel or contractors to perform
8 the Afghan National Police training program.

9 (e) REPORT ON POLICE TRAINING AND RULE OF
10 LAW PROGRAMS ABROAD.—

11 (1) REPORT.—Not later than 180 days after
12 the date of the enactment of this Act, the Secretary
13 of Defense shall, in consultation with the Secretary
14 of Homeland Security, the Secretary of State, and
15 the Attorney General, submit to the appropriate
16 committees of Congress a report on the strategy for
17 police training and rule of law programs in Afghani-
18 stan, Iraq, and elsewhere abroad.

19 (2) ELEMENTS.—The report required under
20 paragraph (1) shall include the following:

21 (A) An assessment of the requirements for
22 programs related to police training and the rule
23 of law abroad.

1 (B) Recommendations on the role of the
2 Department of Defense in carrying out police
3 training and rule of law programs abroad.

4 (C) Recommendations on the manner in
5 which police training and rule of law missions
6 of the United States Government abroad should
7 be structured so that these missions have clear
8 operational structures.

9 (D) Recommendations on the manner in
10 which the Department of Defense should co-
11 ordinate with other departments and agencies
12 of the United States Government engaged in
13 police training and rule of law activities abroad,
14 in supported and supporting roles.

15 (E) Recommendations on appropriate
16 funding and support for the Department of De-
17 fense to carry out Department programs for po-
18 lice training and rule of law activities abroad.

19 (F) Recommendations on mechanisms for
20 effective oversight of Department of Defense
21 programs for police training and rule of law ac-
22 tivities abroad.

23 (G) A specification of clear chains of com-
24 mand and leadership within the Department of

1 Defense programs for police training and rule
2 of law activities abroad.

3 (f) APPROPRIATE COMMITTEES OF CONGRESS DE-
4 FINED.—In this section, the term “appropriate commit-
5 tees of Congress” means—

6 (1) the Committees on Armed Services, Foreign
7 Relations, Homeland Security and Governmental Af-
8 fairs, and Appropriations of the Senate; and

9 (2) the Committees on Armed Services, Foreign
10 Affairs, Oversight and Government Reform, and Ap-
11 propriations of the House of Representatives.

12 **Subtitle C—Reports**

13 **SEC. 1231. ONE-YEAR EXTENSION OF REPORT ON**
14 **PROGRESS TOWARD SECURITY AND STA-**
15 **BILITY IN AFGHANISTAN.**

16 Section 1230(a) of the National Defense Authoriza-
17 tion Act for Fiscal Year 2008 (Public Law 110–181; 122
18 Stat. 385), as amended by section 1236 of the National
19 Defense Authorization Act for Fiscal Year 2010 (Public
20 Law 111–81; 123 Stat. 2535), is further amended by
21 striking “2011” and inserting “2012”.

1 **SEC. 1232. TWO-YEAR EXTENSION OF UNITED STATES PLAN**
2 **FOR SUSTAINING THE AFGHANISTAN NA-**
3 **TIONAL SECURITY FORCES.**

4 Section 1231(a) of the National Defense Authoriza-
5 tion Act for Fiscal Year 2008 (Public Law 110–181; 122
6 Stat. 390) is amended by striking “2010” and inserting
7 “2012”.

8 **SEC. 1233. REPORT ON DEPARTMENT OF DEFENSE SUP-**
9 **PORT FOR COALITION OPERATIONS.**

10 (a) **REPORT REQUIRED.**—Not later than 90 days
11 after the date of the enactment of this Act, the Secretary
12 of Defense shall submit to the Committee on Armed Serv-
13 ices of the Senate and the Committee on Armed Services
14 of the House of Representatives a report on the implemen-
15 tation of the coalition support authorities of the Depart-
16 ment of Defense during Operation Iraqi Freedom and Op-
17 eration Enduring Freedom.

18 (b) **ELEMENTS.**—The report required by subsection
19 (a) shall include the following:

20 (1) A description of the purpose and use of
21 each coalition support authority of the Department
22 of Defense.

23 (2) For the period of Operation Enduring Free-
24 dom ending on September 30, 2010, a summary of
25 the amount of training, equipment, services, or other
26 assistance provided or loaned under any coalition

1 support authority of the Department of Defense set
2 forth, for each such authority, by amount provided
3 or loaned during each fiscal year of such period for
4 each recipient country.

5 (3) For the period of Operation Iraqi Freedom
6 ending on September 30, 2010, a summary of the
7 amount of training, equipment, services, or other as-
8 sistance provided or loaned under any coalition sup-
9 port authority of the Department of Defense set
10 forth, for each such authority, by amount provided
11 or loaned during each fiscal year of such period for
12 each recipient country.

13 (4) An assessment of the effectiveness of each
14 coalition support authority of the Department of De-
15 fense in meeting its intended purpose.

16 (5) For each recipient country of coalition sup-
17 port under a coalition support authority of the De-
18 partment of Defense—

19 (A) a description of the contribution of
20 such country to coalition operations in Oper-
21 ation Enduring Freedom or Operating Iraqi
22 Freedom; and

23 (B) an assessment of the extent to which
24 coalition support provided by the United States
25 enhanced the ability of such country to partici-

1 pate in coalition operations in Operation En-
2 during Freedom or Operating Iraqi Freedom.

3 (6) A description of the actions taken by the
4 Department Defense to eliminate duplication and
5 overlap in coalition support provided under the coali-
6 tion support authorities of the Department of De-
7 fense.

8 (7) An assessment by the Secretary of Defense
9 whether there is an ongoing need for each coalition
10 support authority of the Department of Defense,
11 and an estimate of the anticipated future demand
12 for coalition support under such coalition support
13 authorities.

14 (c) COALITION SUPPORT AUTHORITIES OF THE DE-
15 PARTMENT OF DEFENSE DEFINED .—In this section, the
16 term “coalition support authorities of the Department of
17 Defense” means the following:

18 (1) Coalition Support Funds, including the au-
19 thority to provide specialized training and loan spe-
20 cialized equipment under the Coalition Support
21 Fund (commonly referred to as the “Coalition Read-
22 iness Support Program”).

23 (2) Lift and sustain authority under Appropria-
24 tions acts or under section 1234 of the National De-

1 fense Authorization Act for Fiscal Year 2008 (Pub-
2 lic Law 110–181; 122 Stat. 394).

3 (3) Global lift and sustain authority under sec-
4 tion 127c of title 10, United States Code.

5 (4) The authority to provide logistic support,
6 supplies, and services to allied forces participating in
7 combined operations under section 127d of title 10,
8 United States Code.

9 (5) The temporary authority to lend significant
10 military equipment under acquisition and cross-serv-
11 icing agreements pursuant to section 1202 of the
12 John Warner National Defense Authorization Act
13 for Fiscal Year 2007 (Public Law 109–364).

14 (6) The authority under section 1206 of the
15 National Defense Authorization Act for Fiscal Year
16 2006 (Public Law 109–163) to provide assistance to
17 build the capacity of foreign nations to support mili-
18 tary or stability operations in which the United
19 States Armed Forces are a participant.

20 (7) Any other authority that the Secretary of
21 Defense designates as a coalition support authority
22 of the Department of Defense for purposes of the re-
23 port required by subsection (a).

1 **SEC. 1234. REPORT ON UNITED STATES ENGAGEMENT WITH**
2 **THE ISLAMIC REPUBLIC OF IRAN.**

3 (a) IN GENERAL.—Not later than January 31, 2011,
4 the President shall submit to Congress a report on United
5 States engagement with the Islamic Republic of Iran.

6 (b) ELEMENTS.—The report required by subsection
7 (a) shall include the following:

8 (1) DIPLOMATIC ENGAGEMENT.—With respect
9 to diplomatic engagement, the following:

10 (A) A description of areas of mutual inter-
11 est to the Government of the United States and
12 the Government of Iran in which cooperation
13 and discussion could be of mutual interest.

14 (B) A discussion and assessment of the
15 commitment of the Government of Iran to en-
16 gage in good-faith discussions with the United
17 States to resolve matters of concern through
18 negotiation.

19 (C) An assessment of direct contacts be-
20 tween the Government of the United States and
21 the Government of Iran, including any direct
22 discussions, exchange of letters, or other activi-
23 ties.

24 (2) SUPPORT FOR TERRORISM.—With respect
25 to support for terrorism, an assessment of the types
26 and amount of support provided by Government of

1 Iran to state sponsors of terrorism and groups des-
2 ignated by the United States as foreign terrorist or-
3 ganizations and regional militant groups, including
4 organizations and groups present in Iraq and Af-
5 ghanistan.

6 (3) NUCLEAR ACTIVITIES.—With respect to nu-
7 clear activities, an assessment of the extent to which
8 the Government of Iran has complied with United
9 Nations Security Council Resolutions 1696 (2006),
10 1737 (2006), 1747 (2007), 1803 (2008), and 1835
11 (2008), and with any other applicable resolutions
12 adopted by the United Nations Security Council as
13 of the date of the report.

14 (4) MISSILE ACTIVITIES.—With respect to mis-
15 sile activities, an assessment of the extent to which
16 the Government of Iran has continued development
17 of its ballistic missile program, including participa-
18 tion in any imports or exports of any items, mate-
19 rials, goods, and technologies related to that pro-
20 gram and has complied with applicable United Na-
21 tions Security Council Resolutions.

22 (5) SUPPORT TO ILLEGAL NARCOTICS NETWORK
23 IN AFGHANISTAN.—With respect to narcotics net-
24 work in Afghanistan, an assessment of the extent to
25 which the Government of Iran has supported and fa-

1 cilitated or attempted to disrupt the narcotics trade
2 in Afghanistan.

3 (6) STRATEGIC DECISION-MAKING.—With re-
4 spect to the strategic decision making of the Govern-
5 ment of Iran, an assessment of how the threat per-
6 ceptions of the Government of Iran affect its stra-
7 tegic decision-making regarding its nuclear program,
8 and how threats to use force against the Govern-
9 ment of Iran affect that decision-making process.

10 (7) SANCTIONS AGAINST IRAN.—With regard to
11 sanctions against Iran, the following:

12 (A) A list of all current United States bi-
13 lateral and multilateral sanctions against Iran.

14 (B) A description and discussion of United
15 States diplomatic efforts to enforce bilateral
16 and multilateral sanctions against Iran and to
17 strengthen international efforts to enforce such
18 sanctions.

19 (C) An assessment of the effectiveness of
20 existing bilateral and multilateral economic
21 sanctions towards achieving the goals of the
22 United States with regard to—

23 (i) the Government of Iran;

24 (ii) the Islamic Revolutionary Guard
25 Corps; and

1 (iii) access of the Iran people to infor-
2 mation and communications on the Inter-
3 net.

4 (D) A list of all United States and foreign
5 registered entities that the Secretary of State
6 has determined to be engaged in activities in
7 violation of existing United States bilateral or
8 multilateral sanctions against Iran.

9 (E) A list of all entities that provide cen-
10 sorship, surveillance, and other technology to
11 the Government of Iran that enable the Govern-
12 ment of Iran to restrict the free flow of infor-
13 mation or disrupt, monitor, or otherwise restrict
14 speech in Iran.

15 (F) A summary of United States efforts to
16 enforce sanctions against Iran, including—

17 (i) a list of all investigations initiated
18 in the 18-month period ending on the date
19 of the enactment of this Act that have re-
20 sulted in a determination that activities
21 subject to sanctions have occurred;

22 (ii) a description of the actions taken
23 by the United States Government pursuant
24 to each such determination; and

1 (iii) a description of the status of out-
2 standing investigations undertaken under
3 the Iran Freedom Support Act (Public
4 Law 109–293) and the procedures in place
5 to bring such investigations to a conclu-
6 sion.

7 (8) STUDENT VISAS.—With respect to student
8 visa policy, an assessment of opportunities for the
9 United States and Iran to engage in educational ex-
10 changes, including—

11 (A) opportunities for expanding edu-
12 cational exchanges for Iranian students to
13 study in the United States; and

14 (B) the feasibility and advisability of ex-
15 panding the number and types of visas issued
16 to Iranians for educational exchanges.

17 (c) PERIOD OF REPORT.—Except as otherwise pro-
18 vided in this section, the period covered by the report re-
19 quired by subsection (a) shall be the period beginning on
20 the date of the submittal of the report required by section
21 1241 of the National Defense Authorization Act for Fiscal
22 Year 2010 (Public Law 111–81; 123 Stat. 2537) and end-
23 ing on the date of the submittal of the report required
24 by subsection (a).

1 (d) SUBMITTAL OF SIMILAR REPORTS AND MATE-
2 RIALS.—If any report or other material, whether required
3 by law or not, submitted to Congress or any committee
4 of Congress substantially responds to any requirement
5 contained in this section, such requirement shall be consid-
6 ered to have been satisfied by including in the report re-
7 quired by subsection (a) a listing of the title and date of
8 the other such report or material so submitted.

9 (e) SUBMITTAL IN CLASSIFIED FORM.—To the ex-
10 tent possible the report required by subsection (a) shall
11 be submitted in an unclassified format.

12 **SEC. 1235. DEFENSE POLICY BOARD REPORT ON DEPART-**
13 **MENT OF DEFENSE STRATEGY TO COUNTER**
14 **VIOLENT EXTREMISM OUTSIDE THE UNITED**
15 **STATES.**

16 (a) REPORT REQUIRED.—Not later than one year
17 after the date of the enactment of this Act, the Defense
18 Policy Board shall submit to the Committees on Armed
19 Services of the Senate and the House of Representatives
20 a report on the strategy of the Department of Defense
21 to counter violent extremism outside the United States.

22 (b) ELEMENTS.—The report required by subsection
23 (a) shall include, at a minimum, the following:

24 (1) A review of the current strategy, research
25 activities, resource allocations, and organizational

1 structure of the Department of Defense for coun-
2 tering violent extremism outside the United States.

3 (2) An analysis of alternatives and options
4 available to the Department to counter violent extre-
5 mism outside the United States.

6 (3) An analysis of the current information cam-
7 paign of the Department against violent extremists
8 outside the United States.

9 (4) Such recommendations for further action to
10 address the matters covered by the report as the De-
11 fense Policy Board considers appropriate.

12 **SEC. 1236. REPORT ON CUBA.**

13 (a) REPORT REQUIRED.—Not later than 180 days
14 after the date of the enactment of this Act, the Secretary
15 of Defense shall, in consultation with the Director of Na-
16 tional Intelligence and the Secretary of State, submit to
17 the congressional defense committees a report setting
18 forth the following:

19 (1) A description of any connections between
20 the Government of Cuba and drug trafficking orga-
21 nizations in the Western Hemisphere.

22 (2) A description of any economic, intelligence,
23 or other support provided by the governments of Bo-
24 livia, Ecuador, or Venezuela to the Government of
25 Cuba.

1 (3) A description of any agreements or other
2 arrangements between the Government of Cuba and
3 the governments currently on the United States list
4 of state sponsors of terrorism.

5 (4) A description of any activities by the Gov-
6 ernment of Cuba to develop any biological or cyber
7 warfare capabilities, including any collaboration with
8 other countries in the Western Hemisphere for that
9 purpose.

10 (b) FORM OF REPORT.—The report required by sub-
11 section (a) shall be submitted in unclassified form, but
12 may include a classified annex.

13 **SEC. 1237. REPORT ON VENEZUELA.**

14 (a) REPORT REQUIRED.—Not later than 180 days
15 after the date of the enactment of this Act, the Secretary
16 of Defense shall, in consultation with the Director of Na-
17 tional Intelligence and the Secretary of State, submit to
18 the congressional defense committees a report setting
19 forth the following:

20 (1) A description of any activities by the Gov-
21 ernment of Venezuela to supply any terrorist organi-
22 zation with planning, training, logistics, and lethal
23 material support.

1 (2) A description of any activities by the Gov-
2 ernment of Venezuela to provide direct or indirect fi-
3 nancial assistance to any terrorist organization.

4 (3) A description of any activities by the Gov-
5 ernment of Venezuela to provide other types of as-
6 sistance that could provide material support for the
7 activities of any terrorist organization.

8 (4) A description of any activities or assistance,
9 including the proliferation of nuclear materials, the
10 Government of Venezuela is engaged in with or pro-
11 viding to the governments currently on the United
12 States list of state sponsors of terrorism.

13 (5) A description of any other activities being
14 conducted by the Government of Venezuela in the
15 Western Hemisphere that undermine the national
16 interest of the United States.

17 (b) **TERRORIST ORGANIZATIONS OF PARTICULAR IN-**
18 **TEREST.**—The report required by subsection (a) shall
19 focus primarily on, but not be limited, to the following ter-
20 rorist organizations:

21 (1) Hamas.

22 (2) Hezbollah.

23 (3) The National Liberation Army.

24 (4) The Revolutionary Armed Forces of Colom-
25 bia

1 (c) FORM OF REPORT.—The report required by sub-
2 section (a) shall be submitted in unclassified form, but
3 may include a classified annex.

4 **SEC. 1238. REPORT ON THE DISARMAMENT OF THE LORD'S**
5 **RESISTANCE ARMY.**

6 (a) SENSE OF SENATE.—It is the sense of the Senate
7 that the United States should, consistent with policy es-
8 tablished by the Lord's Resistance Army Disarmament
9 and Northern Uganda Recovery Act of 2009 (Public Law
10 111–172)—

11 (1) work with regional governments toward a
12 comprehensive and lasting resolution to the conflict
13 in northern Uganda and other areas affected by the
14 Lord's Resistance Army;

15 (2) provide political, military, logistics, and in-
16 telligence support for multilateral efforts to protect
17 civilians from the Lord's Resistance Army;

18 (3) provide, in the continued absence of a nego-
19 tiated solution, political, economic, military, logistics,
20 and intelligence support to multilateral efforts to ap-
21 prehend or remove Joseph Kony and his top com-
22 manders from the battlefield and to disarm and de-
23 mobilize the remaining Lord's Resistance Army
24 fighters; and

1 (4) provide assistance to respond to the human-
2 itarian needs of populations in northeastern Congo,
3 southern Sudan, and Central African Republic cur-
4 rently affected by the activity of the Lord's Resist-
5 ance Army.

6 (b) REPORT ON STRATEGY TO SUPPORT THE DISAR-
7 MAMENT OF THE LORD'S RESISTANCE ARMY.—

8 (1) IN GENERAL.—Not later than 90 days after
9 the date of the enactment of this Act, the Secretary
10 of Defense shall, in consultation with the Secretary
11 of State, develop and submit to the Committees on
12 Armed Services of the Senate and House of Rep-
13 resentatives a report setting forth a strategy to pro-
14 vide military, logistics, and intelligence support for
15 multilateral efforts to mitigate and eliminate the
16 threat to civilians and regional stability posed by the
17 Lord's Resistance Army.

18 (2) ELEMENTS.—The strategy required by
19 paragraph (1) shall include an assessment of the
20 level of support required to—

21 (A) help strengthen efforts by the United
22 Nations and regional governments to protect ci-
23 vilians from attacks by the Lord's Resistance
24 Army;

1 (B) apprehend or remove Joseph Kony and
2 his top commanders from the battlefield in the
3 continued absence of a negotiated solution; and

4 (C) help disarm and demobilize the re-
5 maining Lord's Resistance Army fighters.

6 (3) FORM.—The report under this subsection
7 shall be submitted in unclassified form, but may in-
8 clude a classified annex.

9 **TITLE XIII—COOPERATIVE**
10 **THREAT REDUCTION**

11 **SEC. 1301. SPECIFICATION OF COOPERATIVE THREAT RE-**
12 **DUCTION PROGRAMS AND FUNDS.**

13 (a) SPECIFICATION OF COOPERATIVE THREAT RE-
14 Duction PROGRAMS.—For purposes of section 301 and
15 other provisions of this Act, Cooperative Threat Reduction
16 programs are the programs specified in section 1501 of
17 the National Defense Authorization Act for Fiscal Year
18 1997 (50 U.S.C. 2362 note).

19 (b) FISCAL YEAR 2011 COOPERATIVE THREAT RE-
20 Duction FUNDS DEFINED.—As used in this title, the
21 term “fiscal year 2011 Cooperative Threat Reduction
22 funds” means the funds appropriated pursuant to the au-
23 thorization of appropriations in section 301 and made
24 available by the funding table in section 4301 for Cooper-
25 tive Threat Reduction programs.

1 (c) AVAILABILITY OF FUNDS.—Funds appropriated
2 pursuant to the authorization of appropriations in section
3 301 and made available by the funding table in section
4 4301 for Cooperative Threat Reduction programs shall be
5 available for obligation for fiscal years 2011, 2012, and
6 2013.

7 **SEC. 1302. FUNDING ALLOCATIONS.**

8 (a) FUNDING FOR SPECIFIC PURPOSES.—Of the
9 \$522,512,000 authorized to be appropriated to the De-
10 partment of Defense for fiscal year 2011 in section 301
11 and made available by the funding table in section 4301
12 for Cooperative Threat Reduction programs, the following
13 amounts may be obligated for the purposes specified:

14 (1) For strategic offensive arms elimination in
15 Russia, \$66,732,000.

16 (2) For strategic nuclear arms elimination in
17 Ukraine, \$6,800,000.

18 (3) For nuclear weapons storage security in
19 Russia, \$9,614,000.

20 (4) For nuclear weapons transportation security
21 in Russia, \$45,000,000.

22 (5) For weapons of mass destruction prolifera-
23 tion prevention, \$79,821,000.

24 (6) For biological threat reduction in the
25 former Soviet Union, \$209,034,000.

1 (7) For chemical weapons destruction,
2 \$3,000,000.

3 (8) For defense and military contacts,
4 \$5,000,000.

5 (9) For global nuclear lockdown, \$74,471,000.

6 (10) For activities designated as Other Assess-
7 ments/Administrative Costs, \$23,040,000.

8 (b) REPORT ON OBLIGATION OR EXPENDITURE OF
9 FUNDS FOR OTHER PURPOSES.—No fiscal year 2011 Co-
10 operative Threat Reduction funds may be obligated or ex-
11 pended for a purpose other than a purpose listed in para-
12 graphs (1) through (10) of subsection (a) until 15 days
13 after the date that the Secretary of Defense submits to
14 Congress a report on the purpose for which the funds will
15 be obligated or expended and the amount of funds to be
16 obligated or expended. Nothing in the preceding sentence
17 shall be construed as authorizing the obligation or expend-
18 iture of fiscal year 2011 Cooperative Threat Reduction
19 funds for a purpose for which the obligation or expendi-
20 ture of such funds is specifically prohibited under this title
21 or any other provision of law.

22 (c) LIMITED AUTHORITY TO VARY INDIVIDUAL
23 AMOUNTS.—

24 (1) IN GENERAL.—Subject to paragraph (2), in
25 any case in which the Secretary of Defense deter-

1 mines that it is necessary to do so in the national
2 interest, the Secretary may obligate amounts appro-
3 priated for fiscal year 2011 for a purpose listed in
4 paragraphs (1) through (10) of subsection (a) in ex-
5 cess of the specific amount authorized for that pur-
6 pose.

7 (2) NOTICE-AND-WAIT REQUIRED.—An obliga-
8 tion of funds for a purpose stated in paragraphs (1)
9 through (10) of subsection (a) in excess of the spe-
10 cific amount authorized for such purpose may be
11 made using the authority provided in paragraph (1)
12 only after—

13 (A) the Secretary submits to Congress no-
14 tification of the intent to do so together with a
15 complete discussion of the justification for
16 doing so; and

17 (B) 15 days have elapsed following the
18 date of the notification.

19 **SEC. 1303. LIMITATION ON USE OF FUNDS FOR ESTABLISH-**
20 **MENT OF CENTERS OF EXCELLENCE IN**
21 **COUNTRIES OUTSIDE OF THE FORMER SO-**
22 **VIET UNION.**

23 None of the fiscal year 2011 Cooperative Threat Re-
24 duction funds may be obligated or expended to establish
25 a center of excellence in a country that is not a state of

1 the former Soviet Union until the date that is 15 days
2 after the date on which the Secretary of Defense submits
3 to the congressional defense committees a report that in-
4 cludes the following:

5 (1) An identification of the country in which
6 the center will be located.

7 (2) A description of the purpose for which the
8 center will be established.

9 (3) The agreement under which the center will
10 operate.

11 (4) A funding plan for the center, including—

12 (A) the amount of funds to be provided by
13 the government of the country in which the cen-
14 ter will be located; and

15 (B) the percentage of the total cost of es-
16 tablishing and operating the center the funds
17 described in subparagraph (A) will cover.

18 **SEC. 1304. PLAN FOR NONPROLIFERATION, PROLIFERA-**
19 **TION PREVENTION, AND THREAT REDUCTION**
20 **ACTIVITIES WITH THE PEOPLE'S REPUBLIC**
21 **OF CHINA.**

22 (a) IN GENERAL.—Not later than March 1, 2011, the
23 Secretary of Defense and Secretary of Energy shall jointly
24 submit to the congressional defense committees a plan to
25 carry out activities relating to nonproliferation, prolifera-

1 tion prevention, and threat reduction with the Government
2 of the People's Republic of China during fiscal years 2011
3 through 2016.

4 (b) ELEMENTS.—The plan required by subsection (a)
5 shall include the following:

6 (1) A description of the activities to be carried
7 out under the plan.

8 (2) A description of milestones and goals for
9 such activities.

10 (3) An estimate of the annual cost of such ac-
11 tivities.

12 (4) An estimate of the amount of the total cost
13 of such activities to be provided by the Government
14 of the People's Republic of China.

15 **TITLE XIV—OTHER**
16 **AUTHORIZATIONS**
17 **Subtitle A—Military Programs**

18 **SEC. 1401. WORKING CAPITAL FUNDS.**

19 Funds are hereby authorized to be appropriated for
20 fiscal year 2011 for the use of the Armed Forces and other
21 activities and agencies of the Department of Defense for
22 providing capital for working capital and revolving funds,
23 as specified in the funding table in section 4401.

1 **SEC. 1402. NATIONAL DEFENSE SEALIFT FUND.**

2 Funds are hereby authorized to be appropriated for
3 fiscal year 2011 for the National Defense Sealift Fund,
4 as specified in the funding table in section 4401.

5 **SEC. 1403. DEFENSE HEALTH PROGRAM.**

6 Funds are hereby authorized to be appropriated for
7 the Department of Defense for fiscal year 2011 for ex-
8 penses, not otherwise provided for, for the Defense Health
9 Program, as specified in the funding table in section 4401.

10 **SEC. 1404. CHEMICAL AGENTS AND MUNITIONS DESTRUC-**
11 **TION, DEFENSE.**

12 (a) **AUTHORIZATION OF APPROPRIATIONS.**—Funds
13 are hereby authorized to be appropriated for the Depart-
14 ment of Defense for fiscal year 2011 for expenses, not oth-
15 erwise provided for, for Chemical Agents and Munitions
16 Destruction, Defense, as specified in the funding table in
17 section 4401.

18 (b) **USE.**—Amounts authorized to be appropriated
19 under subsection (a) are authorized for—

20 (1) the destruction of lethal chemical agents
21 and munitions in accordance with section 1412 of
22 the Department of Defense Authorization Act, 1986
23 (50 U.S.C. 1521), as amended by section 1411 of
24 this Act; and

1 (2) the destruction of chemical warfare materiel
2 of the United States that is not covered by section
3 1412 of such Act.

4 **SEC. 1405. DRUG INTERDICTION AND COUNTER-DRUG AC-**
5 **TIVITIES, DEFENSE-WIDE.**

6 Funds are hereby authorized to be appropriated for
7 the Department of Defense for fiscal year 2011 for ex-
8 penses, not otherwise provided for, for Drug Interdiction
9 and Counter-Drug Activities, Defense-wide, as specified in
10 the funding table in section 4401.

11 **SEC. 1406. DEFENSE INSPECTOR GENERAL.**

12 Funds are hereby authorized to be appropriated for
13 the Department of Defense for fiscal year 2011 for ex-
14 penses, not otherwise provided for, for the Office of the
15 Inspector General of the Department of Defense, as speci-
16 fied in the funding table in section 4401.

17 **Subtitle B—Chemical**
18 **Demilitarization Matters**

19 **SEC. 1411. CONSOLIDATION AND REORGANIZATION OF**
20 **STATUTORY AUTHORITY FOR DESTRUCTION**
21 **OF UNITED STATES STOCKPILE OF LETHAL**
22 **CHEMICAL AGENTS AND MUNITIONS.**

23 (a) RESTATEMENT OF STATUTORY AUTHORITY
24 WITH CONSOLIDATION AND REORGANIZATION.—Section

1 1412 of the National Defense Authorization Act, 1986 (50
2 U.S.C. 1521) is amended to read as follows:

3 **“SEC. 1412. DESTRUCTION OF EXISTING STOCKPILE OF LE-**
4 **THAL CHEMICAL AGENTS AND MUNITIONS.**

5 “(a) IN GENERAL.—The Secretary of Defense shall,
6 in accordance with the provisions of this section, carry out
7 the destruction of the United States’ stockpile of lethal
8 chemical agents and munitions that exists on November
9 8, 1985.

10 “(b) DATE FOR COMPLETION.—(1) The destruction
11 of such stockpile shall be completed by the stockpile elimi-
12 nation deadline.

13 “(2) If the Secretary of Defense determines at any
14 time that there will be a delay in meeting the requirement
15 in paragraph (1) for the completion of the destruction of
16 chemical weapons by the stockpile elimination deadline,
17 the Secretary shall immediately notify the Committee on
18 Armed Services of the Senate and the Committee on
19 Armed Services of the House of Representatives of that
20 projected delay.

21 “(3) For purposes of this section, the term ‘stockpile
22 elimination deadline’ means the deadline established by
23 the Chemical Weapons Convention, but not later than De-
24 cember 31, 2017.

1 “(c) INITIATION OF DEMILITARIZATION OPER-
2 ATIONS.—The Secretary of Defense may not initiate de-
3 struction of the chemical munitions stockpile stored at a
4 site until the following support measures are in place:

5 “(1) Support measures that are required by De-
6 partment of Defense and Army chemical surety and
7 security program regulations.

8 “(2) Support measures that are required by the
9 general and site chemical munitions demilitarization
10 plans specific to that installation.

11 “(3) Support measures that are required by the
12 permits required by the Solid Waste Disposal Act
13 (42 U.S.C. 6901 et seq.) and the Clean Air Act (42
14 U.S.C. 7401 et seq.) for chemical munitions demili-
15 tarization operations at that installation, as ap-
16 proved by the appropriate State regulatory agencies.

17 “(d) ENVIRONMENTAL PROTECTION AND USE OF
18 FACILITIES.—(1) In carrying out the requirement of sub-
19 section (a), the Secretary of Defense shall provide for—

20 “(A) maximum protection for the environment,
21 the general public, and the personnel who are in-
22 volved in the destruction of the lethal chemical
23 agents and munitions referred to in subsection (a),
24 including but not limited to the use of technologies

1 and procedures that will minimize risk to the public
2 at each site; and

3 “(B) adequate and safe facilities designed solely
4 for the destruction of lethal chemical agents and
5 munitions.

6 “(2) Facilities constructed to carry out this section
7 shall, when no longer needed for the purposes for which
8 they were constructed, be disposed of in accordance with
9 applicable laws and regulations and mutual agreements
10 between the Secretary of the Army and the Governor of
11 the State in which the facility is located.

12 “(3)(A) Facilities constructed to carry out this sec-
13 tion may not be used for a purpose other than the destruc-
14 tion of the stockpile of lethal chemical agents and muni-
15 tions that exists on November 8, 1985.

16 “(B) The prohibition in subparagraph (A) shall not
17 apply with respect to items designated by the Secretary
18 of Defense as lethal chemical agents, munitions, or related
19 materials after November 8, 1985, if the State in which
20 a destruction facility is located issues the appropriate per-
21 mit or permits for the destruction of such items at the
22 facility.

23 “(e) GRANTS AND COOPERATIVE AGREEMENTS.—
24 (1)(A) In order to carry out subsection (d)(1)(A), the Sec-
25 retary of Defense may make grants to State and local gov-

1 ernments and to tribal organizations (either directly or
2 through the Federal Emergency Management Agency) to
3 assist those governments and tribal organizations in car-
4 rying out functions relating to emergency preparedness
5 and response in connection with the disposal of the lethal
6 chemical agents and munitions referred to in subsection
7 (a). Funds available to the Department of Defense for the
8 purpose of carrying out this section may be used for such
9 grants.

10 “(B) Additionally, the Secretary may provide funds
11 through cooperative agreements with State and local gov-
12 ernments, and with tribal organizations, for the purpose
13 of assisting them in processing, approving, and overseeing
14 permits and licenses necessary for the construction and
15 operation of facilities to carry out this section. The Sec-
16 retary shall ensure that funds provided through such a
17 cooperative agreement are used only for the purpose set
18 forth in the preceding sentence.

19 “(C) In this paragraph, the term ‘tribal organization’
20 has the meaning given that term in section 4(l) of the In-
21 dian Self-Determination and Education Assistance Act
22 (25 U.S.C. 450b(l)).

23 “(2)(A) In coordination with the Secretary of the
24 Army and in accordance with agreements between the Sec-
25 retary of the Army and the Administrator of the Federal

1 Emergency Management Agency, the Administrator shall
2 carry out a program to provide assistance to State and
3 local governments in developing capabilities to respond to
4 emergencies involving risks to the public health or safety
5 within their jurisdictions that are identified by the Sec-
6 retary as being risks resulting from—

7 “(i) the storage of lethal chemical agents and
8 munitions referred to in subsection (a) at military
9 installations in the continental United States; or

10 “(ii) the destruction of such agents and muni-
11 tions at facilities referred to in subsection (d)(1)(B).

12 “(B) Assistance may be provided under this para-
13 graph for capabilities to respond to emergencies involving
14 an installation or facility as described in subparagraph (A)
15 until the earlier of the following:

16 “(i) The date of the completion of all grants
17 and cooperative agreements with respect to the in-
18 stallation or facility for purposes of this paragraph
19 between the Federal Emergency Management Agen-
20 cy and the State and local governments concerned.

21 “(ii) The date that is 180 days after the date
22 of the completion of the destruction of lethal chem-
23 ical agents and munitions at the installation or facil-
24 ity.

1 “(C) Not later than December 15 of each year, the
2 Administrator shall transmit a report to Congress on the
3 activities carried out under this paragraph during the fis-
4 cal year preceding the fiscal year in which the report is
5 submitted.

6 “(f) REQUIREMENT FOR STRATEGIC PLAN.—(1) The
7 Under Secretary of Defense for Acquisition, Technology,
8 and Logistics and the Secretary of the Army shall jointly
9 prepare, and from time to time shall update as appro-
10 priate, a strategic plan for future activities for destruction
11 of the United States’ stockpile of lethal chemical agents
12 and munitions.

13 “(2) The plan shall include, at a minimum, the fol-
14 lowing considerations:

15 “(A) Realistic budgeting for stockpile destruc-
16 tion and related support programs.

17 “(B) Contingency planning for foreseeable or
18 anticipated problems.

19 “(C) A management approach and associated
20 actions that address compliance with the obligations
21 of the United States under the Chemical Weapons
22 Convention and that take full advantage of opportu-
23 nities to accelerate destruction of the stockpile.

24 “(3) The Secretary of Defense shall each year submit
25 to the Committee on the Armed Services of the Senate

1 and the Committee on Armed Services of the House of
2 Representatives the strategic plan as most recently pre-
3 pared and updated under paragraph (1). Such submission
4 shall be made each year at the time of the submission to
5 the Congress that year of the President's budget for the
6 next fiscal year.

7 “(g) MANAGEMENT ORGANIZATION.—(1) In carrying
8 out this section, the Secretary of Defense shall provide for
9 a management organization within the Department of the
10 Army. The Secretary of the Army shall be responsible for
11 management of the destruction of agents and munitions
12 at all sites except Blue Grass Army Depot, Kentucky, and
13 Pueblo Chemical Depot, Colorado

14 “(2) The program manager for the Assembled Chem-
15 ical Weapons Alternative Program shall be responsible for
16 management of the construction, operation, and closure,
17 and any contracting relating thereto, of chemical demili-
18 tarization activities at Bluegrass Army Depot, Kentucky,
19 and Pueblo Army Depot, Colorado, including management
20 of the pilot-scale facility phase of the alternative tech-
21 nology selected for the destruction of lethal chemical muni-
22 tions. In performing such management, the program man-
23 ager shall act independently of the Army program man-
24 ager for Chemical Demilitarization and shall report to the

1 Under Secretary of Defense for Acquisition, Technology,
2 and Logistics

3 “(3) The Secretary of Defense shall designate a gen-
4 eral officer or civilian equivalent as the director of the
5 management organization established under paragraph
6 (1). Such officer shall have—

7 “(A) experience in the acquisition, storage, and
8 destruction of chemical agents and munitions; and

9 “(B) outstanding qualifications regarding safety
10 in handling chemical agents and munitions.

11 “(h) IDENTIFICATION OF FUNDS.—(1) Funds for
12 carrying out this section, including funds for military con-
13 struction projects necessary to carry out this section, shall
14 be set forth in the budget of the Department of Defense
15 for any fiscal year as a separate account. Such funds shall
16 not be included in the budget accounts for any military
17 department.

18 “(2) Amounts appropriated to the Secretary of De-
19 fense for the purpose of carrying out subsection (e) shall
20 be promptly made available to the Administrator of the
21 Federal Emergency Management Agency.

22 “(i) ANNUAL REPORTS.—(1) Except as provided by
23 paragraph (3), the Secretary of Defense shall transmit,
24 by December 15 each year, a report to Congress on the
25 activities carried out under this section during the fiscal

1 year ending on September 30 of the calendar year in which
2 the report is to be made.

3 “(2) Each annual report shall include the following:

4 “(A) A site-by-site description of the construc-
5 tion, equipment, operation, and dismantling of facili-
6 ties (during the fiscal year for which the report is
7 made) used to carry out the destruction of agents
8 and munitions under this section, including any acci-
9 dents or other unplanned occurrences associated
10 with such construction and operation.

11 “(B) A site-by-site description of actions taken
12 to assist State and local governments (either directly
13 or through the Federal Emergency Management
14 Agency) in carrying out functions relating to emer-
15 gency preparedness and response in accordance with
16 subsection (e).

17 “(C) An accounting of all funds expended (dur-
18 ing such fiscal year) for activities carried out under
19 this section, with a separate accounting for amounts
20 expended for—

21 “(i) the construction of and equipment for
22 facilities used for the destruction of agents and
23 munitions;

24 “(ii) the operation of such facilities;

1 “(iii) the dismantling or other closure of
2 such facilities;

3 “(iv) research and development;

4 “(v) program management;

5 “(vi) travel and associated travel costs for
6 Citizens’ Advisory Commissioners under sub-
7 section (m)(7); and

8 “(vii) grants to State and local govern-
9 ments to assist those governments in carrying
10 out functions relating to emergency prepared-
11 ness and response in accordance with sub-
12 section (e).

13 “(D) An assessment of the safety status and
14 the integrity of the stockpile of lethal chemical
15 agents and munitions subject to this section, includ-
16 ing—

17 “(i) an estimate on how much longer that
18 stockpile can continue to be stored safely;

19 “(ii) a site-by-site assessment of the safety
20 of those agents and munitions; and

21 “(iii) a description of the steps taken (to
22 the date of the report) to monitor the safety
23 status of the stockpile and to mitigate any fur-
24 ther deterioration of that status.

1 “(3) The Secretary shall transmit the final report
2 under paragraph (1) not later than 120 days following the
3 completion of activities under this section.

4 “(j) SEMIANNUAL REPORTS.—(1) Not later than
5 March 1 and September 1 each year until the year in
6 which the United States completes the destruction of its
7 entire stockpile of chemical weapons under the terms of
8 the Chemical Weapons Convention, the Secretary of De-
9 fense shall submit to the members and committees of Con-
10 gress referred to in paragraph (3) a report on the imple-
11 mentation by the United States of its chemical weapons
12 destruction obligations under the Chemical Weapons Con-
13 vention.

14 “(2) Each report under paragraph (1) shall include
15 the following:

16 “(A) The anticipated schedule at the time of
17 such report for the completion of destruction of
18 chemical agents, munitions, and materiel at each
19 chemical weapons demilitarization facility in the
20 United States.

21 “(B) A description of the options and alter-
22 natives for accelerating the completion of chemical
23 weapons destruction at each such facility, particu-
24 larly in time to meet the stockpile elimination dead-
25 line.

1 “(C) A description of the funding required to
2 achieve each of the options for destruction described
3 under subparagraph (B), and a detailed life-cycle
4 cost estimate for each of the affected facilities in-
5 cluded in each such funding profile.

6 “(D) A description of all actions being taken by
7 the United States to accelerate the destruction of its
8 entire stockpile of chemical weapons, agents, and
9 materiel in order to meet the current stockpile elimi-
10 nation deadline under the Chemical Weapons Con-
11 vention of April 29, 2012, or as soon thereafter as
12 possible.

13 “(3) The members and committees of Congress re-
14 ferred to in this paragraph are—

15 “(A) the majority leader and the minority lead-
16 er of the Senate and the Committee on Armed Serv-
17 ices and the Committee on Appropriations of the
18 Senate; and

19 “(B) the Speaker of the House of Representa-
20 tives, the majority leader and the minority leader of
21 the House of Representatives, and the Committee on
22 Armed Services and the Committee on Appropria-
23 tions of the House of Representatives.

24 “(k) AUTHORIZED USE OF TOXIC CHEMICALS.—
25 Consistent with United States obligations under the

1 Chemical Weapons Convention, the Secretary of Defense
2 may develop, produce, otherwise acquire, retain, transfer,
3 and use toxic chemicals and their precursors for purposes
4 not prohibited by the Chemical Weapons Convention if the
5 types and quantities of such chemicals and precursors are
6 consistent with such purposes, including for protective
7 purposes such as protection against toxic chemicals and
8 protection against chemical weapons.

9 “(l) SURVEILLANCE AND ASSESSMENT PROGRAM.—
10 The Secretary of Defense shall conduct an ongoing com-
11 prehensive program of—

12 “(1) surveillance of the existing United States
13 stockpile of chemical weapons; and

14 “(2) assessment of the condition of the stock-
15 pile.

16 “(m) CHEMICAL DEMILITARIZATION CITIZENS’ AD-
17 VISORY COMMISSIONS.—(1)(A) The Secretary of the Army
18 shall establish a citizens’ commission for each State in
19 which there is a chemical demilitarization facility under
20 Army management.

21 “(B) The Assistant Secretary of Defense for Nuclear,
22 Chemical, and Biological Defense Programs shall establish
23 a chemical demilitarization citizens’ commission in Colo-
24 rado and in Kentucky.

1 “(C) Each commission under this subsection shall be
2 known as the ‘Chemical Demilitarization Citizens’ Advi-
3 sory Commission’ for the State concerned.

4 “(2)(A) The Secretary of the Army, or the Depart-
5 ment of Defense with respect to Colorado and Kentucky,
6 shall provide for a representative to meet with each com-
7 mission established under this subsection to receive citizen
8 and State concerns regarding the ongoing program for the
9 disposal of the lethal chemical agents and munitions in
10 the stockpile referred to in subsection (a) at each of the
11 sites with respect to which a commission is established
12 pursuant to paragraph (1).

13 “(B) The Secretary of the Army shall provide for a
14 representative from the Office of the Assistant Secretary
15 of the Army (Acquisition, Logistics, and Technology) to
16 meet with each commission under Army management.

17 “(C) The Department of Defense shall provide for a
18 representative from the Office of the Assistant Secretary
19 of Defense for Nuclear, Chemical, and Biological Defense
20 Programs to meet with the commissions in Colorado and
21 Kentucky.

22 “(3)(A) Each commission under this subsection shall
23 be composed of nine members appointed by the Governor
24 of the State. Seven of such members shall be citizens from
25 the local affected areas in the State. The other two shall

1 be representatives of State government who have direct
2 responsibilities related to the chemical demilitarization
3 program.

4 “(B) For purposes of this paragraph, affected areas
5 are those areas located within a 50-mile radius of a chem-
6 ical weapons storage site.

7 “(4) For a period of five years after the termination
8 of any commission under this subsection, no corporation,
9 partnership, or other organization in which a member of
10 that commission, a spouse of a member of that commis-
11 sion, or a natural or adopted child of a member of that
12 commission has an ownership interest may be awarded—

13 “(A) a contract related to the disposal of lethal
14 chemical agents or munitions in the stockpile re-
15 ferred to in subsection (a); or

16 “(B) a subcontract under such a contract.

17 “(5) The members of each commission under this
18 subsection shall designate the chair of such commission
19 from among the members of such commission.

20 “(6) Each commission under this subsection shall
21 meet with a representative from the Army, or the Office
22 of the Assistant Secretary of Defense for Nuclear, Chem-
23 ical, and Biological Defense Programs with respect to the
24 commissions in Colorado and Kentucky, upon joint agree-
25 ment between the chair of such commission and that rep-

1 resentative. The two parties shall meet not less often than
2 twice a year and may meet more often at their discretion.

3 “(7) Members of each commission under this sub-
4 section shall receive no pay for their involvement in the
5 activities of their commissions. Funds appropriated for the
6 Chemical Stockpile Demilitarization Program may be used
7 for travel and associated travel costs for commissioners
8 of commissions under this subsection when such travel is
9 conducted at the invitation of the Assistant Secretary of
10 the Army (Acquisition, Logistics, and Technology) or the
11 invitation of the Assistant Secretary of Defense for Nu-
12 clear, Chemical, and Biological Defense Programs for the
13 commissions in Colorado and Kentucky.

14 “(8) Each commission under this subsection shall be
15 terminated after the closure activities required pursuant
16 to regulations prescribed by the Administrator of the En-
17 vironmental Protection Agency pursuant to the Solid
18 Waste Disposal Act (42 U.S.C. 6901 et seq.) have been
19 completed for the chemical agent destruction facility in
20 such commission’s State, or upon the request of the Gov-
21 ernor of such commission’s State, whichever occurs first.

22 “(n) INCENTIVE CLAUSES IN CHEMICAL DEMILI-
23 TARIZATION CONTRACTS.—(1)(A) The Secretary of De-
24 fense may, for the purpose specified in paragraph (B), au-
25 thorize the inclusion of an incentives clause in any con-

1 tract for the destruction of the United States stockpile of
2 lethal chemical agents and munitions carried out pursuant
3 to subsection (a).

4 “(B) The purpose of a clause referred to in subpara-
5 graph (A) is to provide the contractor for a chemical de-
6 militarization facility an incentive to accelerate the safe
7 elimination of the United States chemical weapons stock-
8 pile and to reduce the total cost of the Chemical Demili-
9 tarization Program by providing incentive payments for
10 the early completion of destruction operations and the clo-
11 sure of such facility.

12 “(2)(A) An incentives clause under this subsection
13 shall permit the contractor for the chemical demilitariza-
14 tion facility concerned the opportunity to earn incentive
15 payments for the completion of destruction operations and
16 facility closure activities within target incentive ranges
17 specified in such clause.

18 “(B) The maximum incentive payment under an in-
19 centives clause with respect to a chemical demilitarization
20 facility may not exceed the following amounts:

21 “(i) In the case of an incentive payment for the
22 completion of destruction operations within the tar-
23 get incentive range specified in such clause,
24 \$110,000,000.

1 “(ii) In the case of an incentive payment for the
2 completion of facility closure activities within the
3 target incentive range specified in such clause,
4 \$55,000,000.

5 “(C) An incentives clause in a contract under this
6 section shall specify the target incentive ranges of costs
7 for completion of destruction operations and facility clo-
8 sure activities, respectively, as jointly agreed upon by the
9 contracting officer and the contractor concerned. An in-
10 centives clause shall require a proportionate reduction in
11 the maximum incentive payment amounts in the event
12 that the contractor exceeds an agreed-upon target cost if
13 such excess costs are the responsibility of the contractor.

14 “(D) The amount of the incentive payment earned
15 by a contractor for a chemical demilitarization facility
16 under an incentives clause under this subsection shall be
17 based upon a determination by the Secretary on how early
18 in the target incentive range specified in such clause de-
19 struction operations or facility closure activities, as the
20 case may be, are completed.

21 “(E) The provisions of any incentives clause under
22 this subsection shall be consistent with the obligation of
23 the Secretary of Defense under subsection (d)(1)(A), to
24 provide for maximum protection for the environment, the

1 general public, and the personnel who are involved in the
2 destruction of the lethal chemical agents and munitions.

3 “(F) In negotiating the inclusion of an incentives
4 clause in a contract under this subsection, the Secretary
5 may include in such clause such additional terms and con-
6 ditions as the Secretary considers appropriate.

7 “(3)(A) No payment may be made under an incen-
8 tives clause under this subsection unless the Secretary de-
9 termines that the contractor concerned has satisfactorily
10 performed its duties under such incentives clause.

11 “(B) An incentives clause under this subsection shall
12 specify that the obligation of the Government to make
13 payment under such incentives clause is subject to the
14 availability of appropriations for that purpose. Amounts
15 appropriated for Chemical Agents and Munitions Destruc-
16 tion, Defense, shall be available for payments under incen-
17 tives clauses under this subsection.

18 “(o) DEFINITIONS.—In this section:

19 “(1) The term ‘chemical agent and munition’
20 means an agent or munition that, through its chem-
21 ical properties, produces lethal or other damaging ef-
22 fects on human beings, except that such term does
23 not include riot control agents, chemical herbicides,
24 smoke and other obscuration materials.

1 “(2) The term ‘Chemical Weapons Convention’
2 means the Convention on the Prohibition of Develop-
3 ment, Production, Stockpiling and Use of Chemical
4 Weapons and on Their Destruction, with annexes,
5 done at Paris, January 13, 1993, and entered into
6 force April 29, 1997 (T. Doc. 103–21).

7 “(3) The term ‘lethal chemical agent and muni-
8 tion’ means a chemical agent or munition that is de-
9 signed to cause death, through its chemical prop-
10 erties, to human beings in field concentrations.

11 “(4) The term ‘destruction’ means, with respect
12 to chemical munitions or agents—

13 “(A) the demolition of such munitions
14 or agents by incineration or by any other
15 means; or

16 “(B) the dismantling or other disposal of
17 such munitions or agents so as to make them
18 useless for military purposes and harmless to
19 human beings under normal circumstances.”.

20 (b) REPEAL OF LAWS RESTATED IN SECTION 1412
21 AND OBSOLETE PROVISIONS OF LAW.—The following pro-
22 visions of law are repealed:

23 (1) Section 125 of the National Defense Au-
24 thorization Act for Fiscal Years 1988 and 1989

1 (Public Law 100–180; 101 Stat. 1043; 50 U.S.C.
2 1521 note).

3 (2) Sections 172, 174, 175, and 180 of the Na-
4 tional Defense Authorization Act for Fiscal Year
5 1993 (Public Law 102–484; 106 Stat. 2341; 50
6 U.S.C. 1521 note).

7 (3) Section 152 of the National Defense Au-
8 thorization Act for Fiscal Year 1996 (50 U.S.C.
9 1521 note).

10 (4) Section 8065 of the Omnibus Consolidated
11 Appropriations Act, 1997 (50 U.S.C. 1521 note).

12 (5) Section 142 of the Strom Thurmond Na-
13 tional Defense Authorization Act for Fiscal Year
14 1999 (50 U.S.C. 1521 note).

15 (6) Section 141 of the National Defense Au-
16 thorization Act for Fiscal Year 2000 (Public Law
17 106–65; 113 Stat. 537; 50 U.S.C. 1521 note).

18 (7) Section 8122 of the Department of Defense
19 Appropriations Act, 2003 (Public Law 107–248;
20 116 Stat. 1566; 50 U.S.C. 1521 note).

21 (8) Section 923 of the John Warner National
22 Defense Authorization Act for Fiscal Year 2007
23 (Public Law 109–364; 120 Stat. 2360; 50 U.S.C.
24 1521 note).

1 (9) Section 8119 of the Department of Defense
2 Appropriations Act, 2008 (Public Law 110–116;
3 121 Stat. 1340; 50 U.S.C. 1521 note).

4 (10) Section 922(c) of the National Defense
5 Authorization Act for Fiscal Year 2008 (Public Law
6 110–181; 122 Stat. 283; 50 U.S.C. 1521 note).

7 **Subtitle C—Other Matters**

8 **SEC. 1421. AUTHORITY FOR TRANSFER OF FUNDS TO JOINT**
9 **DEPARTMENT OF DEFENSE–DEPARTMENT OF**
10 **VETERANS AFFAIRS MEDICAL FACILITY DEM-**
11 **ONSTRATION FUND FOR CAPTAIN JAMES A.**
12 **LOVELL HEALTH CARE CENTER, ILLINOIS.**

13 (a) AUTHORITY FOR TRANSFER OF FUNDS.—Funds
14 authorized to be appropriated by section 1403 and avail-
15 able for Defense Health Program for operation and main-
16 tenance as specified in the funding table in section 4401
17 may be transferred by the Secretary of Defense to the
18 Joint Department of Defense–Department of Veterans Af-
19 fairs Medical Facility Demonstration Fund established by
20 subsection (a)(1) of section 1704 of the National Defense
21 Authorization Act for Fiscal Year 2010 (Public Law 111–
22 84; 123 Stat. 2571). For purposes of subsection (a)(2)
23 of such section 1704, any funds so transferred shall be
24 treated as amounts authorized and appropriated for the
25 Department of Defense specifically for such transfer.

1 (b) USE OF TRANSFERRED FUNDS.—For purposes
2 of subsection (b) of such section 1704, facility operations
3 for which funds transferred under subsection (a) may be
4 used are operations of the Captain James A. Lovell Fed-
5 eral Health Care Center, consisting of the North Chicago
6 Veterans Affairs Medical Center, the Navy Ambulatory
7 Care Center, and supporting facilities designated as a
8 combined Federal medical facility under an operational
9 agreement pursuant to section 706 of the Duncan Hunter
10 National Defense Authorization Act for Fiscal Year 2009
11 (Public Law 110–417; 122 Stat. 455).

12 **TITLE XV—OVERSEAS**
13 **CONTINGENCY OPERATIONS**

14 **SEC. 1500. PURPOSE.**

15 The purpose of this title is to authorize appropria-
16 tions for the Department of Defense for fiscal year 2011
17 to provide additional funding for overseas contingency op-
18 erations of the Department of Defense in that fiscal year.

19 **Subtitle A—Authorization of**
20 **Additional Appropriations**

21 **SEC. 1501. PROCUREMENT.**

22 Funds are hereby authorized to be appropriated for
23 fiscal year 2011 for procurement accounts for the Army,
24 the Navy and the Marine Corps, the Air Force, and De-

1 fense-wide activities, as specified in the funding table in
2 section 4102.

3 **SEC. 1502. RESEARCH, DEVELOPMENT, TEST, AND EVALUA-**
4 **TION.**

5 Funds are hereby authorized to be appropriated for
6 fiscal year 2011 for the use of the Department of Defense
7 for research, development, test, and evaluation, as speci-
8 fied in the funding table in section 4202.

9 **SEC. 1503. OPERATION AND MAINTENANCE.**

10 Funds are hereby authorized to be appropriated for
11 fiscal year 2011 for the use of the Armed Forces and other
12 activities and agencies of the Department of Defense for
13 expenses, not otherwise provided for, for operation and
14 maintenance, as specified in the funding table in section
15 4302.

16 **SEC. 1504. MILITARY PERSONNEL.**

17 Funds are hereby authorized to be appropriated for
18 fiscal year 2011 for the Department of Defense for mili-
19 tary personnel in the amount of \$15,275,502,000.

20 **SEC. 1505. WORKING CAPITAL FUNDS.**

21 Funds are hereby authorized to be appropriated for
22 fiscal year 2011 for the use of the Armed Forces and other
23 activities and agencies of the Department of Defense for
24 providing capital for working capital and revolving funds,
25 as specified in the funding table in section 4402.

1 **SEC. 1506. DEFENSE HEALTH PROGRAM.**

2 Funds are hereby authorized to be appropriated for
3 the Department of Defense for fiscal year 2011 for ex-
4 penses, not otherwise provided for, for the Defense Health
5 Program, as specified in the funding table in section 4402.

6 **SEC. 1507. DRUG INTERDICTION AND COUNTER-DRUG AC-**
7 **TIVITIES, DEFENSE-WIDE.**

8 Funds are hereby authorized to be appropriated for
9 the Department of Defense for fiscal year 2011 for ex-
10 penses, not otherwise provided for, for Drug Interdiction
11 and Counter-Drug Activities, Defense-wide, as specified in
12 the funding table in section 4402.

13 **SEC. 1508. DEFENSE INSPECTOR GENERAL.**

14 Funds are hereby authorized to be appropriated for
15 the Department of Defense for fiscal year 2011 for ex-
16 penses, not otherwise provided for, for the Office of the
17 Inspector General of the Department of Defense, as speci-
18 fied in the funding table in section 4402.

19 **Subtitle B—Financial Matters**

20 **SEC. 1521. TREATMENT AS ADDITIONAL AUTHORIZATIONS.**

21 The amounts authorized to be appropriated by this
22 title are in addition to amounts otherwise authorized to
23 be appropriated by this Act.

24 **SEC. 1522. SPECIAL TRANSFER AUTHORITY.**

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

1 (1) **AUTHORITY.**—Upon determination by the
2 Secretary of Defense that such action is necessary in
3 the national interest, the Secretary may transfer
4 amounts of authorizations made available to the De-
5 partment of Defense in this title for fiscal year 2011
6 between any such authorizations for that fiscal year
7 (or any subdivisions thereof). Amounts of authoriza-
8 tions so transferred shall be merged with and be
9 available for the same purposes as the authorization
10 to which transferred.

11 (2) **LIMITATION.**—The total amount of author-
12 izations that the Secretary may transfer under the
13 authority of this subsection may not exceed
14 \$4,000,000,000.

15 (b) **TERMS AND CONDITIONS.**—Transfers under this
16 section shall be subject to the same terms and conditions
17 as transfers under section 1001.

18 (c) **ADDITIONAL AUTHORITY.**—The transfer author-
19 ity provided by this section is in addition to the transfer
20 authority provided under section 1001.

1 **Subtitle C—Other Matters**

2 **SEC. 1531. AVAILABILITY OF AMOUNTS IN OVERSEAS CON-**
3 **TINGENCY OPERATIONS TRANSFER FUND**
4 **SOLELY FOR DETAINEE OPERATIONS AT**
5 **UNITED STATES NAVAL STATION, GUANTA-**
6 **NAMO BAY, CUBA.**

7 Of the amount authorized to be appropriated by sec-
8 tion 1503 and available for the Overseas Contingency Op-
9 erations Transfer Fund as specified in the funding table
10 in section 4302, not more than \$105,000,000 shall be
11 available solely for detainee operations at United States
12 Naval Station, Guantanamo Bay, Cuba.

13 **SEC. 1532. LIMITATIONS ON AVAILABILITY OF FUNDS IN AF-**
14 **GHANISTAN SECURITY FORCES FUND.**

15 (a) LIMITATIONS.—

16 (1) IN GENERAL.—Funds authorized to be ap-
17 propriated by section 1507 and available for the Af-
18 ghanistan Security Forces Fund as specified in the
19 funding table in section 4302 shall be subject to the
20 conditions contained in subsections (b), (c), (e), (f),
21 and (g) of section 1513 of the National Defense Au-
22 thorization Act for Fiscal Year 2008 (Public Law
23 110–181; 122 Stat. 428), as amended by subsections
24 (b), (c), and (d) of this section.

1 (2) PROHIBITION ON TRANSFER OF FUNDS.—
2 Funds described in paragraph (1) shall not be sub-
3 ject to transfer pursuant to the authority in sub-
4 section (d) of section 1513 of the National Defense
5 Authorization Act for Fiscal Year 2008.

6 (b) AVAILABILITY OF FUNDS FOR NON-INTEL-
7 LIGENCE ACTIVITIES.—Subsection (b)(1) of section 1513
8 of the National Defense Authorization Act for Fiscal Year
9 2008 is amended by striking the period at the end and
10 inserting the following: “, including those forces and per-
11 sonnel of Afghan ministries assigned to or in support of
12 the Major Crimes Task Force.”.

13 (c) MODIFICATION OF PRIOR NOTICE TO CONGRESS
14 ON USE OF FUNDS.—Subsection (e) of such section is
15 amended by striking “five days” and inserting “15 days”.

16 (d) TREATMENT OF CERTAIN REPORTS AS SATIS-
17 FYING REQUIREMENT FOR QUARTERLY REPORTS ON USE
18 OF FUNDS.—Subsection (g) of such section is amended—

19 (1) by striking “(g) QUARTERLY REPORTS.—
20 Not later” and inserting the following:

21 “(g) QUARTERLY REPORTS.—

22 “(1) IN GENERAL.—Not later”; and

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

1 “(2) TREATMENT OF CERTAIN OTHER REPORTS
2 AS SATISFYING REPORT REQUIREMENTS.—The Sec-
3 retary may treat a report submitted under section
4 9010 of the Department of Defense Appropriations
5 Act, 2010 (Public Law 111–118; 123 Stat. 3466),
6 or a successor provision of law, with respect to a fis-
7 cal-year quarter as satisfying the requirements for a
8 report under paragraph (1) with respect to such fis-
9 cal-year quarter.”.

10 **SEC. 1533. IRAQ SECURITY FORCES FUND.**

11 (a) USE OF FUNDS.—

12 (1) IN GENERAL.—Funds authorized to be ap-
13 propriated by section 1507 and available for the Iraq
14 Security Forces Fund pursuant to the funding table
15 in section 4302 shall be available to the Secretary of
16 Defense for the purpose of allowing the Commander,
17 United States Forces Iraq, to provide assistance to
18 build the minimum essential capabilities of the secu-
19 rity forces of the Ministry of Defense and the Min-
20 istry of Interior of Iraq.

21 (2) TYPES OF ASSISTANCE AUTHORIZED.—As-
22 sistance provided under this section may include the
23 provision of equipment, supplies, services, training,
24 and repair and renovation of facilities and infra-
25 structure.

1 (3) SECRETARY OF STATE CONCURRENCE.—As-
2 sistance may be provided under this section only
3 with the concurrence of the Secretary of State.

4 (b) LIMITATION ON OBLIGATION OF FUNDS PEND-
5 ING CERTAIN COMMITMENT BY GOVERNMENT OF IRAQ.—

6 (1) LIMITATION.—Of the amount available to
7 the Iraq Security Forces Fund as described in sub-
8 section (a), not more than \$500,000,000 may be ob-
9 ligated until the Secretary of Defense determines
10 and certifies to Congress that the Government of
11 Iraq has demonstrated a commitment to each of the
12 following:

13 (A) To adequately build the logistics and
14 maintenance capacity of the Iraqi security
15 forces.

16 (B) To develop the institutional capacity to
17 manage such forces independently.

18 (C) To develop a culture of sustainment
19 for equipment provided or acquired with United
20 States assistance.

21 (2) ADDITIONAL ELEMENTS.—The certification
22 of the Secretary under paragraph (1) shall include
23 a description of any actions taken by the Govern-
24 ment of Iraq that, in the determination of the Sec-

1 retary, support the determination of the Secretary
2 under paragraph (1).

3 (c) LIMITATION ON OBLIGATION OF FUNDS PENDING
4 NOTICE ON PURPOSE OF OBLIGATION.—Funds available
5 to the Iraq Security Forces Fund as described in sub-
6 section (a) may not be obligated from the Iraq Security
7 Forces Fund until fifteen days after the date on which
8 the Secretary of Defense notifies the congressional defense
9 committees in writing of the details of the proposed obliga-
10 tion.

11 (d) AUTHORITY IN ADDITION TO OTHER AUTHORI-
12 TIES.—The authority to provide assistance under this sec-
13 tion is in addition to any other authority to provide assist-
14 ance to foreign nations.

15 (e) CONTRIBUTIONS.—

16 (1) AUTHORITY TO ACCEPT CONTRIBUTIONS.—
17 Subject to paragraph (2), the Secretary of Defense
18 may accept contributions of amounts to the Iraq Se-
19 curity Forces Fund for the purposes provided in
20 subsection (a) from any person, foreign government,
21 or international organization. Any amounts so ac-
22 cepted shall be credited to the Iraq Security Forces
23 Fund.

24 (2) LIMITATION.—The Secretary may not ac-
25 cept a contribution under this subsection if the ac-

1 ceptance of the contribution would compromise or
2 appear to compromise the integrity of any program
3 of the Department of Defense.

4 (3) USE.—Amounts accepted under this sub-
5 section shall be available for assistance authorized
6 by subsection (a).

7 (4) NOTICE TO CONGRESS.—The Secretary
8 shall notify the congressional defense committees,
9 the Committee on Foreign Relations of the Senate,
10 and the Committee on Foreign Affairs of the House
11 of Representatives, in writing, upon the acceptance
12 of any contribution under this subsection. Each no-
13 tice shall specify the source and amount of any
14 amount so accepted and the use of any amount so
15 accepted.

16 (f) QUARTERLY REPORTS.—

17 (1) IN GENERAL.—Not later than 30 days after
18 the end of each fiscal-year quarter, the Secretary of
19 Defense shall submit to the congressional defense
20 committees a report summarizing the details of any
21 obligation of funds from the Iraq Security Forces
22 Fund during such fiscal-year quarter.

23 (2) TREATMENT OF CERTAIN OTHER REPORTS
24 AS SATISFYING REPORT REQUIREMENTS.—The Sec-
25 retary may treat a report submitted under section

1 9010 of the Department of Defense Appropriations
2 Act, 2010 (Public Law 111–118; 123 Stat. 3466),
3 or a successor provision of law, with respect to a fis-
4 cal-year quarter as satisfying the requirements for a
5 report under paragraph (1) with respect to such fis-
6 cal-year quarter.

7 (g) REPEAL OF SUPERSEDED AUTHORITY.—Effec-
8 tive as of October 1, 2010, section 1512 of the National
9 Defense Authorization Act for Fiscal Year 2008 (Public
10 Law 110–181; 122 Stat. 426) is repealed.

11 **SEC. 1534. PROJECTS OF TASK FORCE FOR BUSINESS AND**
12 **STABILITY OPERATIONS IN AFGHANISTAN**
13 **AND REPORT ON ECONOMIC STRATEGY FOR**
14 **AFGHANISTAN.**

15 (a) PROJECTS OF TASK FORCE FOR BUSINESS AND
16 STABILITY OPERATIONS IN AFGHANISTAN.—

17 (1) IN GENERAL.—The Task Force for Busi-
18 ness and Stability Operations in Afghanistan may,
19 subject to the direction and control of the Secretary
20 of Defense, carry out projects in fiscal year 2011 to
21 assist the commander of the United States Central
22 Command in developing a link between United
23 States military operations in Afghanistan under Op-
24 eration Enduring Freedom and the economic ele-
25 ments of United States national power in order to

1 reduce violence, enhance stability, and restore eco-
2 nomic normalcy in Afghanistan through strategic
3 business and economic activities.

4 (2) SCOPE OF PROJECTS.—The projects carried
5 out under paragraph (1) may include projects that
6 facilitate private investment, industrial development,
7 banking and financial system development, agricul-
8 tural diversification and revitalization, and energy
9 development in and with respect to Afghanistan.

10 (3) FUNDING.—The Secretary may use funds
11 available for overseas contingency operations for op-
12 eration and maintenance for the Army for additional
13 activities to carry out projects under paragraph (1).
14 The amount of funds used under authority in the
15 preceding sentence may not exceed \$150,000,000.

16 (4) REPORT.—Not later than October 31,
17 2011, the Secretary of Defense shall submit to the
18 congressional defense committees a report on the ac-
19 tivities of the Task Force for Business and Stability
20 Operations in Afghanistan in support of Operation
21 Enduring Freedom during fiscal year 2011, includ-
22 ing a description of the projects carried out under
23 paragraph (1) during that fiscal year.

24 (b) REPORT ON ECONOMIC STRATEGY FOR AFGHANI-
25 STAN.—

1 (1) REPORT REQUIRED.—Not later than 120
2 days after the date of the enactment of this Act, the
3 Secretary of Defense shall, in consultation with the
4 Secretary of State, submit to the appropriate com-
5 mittees of Congress a report on a United States eco-
6 nomic strategy for Afghanistan that—

7 (A) supports the United States counter-
8 insurgency campaign in Afghanistan;

9 (B) promotes economic stabilization in Af-
10 ghanistan, consistent with a longer-term devel-
11 opment plan for Afghanistan; and

12 (C) enhances the establishment of sustain-
13 able institutions in Afghanistan.

14 (2) ELEMENTS.—The report required by para-
15 graph (1) shall include the following:

16 (A) An identification of the sectors within
17 the Afghanistan economy that offer the greatest
18 economic opportunities to support the purposes
19 of the United States economic strategy for Af-
20 ghanistan set forth under paragraph (1).

21 (B) An assessment of the capabilities of
22 the Afghanistan Government to increase rev-
23 enue generation to meet its own operational and
24 developmental costs in the short-term, medium-
25 term, and long-term.

1 (C) An assessment of the infrastructure
2 (water, power, rail, road) required to underpin
3 economic development in Afghanistan.

4 (D) A description of the potential role in
5 the economic strategy for Afghanistan of each
6 of the following:

7 (i) Private sector investment, includ-
8 ing investment by and through the Over-
9 seas Private Investment Corporation.

10 (ii) Efforts to promote public-private
11 partnerships.

12 (iii) Community development grants,
13 including through the Afghanistan Na-
14 tional Solidarity Program, and public
15 works projects.

16 (iv) The International Bank for Re-
17 construction and Development and the
18 Asian Development Bank.

19 (v) Efforts to promote trade, includ-
20 ing efforts by and through the Export-Im-
21 port Bank of the United States.

22 (vi) Department of Defense policies to
23 promote economic stabilization and devel-
24 opment, including an expanded Afghani-
25 stan First procurement policy and efforts

1 by the Department to enhance transpor-
2 tation, electrification, and communications
3 networks both within Afghanistan and be-
4 tween Afghanistan and neighboring coun-
5 tries.

6 (E) An evaluation of the regional dimen-
7 sion of an economic strategy for Afghanistan,
8 including a description of economic areas suit-
9 able for regional collaboration and a
10 prioritization among such areas for attention
11 under the strategy.

12 (F) A timeline and milestones for activities
13 that can promote economic stabilization, devel-
14 opment, and sustainability in Afghanistan in
15 the short-term, medium-term, and long-term.

16 (G) Recommendations on the assignment
17 of responsibilities within the Department of De-
18 fense, and among the department and agencies
19 of the Government of the United States, for
20 carrying out the economic strategy for Afghani-
21 stan.

22 (H) Metrics for assessing progress under
23 the economic strategy for Afghanistan.

1 (3) APPROPRIATE COMMITTEES OF CONGRESS
2 DEFINED.—In this subsection, the term “appro-
3 priate committees of Congress” means—

4 (A) the Committees on Armed Services,
5 Foreign Relations, and Appropriations of the
6 Senate; and

7 (B) the Committees on Armed Services,
8 Foreign Affairs, and Appropriations of the
9 House of Representatives.

10 **SEC. 1535. REPORT ON MANAGEMENT CONTROLS AND**
11 **OVERSIGHT MECHANISMS FOR THE JOINT**
12 **IMPROVISED EXPLOSIVE DEVICE DEFEAT OR-**
13 **GANIZATION.**

14 (a) REPORT REQUIRED.—Not later than 90 days
15 after the date of the enactment of this Act, the Secretary
16 of Defense shall submit to the congressional defense com-
17 mittees a report setting forth a review of the current man-
18 agement controls and oversight mechanisms for the Joint
19 Improvised Explosive Device Defeat Organization.

20 (b) ELEMENTS.—The report required by subsection
21 (a) shall include, at a minimum, the following:

22 (1) A description of the current management
23 structure and reporting relationships of the Joint
24 Improvised Explosive Device Defeat Organization.

1 (2) Such recommendations for modifications to
2 the current management structure and reporting re-
3 lationships of the Joint Improvised Explosive Device
4 Defeat Organization as the Secretary considers ap-
5 propriate to ensure appropriate management control
6 and oversight of the operations and activities of the
7 organization.

8 (3) An assessment of the degree to which acqui-
9 sition professionals from the military departments
10 are included in the organization of the Joint Impro-
11 vised Explosive Device Defeat Organization, and an
12 assessment whether further actions are needed to
13 strengthen the role and participation of acquisition
14 professionals from the military departments in fund-
15 ing and development decisions of the organization.

16 (4) An assessment of the departmental controls
17 of the Joint Improvised Explosive Device Defeat Or-
18 ganization, including systems for identifying and ad-
19 dressing material weaknesses in such departmental
20 controls.

21 (5) An assessment of the data collection and
22 metrics used to determine the effectiveness of the
23 initiatives and investments of the Joint Improvised
24 Explosive Device Defeat Organization and to make

1 any needed adjustments in such initiatives and in-
2 vestments.

3 (6) An assessment whether the Joint Impro-
4 vised Explosive Device Defeat Organization and the
5 Armed Forces are performing activities that are du-
6 plicative and, if so, a determination who should per-
7 form such activities.

8 **SEC. 1536. SENSE OF CONGRESS ON SUPPORT FOR INTE-**
9 **GRATED CIVILIAN-MILITARY TRAINING FOR**
10 **CIVILIAN PERSONNEL DEPLOYING TO AF-**
11 **GHANISTAN.**

12 It is the sense of Congress that the Secretary of De-
13 fense should, in consultation with the Secretary of State
14 and the Administrator of the United States Agency for
15 International Development, continue to support integrated
16 civilian-military training for civilians deploying to serve in
17 Afghanistan, including through the allocation of military
18 and civilian personnel, trainers, and other resources for
19 that purpose.

TITLE XLI—PROCUREMENT

SEC. 4101. PROCUREMENT.

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	AIRCRAFT PROCUREMENT, ARMY						
	AIRCRAFT						
	FIXED WING						
1	JOINT CARGO AIRCRAFT (JCA)	0	0				0
2	C-12 CARGO AIRPLANE	0	0				0
3	AERIAL COMMON SENSOR (ACS) (MIP)		88,483				88,483
4	MQ-1 UAV	26	459,310			26	459,310
5	RQ-11 (RAVEN)	312	20,152			312	20,152
6	BCT UNMANNED AERIAL VEH (UAVS) INCR 1		44,206				44,206
	ROTARY						
8	HELICOPTER, LIGHT UTILITY (LUH)	50	305,272			50	305,272
9	AH-64 APACHE BLOCK III	16	390,571		5,500	16	396,071
9	LESS: ADVANCE PROCUREMENT (PY)		-57,890				-57,890
	AH-64 fuselage manufacturing				[5,500]		
10	ADVANCE PROCUREMENT (CY)		161,150				161,150
11	UH-60 BLACKHAWK (MYP)	72	1,352,786			72	1,352,786
11	LESS: ADVANCE PROCUREMENT (PY)		-102,220				-102,220
12	ADVANCE PROCUREMENT (CY)		100,532				100,532
13	CH-47 HELICOPTER	40	1,151,969			40	1,151,969

13	LESS: ADVANCE PROCUREMENT (PY)	-50,676	
14	ADVANCE PROCUREMENT (CY)	57,756	
15	HELICOPTER NEW TRAINING	9,383	
	MODIFICATION OF AIRCRAFT		
16	C12 AIRCRAFT MODS	0	0
17	MQ-1 PAYLOAD—UAS	100,413	100,413
18	MQ-1 WEAPONIZATION—UAS	14,729	14,729
19	GUARDRAIL MODS (MIP)	29,899	5,699
	Guardrail common sensor		-24,200
			[-24,200]
20	MULTI SENSOR ABN RECON (MIP)	16,981	16,981
21	AH-64 MODS	393,769	393,769
21	LESS: ADVANCE PROCUREMENT (PY)	0	0
22	ADVANCE PROCUREMENT (CY)	0	0
23	CH-47 CARGO HELICOPTER MODS (MYP)	66,207	66,207
23	LESS: ADVANCE PROCUREMENT (PY)	0	0
24	ADVANCE PROCUREMENT (CY)	0	0
25	UTILITY/CARGO AIRPLANE MODS	13,716	13,716
26	AIRCRAFT LONG RANGE MODS	814	814
27	UTILITY HELICOPTER MODS	63,085	63,085
28	KIOWA WARRIOR	94,400	94,400
29	AIRBORNE AVIONICS	219,425	219,425
30	GATM ROLLUP	100,862	100,862
31	RQ-7 UAV MODS	505,015	505,015
	SPARES AND REPAIR PARTS		
34	SPARE PARTS (AIR)	7,328	7,328
	SUPPORT EQUIPMENT AND FACILITIES		
	GROUND SUPPORT AVIONICS		
35	AIRCRAFT SURVIVABILITY EQUIPMENT	24,478	24,478
36	ASE INFRARED CM	174,222	174,222
	OTHER SUPPORT		
37	AVIONICS SUPPORT EQUIPMENT	4,885	4,885
38	COMMON GROUND EQUIPMENT	76,129	76,129
39	AIRCREW INTEGRATED SYSTEMS	52,423	55,423
	Air warrior survival vest ensemble reset program		3,000
			[3,000]

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
40	AIR TRAFFIC CONTROL		82,844				82,844
41	INDUSTRIAL FACILITIES		1,567				1,567
42	LAUNCHER, 2.75 ROCKET		2,892				2,892
43	AIRBORNE COMMUNICATIONS		0				0
	TOTAL, AIRCRAFT PROCUREMENT, ARMY		5,976,867		-15,700		5,961,167
	MISSILE PROCUREMENT, ARMY						
	OTHER MISSILES						
	SURFACE-TO-AIR MISSILE SYSTEM						
1	PATRIOT SYSTEM SUMMARY	78	480,247			78	480,247
2	SURFACE-LAUNCHED AMRAAM SYSTEM SUMMARY:		116,732				116,732
2	LESS: ADVANCE PROCUREMENT (PY)		0				0
3	ADVANCE PROCUREMENT (CY)		0				0
	AIR-TO-SURFACE MISSILE SYSTEM						
4	HELLFIRE SYS SUMMARY	240	31,881			240	31,881
	ANTI-TANK/ASSAULT MISSILE SYS						
5	JAVELIN (AAWS-M) SYSTEM SUMMARY	715	163,929			715	163,929
6	TOW 2 SYSTEM SUMMARY		30,326				30,326
6	LESS: ADVANCE PROCUREMENT (PY)		0				0
7	ADVANCE PROCUREMENT (CY)		48,355				48,355
8	BCT NON LINE OF SIGHT LAUNCH SYSTEM—INCREME		350,574				0
	Program termination						-350,574
							[-350,574]
9	GUIDED MLRS ROCKET (GMLRS)	2,592	291,041			2,592	291,041
10	MLRS REDUCED RANGE PRACTICE ROCKETS (RRPR)	2,058	15,886			2,058	15,886
11	HIGH MOBILITY ARTILLERY ROCKET SYSTEM (HIMARS)	44	211,517			44	211,517
	MODIFICATION OF MISSILES						
	MODIFICATIONS						

12	PATRIOT MODS	57,170	133,600	190,770
	Patriot upgrades		[133,600]	
13	ITAS/TOW MODS	13,281		13,281
14	MLRS MODS	8,217		8,217
15	HIMARS MODIFICATIONS	39,371		39,371
16	HELLFIRE MODIFICATIONS	10		10
	SPARES AND REPAIR PARTS			
17	SPARES AND REPAIR PARTS	19,569		19,569
	SUPPORT EQUIPMENT & FACILITIES			
18	AIR DEFENSE TARGETS	3,613		3,613
19	ITEMS LESS THAN \$5.0M (MISSILES)	1,208		1,208
20	PRODUCTION BASE SUPPORT	4,510		4,510
	TOTAL, MISSILE PROCUREMENT, ARMY	1,887,437	-216,974	1,670,463

PROCUREMENT OF W&TCV, ARMY

TRACKED COMBAT VEHICLES

1	BRADLEY PROGRAM	0		0
2	BRADLEY TRAINING DEVICES (MOD)	0		0
3	ABRAMS TANK TRAINING DEVICES	0		0
4	STRYKER VEHICLE	299,545		299,545
5	FUTURE COMBAT SYSTEMS: (FCS)	0	83	0
5	LESS: ADVANCE PROCUREMENT (PY)	0		0
6	ADVANCE PROCUREMENT (CY)	0		0
7	FCS SPIN OUTS	41,871		41,871
7	LESS: ADVANCE PROCUREMENT (PY)	-41,871		-41,871
8	ADVANCE PROCUREMENT (CY)	0		0

MODIFICATION OF TRACKED COMBAT VEHICLES

9	STRYKER (MOD)	146,352		146,352
10	FIST VEHICLE (MOD)	31,083		31,083
11	BRADLEY PROGRAM (MOD)	215,133		215,133
12	HOWITZER, MED SP FT 155MM M109A6 (MOD)	105,277		0
	Program delay		-105,277	
13	IMPROVED RECOVERY VEHICLE (M88A2 HERCULES)	69,609		69,609

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
14	ARMORED BREACHER VEHICLE	17	77,930			17	77,930
15	M88 FOV MODS		9,157				9,157
16	JOINT ASSAULT BRIDGE	9	44,133			9	44,133
17	M1 ABRAMS TANK (MOD)		230,907				230,907
18	ABRAMS UPGRADE PROGRAM	21	183,000			21	183,000
	SUPPORT EQUIPMENT & FACILITIES						
19	PRODUCTION BASE SUPPORT (TCV-WTCV)		3,145				3,145
	WEAPONS AND OTHER COMBAT VEHICLES						
20	HOWITZER, LIGHT, TOWED, 105MM, M119	2	5,575			2	5,575
21	M240 MEDIUM MACHINE GUN (7.62MM)	1,655	28,179			1,655	28,179
22	MACHINE GUN, CAL .50 M2 ROLL	5,900	79,496			5,900	79,496
23	LIGHTWEIGHT .50 CALIBER MACHINE GUN	350	18,941			350	18,941
24	M249 SAW MACHINE GUN (5.56MM)	0	0			0	0
25	MK-19 GRENADE MACHINE GUN (40MM)	238	4,465			238	4,465
26	MORTAR SYSTEMS	138	17,082			138	17,082
27	M107, CAL 50, SNIPER RIFLE		235				235
28	XM220 GRENADE LAUNCHER MODULE (GLM)	3,869	16,282			3,869	16,282
29	M110 SEMI-AUTOMATIC SNIPER SYSTEM (SASS)	155	5,159			155	5,159
30	M4 CARBINE	11,494	20,180			11,494	20,180
31	SHOTGUN, MODULAR ACCESSORY SYSTEM (MASS)	3,659	7,153			3,659	7,153
32	COMMON REMOTELY OPERATED WEAPONS STATION (CRO)	0	0			0	0
33	HANDGUN	5,000	3,371			5,000	3,371
34	HOWITZER LT WT 155MM (T)	0	0			0	0
	MOD OF WEAPONS AND OTHER COMBAT VEH						
35	MK-19 GRENADE MACHINE GUN MODS		4,286				4,286
36	M4 CARBINE MODS		14,044				14,044
37	M2 50 CAL MACHINE GUN MODS		0		6,000		6,000
	M2A1 quick change barrel kits				[6,000]		

38	M249 SAW MACHINE GUN MODS	5,922	5,922
39	M240 MEDIUM MACHINE GUN MODS	15,852	15,852
40	M119 MODIFICATIONS	39,810	39,810
41	M16 RIFLE MODS	3,855	3,855
42	M14 7.62 RIFLE MODS	0	0
43	MODIFICATIONS LESS THAN \$5.0M (WOCV-WTCV)	6,083	6,083
	SUPPORT EQUIPMENT & FACILITIES		
44	ITEMS LESS THAN \$5.0M (WOCV-WTCV)	0	0
45	PRODUCTION BASE SUPPORT (WOCV-WTCV)	7,869	7,869
46	INDUSTRIAL PREPAREDNESS	409	409
47	SMALL ARMS EQUIPMENT (SOLDIER ENH PROG)	4,042	4,042
48	CLOSED ACCOUNT ADJUSTMENTS	0	0
	TOTAL, PROCUREMENT OF W&TCV, ARMY	1,723,561	1,624,284

-99,277

**PROCUREMENT OF AMMUNITION, ARMY
AMMUNITION**

1	CTG, 5.56MM, ALL TYPES	195,406	195,406
2	CTG, 7.62MM, ALL TYPES	79,622	79,622
3	CTG, HANDGUN, ALL TYPES	5,377	5,377
4	CTG, .50 CAL, ALL TYPES	160,712	160,712
5	CTG, 20MM, ALL TYPES	0	0
6	CTG, 25MM, ALL TYPES	15,887	15,887
7	CTG, 30MM, ALL TYPES	95,222	95,222
8	CTG, 40MM, ALL TYPES	167,632	167,632
	MORTAR AMMUNITION		
9	60MM MORTAR, ALL TYPES	14,340	14,340
10	81MM MORTAR, ALL TYPES	24,036	24,036
11	120MM MORTAR, ALL TYPES	96,335	96,335
	APMI unit cost savings		-28,600
			[-28,600]
	TANK AMMUNITION		
12	CTG TANK 105MM, ALL TYPES	7,794	7,794
13	CTG, TANK, 120MM, ALL TYPES	114,798	114,798

PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	ARTILLERY AMMUNITION						
14	CTG, ARTY, 75MM, ALL TYPES		7,329				7,329
15	CTG, ARTY, 105MM, ALL TYPES		76,658				76,658
16	CTG, ARTY, 155MM, ALL TYPES		45,752				45,752
17	PROJ 155MM EXTENDED RANGE XM982		62,114				62,114
18	MODULAR ARTILLERY CHARGE SYSTEM (MACS), ALL T		29,309				29,309
	ARTILLERY FUZES						
19	ARTILLERY FUZES, ALL TYPES		25,047				25,047
	MINES						
20	MINES, ALL TYPES		817				817
21	MINE, CLEARING CHARGE, ALL TYPES		8,000				8,000
	NETWORKED MUNITIONS						
22	SPIDER NETWORK MUNITIONS, ALL TYPES		53,005				53,005
23	SCORPION, INTELLIGENT MUNITIONS SYSTEM , ALL		10,246				10,246
	ROCKETS						
24	SHOULDER LAUNCHED MUNITIONS, ALL TYPES		43,873				43,873
25	ROCKET, HYDRA 70, ALL TYPES		120,628				120,628
	OTHER AMMUNITION						
26	DEMOLITION MUNITIONS, ALL TYPES		19,824				19,824
27	GRENADES, ALL TYPES		41,803				41,803
28	SIGNALS, ALL TYPES		39,472				39,472
29	SIMULATORS, ALL TYPES		11,389				11,389
	MISCELLANEOUS						
30	AMMO COMPONENTS, ALL TYPES		17,499				17,499
31	NON-LETHAL AMMUNITION, ALL TYPES		5,266				5,266
32	CAD/PAD ALL TYPES		5,322				5,322
33	ITEMS LESS THAN \$5 MILLION		9,768				9,768
34	AMMUNITION PECULIAR EQUIPMENT		12,721				12,721

35	FIRST DESTINATION TRANSPORTATION (AMMO)	11,786		11,786
36	CLOSEOUT LIABILITIES	100		100
	PRODUCTION BASE SUPPORT			
37	PROVISION OF INDUSTRIAL FACILITIES	144,368		144,368
38	LAYAWAY OF INDUSTRIAL FACILITIES	9,504		9,504
39	MAINTENANCE OF INACTIVE FACILITIES	9,025		9,025
40	CONVENTIONAL MUNITIONS DEMILITARIZATION, ALL	178,367		178,367
41	ARMS INITIATIVE	3,261		3,261
	TOTAL, PROCUREMENT OF AMMUNITION, ARMY	1,979,414	-28,600	1,950,814

**OTHER PROCUREMENT, ARMY
TACTICAL AND SUPPORT VEHICLES
TACTICAL VEHICLES**

1	TACTICAL TRAILERS/DOLLY SETS	2,359	5,000	2,359	30,560
	Efficiency and safety mods to Heavy Expanded Mobility Ammunition Trailer ..		[5,000]		
2	SEMITRAILERS, FLATBED:	391		391	38,713
3	SEMITRAILERS, TANKERS				0
4	HI MOB MULTI-PURP WHLD VEH (HMMWV)				0
5	FAMILY OF MEDIUM TACTICAL VEH (FMTV)	2,960		2,960	918,195
6	FIRETRUCKS & ASSOCIATED FIREFIGHTING EQUIPMENTS				21,317
7	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV)				549,741
8	PLS ESP				100,108
9	ARMORED SECURITY VEHICLES (ASV)	94		94	114,478
10	MINE PROTECTION VEHICLE FAMILY				230,978
11	FAMILY OF MINE RESISTANT AMBUSH PROTEC (MIRAP)				0
12	TRUCK, TRACTOR, LINE HAUL, M915/M916	55		55	37,519
13	HVY EXPANDED MOBILE TACTICAL TRUCK EXT SERV P	708		708	173,565
14	HMMWV RECAPITALIZATION PROGRAM				0
15	MODIFICATION OF IN SVC EQUIP				349,256
16	ITEMS LESS THAN \$5.0M (TAC VEH)				0
17	TOWING DEVICE-FIFTH WHEEL				234
18	AMC CRITICAL ITEMS, OPAT				746

NON-TACTICAL VEHICLES

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
19	HEAVY ARMORED SEDAN	4	1,875			4	1,875
20	PASSENGER CARRYING VEHICLES		3,323				3,323
21	NONTACTICAL VEHICLES, OTHER		19,586				19,586
	COMMUNICATIONS AND ELECTRONICS EQUIPMENT						
	COMM—JOINT COMMUNICATIONS						
22	VEHICLE MTD MINE DETCTE		0				0
23	JOINT COMBAT IDENTIFICATION MARKING SYSTEM		11,411				11,411
24	WIN-T—GROUND FORCES TACTICAL NETWORK		421,798				421,798
25	JCSE EQUIPMENT (USREDCOM)		4,690				4,690
	COMM—SATELLITE COMMUNICATIONS						
26	DEFENSE ENTERPRISE WIDEBAND SATCOM SYSTEMS (S)		115,744				115,744
27	SHF TERM		14,198				14,198
28	SAT TERM, EMUT (SPACE)		662				662
29	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE)		32,193		51,200		83,393
	Procurement of additional systems				[51,200]		
30	SMART-T (SPACE)		10,285				10,285
31	SCAMP (SPACE)		930				930
32	GLOBAL BRDCST SVC—GBS		4,586				4,586
33	MOD OF IN-SVC-EQUIP (TAG SAT)		1,506				1,506
	COMM—COMBAT SUPPORT COMM						
34	MOD-IN-SERVICE PROFILER		938				938
	COMM—C3 SYSTEM						
35	ARMY GLOBAL CMD & CONTROL SYS (AGCCS)		20,387				20,387
	COMM—COMBAT COMMUNICATIONS						
36	ARMY DATA DISTRIBUTION SYSTEM (DATA RADIO)		700				700
37	JOINT TACTICAL RADIO SYSTEM		209,568				209,568
38	RADIO TERMINAL SET, MIDS LVT(2)		5,796				5,796
39	SINGGARS FAMILY		14,504				14,504

40	AMC CRITICAL ITEMS—OPA2	3,860		3,860
41	MULTI-PURPOSE INFORMATIONS OPERATIONS SYSTEMS	9,501		9,501
42	COMMS-ELEC EQUIP FIELDING	5,965		5,965
43	SPIDER APLA REMOTE CONTROL UNIT	26,358		26,358
44	IMS REMOTE CONTROL UNIT	6,603		6,603
45	SOLDIER ENHANCEMENT PROGRAM COMM/ELECTRONICS	5,125		5,125
46	COMBAT SURVIVOR EVADER LOCATOR (CSEL)	2,397		2,397
47	RADIO, IMPROVED HF (COTS) FAMILY	9,983		9,983
48	MEDICAL COMM FOR CBT CASUALTY CARE (MC4)	23,606		23,606
	COMM—INTELLIGENCE COMM			
49	CI AUTOMATION ARCHITECTURE	1,465		1,465
	INFORMATION SECURITY			
50	TSFC—ARMY KEY MGT SYS (AKMS)	25,959		25,959
51	INFORMATION SYSTEM SECURITY PROGRAM-ISSP	63,340		63,340
	COMM—LONG HAUL COMMUNICATIONS			
52	TERRESTRIAL TRANSMISSION	137		137
53	BASE SUPPORT COMMUNICATIONS	28,406		28,406
54	WW TECH CON IMP PROG (WWTCP)	11,566		11,566
	COMM—BASE COMMUNICATIONS			
55	INFORMATION SYSTEMS	201,081	55,000	256,081
	Tactical local area network		[55,000]	
56	DEFENSE MESSAGE SYSTEM (DMS)	6,264		6,264
57	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM(.....	178,242		178,242
58	PENTAGON INFORMATION MGT AND TELECOM	10,427		10,427
	ELECT EQUIP—NAT INTEL PROG (NIP)			
	ELECT EQUIP—TACT INT REL ACT (TIARA)			
63	ALL SOURCE ANALYSIS SYS (ASAS)	0		0
64	JTT/CIBS-M	3,321		3,321
65	PROPHET GROUND	71,517		71,517
66	TACTICAL UNMANNED AERIAL SYS (TUAS)	0		0
67	SMALL UNMANNED AERIAL SYSTEM (SUAS)	0		0
68	DIGITAL TOPOGRAPHIC SPT SYS (DTSS)	441		441
69	DRUG INTERDICTION PROGRAM (DIP) (TIARA)	0		0
70	DCGS-A (MIP)	137,424		137,424

PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
71	JOINT TACTICAL GROUND STATION (JTAGS)		9,279				9,279
72	TROJAN (MIP)		28,345				28,345
73	MOD OF IN-SVC EQUIP (INTEL SPT) (MIP)		7,602				7,602
74	CI HUMINT AUTO REPTING AND COLL(CHARCS) (MIP)		7,416				7,416
75	ITEMS LESS THAN \$5.0M (MIP)		18,721				18,721
	ELECT EQUIP—ELECTRONIC WARFARE (EW)						
76	LIGHTWEIGHT COUNTER MORTAR RADAR		32,980		47,100		80,080
	Procurement of additional systems				[47,100]		
77	WARLOCK		24,127				24,127
78	BCT UNATTENDED GROUND SENSOR		29,718		-29,718		0
	Program reduction				[-29,718]		
79	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES		1,394				1,394
80	CI MODERNIZATION		1,263				1,263
	ELECT EQUIP—TACTICAL SURV. (TAC SURV)						
81	FAAD GBS		91,467				91,467
82	SENTINEL MODS		30,976				30,976
83	SENSE THROUGH THE WALL (STTW)		24,939				24,939
84	NIGHT VISION DEVICES		70,528				70,528
85	LONG RANGE ADVANCED SCOUT SURVEILLANCE SYSTEM		255,641				255,641
86	NIGHT VISION, THERMAL WPN SIGHT		248,899				248,899
87	SMALL TACTICAL OPTICAL RIFLE MOUNTED MLRF		8,520				8,520
88	RADIATION MONITORING SYSTEMS		0				0
89	COUNTER-ROCKET, ARTILLERY & MORTAR (C-RAM)		2,088				2,088
90	BASE EXPEDITIONARY TARGETING AND SURV SYS		0				0
91	ARTILLERY ACCURACY EQUIP		6,042				6,042
92	MOD OF IN-SVC EQUIP (MMS)		0				0
93	ENHANCED PORTABLE INDUCTIVE ARTILLERY FUZE SE		0				0
94	PROFLER		4,408				4,408

95	MOD OF IN-SVC EQUIP (FIREFINDER RADARS)	2,843	2,843
96	FORCE XXI BATTLE CMD BRIGADE & BELOW (FBCB2)	39,786	39,786
97	JOINT BATTLE COMMAND—PLATFORM (JBC-P)	147	147
98	LIGHTWEIGHT LASER DESIGNATOR/RANGEFINDER (LLD)	65,970	65,970
99	COMPUTER BALLISTICS: LHMC XM32	815	815
100	MORTAR FIRE CONTROL SYSTEM	16,475	16,475
101	COUNTERFIRE RADARS	275,867	275,867
102	ENHANCED SENSOR & MONITORING SYSTEM	2,062	2,062
103	ELECT EQUIP—TACTICAL C2 SYSTEMS		
104	TACTICAL OPERATIONS CENTERS		
	FIRE SUPPORT C2 FAMILY		16,200
	Forward entry devices		[16,200]
105	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM (BC)	25,866	25,866
106	FAAD C2	42,511	42,511
107	AIR & MSL DEFENSE PLANNING & CONTROL SYS (AMD)	57,038	57,038
108	KNIGHT FAMILY	120,723	120,723
109	LIFE CYCLE SOFTWARE SUPPORT (LCSS)	1,710	1,710
110	AUTOMATIC IDENTIFICATION TECHNOLOGY	10,858	10,858
111	TC AIMS II	10,457	10,457
112	JOINT NETWORK MANAGEMENT SYSTEM (JNMS)	0	0
113	TACTICAL INTERNET MANAGER	1,594	1,594
114	NETWORK MANAGEMENT INITIALIZATION AND SERVICE	18,492	18,492
115	MANUEVER CONTROL SYSTEM (MCS)	96,162	96,162
116	SINGLE ARMY LOGISTICS ENTERPRISE (SALE)	99,819	99,819
117	RECONNAISSANCE AND SURVEYING INSTRUMENT SET	15,466	15,466
118	MOUNTED BATTLE COMMAND ON THE MOVE (MBCOTM)	0	0
	ELECT EQUIP—AUTOMATION		
119	GENERAL FUND ENTERPRISE BUSINESS SYSTEM	97,858	97,858
120	ARMY TRAINING MODERNIZATION	36,158	36,158
121	AUTOMATED DATA PROCESSING EQUIP	203,864	203,864
122	CSS COMMUNICATIONS	39,811	39,811
123	RESERVE COMPONENT AUTOMATION SYS (RCAS)	39,360	39,360
	ELECT EQUIP—AUDIO VISUAL SYS (AV)		
124	ITEMS LESS THAN \$5.0M (AV)	663	663

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
125	ITEMS LESS THAN \$5M (SURVEYING EQUIPMENT)		6,467				6,467
	ELECT EQUIP—MODS TACTICAL SYS/EQ						
126	WEAPONIZATION OF UNMANNED AERIAL SYSTEM (UAS)		0				0
	ELECT EQUIP—SUPPORT						
127	ITEMS UNDER \$5M (SSE)		0				0
128	PRODUCTION BASE SUPPORT (C-E)		542				542
129	BCN NETWORK		176,543				176,543
999	CLASSIFIED PROGRAMS		2,560				2,560
	OTHER SUPPORT EQUIPMENT						
	CHEMICAL DEFENSIVE EQUIPMENT						
130	PROTECTIVE SYSTEMS		2,489				2,489
131	FAMILY OF NON-LETHAL EQUIPMENT (FNLE)		9,305				9,305
132	CBRN SOLDIER PROTECTION		180,351				180,351
133	SMOKE & OBSCURANT FAMILY: SOF (NON AAO ITEM)		831				831
	BRIDGING EQUIPMENT						
134	TACTICAL BRIDGING		62,817		15,000		77,817
	Line of communication bridge				[15,000]		
135	TACTICAL BRIDGE, FLOAT-RIBBON		105,837				105,837
	ENGINEER (NON-CONSTRUCTION) EQUIPMENT						
136	HANDHELD STANDOFF MINEFIELD DETECTION SYS-HST		43,871				43,871
137	GRND STANDOFF MINE DETECTION SYSTEM (GSTAMIDS)		35,002		7,000		42,002
	Fido explosives detection system				[7,000]		
138	EXPLOSIVE ORDNANCE DISPOSAL EQPMT (EOD EQPMT)		54,093				54,093
139	< \$5M, COUNTERMINE EQUIPMENT		3,655				3,655
140	AERIAL DETECTION		0				0
	COMBAT SERVICE SUPPORT EQUIPMENT						
141	HEATERS AND ECUS		20,610				20,610
142	LAUNDRIES, SHOWERS AND LATRINES		0				0

143	SOLDIER ENHANCEMENT	5,416	5,416
144	LIGHTWEIGHT MAINTENANCE ENCLOSURE (LME)	0	0
145	LAND WARRIOR	0	0
146	PERSONNEL RECOVERY SUPPORT SYSTEM (PRSS)	7,813	7,813
147	GROUND SOLDIER SYSTEM	110,524	81,724
	Program reduction—early to need		-28,800
			[-28,800]
148	MOUNTED SOLDIER SYSTEM	38,872	38,872
149	FORCE PROVIDER	41,539	41,539
150	FIELD FEEDING EQUIPMENT	23,826	23,826
151	CARGO AERIAL DEL & PERSONNEL PARACHUTE SYSTEM	69,496	69,496
152	MOBILE INTEGRATED REMAINS COLLECTION SYSTEM	26,532	26,532
153	ITEMS LESS THAN \$5M (ENG SPT)	31,420	31,420
	PETROLEUM EQUIPMENT		
154	DISTRIBUTION SYSTEMS, PETROLEUM & WATER	175,069	175,069
	WATER EQUIPMENT		
155	WATER PURIFICATION SYSTEMS	3,597	3,597
	MEDICAL EQUIPMENT		
156	COMBAT SUPPORT MEDICAL	30,365	30,365
	MAINTENANCE EQUIPMENT		
157	MOBILE MAINTENANCE EQUIPMENT SYSTEMS	159,285	159,285
158	ITEMS LESS THAN \$5.0M (MAINT EQ)	3,702	3,702
	CONSTRUCTION EQUIPMENT		
159	GRADER, ROAD MTZD, HVY, 6X4 (CCE)	48,379	48,379
160	SKID STEER LOADER (SSL) FAMILY OF SYSTEM	17,498	17,498
161	SCRAPERS, EARTHMOVING	12,452	12,452
162	DISTR, WATER, SP MIN 2500G SEC/NON-SEC	0	0
163	MISSION MODULES—ENGINEERING	62,111	62,111
164	LOADERS	7,205	7,205
165	HYDRAULIC EXCAVATOR	8,458	8,458
166	TRACTOR, FULL TRACKED	64,032	64,032
167	PLANT, ASPHALT MIXING	10,783	10,783
168	HIGH MOBILITY ENGINEER EXCAVATOR (HMEE) FOS	64,959	64,959
169	CONST EQUIP ESP	11,063	11,063
170	ITEMS LESS THAN \$5.0M (CONST EQUIP)	20,565	20,565

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	RAIL FLOAT CONTAINERIZATION EQUIPMENT						
171	JOINT HIGH SPEED VESSEL (JHSV)		202,764				202,764
172	HARBORMASTER COMMAND AND CONTROL CENTER (HCCC)		37,683				37,683
173	ITEMS LESS THAN \$5.0M (FLOAT/RAIL)		8,052				8,052
	GENERATORS						
174	GENERATORS AND ASSOCIATED EQUIP		113,573				113,573
	MATERIAL HANDLING EQUIPMENT						
175	ROUGH TERRAIN CONTAINER HANDLER (RTCH)		29,460				29,460
176	FAMILY OF FORKLIFTS		12,936				12,936
177	ALL TERRAIN LIFTING ARMY SYSTEM		17,352				17,352
	TRAINING EQUIPMENT						
178	COMBAT TRAINING CENTERS SUPPORT		23,400				23,400
179	TRAINING DEVICES, NONSYSTEM		297,200		26,200		323,400
	Operator driving simulator				[5,000]		
	Immersive group simulation virtual training system				[6,000]		
	Combat skills marksmanship trainer				[6,000]		
	Mine resistant ambush protected vehicle virtual trainer				[6,000]		
	Combined arms collective training facility				[3,200]		
180	CLOSE COMBAT TACTICAL TRAINER		64,912				64,912
181	AVIATION COMBINED ARMS TACTICAL TRAINER (AVCA)		26,120				26,120
182	GAMING TECHNOLOGY IN SUPPORT OF ARMY TRAINING		4,964				4,964
	TEST MEASURE AND DIG EQUIPMENT (TMD)						
183	CALIBRATION SETS EQUIPMENT		38,778				38,778
184	INTEGRATED FAMILY OF TEST EQUIPMENT (IFTE)		104,472				104,472
185	TEST EQUIPMENT MODERNIZATION (TEMOD)		19,166				19,166
	OTHER SUPPORT EQUIPMENT						
186	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT		42,229				42,229
187	PHYSICAL SECURITY SYSTEMS (OPA3)		56,195				56,195

PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
3	F/A-18E/F (FIGHTER) HORNET	22	1,838,058	6	240,439	28	2,078,497
3	LESS: ADVANCE PROCUREMENT (PY)		-53,164				-53,164
	Buy 6 additional aircraft			[6]	[325,000]		
	Savings from multiyear procurement				[-84,561]		
4	ADVANCE PROCUREMENT (CY)		2,295				2,295
5	JOINT STRIKE FIGHTER CV	7	2,146,611			7	2,146,611
5	LESS: ADVANCE PROCUREMENT (PY)		-479,518				-479,518
6	ADVANCE PROCUREMENT (CY)		219,895				219,895
7	JSF STOVL	13	2,289,816			13	2,289,816
8	ADVANCE PROCUREMENT (CY)		286,326				286,326
9	V-22 (MEDIUM LIFT)	30	2,267,628			30	2,267,628
9	LESS: ADVANCE PROCUREMENT (PY)		-146,592				-146,592
10	ADVANCE PROCUREMENT (CY)		81,875				81,875
11	UH-1Y/AH-1Z	28	789,103			28	789,103
11	LESS: ADVANCE PROCUREMENT (PY)		-50,394				-50,394
12	ADVANCE PROCUREMENT (CY)		69,360				69,360
13	MH-60S (MYP)	18	564,755			18	564,755
13	LESS: ADVANCE PROCUREMENT (PY)		-86,164				-86,164
14	ADVANCE PROCUREMENT (CY)		70,080		0		70,080
	Economic order quantity funding for MYP				[-3,700]		
	Advance procurement funding				[3,700]		
15	MH-60R	24	1,031,797			24	1,031,797
15	LESS: ADVANCE PROCUREMENT (PY)		-133,864				-133,864
16	ADVANCE PROCUREMENT (CY)		162,006		0		162,006
	Economic order quantity funding for MYP				[-32,300]		
	Advance procurement funding				[32,300]		
17	P-8A POSEIDON	7	1,970,336			7	1,970,336
17	LESS: ADVANCE PROCUREMENT (PY)		-145,899				-145,899

18	ADVANCE PROCUREMENT (CY)	166,153		166,153
19	E-2D ADV HAWKEYE	913,816	4	913,816
19	LESS: ADVANCE PROCUREMENT (PY)	-94,632		-94,632
20	ADVANCE PROCUREMENT (CY)	118,619		118,619
21	AIRLIFT AIRCRAFT			
	C-40A	0		0
22	TRAINER AIRCRAFT			
	JPATS	266,065	38	266,065
23	OTHER AIRCRAFT			
	KC-130J	33,832		33,832
23	LESS: ADVANCE PROCUREMENT (PY)	-33,832		-33,832
24	ADVANCE PROCUREMENT (CY)	0		0
25	RQ-7 UAV	0		0
26	MQ-8 UAV	47,484	3	47,484
27	STUASLO UAV	23,912	18	23,912
28	OTHER SUPPORT AIRCRAFT	0		0
29	MODIFICATION OF AIRCRAFT			
	EA-6 SERIES	14,891		14,891
30	AEA SYSTEMS	33,772		33,772
31	AV-8 SERIES	19,386		19,386
32	F-18 SERIES	492,821		492,821
33	H-46 SERIES	17,685		17,685
34	AH-1W SERIES	11,011		11,011
35	H-53 SERIES	25,871		25,871
36	SH-60 SERIES	67,779		67,779
37	H-1 SERIES	3,060		3,060
38	EP-3 SERIES	90,323		90,323
39	P-3 SERIES	221,982		221,982
40	E-2 SERIES	47,046		47,046
41	TRAINER A/C SERIES	23,999		23,999
42	C-2A	16,020		16,020
43	C-130 SERIES	17,839		17,839
44	FEWSG	21,928		21,928
45	CARGO/TRANSPORT A/C SERIES	16,092		16,092

PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
46	E-6 SERIES		149,164				149,164
47	EXECUTIVE HELICOPTERS SERIES		43,443				43,443
48	SPECIAL PROJECT AIRCRAFT		14,679				14,679
49	T-45 SERIES		61,515				61,515
50	POWER PLANT CHANGES		19,948				19,948
51	JPATS SERIES		1,831				1,831
52	AVIATION LIFE SUPPORT MODS		8,084				8,084
53	COMMON ECM EQUIPMENT		21,947		5,000		26,947
	AN/AAR-47 computer processor upgrade				[5,000]		
54	COMMON AVIONICS CHANGES		101,120				101,120
55	COMMON DEFENSIVE WEAPON SYSTEM		0				0
56	ID SYSTEMS		20,397				20,397
57	RQ-7 SERIES		18,121				18,121
58	V-22 (TILT/ROTOR ACFT) OSPREY		21,985				21,985
	AIRCRAFT SPARES AND REPAIR PARTS						
59	SPARES AND REPAIR PARTS		1,244,673		423,000		1,667,673
	Unfunded requirement for spares				[423,000]		
	AIRCRAFT SUPPORT EQUIP & FACILITIES						
60	COMMON GROUND EQUIPMENT		322,063				322,063
61	AIRCRAFT INDUSTRIAL FACILITIES		17,998				17,998
62	WAR CONSUMABLES		25,248				25,248
63	OTHER PRODUCTION CHARGES		7,579				7,579
64	SPECIAL SUPPORT EQUIPMENT		45,916				45,916
65	FIRST DESTINATION TRANSPORTATION		1,752				1,752
66	CANCELLED ACCOUNT ADJUSTMENTS		0				0
	TOTAL, AIRCRAFT PROCUREMENT, NAVY		18,508,613		622,548		19,131,161

1	WEAPONS PROCUREMENT, NAVY				
	BALLISTIC MISSILES				
	MODIFICATION OF MISSILES				
	TRIDENT II MODS	24	1,106,911	24	1,106,911
2	SUPPORT EQUIPMENT & FACILITIES				
	MISSILE INDUSTRIAL FACILITIES		3,446		3,446
	OTHER MISSILES				
	STRATEGIC MISSILES				
3	TOMAHAWK	196	300,178	196	300,178
	TACTICAL MISSILES				
4	AMIRAAH	101	155,553	101	155,553
5	SIDEWINDER	146	52,293	146	52,293
6	JSOW	333	131,141	333	131,141
7	STANDARD MISSILE	67	295,922	67	295,922
8	RAM	90	74,976	90	74,976
9	HELLFIRE	575	43,495	575	43,495
10	AERIAL TARGETS		43,988		43,988
11	OTHER MISSILE SUPPORT		3,981		3,981
	MODIFICATION OF MISSILES				
12	ESSM	33	48,152	33	48,152
13	HARM MODS		53,543		53,543
14	STANDARD MISSILES MODS		61,896		61,896
	SUPPORT EQUIPMENT & FACILITIES				
15	WEAPONS INDUSTRIAL FACILITIES				
	Accelerate facility restoration program		3,281		3,281
	FLEET SATELLITE COMM FOLLOW-ON	1	534,492	1	534,492
16	LESS: ADVANCE PROCUREMENT (PY)		-28,758		-28,758
17	ADVANCE PROCUREMENT (CY)		0		0
	ORDNANCE SUPPORT EQUIPMENT				
18	ORDNANCE SUPPORT EQUIPMENT		52,152		52,152
	TORPEDOES AND RELATED EQUIPMENT				
19	ASW TARGETS		10,123		10,123
	MOD OF TORPEDOES AND RELATED EQUIP				
20	MK-54 TORPEDO MODS		42,144		42,144

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
21	MK-48 TORPEDO ADCAP MODS		43,559				43,559
22	QUICKSTRIKE MINE		6,090				6,090
	SUPPORT EQUIPMENT						
23	TORPEDO SUPPORT EQUIPMENT		43,766				43,766
24	ASW RANGE SUPPORT		9,557				9,557
	DESTINATION TRANSPORTATION						
25	FIRST DESTINATION TRANSPORTATION		3,494				3,494
	OTHER WEAPONS						
	GUNS AND GUN MOUNTS						
26	SMALL ARMS AND WEAPONS		14,316				14,316
	MODIFICATION OF GUNS AND GUN MOUNTS						
27	CIWS MODS		41,408				41,408
28	COAST GUARD WEAPONS		20,657				20,657
29	GUN MOUNT MODS		43,991		11,000		54,991
	Mk 110 gun weapon system depot support				[6,000]		
	Mk 38 Mod 2 gun weapon system depot support				[5,000]		
30	LCS MODULE WEAPONS		9,808				9,808
31	CRUISER MODERNIZATION WEAPONS		52,426				52,426
32	AIRBORNE MINE NEUTRALIZATION SYSTEMS		23,007				23,007
	OTHER						
33	MARINE CORPS TACTICAL UNMANNED AERIAL SYSTEM		0				0
34	CANCELLED ACCOUNT ADJUSTMENTS		0				0
	SPARES AND REPAIR PARTS						
35	SPARES AND REPAIR PARTS		58,806				58,806
	TOTAL, WEAPONS PROCUREMENT, NAVY		3,359,794		41,000		3,400,794
	PROCUREMENT OF AMMO, NAVY & MC						

	NAVY AMMUNITION		
1	GENERAL PURPOSE BOMBS	80,028	80,028
2	JDAM	0	0
3	AIRBORNE ROCKETS, ALL TYPES	38,721	38,721
4	MACHINE GUN AMMUNITION	21,003	21,003
5	PRACTICE BOMBS	33,666	33,666
6	CARTRIDGES & CART ACTUATED DEVICES	53,667	53,667
7	AIR EXPENDABLE COUNTERMEASURES	59,626	59,626
8	JATOS	2,869	2,869
9	5 INCH/54 GUN AMMUNITION	34,492	34,492
10	INTERMEDIATE CALIBER GUN AMMUNITION	37,234	37,234
11	OTHER SHIP GUN AMMUNITION	36,275	36,275
12	SMALL ARMS & LANDING PARTY AMMO	46,192	46,192
13	PYROTECHNIC AND DEMOLITION	11,310	11,310
14	AMMUNITION LESS THAN \$5 MILLION	4,105	4,105
	MARINE CORPS AMMUNITION		
15	SMALL ARMS AMMUNITION	64,839	64,839
16	LINEAR CHARGES, ALL TYPES	15,329	15,329
17	40 MM, ALL TYPES	62,835	62,835
18	60MM, ALL TYPES	17,877	17,877
19	81MM, ALL TYPES	41,053	41,053
20	120MM, ALL TYPES	6,458	6,458
21	CTG 25MM, ALL TYPES	2,937	2,937
22	GRENADES, ALL TYPES	9,298	9,298
23	ROCKETS, ALL TYPES	13,995	13,995
24	ARTILLERY, ALL TYPES	70,423	70,423
25	DEMOLITION MUNITIONS, ALL TYPES	19,464	19,464
26	FUZE, ALL TYPES	18,032	18,032
27	NON LETHALS	3,009	3,009
28	AMMO MODERNIZATION	8,985	8,985
29	ITEMS LESS THAN \$5 MILLION	4,269	4,269
	TOTAL, PROCUREMENT OF AMMO, NAVY & MC	817,991	817,991

PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
SHIPBUILDING & CONVERSION, NAVY							
OTHER WARSHIPS							
1	CARRIER REPLACEMENT PROGRAM SUBSEQUENT FULL FUNDING (CY)		1,731,256				1,731,256
1	COMPLETION OF PRIOR YEAR SHIPBUILDING (CY)		0				0
2	ADVANCE PROCUREMENT (CY)		908,313				908,313
3	VIRGINIA CLASS SUBMARINE	2	5,344,446			2	5,344,446
3	LESS: ADVANCE PROCUREMENT (PY)		-1,902,994				-1,902,994
3	COMPLETION OF PRIOR YEAR SHIPBUILDING (CY)		0				0
4	ADVANCE PROCUREMENT (CY)		1,691,236				1,691,236
5	CVN REFUELING OVERHAULS		0				0
5	LESS: ADVANCE PROCUREMENT (PY)		0				0
5	LESS: SUBSEQUENT FULL FUNDING (FY)		0				0
5	SUBSEQUENT FULL FUNDING (CY)		1,255,799				1,255,799
6	ADVANCE PROCUREMENT (CY)		408,037				408,037
7	SSBN ERO		5,221				5,221
7	LESS: ADVANCE PROCUREMENT (PY)		-5,221				-5,221
7	COMPLETION OF PRIOR YEAR SHIPBUILDING (CY)		0				0
8	ADVANCE PROCUREMENT (CY)		0				0
9	DDG 1000		186,312				186,312
9	LESS: ADVANCE PROCUREMENT (PY)		0				0
9	LESS: SUBSEQUENT FULL FUNDING (FY)		0				0
9	SUBSEQUENT FULL FUNDING (CY)		0				0
10	DDG-51	2	3,499,400			2	3,499,400
10	LESS: ADVANCE PROCUREMENT (PY)		-577,210				-577,210
11	ADVANCE PROCUREMENT (CY)		47,984				47,984
12	LITTORAL COMBAT SHIP	2	1,230,984			2	1,230,984
13	ADVANCE PROCUREMENT (CY)		278,351				278,351
AMPHIBIOUS SHIPS							

14	LPD-17		0		0
14	LESS: ADVANCE PROCUREMENT (PY)		0		0
14	LESS: SUBSEQUENT FULL FUNDING (FY)		0		0
14	SUBSEQUENT FULL FUNDING (CY)		0		0
14	COMPLETION OF PRIOR YEAR SHIPBUILDING (CY)		0		0
15	ADVANCE PROCUREMENT (CY)		0		0
16	LHA REPLACEMENT	1	3,397,892	1	3,397,892
16	LESS: ADVANCE PROCUREMENT (PY)		-347,243		-347,243
16	LESS: SUBSEQUENT FULL FUNDING (FY)		-2,100,752		-2,100,752
16	COMPLETION OF PRIOR YEAR SHIPBUILDING (CY)		0		0
17	ADVANCE PROCUREMENT (CY)		0		0
18	INTRATHEATER CONNECTOR	1	180,703	1	180,703
	AUXILIARIES, CRAFT AND PRIOR YR PROGRAM COST				
19	OCEANOGRAPHIC SHIPS	1	88,561	1	88,561
20	OUTFITTING		306,640		306,640
21	SERVICE CRAFT		13,770		13,770
22	LCAC SLEP	4	83,035	4	83,035
23	CANCELLED ACCOUNT ADJUSTMENTS		0		0
	TOTAL, SHIPBUILDING & CONVERSION, NAVY		15,724,520	0	15,724,520
	OTHER PROCUREMENT, NAVY				
	SHIPS SUPPORT EQUIPMENT				
	SHIP PROPULSION EQUIPMENT				
1	LAM-2500 GAS TURBINE		12,137		12,137
2	ALLISON 501K GAS TURBINE		14,923		14,923
3	OTHER PROPULSION EQUIPMENT		0		0
	NAVIGATION EQUIPMENT				
4	OTHER NAVIGATION EQUIPMENT		23,167		23,167
	PERISCOPES				
5	SUB PERISCOPES & IMAGING EQUIP		85,619		85,619
	OTHER SHIPBOARD EQUIPMENT				
6	DDG MOD		296,691		296,691
7	FIREFIGHTING EQUIPMENT		11,974		11,974

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
8	COMMAND AND CONTROL SWITCHBOARD		3,962				3,962
9	POLLUTION CONTROL EQUIPMENT		25,614				25,614
10	SUBMARINE SUPPORT EQUIPMENT		7,730				7,730
11	VIRGINIA CLASS SUPPORT EQUIPMENT		132,039		4,800		136,839
	Tube test equipment				[4,800]		
12	SUBMARINE BATTERIES		44,057				44,057
13	STRATEGIC PLATFORM SUPPORT EQUIP		22,811				22,811
14	DSSP EQUIPMENT		3,869				3,869
15	CG MODERNIZATION		356,958				356,958
16	LCAC		9,142				9,142
17	MINESWEEPING EQUIPMENT		0				0
18	UNDERWATER EOD PROGRAMS		15,908				15,908
19	ITEMS LESS THAN \$5 MILLION		126,842		6,500		133,342
	Remote monitoring and troubleshooting				[2,900]		
	Helicopter hangar door upgrades				[3,600]		
20	CHEMICAL WARFARE DETECTORS		7,470				7,470
21	SUBMARINE LIFE SUPPORT SYSTEM		13,016				13,016
	REACTOR PLANT EQUIPMENT						
22	REACTOR POWER UNITS		438,503				438,503
23	REACTOR COMPONENTS		266,469				266,469
	OCEAN ENGINEERING						
24	DIVING AND SALVAGE EQUIPMENT		10,227				10,227
	SMALL BOATS						
25	STANDARD BOATS		27,725		4,400		32,125
	Range support vehicle				[4,400]		
	TRAINING EQUIPMENT						
26	OTHER SHIPS TRAINING EQUIPMENT		16,094				16,094
	PRODUCTION FACILITIES EQUIPMENT						

27	OPERATING FORCES IPE	49,856	49,856
	OTHER SHIP SUPPORT		
28	NUCLEAR ALTERATIONS	116,829	116,829
29	LCS MODULES	82,951	82,951
	LOGISTIC SUPPORT		
30	LSD MIDLIFE	106,612	106,612
	COMMUNICATIONS & ELECTRONICS EQUIP		
	SHIP RADARS		
31	RADAR SUPPORT	12,030	12,030
	SHIP SONARS		
32	SPQ-9B RADAR	8,887	8,887
33	AN/SQQ-89 SURF ASW COMBAT SYSTEM	87,219	87,219
34	SSN ACOUSTICS	237,015	237,015
35	UNDERSEA WARFARE SUPPORT EQUIPMENT	29,641	29,641
36	SONAR SWITCHES AND TRANSDUCERS	14,056	14,056
	ASW ELECTRONIC EQUIPMENT		
37	SUBMARINE ACOUSTIC WARFARE SYSTEM	20,739	20,739
38	SSTD	2,206	2,206
39	FIXED SURVEILLANCE SYSTEM	57,481	57,481
40	SURTASS	8,468	8,468
41	TACTICAL SUPPORT CENTER	18,586	18,586
	ELECTRONIC WARFARE EQUIPMENT		
42	AN/SLQ-32	49,677	49,677
	RECONNAISSANCE EQUIPMENT		
43	SHIPBOARD IW EXPLOIT	105,624	105,624
44	AUTOMATED IDENTIFICATION SYSTEM (AIS)	1,299	1,299
	SUBMARINE SURVEILLANCE EQUIPMENT		
45	SUBMARINE SUPPORT EQUIPMENT PROG	71,558	71,558
	OTHER SHIP ELECTRONIC EQUIPMENT		
46	COOPERATIVE ENGAGEMENT CAPABILITY	31,091	31,091
47	TRUSTED INFORMATION SYSTEM (TIS)	338	338
48	NAVAL TACTICAL COMMAND SUPPORT SYSTEM (NTCSS)	33,358	33,358
49	ATDLS	2,273	2,273
50	NAVY COMMAND AND CONTROL SYSTEM (NCCS)	8,920	8,920

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
51	MINESWEEPING SYSTEM REPLACEMENT		81,441				81,441
52	SHALLOW WATER MCM		9,236				9,236
53	NAVSTAR GPS RECEIVERS (SPACE)		9,319				9,319
54	ARMED FORCES RADIO AND TV		3,328				3,328
55	STRATEGIC PLATFORM SUPPORT EQUIP		4,248				4,248
	TRAINING EQUIPMENT						
56	OTHER TRAINING EQUIPMENT		29,061				29,061
	AVIATION ELECTRONIC EQUIPMENT						
57	MATCALS		16,747				16,747
58	SHIPBOARD AIR TRAFFIC CONTROL		7,658				7,658
59	AUTOMATIC CARRIER LANDING SYSTEM		15,169				15,169
60	NATIONAL AIR SPACE SYSTEM		17,531				17,531
61	AIR STATION SUPPORT EQUIPMENT		6,851				6,851
62	MICROWAVE LANDING SYSTEM		8,551				8,551
63	ID SYSTEMS		29,572				29,572
64	TAC AC MISSION PLANNING SYS(TAMPS)		9,098				9,098
	OTHER SHORE ELECTRONIC EQUIPMENT						
65	DEPLOYABLE JOINT COMMAND AND CONT		8,542				8,542
66	TADIX-B		6,909				6,909
67	GCS-M EQUIPMENT TACTICAL/MOBILE		9,832				9,832
68	DCGS-N		16,634				16,634
69	CANES		34,398				34,398
70	RADIAC		6,104				6,104
71	CANES-INTELL		10,432				10,432
72	GPETE		5,861				5,861
73	INTEG COMBAT SYSTEM TEST FACILITY		4,445				4,445
74	EMI CONTROL INSTRUMENTATION		4,737				4,737
75	ITEMS LESS THAN \$5 MILLION		51,048				51,048

76	SHIPBOARD COMMUNICATIONS		
	SHIPBOARD TACTICAL COMMUNICATIONS	0	0
77	PORTABLE RADIOS	0	0
78	SHIP COMMUNICATIONS AUTOMATION	260,551	260,551
79	MARITIME DOMAIN AWARENESS (MDA)	9,250	9,250
80	COMMUNICATIONS ITEMS UNDER \$5M	39,846	39,846
	SUBMARINE COMMUNICATIONS		
81	SUBMARINE BROADCAST SUPPORT	0	0
82	SUBMARINE COMMUNICATION EQUIPMENT	59,013	59,013
	SATELLITE COMMUNICATIONS		
83	SATELLITE COMMUNICATIONS SYSTEMS	28,665	28,665
84	NAVY MULTIBAND TERMINAL (NMT)	161,021	161,021
	SHORE COMMUNICATIONS		
85	JCS COMMUNICATIONS EQUIPMENT	2,256	2,256
86	ELECTRICAL POWER SYSTEMS	1,309	1,309
87	NAVAL SHORE COMMUNICATIONS	3,422	3,422
	CRYPTOGRAPHIC EQUIPMENT		
88	INFO SYSTEMS SECURITY PROGRAM (ISSP)	120,529	120,529
	CRYPTOLOGIC EQUIPMENT		
89	CRYPTOLOGIC COMMUNICATIONS EQUIP	18,322	18,322
	OTHER ELECTRONIC SUPPORT		
90	COAST GUARD EQUIPMENT	20,189	20,189
	DRUG INTERDICTION SUPPORT		
91	OTHER DRUG INTERDICTION SUPPORT	0	0
	AVIATION SUPPORT EQUIPMENT		
	SONOBUOYS		
92	SONOBUOYS—ALL TYPES	87,846	87,846
	AIRCRAFT SUPPORT EQUIPMENT		
93	WEAPONS RANGE SUPPORT EQUIPMENT	51,742	51,742
94	EXPEDITIONARY AIRFIELDS	8,429	8,429
95	AIRCRAFT REARMING EQUIPMENT	11,134	11,134
96	AIRCRAFT LAUNCH & RECOVERY EQUIPMENT	37,063	37,063
97	METEOROLOGICAL EQUIPMENT	25,581	25,581
98	OTHER PHOTOGRAPHIC EQUIPMENT	1,573	1,573

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
99	AVIATION LIFE SUPPORT		40,696				40,696
100	AIRBORNE MINE COUNTERMEASURES		35,855				35,855
101	LAMPS MK III SHIPBOARD EQUIPMENT		20,662				20,662
102	PORTABLE ELECTRONIC MAINTENANCE AIDS		12,812				12,812
103	OTHER AVIATION SUPPORT EQUIPMENT		12,018				12,018
	ORDNANCE SUPPORT EQUIPMENT						
	SHIP GUN SYSTEM EQUIPMENT						
104	NAVAL FIRES CONTROL SYSTEM		1,086				1,086
105	GUN FIRE CONTROL EQUIPMENT		8,076				8,076
	SHIP MISSILE SYSTEMS EQUIPMENT						
106	NATO SEASPARROW		11,121				11,121
107	RAM GMLS		11,805				11,805
108	SHIP SELF DEFENSE SYSTEM		54,290				54,290
109	AEGIS SUPPORT EQUIPMENT		162,307				162,307
110	TOMAHAWK SUPPORT EQUIPMENT		88,698				88,698
111	VERTICAL LAUNCH SYSTEMS		5,698				5,698
	FBM SUPPORT EQUIPMENT						
112	STRATEGIC MISSILE SYSTEMS EQUIP		184,034				184,034
	ASW SUPPORT EQUIPMENT						
113	SSN COMBAT CONTROL SYSTEMS		88,004				88,004
114	SUBMARINE ASW SUPPORT EQUIPMENT		5,282				5,282
115	SURFACE ASW SUPPORT EQUIPMENT		8,323				8,323
116	ASW RANGE SUPPORT EQUIPMENT		7,121				7,121
	OTHER ORDNANCE SUPPORT EQUIPMENT						
117	EXPLOSIVE ORDNANCE DISPOSAL EQUIP		58,288				58,288
118	ITEMS LESS THAN \$5 MILLION		3,546				3,546
	OTHER EXPENDABLE ORDNANCE						
119	ANTI-SHIP MISSILE DECOY SYSTEM		36,588				36,588

120	SURFACE TRAINING DEVICE MODS	7,337	7,337
121	SUBMARINE TRAINING DEVICE MODS	34,519	34,519
	CIVIL ENGINEERING SUPPORT EQUIP		
	CIVIL ENGINEERING SUPPORT EQUIPMENT		
122	PASSENGER CARRYING VEHICLES	3,719	3,719
123	GENERAL PURPOSE TRUCKS	584	584
124	CONSTRUCTION & MAINTENANCE EQUIP	13,935	13,935
125	FIRE FIGHTING EQUIPMENT	12,853	12,853
126	TACTICAL VEHICLES	31,741	31,741
127	AMPHIBIOUS EQUIPMENT	3,132	3,132
128	POLLUTION CONTROL EQUIPMENT	5,154	5,154
129	ITEMS UNDER \$5 MILLION	24,770	24,770
130	PHYSICAL SECURITY VEHICLES	1,128	1,128
	SUPPLY SUPPORT EQUIPMENT		
131	MATERIALS HANDLING EQUIPMENT	15,504	15,504
132	OTHER SUPPLY SUPPORT EQUIPMENT	6,655	6,655
133	FIRST DESTINATION TRANSPORTATION	6,315	6,315
134	SPECIAL PURPOSE SUPPLY SYSTEMS	66,549	66,549
	PERSONNEL & COMMAND SUPPORT EQUIP		
	TRAINING DEVICES		
135	TRAINING SUPPORT EQUIPMENT	11,429	11,429
	COMMAND SUPPORT EQUIPMENT		
137	COMMAND SUPPORT EQUIPMENT	47,306	53,206
	Man overboard indicators		5,900
			[5,900]
138	EDUCATION SUPPORT EQUIPMENT	2,067	2,067
139	MEDICAL SUPPORT EQUIPMENT	7,679	7,679
141	NAVAL MIP SUPPORT EQUIPMENT	1,433	1,433
143	OPERATING FORCES SUPPORT EQUIPMENT	12,754	12,754
144	CHSR EQUIPMENT	5,317	5,317
145	ENVIRONMENTAL SUPPORT EQUIPMENT	20,033	20,033
146	PHYSICAL SECURITY EQUIPMENT	154,805	154,805
147	ENTERPRISE INFORMATION TECHNOLOGY	377,353	377,353
	OTHER		
148	CANCELLED ACCOUNT ADJUSTMENTS	0	0

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
999	CLASSIFIED PROGRAMS		19,767				19,767
	SPARES AND REPAIR PARTS						
149	SPARES AND REPAIR PARTS		215,906				215,906
	TOTAL, OTHER PROCUREMENT, NAVY		6,450,208		21,600		6,471,808
	PROCUREMENT, MARINE CORPS						
	WEAPONS AND COMBAT VEHICLES						
	TRACKED COMBAT VEHICLES						
1	AAV7A1 PIP		7,749				7,749
2	LAV PIP		41,277				41,277
3	M1A1 FIREPOWER ENHANCEMENTS		0				0
	ARTILLERY AND OTHER WEAPONS						
4	EXPEDITIONARY FIRE SUPPORT SYSTEM	10	9,723			10	9,723
5	155MM LIGHTWEIGHT TOWED HOWITZER	2	10,356			2	10,356
6	HIGH MOBILITY ARTILLERY ROCKET SYSTEM		22,230				22,230
7	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION		26,091				26,091
	WEAPONS						
8	MODULAR WEAPON SYSTEM		0				0
	OTHER SUPPORT						
9	MODIFICATION KITS		40,916				40,916
10	WEAPONS ENHANCEMENT PROGRAM		13,115				13,115
	GUIDED MISSILES AND EQUIPMENT						
	GUIDED MISSILES						
11	GROUND BASED AIR DEFENSE		5,175				5,175
12	JAVELIN		0				0
13	FOLLOW ON TO SMAW		21,570				21,570
14	ANTI-ARMOR WEAPONS SYSTEM-HEAVY (AAWS-H)		20,315				20,315

15	OTHER SUPPORT			
	MODIFICATION KITS	3,798		3,798
	COMMUNICATIONS & ELECTRONICS EQUIPMENT			
16	COMMAND AND CONTROL SYSTEMS			
	UNIT OPERATIONS CENTER	10,776		10,776
17	REPAIR AND TEST EQUIPMENT			
	REPAIR AND TEST EQUIPMENT	25,636		25,636
	OTHER SUPPORT (TEL)			
18	COMBAT SUPPORT SYSTEM	32,877		32,877
19	MODIFICATION KITS	0		0
	COMMAND AND CONTROL SYSTEM (NON-TEL)			
20	ITEMS UNDER \$5 MILLION (COMM & ELEC)	3,405		3,405
21	AIR OPERATIONS C2 SYSTEMS	67,568		67,568
	RADAR + EQUIPMENT (NON-TEL)			
22	RADAR SYSTEMS	860		860
	INTELL/COMM EQUIPMENT (NON-TEL)			
23	FIRE SUPPORT SYSTEM	3,906		3,906
24	INTELLIGENCE SUPPORT EQUIPMENT	92,377		92,377
25	RQ-11 UAV	32,490	16	32,490
26	DCGS-MC	4,582		4,582
	OTHER COMME/ELEC EQUIPMENT (NON-TEL)			
27	NIGHT VISION EQUIPMENT	0		0
	OTHER SUPPORT (NON-TEL)			
28	COMMON COMPUTER RESOURCES	258,947		258,947
29	COMMAND POST SYSTEMS	33,021		33,021
30	RADIO SYSTEMS	40,551		40,551
31	COMM SWITCHING & CONTROL SYSTEMS	32,279		32,279
32	COMM & ELEC INFRASTRUCTURE SUPPORT	15,278		15,278
	SUPPORT VEHICLES			
	ADMINISTRATIVE VEHICLES			
33	COMMERCIAL PASSENGER VEHICLES	1,157		1,157
34	COMMERCIAL CARGO VEHICLES	12,696		12,696
	TACTICAL VEHICLES			
35	5/4T TRUCK HMMWV (MYP)	4,849	17	4,849

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
36	MOTOR TRANSPORT MODIFICATIONS		5,253				5,253
37	MEDIUM TACTICAL VEHICLE REPLACEMENT		11,721				11,721
38	LOGISTICS VEHICLE SYSTEM REP		133,827			550	133,827
39	FAMILY OF TACTICAL TRAILERS		19,156				19,156
40	TRAILERS		8,075				8,075
	OTHER SUPPORT						
41	ITEMS LESS THAN \$5 MILLION		6,016				6,016
	ENGINEER AND OTHER EQUIPMENT						
	ENGINEER AND OTHER EQUIPMENT						
42	ENVIRONMENTAL CONTROL EQUIP ASSORT		5,110				5,110
43	BULK LIQUID EQUIPMENT		10,743				10,743
44	TACTICAL FUEL SYSTEMS		29,330				29,330
45	POWER EQUIPMENT ASSORTED		19,419				19,419
46	AMPHIBIOUS SUPPORT EQUIPMENT		11,718				11,718
47	EOD SYSTEMS		64,093				64,093
	MATERIALS HANDLING EQUIPMENT						
48	PHYSICAL SECURITY EQUIPMENT		16,419				16,419
49	GARRISON MOBILE ENGINEER EQUIPMENT (GMBE)		10,976				10,976
50	MATERIAL HANDLING EQUIP		24,376				24,376
51	FIRST DESTINATION TRANSPORTATION		2,748				2,748
	GENERAL PROPERTY						
52	FIELD MEDICAL EQUIPMENT		6,722				6,722
53	TRAINING DEVICES		5,668				5,668
54	CONTAINER FAMILY		897				897
55	FAMILY OF CONSTRUCTION EQUIPMENT		18,261				18,261
56	FAMILY OF INTERNALLY TRANSPORTABLE VEH (ITV)		0				0
57	BRIDGE BOATS		12,567				12,567
58	RAPID DEPLOYABLE KITCHEN		4,283				4,283

59	OTHER SUPPORT								
	ITEMS LESS THAN \$5 MILLION		7,572						7,572
60	SPARES AND REPAIR PARTS								
	SPARES AND REPAIR PARTS		13,524						13,524
	TOTAL, PROCUREMENT, MARINE CORPS		1,344,044		0				1,344,044
	AIRCRAFT PROCUREMENT, AIR FORCE								
	COMBAT AIRCRAFT								
	TACTICAL FORCES								
1	F-35	22	4,007,842						4,007,842
1	LESS: ADVANCE PROCUREMENT (PY)		-278,600						-278,600
2	ADVANCE PROCUREMENT (CY)		257,000						257,000
3	F-22A		158,039						158,039
3	LESS: ADVANCE PROCUREMENT (PY)		0						0
4	ADVANCE PROCUREMENT (CY)		0						0
	AIRLIFT AIRCRAFT								
	TACTICAL AIRLIFT								
5	C-17A (MYP)		14,283			114,400			128,683
	USAF-requested transfer from C-17 post production support (APAF 88)					[114,400]			
	OTHER AIRLIFT								
6	C-130J	8	566,167						566,167
6	LESS: ADVANCE PROCUREMENT (PY)		-102,900						-102,900
7	ADVANCE PROCUREMENT (CY)		48,000						48,000
8	HC-130J	4	349,300						349,300
9	ADVANCE PROCUREMENT (CY)		10,000						10,000
10	MC-130J	5	467,465						467,465
11	ADVANCE PROCUREMENT (CY)		60,000						60,000
12	HC/MC-130 RECAP		137,360						137,360
12	LESS: ADVANCE PROCUREMENT (PY)		-137,360						-137,360
13	ADVANCE PROCUREMENT (CY)		0						0
14	JOINT CARGO AIRCRAFT	8	351,200						351,200
	TRAINER AIRCRAFT								
	UPT TRAINERS								

**PROCUREMENT
(In Thousands of Dollars)**

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
15	LIGHT MOBILITY AIRCRAFT	15	65,699			15	65,699
16	USAF A POWERED FLIGHT PROGRAM	12	4,099			12	4,099
	OPERATIONAL TRAINERS						
17	JPATS	0	0			0	0
	OTHER AIRCRAFT						
	HELICOPTERS						
18	COM VERT LIFT SPT PLATFORM (UH-1N Replace) ADVANCE PROCURE- MENT (CY)		6,432				6,432
19	V22 OSPREY	5	415,150			5	415,150
19	LESS: ADVANCE PROCUREMENT (PY)		-22,052				-22,052
20	ADVANCE PROCUREMENT (CY)		13,621				13,621
	MISSION SUPPORT AIRCRAFT						
21	C-29A FLIGHT INSPECTION ACFT		0				0
22	C-12 A		0				0
23	C-40		0				0
24	CIVIL AIR PATROL A/C		2,424				2,424
25	HH-60M OPERATIONAL LOSS REPLACEMENT	3	104,447			3	104,447
26	RQ-11		0				0
27	STUASLO		3,253				3,253
	OTHER AIRCRAFT						
28	TARGET DRONES	9	85,505			9	85,505
29	C-37A	2	52,000			2	52,000
30	RQ-4 UAV	4	762,678			4	762,678
30	LESS: ADVANCE PROCUREMENT (PY)		-113,049				-113,049
31	ADVANCE PROCUREMENT (CY)		90,200				90,200
32	MC 130 IN BA 04		9,932				9,932
33	MQ-1		0				0
34	MQ-9	36	863,595		-18,300	36	845,295

[−18,300]

	Airborne signals intelligence payload		
	MODIFICATION OF INSERVICE AIRCRAFT		
	STRATEGIC AIRCRAFT		
35	B-2A	63,371	63,371
35	LESS: ADVANCE PROCUREMENT (PY)	0	0
36	ADVANCE PROCUREMENT (CY)	0	0
37	B-1B	200,090	200,090
38	B-52	69,074	69,074
	TACTICAL AIRCRAFT		
39	A-10	165,361	165,361
40	F-15	302,235	302,235
41	F-16	167,188	167,188
42	F-22A	492,199	492,199
43	F-35 MODIFICATIONS	123,936	123,936
	AIRLIFT AIRCRAFT		
44	C-5	848,669	848,669
44	LESS: ADVANCE PROCUREMENT (PY)	−108,300	−108,300
45	ADVANCE PROCUREMENT (CY)	166,900	166,900
46	C-9C	10	10
47	C-17A	351,614	351,614
48	C-21	339	339
49	C-32A	12,113	12,113
50	C-37A	12,162	12,162
	TRAINER AIRCRAFT		
51	GLIDER MODS	120	120
52	T-6	24,644	24,644
53	T-1	83	83
54	T-38	28,288	28,288
55	T-43	0	0
	OTHER AIRCRAFT		
56	KC-10A (ATCA)	13,777	13,777
57	C-12	7,645	7,645
58	MC-12W	10,826	10,826
59	C-20 MODS	736	736

PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
60	VC-25A MOD		13,175				13,175
61	C-40		10,697				10,697
62	C-130		257,339				257,339
63	C-130 MODS INTEL		3,963				3,963
64	C130J MODS		80,205				80,205
65	C-135		44,228		6,000		50,228
	LAIRCM for KC-135 aircraft				[11,000]		
	Delay in starting Block 45 upgrade program				[-5,000]		
66	COMPASS CALL MODS		176,558				176,558
67	DARP		105,540				105,540
68	E-3		195,163				195,163
69	E-4		37,526				37,526
70	E-8		188,504		102,500		291,004
	Maintain JSTARS re-engining at original plan level				[102,500]		
71	H-1		2,457				2,457
72	H-60		11,630				11,630
73	RQ-4 UAV MODS		119,415				119,415
74	HC/MC-130 MODIFICATIONS		1,944				1,944
75	OTHER AIRCRAFT		159,423				159,423
	Transfer FAB-T funds to PE 33601F (RDAF 180)				-116,400		
					[-116,400]		
76	MQ-1 MODS		208,213				208,213
77	MQ-9 MODS		108,922				108,922
78	MQ-9 PAYLOAD-UAS		115,383				115,383
79	CV-22 MODS		13,964				13,964
	AIRCRAFT SPARES AND REPAIR PARTS						
80	INITIAL SPARES/REPAIR PARTS		622,020				622,020
	AIRCRAFT SUPT EQUIPMENT & FACILITIES						
	COMMON SUPPORT EQUIPMENT						

81	AIRCRAFT REPLACEMENT SUPPORT EQUIP	91,701	91,701	
	POST PRODUCTION SUPPORT			
82	B-1	6,791	6,791	
83	B-2A	26,217	26,217	
84	B-52	3,443	3,443	
85	C-5	195	195	
86	C-5	0	0	
87	KC-10A (ATCA)	5,702	5,702	
88	C-17A	153,347	38,947	-114,400
	USAF-requested transfer to C-17 procurement (APAF 5)			[-114,400]
89	C-130	28,295	28,295	
90	EC-130J	0	0	
91	F-15	21,599	21,599	
92	F-16	17,838	17,838	
93	T-6	9,450	9,450	
94	OTHER AIRCRAFT	53,953	53,953	
95	T-1	0	0	
	INDUSTRIAL PREPAREDNESS			
96	INDUSTRIAL RESPONSIVENESS	24,619	24,619	
	WAR CONSUMABLES			
97	WAR CONSUMABLES	92,939	92,939	
	OTHER PRODUCTION CHARGES			
98	OTHER PRODUCTION CHARGES	1,079,742	1,079,742	
99	OTHER PRODUCTION CHARGES—MQ-1	37,500	37,500	
	CLASSIFIED PROGRAMS			
	OTHER PRODUCTION CHARGES—SOF			
103	CANCELLED ACCT ADJUSTMENTS	0	0	
	DARP			
104	DARP	19,117	19,117	
999	CLASSIFIED PROGRAMS	12,981	12,981	
	TOTAL, AIRCRAFT PROCUREMENT, AIR FORCE	15,366,508	15,340,308	-26,200
	MISSILE PROCUREMENT, AIR FORCE			

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	BALLISTIC MISSILES						
	MISSILE REPLACEMENT EQUIPMENT—BALLISTIC						
1	MISSILE REPLACEMENT EQ-BALLISTIC		60,647				60,647
	OTHER MISSILES						
	TACTICAL						
2	JASSM	171	215,825			171	215,825
3	SIDEWINDER (AIM-9X)	178	64,523			178	64,523
4	AMRAAM	246	355,358			246	355,358
5	PREDATOR HELLFIRE MISSILE	460	44,570			460	44,570
6	SMALL DIAMETER BOMB	2,985	134,884			2,985	134,884
	INDUSTRIAL FACILITIES						
7	INDUSTRL PREPAREDNS/POL PREVENTION		833				833
	MODIFICATION OF INSERVICE MISSILES						
	CLASS IV						
8	ADVANCED CRUISE MISSILE		48				48
9	MM III MODIFICATIONS		123,378				123,378
10	AGM-65D MAVERICK		260				260
11	AGM-88A HARM		4,079				4,079
12	AIR LAUNCH CRUISE MISSILE (ALCM)		10,795				10,795
	SPARES AND REPAIR PARTS						
13	INITIAL SPARES/REPAIR PARTS		43,192				43,192
	OTHER SUPPORT						
	SPACE PROGRAMS						
14	ADVANCED EHF		38,078				38,078
14	LESS: ADVANCE PROCUREMENT (PY)		0				0
15	ADVANCE PROCUREMENT (CY)		208,520				208,520
16	WIDEBAND GAPPILLER SATELLITES(SPACE)	1	579,802			1	579,802
16	LESS: ADVANCE PROCUREMENT (PY)		-62,201				-62,201

17	ADVANCE PROCUREMENT (CY)	58,110		58,110
18	ADVANCE PROCUREMENT (CY)	122,490		122,490
19	SPACEBORNE EQUIP (COMSEC)	14,894		14,894
20	GLOBAL POSITIONING (SPACE)	64,609		64,609
20	LESS: ADVANCE PROCUREMENT (PY)	0		0
21	ADVANCE PROCUREMENT (CY)	0		0
22	NUDET DETECTION SYSTEM	0		0
23	DEF METEOROLOGICAL SAT PROG(SPACE)	88,719		88,719
24	EVOLVED EXPENDABLE LAUNCH VEH(SPACE)	3	24,000	3 1,177,976
	Crew augmentation		[14,000]	
	GPS metric tracking		[10,000]	
25	MEDIUM LAUNCH VEHICLE(SPACE)	0		0
26	SBIR HIGH (SPACE)	1	979,249	1 979,249
26	LESS: ADVANCE PROCUREMENT (PY)		-278,545	-278,545
27	ADVANCE PROCUREMENT (CY)		270,000	270,000
28	NATL POLAR-ORBITING OP ENV SATELLITE		26,308	10,000
	Early to need		-16,308	
	[-16,308]			
	SPECIAL PROGRAMS			
29	DEFENSE SPACE RECONN PROGRAM	0		0
33	SPECIAL UPDATE PROGRAMS		247,584	247,584
999	CLASSIFIED PROGRAMS		893,287	893,287
	TOTAL, MISSILE PROCUREMENT, AIR FORCE		7,692	5,470,964
	PROCUREMENT OF AMMUNITION, AIR FORCE			
	ROCKETS			
1	ROCKETS		19,106	19,106
	CARTRIDGES			
2	CARTRIDGES		141,049	141,049
	BOMBS			
3	PRACTICE BOMBS		34,094	34,094
4	GENERAL PURPOSE BOMBS		183,845	183,845
5	JOINT DIRECT ATTACK MUNITION		104,642	104,642
	FLARE, IR MJU-7B			3,500

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
6	CAD/PAD		37,016				37,016
7	EXPLOSIVE ORDINANCE DISPOSAL (EOD)		3,383				3,383
8	SPARES AND REPAIR PARTS		1,000				1,000
9	MODIFICATIONS		1,112				1,112
10	ITEMS LESS THAN \$5,000,000		5,015				5,015
	FUZES						
11	FLARES		72,758				72,758
12	FUZES		57,337				57,337
	WEAPONS						
	SMALL ARMS						
13	SMALL ARMS		7,063				7,063
	TOTAL, PROCUREMENT OF AMMUNITION, AIR FORCE		667,420		0		667,420
	OTHER PROCUREMENT, AIR FORCE						
	VEHICULAR EQUIPMENT						
	PASSENGER CARRYING VEHICLES						
1	PASSENGER CARRYING VEHICLES		29,207				29,207
	CARGO + UTILITY VEHICLES						
2	MEDIUM TACTICAL VEHICLE		45,618				45,618
3	CAP VEHICLES		902				902
4	ITEMS LESS THAN \$5,000,000 (CARGO)		31,773				31,773
	SPECIAL PURPOSE VEHICLES						
5	SECURITY AND TACTICAL VEHICLES		52,867				52,867
6	ITEMS LESS THAN \$5,000,000 (SPECA)		18,358				18,358
	FIRE FIGHTING EQUIPMENT						
7	FIRE FIGHTING/CRASH RESCUE VEHICLES		26,924				26,924
	MATERIALS HANDLING EQUIPMENT						

8	HALVERSEN LOADER	0	0
9	ITEMS LESS THAN \$5,000,000	14,501	14,501
	BASE MAINTENANCE SUPPORT		
10	RUNWAY SNOW REMOV AND CLEANING EQU	25,404	25,404
11	ITEMS LESS THAN \$5,000,000(VEHICLES)	54,570	54,570
12	CANCELLED ACCOUNT ADJUSTM	0	0
	ELECTRONICS AND TELECOMMUNICATIONS EQUIP		
	COMM SECURITY EQUIPMENT(COMSEC)		
13	COMSEC EQUIPMENT	216,381	216,381
14	MODIFICATIONS (COMSEC)	1,582	1,582
	INTELLIGENCE PROGRAMS		
15	INTELLIGENCE TRAINING EQUIPMENT	2,634	2,634
16	INTELLIGENCE COMM EQUIPMENT	30,685	30,685
	ELECTRONICS PROGRAMS		
17	AIR TRAFFIC CONTROL & LANDING SYS	6,517	6,517
18	NATIONAL AIRSPACE SYSTEM	112,056	112,056
19	THEATER AIR CONTROL SYS IMPROVEMEN	55,326	55,326
20	WEATHER OBSERVATION FORECAST	21,018	21,018
21	STRATEGIC COMMAND AND CONTROL	28,164	28,164
22	CHEYENNE MOUNTAIN COMPLEX	18,416	18,416
23	TAC SIGHT SPT	377	377
24	DRUG INTERDICTION SPT	0	0
	SPCL COMM-ELECTRONICS PROJECTS		
25	GENERAL INFORMATION TECHNOLOGY	74,285	74,285
26	AF GLOBAL COMMAND & CONTROL SYS	9,210	9,210
27	MOBILITY COMMAND AND CONTROL	8,688	8,688
28	AIR FORCE PHYSICAL SECURITY SYSTEM	99,281	99,281
29	COMBAT TRAINING RANGES	29,637	37,137
	Joint threat emitter		7,500
			[7,500]
30	C3 COUNTERMEASURES	11,112	11,112
31	GCSS-AF FOS	53,349	53,349
32	THEATER BATTLE MGT C2 SYSTEM	20,525	20,525
33	AIR & SPACE OPERATIONS CTR-WPN SYS	58,284	58,284

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	AIR FORCE COMMUNICATIONS						
34	INFORMATION TRANSPORT SYSTEMS		101,993				101,993
35	BASE INFO INFRASTRUCTURE		193,830				193,830
36	AFNET		151,643				151,643
37	VOICE SYSTEMS		25,399				25,399
38	USCENTCOM		36,020				36,020
	DISA PROGRAMS						
39	SPACE BASED IR SENSOR PGM SPACE		24,804				24,804
40	NAVSTAR GPS SPACE		5,279				5,279
41	NUDET DETECTION SYS SPACE		5,926				5,926
42	AF SATELLITE CONTROL NETWORK SPACE		60,383				60,383
43	SPACELIFT RANGE SYSTEM SPACE		91,004		23,500		114,504
	Eastern Processing Facility				[14,000]		
	Kodiak Launch Complex				[9,500]		
44	MILSATCOM SPACE		221,545				221,545
45	SPACE MODS SPACE		18,384				18,384
46	COUNTERSPACE SYSTEM		18,801				18,801
	ORGANIZATION AND BASE						
47	TACTICAL C-E EQUIPMENT		268,140				268,140
48	COMBAT SURVIVOR EVADER LOCATER		34,925				34,925
49	RADIO EQUIPMENT		14,541				14,541
50	CCTV/AUDIOVISUAL EQUIPMENT		11,613				11,613
51	BASE COMM INFRASTRUCTURE		108,308				108,308
	MODIFICATIONS						
52	COMM ELECT MODS		74,356				74,356
	OTHER BASE MAINTENANCE AND SUPPORT EQUIP						
	PERSONAL SAFETY & RESCUE EQUIP						
53	NIGHT VISION GOGGLES		20,873				20,873

54	ITEMS LESS THAN \$5,000,000 (SAFETY)	14,292	14,292	
	DEPOT PLANT+MTRLS HANDLING EQ			
55	MECHANIZED MATERIAL HANDLING EQUIP	12,853	12,853	
	BASE SUPPORT EQUIPMENT			
56	BASE PROCURED EQUIPMENT	4,788	4,788	
57	CONTINGENCY OPERATIONS	28,390	28,390	
58	PRODUCTIVITY CAPITAL INVESTMENT	1,879	1,879	
59	MOBILITY EQUIPMENT	38,558	38,558	
60	ITEMS LESS THAN \$5,000,000 (BASE S)	4,989	4,989	
	SPECIAL SUPPORT PROJECTS			
62	DARP RC135	23,296	23,296	
63	DCGS-AF	271,015	271,015	
65	SPECIAL UPDATE PROGRAM	489,680	489,680	
66	DEFENSE SPACE RECONNAISSANCE PROG.	32,668	32,668	
999	CLASSIFIED PROGRAMS	14,258,508	14,258,508	
	SPARES AND REPAIR PARTS			
70	SPARES AND REPAIR PARTS	19,046	19,046	
	TOTAL, OTHER PROCUREMENT, AIR FORCE	17,845,380	17,876,380	
	PROCUREMENT, DEFENSE-WIDE			
	MAJOR EQUIPMENT			
1	MAJOR EQUIPMENT, BTA			
	MAJOR EQUIPMENT, BTA	4,000	4,000	
	MAJOR EQUIPMENT, DCAA			
2	ITEMS LESS THAN \$5 MILLION	1,477	1,477	
	MAJOR EQUIPMENT, DCMA			
3	MAJOR EQUIPMENT	2,052	2,052	
	MAJOR EQUIPMENT, DHRA			
4	PERSONNEL ADMINISTRATION	32,263	32,263	
	MAJOR EQUIPMENT, DIA			
5	DIA SUPPORT TO CENTCOM INTELLIGENCE ACT	0	0	
	MAJOR EQUIPMENT, DISA			
17	INFORMATION SYSTEMS SECURITY	14,625	14,625	

PROCUREMENT (In Thousands of Dollars)									
Line	Item	FY 2011 Request		Senate Change		Senate Authorized			
		Qty	Cost	Qty	Cost	Qty	Cost		
18	GLOBAL COMMAND AND CONTROL SYSTEM		5,275				5,275		
19	GLOBAL COMBAT SUPPORT SYSTEM		2,803				2,803		
20	TELEPORT PROGRAM		78,227				78,227		
21	ITEMS LESS THAN \$5 MILLION		153,288				153,288		
22	NET CENTRIC ENTERPRISE SERVICES (NCES)		4,391				4,391		
23	DEFENSE INFORMATION SYSTEM NETWORK		86,206				86,206		
24	PUBLIC KEY INFRASTRUCTURE		1,710				1,710		
25	DRUG INTERDICTION SUPPORT		0				0		
26	JOINT COMMAND AND CONTROL PROGRAM		0				0		
27	CYBER SECURITY INITIATIVE		22,493				22,493		
28	MAJOR EQUIPMENT, DLA								
	MAJOR EQUIPMENT		4,846				4,846		
29	MAJOR EQUIPMENT, DMACT								
	MAJOR EQUIPMENT	4	10,478			4	10,478		
30	MAJOR EQUIPMENT, DODEA								
	AUTOMATION/EDUCATIONAL SUPPORT & LOGISTICS		1,451				1,451		
	MAJOR EQUIPMENT, DEFENSE THREAT REDUCTION AGE								
31	VEHICLES		50				50		
32	OTHER MAJOR EQUIPMENT		12,007				12,007		
	MAJOR EQUIPMENT, DTSA								
33	MAJOR EQUIPMENT		0				0		
	MAJOR EQUIPMENT, MISSILE DEFENSE AGENCY								
34	TERMINAL HIGH ALTITUDE AREA DEFENSE FIELDING	67	858,870			67	833,870		
	Production delay						[-25,000]		
35	AEGIS FIELDING	8	94,080			8	94,080		
	MAJOR EQUIPMENT, NATIONAL GEOSPATIAL INTEL AG								
	MAJOR EQUIPMENT, NSA								
45	INFORMATION SYSTEMS SECURITY PROGRAM (ISSP)		2,546				2,546		

	MAJOR EQUIPMENT, OSD			
50	MAJOR EQUIPMENT, OSD	124,050		124,050
51	MAJOR EQUIPMENT, INTELLIGENCE	20,138		20,138
	UNDISTRIBUTED			
52	MAJOR EQUIPMENT, INTELLIGENCE	0		0
53	MAJOR EQUIPMENT, TJS			
	MAJOR EQUIPMENT, TJS	11,526		11,526
	MAJOR EQUIPMENT, WHS			
54	MAJOR EQUIPMENT, WHS	27,179		27,179
999	CLASSIFIED PROGRAMS	678,531		678,531
	SPECIAL OPERATIONS COMMAND			
	AVIATION PROGRAMS			
55	ROTARY WING UPGRADES AND SUSTAINMENT	79,840		79,840
56	MH-47 SERVICE LIFE EXTENSION PROGRAM	107,934		107,934
57	MH-60 SOF MODERNIZATION PROGRAM	179,375		179,375
58	NON-STANDARD AVIATION	179,949	9	179,949
59	UNMANNED VEHICLES	0		0
60	SOF TANKER RECAPITALIZATION	19,996		19,996
61	SOF U-28	404		404
62	RQ-11 UAV	2,090		2,090
63	CV-22 SOF MOD	124,035	5	124,035
64	MQ-1 UAS	1,948		1,948
65	MQ-9 UAV	1,965		1,965
66	STUASLO UAV	12,148		12,148
67	C-130 MODIFICATIONS	22,500		22,500
68	AIRCRAFT SUPPORT	489		489
	SHIPBUILDING			
69	ADVANCED SEAL DELIVERY SYSTEM (ASDS)	0		0
70	MKS MOD1 SEAL DELIVERY VEHICLE	823		823
	AMMUNITION PROGRAMS			
71	SOF ORDNANCE REPLENISHMENT	79,608		79,608
72	SOF ORDNANCE ACQUISITION	24,215		24,215
	OTHER PROCUREMENT PROGRAMS			
73	COMMUNICATIONS EQUIPMENT AND ELECTRONICS	58,390		58,390
				28,000

PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
74	Special Operations Force deployable nodes				[28,000]		
75	SOF INTELLIGENCE SYSTEMS		75,892				75,892
	SMALL ARMS AND WEAPONS		30,094				34,694
	Enhanced combat optical sight				[3,000]		
	SOF combat assault rifle (SCAR)				[1,600]		
76	DCGS-SOF		5,225				5,225
77	MARITIME EQUIPMENT MODIFICATIONS		206				206
78	SPEC APPLICATION FOR CONT		0				0
79	SOF COMBATANT CRAFT SYSTEMS		11,706				11,706
80	SPARES AND REPAIR PARTS		977				977
81	TACTICAL VEHICLES		30,965		55,000		85,965
	Ground mobility vehicle modification kits				[55,000]		
82	MISSION TRAINING AND PREPARATION SYSTEMS		28,354				28,354
83	COMBAT MISSION REQUIREMENTS		20,000				20,000
84	MILCON COLLATERAL EQUIPMENT		102,556				102,556
88	SOF AUTOMATION SYSTEMS		52,353				52,353
89	SOF GLOBAL VIDEO SURVEILLANCE ACTIVITIES		9,714				9,714
90	SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE		30,900				30,900
91	SOF SOLDIER PROTECTION AND SURVIVAL SYSTEMS		221				221
92	SOF VISUAL AUGMENTATION, LASERS AND SENSOR		18,626		25,800		44,426
	Special operations binocular/monocular visual augmentation devices				[20,900]		
	Clip-on thermal imager				[4,900]		
93	SOF TACTICAL RADIO SYSTEMS		35,234				35,234
94	SOF MARITIME EQUIPMENT		804				804
95	DRUG INTERDICTION		0				0
96	MISCELLANEOUS EQUIPMENT		7,774				7,774
97	SOF OPERATIONAL ENHANCEMENTS		269,182				269,182
98	PSYOP EQUIPMENT		25,266				25,266

999	CLASSIFIED PROGRAMS	4,112	4,112	
	CHEMICAL/BIOLOGICAL DEFENSE			
	CBDP			
99	INSTALLATION FORCE PROTECTION	90,635	90,635	
100	INDIVIDUAL PROTECTION	74,686	74,686	
101	DECONTAMINATION	21,570	21,570	
102	JOINT BIO DEFENSE PROGRAM (MEDICAL)	19,389	19,389	
103	COLLECTIVE PROTECTION	27,542	27,542	
104	CONTAMINATION AVOIDANCE	136,114	136,114	
	TOTAL, PROCUREMENT, DEFENSE-WIDE	4,280,368	88,400	4,368,768
	NATIONAL GUARD & RESERVE EQUIPMENT			
	RESERVE EQUIPMENT			
	ARMY RESERVE			
1	MISCELLANEOUS EQUIPMENT	0	0	0
	NAVY RESERVE			
2	MISCELLANEOUS EQUIPMENT	0	0	0
	MARINE CORPS RESERVE			
3	MISCELLANEOUS EQUIPMENT	0	0	0
	AIR FORCE RESERVE			
4	MISCELLANEOUS EQUIPMENT	0	0	0
	NATIONAL GUARD EQUIPMENT			
	ARMY NATIONAL GUARD			
5	MISCELLANEOUS EQUIPMENT	0	0	0
	AIR NATIONAL GUARD			
6	MISCELLANEOUS EQUIPMENT	0	0	0
	TOTAL, NATIONAL GUARD & RESERVE EQUIPMENT	0	0	0
	MINE RESISTANT AMBUSH PROT VEH FUND			
1	MINE RESISTANT AMBUSH PROT VEH FUND	0	0	0
	MINE RESISTANT AMBUSH PROT VEH FUND			
2	MINE RESISTANT AMBUSH PROT VEH FUND	0	0	0

PROCUREMENT (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	TOTAL, MINE RESISTANT AMBUSH PROT VEH FUND		0		0		0
	TOTAL PROCUREMENT		111,377,073		373,803		111,750,876

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS.

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)							
AIRCRAFT PROCUREMENT, ARMY							
AIRCRAFT							
FIXED WING							
2	C-12 CARGO AIRPLANE	5	78,060			5	78,060
4	MQ-1 UAV	0	47,000			0	47,000
5	RQ-11 (RAVEN)	0	17,430			0	17,430
ROTARY							
11	UH-60 BLACKHAWK (MYP)	2	40,500			2	40,500
13	CH-47 HELICOPTER	2	70,600			2	70,600
MODIFICATION OF AIRCRAFT							
16	C12 AIRCRAFT MODS	0	122,340			0	122,340
17	MQ-1 PAYLOAD-UAS	0	3,600			0	3,600
19	GUARDRAIL MODS (MIP)	0	30,200			0	30,200
20	MULTI SENSOR ABN RECON (MIP)	0	86,200			0	86,200
21	AH-64 MODS	0	199,200			0	199,200
23	CH-47 CARGO HELICOPTER MODS (MYP)	0	82,900			0	82,900
27	UTILITY HELICOPTER MODS	0	14,530			0	14,530
28	KIOWA WARRIOR	0	187,288			0	187,288
29	AIRBORNE AVIONICS	0	24,983			0	24,983
31	RQ-7 UAV MODS	0	97,800			0	97,800
GROUND SUPPORT AVIONICS							
36	ASE INFRARED CM	0	197,990			0	197,990
OTHER SUPPORT							

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
38	COMMON GROUND EQUIPMENT	0	65,627			0	65,627
40	AIR TRAFFIC CONTROL	0	7,555			0	7,555
	TOTAL, AIRCRAFT PROCUREMENT, ARMY		1,373,803		0		1,373,803
	MISSILE PROCUREMENT, ARMY						
	AIR-TO-SURFACE MISSILE SYSTEM						
4	HELIFIRE SYS SUMMARY	0	190,459			0	190,459
6	ANTI-TANK/ASSAULT MISSILE SYS TOW 2 SYSTEM SUMMARY	1,782	112,769			1,782	112,769
	MODIFICATIONS						
13	ITAS/TOW MODS	0	40,600			0	40,600
	TOTAL, MISSILE PROCUREMENT, ARMY		343,828		0		343,828
	PROCUREMENT OF W&TCV, ARMY						
	MODIFICATION OF TRACKED COMBAT VEHICLES						
9	STRYKER (MOD)	0	445,000			0	445,000
	WEAPONS & OTHER COMBAT VEHICLES						
26	MORTAR SYSTEMS	136	8,600			136	8,600
28	XME20 GRENADE LAUNCHER MODULE (GLM)	5,428	22,500			5,428	22,500
32	COMMON REMOTELY OPERATED WEAPONS STATION (CRO)	425	100,000			425	100,000
34	HOWTZER LT WT 155MM (T)	14	62,000			14	62,000
	MOD OF WEAPONS AND OTHER COMBAT VEH						
36	M4 CARBINE MODS	0	12,900			0	12,900
37	M2 50 CAL MACHINE GUN MODS	0	15,000			0	15,000
40	M119 MODIFICATIONS	0	21,500			0	21,500
	SUPPORT EQUIPMENT & FACILITIES						

	TOTAL, PROCUREMENT OF W&TCV, ARMY	687,500	0	687,500
	PROCUREMENT OF AMMUNITION, ARMY			
	SMALL/MEDIUM CAL AMMUNITION			
2	CTG, 7.62MM, ALL TYPES	0	0	32,604
4	CTG, .50 CAL, ALL TYPES	0	0	128,876
5	CTG, 20MM, ALL TYPES	0	0	20,056
7	CTG, 30MM, ALL TYPES	0	0	23,826
8	CTG, 40MM, ALL TYPES	0	0	62,700
	MORTAR AMMUNITION			
11	120MM MORTAR, ALL TYPES	0	-50,100	70,060
	APMI unit cost savings		[-50,100]	
	ARTILLERY AMMUNITION			
15	CTG, ARTY, 105MM, ALL TYPES	0	0	37,620
16	CTG, ARTY, 155MM, ALL TYPES	0	0	37,620
18	MODULAR ARTILLERY CHARGE SYSTEM (MACS), ALL T	0	0	15,048
	ARTILLERY FUZES			
19	ARTILLERY FUZES, ALL TYPES	0	0	12,540
	ROCKETS			
24	SHOULDER LAUNCHED MUNITIONS, ALL TYPES	0	0	17,556
25	ROCKET, HYDRA 70, ALL TYPES	0	0	139,285
	OTHER AMMUNITION			
27	GRENADES, ALL TYPES	0	0	2,000
	MISCELLANEOUS			
31	NON-LETHAL AMMUNITION, ALL TYPES	0	0	15,000
	PRODUCTION BASE SUPPORT			
40	CONVENTIONAL MUNITIONS DEMILITARIZATION, ALL	0	0	37,700
	TOTAL, PROCUREMENT OF AMMUNITION, ARMY	702,591	-50,100	652,491
	OTHER PROCUREMENT, ARMY			
	TACTICAL VEHICLES			
5	FAMILY OF MEDIUM TACTICAL VEH (FMTV)	1,692	1,692	516,350

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
7	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV)	0	188,677			0	188,677
9	ARMORED SECURITY VEHICLES (ASV)	106	52,780			106	52,780
10	MINE PROTECTION VEHICLE FAMILY	0	136,700			0	136,700
14	HMMVV RECAPITALIZATION PROGRAM	0	989,067			0	989,067
15	MODIFICATION OF IN SVC EQUIP	0	20,000			0	20,000
	COMM—JOINT COMMUNICATIONS						
24	WIN-T—GROUND FORCES TACTICAL NETWORK	0	8,163			0	8,163
	COMM—SATELLITE COMMUNICATIONS						
27	SHF TERM	0	62,415			0	62,415
29	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE)	0	13,500			0	13,500
	COMM—COMBAT COMMUNICATIONS						
40	AMC CRITICAL ITEMS—OPA2	0	3,946			0	3,946
47	RADIO, IMPROVED HF (COTS) FAMILY	0	78,253			0	78,253
48	MEDICAL COMM FOR CBT CASUALTY CARE (MC4)	0	15,000			0	15,000
	COMM—LONG HAUL COMMUNICATIONS						
53	BASE SUPPORT COMMUNICATIONS	0	70,000			0	70,000
	COMM—BASE COMMUNICATIONS						
57	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM(.....	0	413,200			0	413,200
	ELECT EQUIP—TACT INT REL ACT (TIARA)						
65	PROPHET GROUND	0	18,900			0	18,900
70	DCGS-A (MIP)	0	197,092			0	197,092
74	CI HUMINT AUTO REPRTING AND COLL(CHARCS) (MIP)	0	52,277			0	52,277
75	ITEMS LESS THAN \$5.0M (MIP)	0	5,400			0	5,400
	ELECT EQUIP—ELECTRONIC WARFARE (EW)						
76	LIGHTWEIGHT COUNTER MORTAR RADAR	0	25,000			0	25,000
77	WARLOCK	0	225,682			0	225,682
79	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES	0	455,639			0	455,639
	ELECT EQUIP—TACTICAL SURV. (TAC SURV)						

81	FAAD GBS	0	167,460	0	167,460
84	NIGHT VISION DEVICES	0	5,019	0	5,019
89	COUNTER-ROCKET, ARTILLERY & MORTAR (C-RAM)	0	291,400	0	291,400
90	BASE EXPEDITIONARY TARGETING AND SURV SYS	0	486,050	0	445,050
	Program reduction—lack of justification				-41,000
	[—41,000]				
95	MOD OF IN-SVC EQUIP (FIREFINDER RADARS)	0	69,800	0	69,800
96	FORCE XXI BATTLE CMD BRIGADE & BELOW (FBGB2)	0	135,500	0	135,500
98	LIGHTWEIGHT LASER DESIGNATOR/RANGEFINDER (LLD)	0	22,371	0	22,371
99	COMPUTER BALLISTICS: LHMC XM32	0	1,800	0	1,800
101	COUNTERFIRE RADARS	0	20,000	0	20,000
	ELECT EQUIP—TACTICAL C2 SYSTEMS				
103	TACTICAL OPERATIONS CENTERS	0	43,800	0	43,800
104	FIRE SUPPORT C2 FAMILY	0	566	0	566
105	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM (BC)	0	420	0	420
108	KNIGHT FAMILY	0	49,744	0	49,744
110	AUTOMATIC IDENTIFICATION TECHNOLOGY	0	2,222	0	2,222
114	NETWORK MANAGEMENT INITIALIZATION AND SERVICE	0	5,000	0	5,000
115	MANEUVER CONTROL SYSTEM (MCS)	0	60,111	0	60,111
	ELECT EQUIP—AUTOMATION				
121	AUTOMATED DATA PROCESSING EQUIP	0	10,500	0	10,500
	ELECT EQUIP—SUPPORT				
999	CLASSIFIED PROGRAMS	0	775	0	775
	CHEMICAL DEFENSIVE EQUIPMENT				
130	PROTECTIVE SYSTEMS	0	5,690	0	5,690
	BRIDGING EQUIPMENT				
135	TACTICAL BRIDGE, FLOAT-RIBBON	0	3,220	0	3,220
	ENGINEER (NON-CONSTRUCTION) EQUIPMENT				
137	GRND STANDOFF MINE DETECTION SYSTEM (GSTAMIDS)	0	191,000	0	191,000
	COMBAT SERVICE SUPPORT EQUIPMENT				
141	HEATERS AND ECUS	0	8,708	0	8,708
149	FORCE PROVIDER	0	261,599	0	261,599
150	FIELD FEEDING EQUIPMENT	0	29,903	0	29,903
	PETROLEUM EQUIPMENT				
154	DISTRIBUTION SYSTEMS, PETROLEUM & WATER	0	55,105	0	55,105

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	WATER EQUIPMENT						
155	WATER PURIFICATION SYSTEMS	0	12,086			0	12,086
	MEDICAL EQUIPMENT						
156	COMBAT SUPPORT MEDICAL	0	8,680			0	8,680
	MAINTENANCE EQUIPMENT						
157	MOBILE MAINTENANCE EQUIPMENT SYSTEMS	0	41,398			0	41,398
	CONSTRUCTION EQUIPMENT						
159	GRADER, ROAD MTZD, HVY, 6X4 (CCE)	0	3,390			0	3,390
161	SCRAPERS, EARTHMOVING	0	3,195			0	3,195
164	LOADERS	0	1,157			0	1,157
168	HIGH MOBILITY ENGINEER EXCAVATOR (HMEE) FOS	0	3,750			0	3,750
170	ITEMS LESS THAN \$5.0M (CONST EQUIP)	0	4,140			0	4,140
	GENERATORS						
174	GENERATORS AND ASSOCIATED EQUIP	0	37,480			0	37,480
	MATERIAL HANDLING EQUIPMENT						
175	ROUGH TERRAIN CONTAINER HANDLER (RTCH)	0	4,562			0	4,562
177	ALL TERRAIN LIFTING ARMY SYSTEM	0	56,609			0	56,609
	TRAINING EQUIPMENT						
179	TRAINING DEVICES, NONSYSTEM	0	28,624			0	28,624
180	CLOSE COMBAT TACTICAL TRAINER	0	8,200			0	8,200
	TEST MEASURE AND DIG EQUIPMENT (TMD)						
184	INTEGRATED FAMILY OF TEST EQUIPMENT (IFTE)	0	622			0	622
	OTHER SUPPORT EQUIPMENT						
186	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT	0	58,590			0	58,590
187	PHYSICAL SECURITY SYSTEMS (OPAS)	0	77,000			0	77,000
192	SPECIAL EQUIPMENT FOR USER TESTING	0	1,987			0	1,987
	TOTAL, OTHER PROCUREMENT, ARMY		5,827,274		-41,000		5,786,274

JOINT IMPR EXPLOSIVE DEV DEFEAT FUND

1	NETWORK ATTACK				
	ATTACK THE NETWORK	0	1,434,400	-218,605	0
	Transfer to staff and infrastructure line			[-218,605]	
2	JIEDDO DEVICE DEFEAT				
	DEFEAT THE DEVICE	0	1,529,390	-95,875	0
	Transfer to staff and infrastructure line			[-95,875]	
3	FORCE TRAINING				
	TRAIN THE FORCE	0	286,210	-35,180	0
	Transfer to staff and infrastructure line			[-35,180]	
4	STAFF AND INFRASTRUCTURE				
	OPERATIONS			565,528	0
	Transfer from base budget			[215,868]	
	Transfer from attack the network			[218,605]	
	Transfer from defeat the device			[95,875]	
	Transfer from train the force			[35,180]	

TOTAL, JOINT IMPR EXPLOSIVE DEV DEFEAT FUND 3,250,000 215,868 3,465,868

AIRCRAFT PROCUREMENT, NAVY

11	COMBAT AIRCRAFT				
	UH-1Y/AH-1Z	3	88,500		3
29	MODIFICATION OF AIRCRAFT				
31	EA-6 SERIES	0	15,000		0
32	AV-8 SERIES	0	72,100		0
34	F-18 SERIES	0	43,250		0
35	AH-1W SERIES	0	35,510		0
36	H-53 SERIES	0	36,248		0
39	SH-60 SERIES	0	6,430		0
48	P-3 SERIES	0	6,000		0
53	SPECIAL PROJECT AIRCRAFT	0	6,100		0
54	COMMON ECM EQUIPMENT	0	38,700		0
	COMMON AVIONICS CHANGES	0	14,100		0

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
55	COMMON DEFENSIVE WEAPON SYSTEM	0	10,500			0	10,500
57	RQ-7 SERIES	0	8,000			0	8,000
58	V-22 (TILT/ROTOR ACFT) OSPREY	0	36,420			0	36,420
	AIRCRAFT SPARES AND REPAIR PARTS						
59	SPARES AND REPAIR PARTS	0	3,500			0	3,500
	TOTAL, AIRCRAFT PROCUREMENT, NAVY		420,358		0		420,358
	WEAPONS PROCUREMENT, NAVY						
	TACTICAL MISSILES						
5	SIDEWINDER	9	2,923			9	2,923
9	HELLFIRE	794	85,504			794	85,504
	GUNS AND GUN MOUNTS						
26	SMALL ARMS AND WEAPONS	0	4,998			0	4,998
	TOTAL, WEAPONS PROCUREMENT, NAVY		93,425		0		93,425
	PROCUREMENT OF AMMO, NAVY & MC						
	NAVY AMMUNITION						
1	GENERAL PURPOSE BOMBS	0	6,060			0	6,060
3	AIRBORNE ROCKETS, ALL TYPES	0	76,043			0	76,043
4	MACHINE GUN AMMUNITION	0	69,660			0	69,660
7	AIR EXPENDABLE COUNTERMEASURES	0	33,632			0	33,632
11	OTHER SHIP GUN AMMUNITION	0	455			0	455
12	SMALL ARMS & LANDING PARTY AMMO	0	7,757			0	7,757
13	PYROTECHNIC AND DEMOLITION	0	1,209			0	1,209
	MARINE CORPS AMMUNITION						
15	SMALL ARMS AMMUNITION	0	19,498			0	19,498

16	LINEAR CHARGES, ALL TYPES	0	4,677	0	4,677
17	40 MM, ALL TYPES	0	11,307	0	11,307
18	60MM, ALL TYPES	0	17,150	0	17,150
19	81MM, ALL TYPES	0	27,738	0	27,738
20	120MM, ALL TYPES	0	96,895	0	96,895
21	CTG 25MM, ALL TYPES	0	990	0	990
22	GRENADES, ALL TYPES	0	6,137	0	6,137
23	ROCKETS, ALL TYPES	0	13,543	0	13,543
24	ARTILLERY, ALL TYPES	0	137,118	0	137,118
25	DEMOLITION MUNITIONS, ALL TYPES	0	9,296	0	9,296
26	FUZE, ALL TYPES	0	25,888	0	25,888
27	NON LETHALS	0	31	0	31
	TOTAL, PROCUREMENT OF AMMO, NAVY & MC		565,084	0	565,084
	OTHER PROCUREMENT, NAVY				
	SMALL BOATS				
25	STANDARD BOATS	0	30,706	0	30,706
	AVIATION ELECTRONIC EQUIPMENT				
57	MATCALS	0	27,080	0	27,080
	OTHER SHORE ELECTRONIC EQUIPMENT				
74	EMI CONTROL INSTRUMENTATION	0	1,800	0	1,800
	AIRCRAFT SUPPORT EQUIPMENT				
99	AVIATION LIFE SUPPORT	0	26,024	0	26,024
	OTHER ORDNANCE SUPPORT EQUIPMENT				
117	EXPLOSIVE ORDNANCE DISPOSAL EQUIP	0	132,386	0	132,386
	CIVIL ENGINEERING SUPPORT EQUIPMENT				
122	PASSENGER CARRYING VEHICLES	0	1,234	0	1,234
123	GENERAL PURPOSE TRUCKS	0	420	0	420
124	CONSTRUCTION & MAINTENANCE EQUIP	0	55,474	0	55,474
126	TACTICAL VEHICLES	0	91,802	0	91,802
129	ITEMS UNDER \$5 MILLION	0	26,016	0	26,016
	SUPPLY SUPPORT EQUIPMENT				
131	MATERIALS HANDLING EQUIPMENT	0	33,659	0	33,659

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	COMMAND SUPPORT EQUIPMENT						
137	COMMAND SUPPORT EQUIPMENT	0	2,775			0	2,775
146	PHYSICAL SECURITY EQUIPMENT	0	46,417			0	46,417
	SPARES AND REPAIR PARTS						
149	SPARES AND REPAIR PARTS	0	4,942			0	4,942
	TOTAL, OTHER PROCUREMENT, NAVY		480,735		0		480,735
	PROCUREMENT, MARINE CORPS						
2	LAV PIP	0	152,333			0	152,333
	ARTILLERY AND OTHER WEAPONS						
5	155MM LIGHTWEIGHT TOWED HOWITZER	20	103,600			20	103,600
6	HIGH MOBILITY ARTILLERY ROCKET SYSTEM	0	145,533			0	145,533
7	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION	0	7,329			0	7,329
	OTHER SUPPORT						
9	MODIFICATION KITS	0	12,000			0	12,000
10	WEAPONS ENHANCEMENT PROGRAM	0	18,571			0	18,571
	COMMAND AND CONTROL SYSTEMS						
16	UNIT OPERATIONS CENTER	0	112,424			0	112,424
	REPAIR AND TEST EQUIPMENT						
17	REPAIR AND TEST EQUIPMENT	0	15,962			0	15,962
	OTHER SUPPORT (TEL)						
19	MODIFICATION KITS	0	18,545			0	18,545
	COMMAND AND CONTROL SYSTEM (NON-TEL)						
20	ITEMS UNDER \$5 MILLION (COMM & ELECC)	0	11,549			0	11,549
21	AIR OPERATIONS C2 SYSTEMS	0	41,031			0	41,031
	RADAR + EQUIPMENT (NON-TEL)						
22	RADAR SYSTEMS	0	5,493			0	5,493

23	INTELL/COMM EQUIPMENT (NON-TEL)				
	FIRE SUPPORT SYSTEM	0	4,710	0	4,710
24	INTELLIGENCE SUPPORT EQUIPMENT	0	82,897	0	82,897
26	DCGS-MC	0	21,789	0	21,789
	OTHER SUPPORT (NON-TEL)				
28	COMMON COMPUTER RESOURCES	0	29,412	0	29,412
29	COMMAND POST SYSTEMS	0	36,256	0	36,256
30	RADIO SYSTEMS	0	155,545	0	155,545
31	COMM SWITCHING & CONTROL SYSTEMS	0	63,280	0	63,280
	TACTICAL VEHICLES				
35	5/4T TRUCK HAMWV (MYP)	77	12,994	77	12,994
37	MEDIUM TACTICAL VEHICLE REPLACEMENT	0	80,559	0	80,559
38	LOGISTICS VEHICLE SYSTEM REP	230	109,100	230	109,100
39	FAMILY OF TACTICAL TRAILERS	0	22,130	0	22,130
	ENGINEER AND OTHER EQUIPMENT				
42	ENVIRONMENTAL CONTROL EQUIP ASSORT	0	17,799	0	17,799
43	BULK LIQUID EQUIPMENT	0	1,628	0	1,628
44	TACTICAL FUEL SYSTEMS	0	83,698	0	83,698
45	POWER EQUIPMENT ASSORTED	0	41,536	0	41,536
47	EOD SYSTEMS	0	213,985	0	213,985
	MATERIALS HANDLING EQUIPMENT				
48	PHYSICAL SECURITY EQUIPMENT	0	5,200	0	5,200
50	MATERIAL HANDLING EQUIP	0	58,264	0	58,264
	GENERAL PROPERTY				
53	TRAINING DEVICES	0	55,864	0	55,864
54	CONTAINER FAMILY	0	8,826	0	8,826
56	FAMILY OF INTERNALLY TRANSPORTABLE VEH (ITV)	73	28,401	73	28,401
	TOTAL, PROCUREMENT, MARINE CORPS		1,778,243	0	1,778,243
	AIRCRAFT PROCUREMENT, AIR FORCE				
	TACTICAL FORCES				
1	F-35	1	204,900	-1	-204,900
	Delay production ramp up			[-1]	[-204,900]

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	MISSION SUPPORT AIRCRAFT						
25	HH-60M OPERATIONAL LOSS REPLACEMENT	3	114,000			3	114,000
26	RQ-11	0	9,380			0	9,380
	OTHER AIRCRAFT						
34	MQ-9	12	216,000			12	216,000
	MODIFICATION OF INSERVICE AIRCRAFT				0		
	STRATEGIC AIRCRAFT						
37	B-1B	0	8,500			0	8,500
	TACTICAL AIRCRAFT						
39	A-10	0	16,500			0	16,500
	AIRLIFT AIRCRAFT						
44	C-5	0	73,400			0	73,400
47	C-17A	0	224,450			0	224,450
	OTHER AIRCRAFT						
56	KC-10A (ATCA)	0	3,540			0	3,540
62	C-130	0	166,720			0	166,720
63	C-130 MODS INTEL	0	10,900			0	10,900
66	COMPASS CALL MODS	0	10,000			0	10,000
72	H-60	0	81,000			0	81,000
75	OTHER AIRCRAFT	0	61,600			0	61,600
78	MQ-9 PAYLOAD-UAS	0	45,000			0	45,000
79	CV-22 MODS	0	830			0	830
	AIRCRAFT SPARES + REPAIR PARTS						
80	INITIAL SPARES/REPAIR PARTS	0	10,900			0	10,900
	OTHER PRODUCTION CHARGES						
98	OTHER PRODUCTION CHARGES	0	57,500			0	57,500
	DARP						
104	DARP	0	47,300			0	47,300

		TOTAL, AIRCRAFT PROCUREMENT, AIR FORCE	1,362,420	-204,900	1,157,520
		MISSILE PROCUREMENT, AIR FORCE			
		TACTICAL			
5		PREDATOR HELLFIRE MISSILE	431	431	41,621
		MODIFICATION OF INSERVICE MISSILES			
		CLASS IV			
10		AGM-65D MAVERICK	0	0	15,000
		TOTAL, MISSILE PROCUREMENT, AIR FORCE	56,621	0	56,621
		PROCUREMENT OF AMMUNITION, AIR FORCE			
		CARTRIDGES			
2		CARTRIDGES	0	0	30,801
		BOMBS			
4		GENERAL PURPOSE BOMBS	0	0	53,192
5		JOINT DIRECT ATTACK MUNITION	5,831	5,831	147,991
		FUZES			
11		FLARES	0	0	20,486
12		FUZES	0	0	24,982
		SMALL ARMS			
13		SMALL ARMS	0	0	15,507
		TOTAL, PROCUREMENT OF AMMUNITION, AIR FORCE	292,959	0	292,959
		OTHER PROCUREMENT, AIR FORCE			
		CARGO + UTILITY VEHICLES			
2		MEDIUM TACTICAL VEHICLE	0	0	7,350
		SPECIAL PURPOSE VEHICLES			
5		SECURITY AND TACTICAL VEHICLES	0	0	15,540
		BASE MAINTENANCE SUPPORT			
11		ITEMS LESS THAN \$5,000(VEHICLES)	0	0	690
		INTELLIGENCE PROGRAMS			

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
16	INTELLIGENCE COMM EQUIPMENT	0	1,400			0	1,400
	ELECTRONICS PROGRAMS						
19	THEATER AIR CONTROL SYS IMPROVEMEN	0	4,354			0	4,354
20	WEATHER OBSERVATION FORECAST	0	9,825			0	9,825
	SPCL COMM-ELECTRONICS PROJECTS						
28	AIR FORCE PHYSICAL SECURITY SYSTEM	0	6,100			0	6,100
	AIR FORCE COMMUNICATIONS						
38	USCENTCOM	0	28,784			0	28,784
	DISA PROGRAMS						
44	MILSATCOM SPACE	0	4,300			0	4,300
46	COUNTERSPACE SYSTEM	0	8,200			0	8,200
	ORGANIZATION AND BASE						
47	TACTICAL C-E EQUIPMENT	0	2,552			0	2,552
	MODIFICATIONS						
52	COMM ELECT MODS	0	470			0	470
	PERSONAL SAFETY & RESCUE EQUIP						
53	NIGHT VISION GOGGLES	0	8,833			0	8,833
	BASE SUPPORT EQUIPMENT						
56	BASE PROCURED EQUIPMENT	0	9,070			0	9,070
57	CONTINGENCY OPERATIONS	0	131,559			0	131,559
59	MOBILITY EQUIPMENT	0	16,588			0	16,588
	SPECIAL SUPPORT PROJECTS						
66	DEFENSE SPACE RECONNAISSANCE PROG.	0	9,700			0	9,700
999	CLASSIFIED PROGRAMS		2,822,166			0	2,822,166
	TOTAL, OTHER PROCUREMENT, AIR FORCE		3,087,481			0	3,087,481
	PROCUREMENT, DEFENSE-WIDE						

5	MAJOR EQUIPMENT, DIA								
	DIA SUPPORT TO CENTCOM INTELLIGENCE ACT	0	27,702	0	27,702	0	27,702	0	27,702
	MAJOR EQUIPMENT, DISA								
18	GLOBAL COMMAND AND CONTROL SYSTEM	0	1,000	0	1,000	0	1,000	0	1,000
20	TELEPORT PROGRAM	0	6,191	0	6,191	0	6,191	0	6,191
23	DEFENSE INFORMATION SYSTEM NETWORK	0	520	0	520	0	520	0	520
	MAJOR EQUIPMENT, OSD								
50	MAJOR EQUIPMENT, OSD	0	5,700	0	5,700	0	5,700	0	5,700
	UNDISTRIBUTED								
52	MAJOR EQUIPMENT, INTELLIGENCE	0	15,000	0	15,000	0	15,000	0	15,000
999	MAJOR EQUIPMENT, WHS								
	CLASSIFIED PROGRAMS		323,486	0	323,486	0	323,486	0	323,486
	AVIATION PROGRAMS								
55	ROTARY WING UPGRADES AND SUSTAINMENT	14	5,600	14	5,600	14	5,600	14	5,600
56	MH-47 SERVICE LIFE EXTENSION PROGRAM	0	4,222	0	4,222	0	4,222	0	4,222
64	MQ-1 UAS	10	8,202	10	8,202	10	8,202	10	8,202
65	MQ-9 UAV	10	4,368	10	4,368	10	4,368	10	4,368
	AMMUNITION PROGRAMS								
71	SOF ORDNANCE REPLENISHMENT	15,159,630	75,878	15,159,630	75,878	15,159,630	75,878	15,159,630	75,878
72	SOF ORDNANCE ACQUISITION	8,570,544	49,776	8,570,544	49,776	8,570,544	49,776	8,570,544	49,776
	OTHER PROCUREMENT PROGRAMS								
73	COMMUNICATIONS EQUIPMENT AND ELECTRONICS	32	9,417	32	9,417	32	9,417	32	9,417
74	SOF INTELLIGENCE SYSTEMS	107	149,406	107	149,406	107	149,406	107	149,406
81	TACTICAL VEHICLES	263	36,262	263	36,262	263	36,262	263	36,262
83	COMBAT MISSION REQUIREMENTS	1	30,000	1	30,000	1	30,000	1	30,000
88	SOF AUTOMATION SYSTEMS	21	1,291	21	1,291	21	1,291	21	1,291
90	SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE	1	25,000	1	25,000	1	25,000	1	25,000
92	SOF VISUAL AUGMENTATION, LASERS AND SENSOR	55	3,200	55	3,200	55	3,200	55	3,200
93	SOF TACTICAL RADIO SYSTEMS	217	3,985	217	3,985	217	3,985	217	3,985
96	MISCELLANEOUS EQUIPMENT	11	5,530	11	5,530	11	5,530	11	5,530
97	SOF OPERATIONAL ENHANCEMENTS	198	79,869	198	79,869	198	79,869	198	79,869
999	CLASSIFIED PROGRAMS		2,941	0	2,941	0	2,941	0	2,941
	TOTAL, PROCUREMENT, DEFENSE-WIDE		874,546	0	874,546	0	874,546	0	874,546

PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)							
Line	Item	FY 2011 Request		Senate Change		Senate Authorized	
		Qty	Cost	Qty	Cost	Qty	Cost
	MINE RESISTANT AMBUSH PROT VEH FUND						
2	MINE RESISTANT AMBUSH PROT VEH FUND	0	3,415,000			0	3,415,000
	TOTAL, MINE RESISTANT AMBUSH PROT VEH FUND		3,415,000		0		3,415,000
	TOTAL PROCUREMENT		24,611,868		-80,132		24,531,736

TITLE XLII—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
RESEARCH, DEVELOPMENT, TEST, AND EVALUATION (In Thousands of Dollars)					
RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY					
BASIC RESEARCH, ARMY					
0601101A	1	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	21,780		21,780
0601102A	2	DEFENSE RESEARCH SCIENCES	195,845		201,845
		Advanced energy storage research		6,000	
		Ultracold matter system for navigation		[4,000]	
0601103A	3	UNIVERSITY RESEARCH INITIATIVES	91,161	[2,000]	93,161
		Accelerate lightweight vehicle protection materials		[2,000]	
0601104A	4	UNIVERSITY AND INDUSTRY RESEARCH CENTERS	98,087	2,000	100,087
		Materials processing research		[2,000]	
TOTAL, BASIC RESEARCH, ARMY			406,873	10,000	416,873
APPLIED RESEARCH, ARMY					
0602105A	5	MATERIALS TECHNOLOGY	29,882	15,500	45,382
		Advanced renewable jet fuels		[1,500]	

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		Applied composite materials research		[3,000]	
		High-strength fibers for ballistic armor applications		[2,000]	
		Lighter-weight body armor research		[1,500]	
		Magnesium armor manufacturing for ground vehicles		[2,000]	
		Nanosensor manufacturing research		[4,000]	
		Weapon systems repair technologies		[1,500]	
0602120A	6	SENSORS AND ELECTRONIC SURVIVABILITY	48,929		48,929
0602122A	7	TRACTOR HIP	14,624		14,624
0602211A	8	AVIATION TECHNOLOGY	43,476	2,000	45,476
		Integrated unmanned aerial systems sustainment and supply chain		[2,000]	
0602270A	9	ELECTRONIC WARFARE TECHNOLOGY	17,330		17,330
0602303A	10	MISSILE TECHNOLOGY	49,525		49,525
0602307A	11	ADVANCED WEAPONS TECHNOLOGY	18,190		18,190
0602308A	12	ADVANCED CONCEPTS AND SIMULATION	20,582	2,000	22,582
		Cognitive modeling and simulation research		[2,000]	
0602601A	13	COMBAT VEHICLE AND AUTOMOTIVE TECHNOLOGY	64,740	22,500	87,240
		Advanced materials research for alternative energy and transportation		[1,500]	
		Hybrid electric vehicle reliability research		[3,000]	
		Hybrid truck development		[4,000]	
		Tribology research		[2,000]	
		Unmanned ground vehicle initiative		[12,000]	
0602618A	14	BALLISTICS TECHNOLOGY	60,342	3,000	63,342
		Reactive armor research		[3,000]	
0602622A	15	CHEMICAL, SMOKE AND EQUIPMENT DEFEATING TECHNOLOGY	5,324	1,500	6,824
		Standoff detection of radionuclides		[1,500]	
0602623A	16	JOINT SERVICE SMALL ARMS PROGRAM	7,893		7,893
0602624A	17	WEAPONS AND MUNITIONS TECHNOLOGY	42,645	2,000	44,645
		Acoustic gun detection systems		[2,000]	
0602705A	18	ELECTRONICS AND ELECTRONIC DEVICES	60,859	8,000	68,859

		Nanoscale technologies for batteries		[2,000]	
		Portable solar power generator		[2,500]	
		Silicon carbide devices for power systems		[2,000]	
		Supply chain demonstration using radio frequency identification		[1,500]	
		19 NIGHT VISION TECHNOLOGY	40,228		40,228
		20 COUNTERMINE SYSTEMS	19,118	3,000	22,118
		Multispectral imaging technology optimization for explosives detection		[3,000]	
		21 HUMAN FACTORS ENGINEERING TECHNOLOGY	21,042		21,042
		22 ENVIRONMENTAL QUALITY TECHNOLOGY	18,364		18,364
		23 COMMAND, CONTROL, COMMUNICATIONS TECHNOLOGY	25,573		25,573
		24 COMPUTER AND SOFTWARE TECHNOLOGY	6,768		6,768
		25 MILITARY ENGINEERING TECHNOLOGY	79,189	2,000	81,189
		Atmospheric research		[2,000]	
		26 MANPOWER/PERSONNEL/TRAINING TECHNOLOGY	22,198		22,198
		27 WARFIGHTER TECHNOLOGY	27,746	3,500	31,246
		Combat rations enhancement research		[1,000]	
		Thermal resistant fiber research		[2,500]	
		28 MEDICAL TECHNOLOGY	96,797	7,000	103,797
		Blast protection for ground soldiers		[2,000]	
		Moderate hypothermia treatment for traumatic brain and spinal cord injury		[4,000]	
		Traumatic brain injury modeling research		[1,000]	
		TOTAL, APPLIED RESEARCH, ARMY	841,364	72,000	913,364
		ADVANCED TECHNOLOGY DEVELOPMENT, ARMY			
		29 WARFIGHTER ADVANCED TECHNOLOGY	37,364	1,500	38,864
		Moldable fabric armor		[1,500]	
		30 MEDICAL ADVANCED TECHNOLOGY	71,510	36,500	108,010
		Advanced medical training platform		[2,000]	
		Biosensor controller systems development		[2,000]	
		Body temperature conditioner systems		[2,500]	
		Eye trauma and vision enhancement research		[2,000]	
		Gulf War illness research		[12,000]	
		Handheld telemedicine device development		[3,000]	

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		Improved advanced prosthetics manufacturing		[4,000]	
		Integrated medical technology program		[5,500]	
		Lower limb prosthetics research		[2,000]	
		Telemedicine research		[1,500]	
0603003A	31	AVIATION ADVANCED TECHNOLOGY	57,454	8,500	65,954
		Enhanced gun fire detection		[2,000]	
		Improved aviation technology insertion capability		[2,500]	
		Next generation unmanned aerial vehicle engine		[2,000]	
		Rotocraft galvanic corrosion reduction		[2,000]	
0603004A	32	WEAPONS AND MUNITIONS ADVANCED TECHNOLOGY	64,438		64,438
0603005A	33	COMBAT VEHICLE AND AUTOMOTIVE ADVANCED TECHNOLOGY	89,499	78,200	167,699
		Advanced auxiliary power unit development		[2,000]	
		Advanced lithium ion battery systems		[3,000]	
		Advanced thermal management systems		[6,000]	
		Alternatives to improve weapon systems sustainment		[4,000]	
		Applied power management controls		[2,000]	
		Autonomous and connected vehicle development		[2,000]	
		Composite shelter		[2,000]	
		Force projection technology development		[8,000]	
		Forward water purification		[2,000]	
		Ground system power and mobility enhancement		[12,000]	
		Hydraulic hybrid vehicles for the tactical wheeled fleet		[2,700]	
		Improved ground system survivability		[10,000]	
		Mobile water generation		[2,500]	
		Multifunctional self-sensing vehicle armor		[2,000]	
		Plug-in hybrid electric vehicle program		[4,000]	
		Threat cue research		[2,000]	
		Vehicle electronics and architecture development		[12,000]	
0603006A	34	COMMAND, CONTROL, COMMUNICATIONS ADVANCED TECHNOLOGY	8,102		8,102

0603007A	35	MANPOWER, PERSONNEL AND TRAINING ADVANCED TECHNOLOGY	7,921	7,921
0603008A	36	ELECTRONIC WARFARE ADVANCED TECHNOLOGY	50,359	50,359
0603009A	37	TRACTOR HIKE	8,015	8,015
0603015A	38	NEXT GENERATION TRAINING & SIMULATION SYSTEMS	15,334	16,334
		Combat medic training systems		1,000
				[1,000]
0603020A	39	TRACTOR ROSE	12,309	12,309
0603103A	40	EXPLOSIVES DEMILITARIZATION TECHNOLOGY	0	0
0603105A	41	MILITARY HIV RESEARCH	6,688	6,688
0603125A	42	COMBATING TERRORISM, TECHNOLOGY DEVELOPMENT	10,550	10,550
0603270A	43	ELECTRONIC WARFARE TECHNOLOGY	18,350	21,350
		Laser systems for light aircraft missile defense		3,000
				[3,000]
0603313A	44	MISSILE AND ROCKET ADVANCED TECHNOLOGY	84,553	94,053
		Missile artillery advanced technology development		9,500
				[9,500]
0603322A	45	TRACTOR CAGE	9,986	9,986
0603606A	46	LANDMINE WARFARE AND BARRIER ADVANCED TECHNOLOGY	26,953	26,953
0603607A	47	JOINT SERVICE SMALL ARMS PROGRAM	9,151	9,151
0603710A	48	NIGHT VISION ADVANCED TECHNOLOGY	39,912	41,912
		Enhanced situation awareness		2,000
				[2,000]
0603728A	49	ENVIRONMENTAL QUALITY TECHNOLOGY DEMONSTRATIONS	15,878	15,878
0603734A	50	MILITARY ENGINEERING ADVANCED TECHNOLOGY	27,393	40,393
		Enzymatic biofuel production research		[2,000]
		Improved projectile and hardened structure testing		[2,000]
		Permafrost tunnel		[1,000]
		Photovoltaic technology development		[8,000]
0603772A	51	ADVANCED TACTICAL COMPUTER SCIENCE AND SENSOR TECHNOLOGY	24,873	24,873
		TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT, ARMY	696,592	849,792
				153,200
		ADVANCED COMPONENT DEVELOPMENT, ARMY		
0603024A	52	UNIQUE ITEM IDENTIFICATION (UID)	0	0
0603305A	53	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION(NON SPACE)	11,455	21,955
		Adaptive robotic technology		[3,000]
		Advanced environmental controls		[3,000]
		Alternative power technology		[2,000]

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		Discriminatory imaging research		[2,500]	
0603308A	54	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION (SPACE)	27,551		27,551
0603327A	55	AIR AND MISSILE DEFENSE SYSTEMS ENGINEERING	0		0
0603619A	56	LANDMINE WARFARE AND BARRIER—ADV DEV	15,596		15,596
0603627A	57	SMOKE, OBSCURANT AND TARGET DEFEATING SYS-ADV DEV	2,425		2,425
0603639A	58	TANK AND MEDIUM CALIBER AMMUNITION	42,183		42,183
0603653A	59	ADVANCED TANK ARMAMENT SYSTEM (ATAS)	136,302		136,302
0603747A	60	SOLDIER SUPPORT AND SURVIVABILITY	18,556		18,556
0603766A	61	TACTICAL ELECTRONIC SURVEILLANCE SYSTEM—ADV DEV	17,962		17,962
0603774A	62	NIGHT VISION SYSTEMS ADVANCED DEVELOPMENT	0		0
0603779A	63	ENVIRONMENTAL QUALITY TECHNOLOGY	4,695		4,695
0603782A	64	WARFIGHTER INFORMATION NETWORK-TACTICAL	190,903		190,903
0603790A	65	NATO RESEARCH AND DEVELOPMENT	5,060		5,060
0603801A	66	AVIATION—ADV DEV	8,355		8,355
0603804A	67	LOGISTICS AND ENGINEER EQUIPMENT—ADV DEV	80,490		80,490
0603805A	68	COMBAT SERVICE SUPPORT CONTROL SYSTEM EVALUATION AND ANALYSIS	14,290		14,290
0603807A	69	MEDICAL SYSTEMS—ADV DEV	28,132		28,132
0603827A	70	SOLDIER SYSTEMS—ADVANCED DEVELOPMENT	48,323		48,323
0603850A	71	INTEGRATED BROADCAST SERVICE	970		970
0305205A	72	ENDURANCE UAVS	93,000		93,000
		TOTAL, ADVANCED COMPONENT DEVELOPMENT, ARMY	746,248	10,500	756,748
		SYSTEM DEVELOPMENT & DEMONSTRATION, ARMY			
0604201A	73	AIRCRAFT AVIONICS	89,210		89,210
0604220A	74	ARMED, DEPLOYABLE HELOS	72,550		72,550
0604270A	75	ELECTRONIC WARFARE DEVELOPMENT	172,269	5,000	177,269
		Hostile fire detection for helicopters		[5,000]	
0604280A	76	JOINT TACTICAL RADIO	784		784

0604321A	77	ALL SOURCE ANALYSIS SYSTEM	22,574	22,574
0604328A	78	TRACTOR CAGE	23,194	23,194
0604601A	79	INFANTRY SUPPORT WEAPONS	80,337	80,337
0604604A	80	MEDIUM TACTICAL VEHICLES	3,710	3,710
0604609A	81	SMOKE, OBSCURANT AND TARGET DEFEATING SYS-SDD	5,335	5,335
0604611A	82	JAVELIN	9,999	9,999
0604622A	83	FAMILY OF HEAVY TACTICAL VEHICLES	3,519	3,519
0604633A	84	AIR TRAFFIC CONTROL	9,892	9,892
0604642A	85	LIGHT TACTICAL WHEELED VEHICLES	1,990	1,990
0604646A	86	NON-LINE OF SIGHT LAUNCH SYSTEM	81,247	0
		Program termination	-81,247	0
		[--81,247]		
0604647A	87	NON-LINE OF SIGHT CANNON	0	0
0604660A	88	FCS MANNED GRD VEHICLES & COMMON GRD VEHICLE	0	0
0604661A	89	FCS SYSTEMS OF SYSTEMS ENGR & PROGRAM MGMT	568,711	568,711
0604662A	90	FCS RECONNAISSANCE (UAV) PLATFORMS	50,304	50,304
0604663A	91	FCS UNMANNED GROUND VEHICLES	249,948	249,948
0604664A	92	FCS UNATTENDED GROUND SENSORS	7,515	7,515
0604665A	93	FCS SUSTAINMENT & TRAINING R&D	610,389	610,389
0604666A	94	SPIN OUT TECHNOLOGY/CAPABILITY INSERTION	0	0
0604710A	95	NIGHT VISION SYSTEMS—SDD	52,549	52,549
0604713A	96	COMBAT FEEDING, CLOTHING, AND EQUIPMENT	2,118	2,118
0604715A	97	NON-SYSTEM TRAINING DEVICES—SDD	27,756	27,756
0604741A	98	AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE—SDD	34,209	34,209
0604742A	99	CONSTRUCTIVE SIMULATION SYSTEMS DEVELOPMENT	30,291	30,291
0604746A	100	AUTOMATIC TEST EQUIPMENT DEVELOPMENT	14,041	14,041
0604760A	101	DISTRIBUTIVE INTERACTIVE SIMULATIONS (DIS)—SDD	15,547	15,547
0604778A	102	POSITIONING SYSTEMS DEVELOPMENT (SPACE)	0	0
0604780A	103	COMBINED ARMS TACTICAL TRAINER (CATT) CORE	27,670	27,670
0604783A	104	JOINT NETWORK MANAGEMENT SYSTEM	0	0
0604802A	105	WEAPONS AND MUNITIONS—SDD	24,345	24,345
		XM1125 155mm smoke round development	8,000	8,000
		[8,000]		
0604804A	106	LOGISTICS AND ENGINEER EQUIPMENT—SDD	41,039	41,039
0604805A	107	COMMAND, CONTROL, COMMUNICATIONS SYSTEMS—SDD	90,736	90,736
0604807A	108	MEDICAL MATERIEL/MEDICAL BIOLOGICAL DEFENSE EQUIPMENT—SDD	34,474	34,474

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0604808A	109	LANDMINE WARFARE/BARRIER—SDD	95,577		95,577
0604814A	110	ARTILLERY MUNITIONS	26,371		26,371
0604817A	111	COMBAT IDENTIFICATION	29,884		29,884
0604818A	112	ARMY TACTICAL COMMAND & CONTROL HARDWARE & SOFTWARE	60,970		60,970
0604822A	113	GENERAL FUND ENTERPRISE BUSINESS SYSTEM (GFEBS)	13,576		13,576
0604823A	114	FIREFINDER	24,736		24,736
0604827A	115	SOLDIER SYSTEMS—WARRIOR DEMVAL	20,886		20,886
0604854A	116	ARTILLERY SYSTEMS	53,624	30,000	83,624
		Paladin integrated management program		[30,000]	
0604869A	117	PATRIOT/MEADS COMBINED AGGREGATE PROGRAM (CAP)	467,139		467,139
0604870A	118	NUCLEAR ARMS CONTROL MONITORING SENSOR NETWORK	7,276		7,276
0605013A	119	INFORMATION TECHNOLOGY DEVELOPMENT	23,957		23,957
0605018A	120	ARMY INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (A-IMHRS)	100,500		100,500
0605450A	121	JOINT AIR-TO-GROUND MISSILE (JAGM)	130,340		130,340
0605455A	122	SLAMRAAM	23,700		23,700
0605456A	123	PAC-3/AMSE MISSILE	62,500		62,500
0605457A	124	ARMY INTEGRATED AIR AND MISSILE DEFENSE (AIAMD)	251,124		251,124
0605625A	125	MANNED GROUND VEHICLE	934,366		934,366
0605626A	126	AERIAL COMMON SENSOR	211,500		211,500
0303032A	127	TROJAN—RH12	3,697	10,000	13,697
		Trojan swarm		[10,000]	
0304270A	128	ELECTRONIC WARFARE DEVELOPMENT	21,571		21,571
TOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION, ARMY			5,021,546	-28,247	4,993,299
RDT&E MANAGEMENT SUPPORT, ARMY					
0604256A	129	THREAT SIMULATOR DEVELOPMENT	26,158		26,158
0604258A	130	TARGET SYSTEMS DEVELOPMENT	8,614		8,614
0604759A	131	MAJOR T&E INVESTMENT	42,102		42,102

0605103A	132	RAND ARROYO CENTER	20,492	20,492	
0605301A	133	ARMY KWAJALEIN ATOLL	163,788	163,788	
0605326A	134	CONCEPTS EXPERIMENTATION PROGRAM	17,704	17,704	
0605502A	135	SMALL BUSINESS INNOVATIVE RESEARCH	0	0	
0605601A	136	ARMY TEST RANGES AND FACILITIES	393,937	393,937	
0605602A	137	ARMY TECHNICAL TEST INSTRUMENTATION AND TARGETS	59,040	59,040	
		Common regional operational systems		10,200	
		Dugway field test improvements		[1,200]	
		Enhanced Army energy testing		[4,000]	
0605604A	138	SURVIVABILITY/LETHALITY ANALYSIS	41,812	41,812	
0605605A	139	DOD HIGH ENERGY LASER TEST FACILITY	4,710	9,710	
		Program increase		5,000	
0605606A	140	AIRCRAFT CERTIFICATION	5,055	5,055	
0605702A	141	METEOROLOGICAL SUPPORT TO RDT&E ACTIVITIES	7,185	7,185	
0605706A	142	MATERIEL SYSTEMS ANALYSIS	18,078	18,078	
0605709A	143	EXPLOITATION OF FOREIGN ITEMS	5,460	5,460	
0605712A	144	SUPPORT OF OPERATIONAL TESTING	68,191	68,191	
0605716A	145	ARMY EVALUATION CENTER	61,450	61,450	
0605718A	146	ARMY MODELING & SIM X-CMD COLLABORATION & INTEG	3,926	3,926	
0605801A	147	PROGRAMWIDE ACTIVITIES	73,685	73,685	
0605803A	148	TECHNICAL INFORMATION ACTIVITIES	48,309	48,309	
0605805A	149	MUNITIONS STANDARDIZATION, EFFECTIVENESS AND SAFETY	53,338	53,338	
		Unserviceable ammunition demilitarization		2,600	
0605857A	150	ENVIRONMENTAL QUALITY TECHNOLOGY MGMT SUPPORT	3,195	3,195	
0605898A	151	MANAGEMENT HQ—R&D	16,154	16,154	
0909999A	152	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS	0	0	
		TOTAL, RDT&E MANAGEMENT SUPPORT, ARMY	1,142,383	1,160,183	
		OPERATIONAL SYSTEM DEVELOPMENT, ARMY		17,800	
0603778A	153	MLRS PRODUCT IMPROVEMENT PROGRAM	51,619	51,619	
0102419A	154	AEROSTAT JOINT PROJECT OFFICE	372,493	372,493	
0203347A	155	INTELLIGENCE SUPPORT TO CYBER (ISC) MIP	2,360	2,360	
0203726A	156	ADV FIELD ARTILLERY TACTICAL DATA SYSTEM	24,622	24,622	

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0203735A	157	COMBAT VEHICLE IMPROVEMENT PROGRAMS	204,481		204,481
0203740A	158	MANUEVER CONTROL SYSTEM	25,540		25,540
0203744A	159	AIRCRAFT MODIFICATIONS/PRODUCT IMPROVEMENT PROGRAMS	134,999		134,999
0203752A	160	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	710		710
0203758A	161	DIGITIZATION	6,329		6,329
0203759A	162	FORCE XXI BATTLE COMMAND, BRIGADE AND BELOW (FBCB2)	3,935		3,935
0203801A	163	MISSILE/AIR DEFENSE PRODUCT IMPROVEMENT PROGRAM	24,280		24,280
0203802A	164	OTHER MISSILE PRODUCT IMPROVEMENT PROGRAMS	0		0
0203808A	165	TRACTOR CARD	14,870		14,870
0208010A	166	JOINT TACTICAL COMMUNICATIONS PROGRAM (TRI-TAC)	0		0
0208053A	167	JOINT TACTICAL GROUND SYSTEM	12,403		12,403
0208058A	168	JOINT HIGH SPEED VESSEL (JHSV)	3,153		3,153
0303028A	170	SECURITY AND INTELLIGENCE ACTIVITIES	0		0
0303140A	171	INFORMATION SYSTEMS SECURITY PROGRAM	54,784		54,784
0303141A	172	GLOBAL COMBAT SUPPORT SYSTEM	125,569		125,569
0303142A	173	SATCOM GROUND ENVIRONMENT (SPACE)	33,694		33,694
0303150A	174	WVMCCS/GLOBAL COMMAND AND CONTROL SYSTEM	13,024		13,024
0303158A	175	JOINT COMMAND AND CONTROL PROGRAM (JC2)	0		0
0305204A	177	TACTICAL UNMANNED AERIAL VEHICLES	54,300		54,300
0305208A	178	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	103,002		103,002
0305219A	179	MQ-1 SKY WARRIOR A UAV	123,156		123,156
0305232A	180	RQ-11 UAV	1,599		1,599
0305233A	181	RQ-7 UAV	7,805		7,805
0307207A	182	AERIAL COMMON SENSOR (ACS)	0		0
0307665A	183	BIOMETRICS ENABLED INTELLIGENCE	14,114		14,114
0702239A	184	AVIONICS COMPONENT IMPROVEMENT PROGRAM	0		0
0708045A	185	END ITEM INDUSTRIAL PREPAREDNESS ACTIVITIES	61,098	4,900	65,998
		Advanced ultrasonic inspection of helicopter rotor blades		[2,000]	
		Titanium alloy armor development		[2,900]	

99999999	999	CLASSIFIED PROGRAMS	4,447	4,447
		TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, ARMY	1,478,386	1,483,286
		TOTAL, RDT&E, ARMY	10,333,392	10,573,545
ACCOUNT		RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY		
		BASIC RESEARCH, NAVY		
0601103N	1	UNIVERSITY RESEARCH INITIATIVES	108,679	109,679
		Blast and impact resistant structures		1,000
		[1,000]		
0601152N	2	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	17,979	17,979
0601153N	3	DEFENSE RESEARCH SCIENCES	429,767	431,767
		Nanomaterials for solar cells		[2,000]
		TOTAL, BASIC RESEARCH, NAVY	556,425	559,425
		APPLIED RESEARCH, NAVY		
0602114N	4	POWER PROJECTION APPLIED RESEARCH	98,150	101,150
		Energetics research		[3,000]
0602123N	5	FORCE PROTECTION APPLIED RESEARCH	107,448	116,348
		Electro-kinetic wind energy research		[1,900]
		Energy systems integration research		[2,500]
		Port security technologies		[2,500]
		Special operations forces combatant research		[2,000]
0602131M	6	MARINE CORPS LANDING FORCE TECHNOLOGY	43,776	43,776
0602234N	7	MATERIALS, ELECTRONICS AND COMPUTER TECHNOLOGY	0	2,000
		Expanded infrared focal plane array technology and availability		[2,000]
0602235N	8	COMMON PICTURE APPLIED RESEARCH	70,168	70,168
0602236N	9	WARFIGHTER SUSTAINMENT APPLIED RESEARCH	113,724	118,224
		Anti-reverse engineering technologies		[1,000]
		Asset lifecycle program		[2,000]
		Composite material optimization for watercraft		[1,500]

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0602271N	10	ELECTROMAGNETIC SYSTEMS APPLIED RESEARCH	83,902		83,902
0602435N	11	OCEAN WARFIGHTING ENVIRONMENT APPLIED RESEARCH	49,491	4,000	53,491
		Advanced unmanned underwater vehicle research		[3,000]	
		Laser underwater imaging and communications research		[1,000]	
0602651M	12	JOINT NON-LETHAL WEAPONS APPLIED RESEARCH	6,002		6,002
0602747N	13	UNDERSEA WARFARE APPLIED RESEARCH	69,186	1,500	70,686
		Acoustic search glider		[1,500]	
0602782N	14	MINE AND EXPEDITIONARY WARFARE APPLIED RESEARCH	36,833		36,833
		TOTAL, APPLIED RESEARCH, NAVY	678,680	23,900	702,580
		ADVANCED TECHNOLOGY DEVELOPMENT, NAVY			
0603114N	15	POWER PROJECTION ADVANCED TECHNOLOGY	117,908	2,000	119,908
		Mobile target tracking technologies		[2,000]	
0603123N	16	FORCE PROTECTION ADVANCED TECHNOLOGY	61,877	14,000	75,877
		Formable textiles		[3,000]	
		Mobile repair capability		[3,000]	
		Rare earth alternatives for permanent magnet motors		[3,000]	
		Single generator operations		[5,000]	
0603235N	17	COMMON PICTURE ADVANCED TECHNOLOGY	96,720	-40,911	55,809
		High-Integrity Global Positioning System		[1,500]	
0603236N	18	WARFIGHTER SUSTAINMENT ADVANCED TECHNOLOGY	98,261	4,000	102,261
		Hybrid heavy lift logistics vehicle		[1,500]	
		Lighter-than-air platform		[2,500]	
0603271N	19	ELECTROMAGNETIC SYSTEMS ADVANCED TECHNOLOGY	82,143		82,143
0603640M	20	USMC ADVANCED TECHNOLOGY DEMONSTRATION (ATD)	115,089		115,089
0603651M	21	JOINT NON-LETHAL WEAPONS TECHNOLOGY DEVELOPMENT	11,131		11,131
0603729N	22	WARFIGHTER PROTECTION ADVANCED TECHNOLOGY	18,076		18,076
0603747N	23	UNDERSEA WARFARE ADVANCED TECHNOLOGY	49,276		49,276

0603758N	24	NAVY WARFIGHTING EXPERIMENTS AND DEMONSTRATIONS	53,177	53,177
0603782N	25	MINE AND EXPEDITIONARY WARFARE ADVANCED TECHNOLOGY	21,941	21,941
		TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT, NAVY	725,599	-20,911
		ADVANCED COMPONENT DEVELOPMENT, NAVY		
0603207N	26	AIR/OCEAN TACTICAL APPLICATIONS	123,331	123,331
0603216N	27	AVIATION SURVIVABILITY	9,480	9,480
0603237N	28	DEPLOYABLE JOINT COMMAND AND CONTROL	4,275	4,275
0603254N	29	ASW SYSTEMS DEVELOPMENT	8,249	8,249
0603261N	30	TACTICAL AIRBORNE RECONNAISSANCE	6,452	6,452
0603382N	31	ADVANCED COMBAT SYSTEMS TECHNOLOGY	1,658	1,658
0603502N	32	SURFACE AND SHALLOW WATER MINE COUNTERMEASURES	81,347	81,347
0603506N	33	SURFACE SHIP TORPEDO DEFENSE	57,796	57,796
0603512N	34	CARRIER SYSTEMS DEVELOPMENT	93,830	93,830
0603513N	35	SHIPBOARD SYSTEM COMPONENT DEVELOPMENT	51	51
0603525N	36	PILOT FISH	81,784	81,784
0603527N	37	RETRACT LARCH	142,858	142,858
0603536N	38	RETRACT JUNIPER	134,497	134,497
0603542N	39	RADIOLOGICAL CONTROL	1,358	1,358
0603553N	40	SURFACE ASW	21,673	21,673
0603561N	41	ADVANCED SUBMARINE SYSTEM DEVELOPMENT	608,566	634,566
		Advanced actuators		26,000
		Shock mitigation devices		[3,000]
		Submarine payloads development		[3,000]
		Submarine payloads development		[20,000]
0603562N	42	SUBMARINE TACTICAL WARFARE SYSTEMS	5,590	5,590
0603563N	43	SHIP CONCEPT ADVANCED DESIGN	17,883	17,883
0603564N	44	SHIP PRELIMINARY DESIGN & FEASIBILITY STUDIES	1,796	11,796
		Ship hydrodynamic facilities improvement		[10,000]
0603570N	45	ADVANCED NUCLEAR POWER SYSTEMS	366,509	366,509
0603573N	46	ADVANCED SURFACE MACHINERY SYSTEMS	5,459	5,459
0603576N	47	CHALK EAGLE	447,804	447,804
0603581N	48	LITTORAL COMBAT SHIP (LCS)	226,288	226,288
0603582N	49	COMBAT SYSTEM INTEGRATION	24,344	27,344

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		Common network interface system		[3,000]	
0603609N	50	CONVENTIONAL MUNITIONS	5,388		5,388
0603611M	51	MARINE CORPS ASSAULT VEHICLES	242,765		242,765
0603635M	52	MARINE CORPS GROUND COMBAT/SUPPORT SYSTEM	40,505	4,500	45,005
		Decision and energy reduction tool		[4,500]	
0603654N	53	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	25,873		25,873
0603658N	54	COOPERATIVE ENGAGEMENT	52,282		52,282
0603713N	55	OCEAN ENGINEERING TECHNOLOGY DEVELOPMENT	13,560		13,560
0603721N	56	ENVIRONMENTAL PROTECTION	20,207		20,207
0603724N	57	NAVY ENERGY PROGRAM	30,403	5,500	35,903
		Fuel cell and hydrogen generation technologies		[2,500]	
		High-density energy storage development		[3,000]	
0603725N	58	FACILITIES IMPROVEMENT	3,746		3,746
0603734N	59	CHALK CORAL	71,920		71,920
0603739N	60	NAVY LOGISTIC PRODUCTIVITY	4,139	6,500	10,639
		Fiber optic interconnect technology		[5,000]	
		Flame retardant textile fabric		[1,500]	
0603746N	61	RETRACT MAPLE	219,463		219,463
0603748N	62	LINK PLUMERIA	58,030		58,030
0603751N	63	RETRACT ELM	183,187		183,187
0603755N	64	SHIP SELF DEFENSE	4,385		4,385
0603764N	65	LINK EVERGREEN	41,433		41,433
0603787N	66	SPECIAL PROCESSES	36,457		36,457
0603790N	67	NATO RESEARCH AND DEVELOPMENT	9,196		9,196
0603795N	68	LAND ATTACK TECHNOLOGY	905		905
0603851M	69	NONLETHAL WEAPONS	43,272		43,272
0603860N	70	JOINT PRECISION APPROACH AND LANDING SYSTEMS	159,151		159,151
0603879N	71	SINGLE INTEGRATED AIR PICTURE (SIAP) SYSTEM ENGINEER (SE)	0		0
0603889N	72	COUNTERDRUG RDPT&E PROJECTS	0		0

0603925N	73	DIRECTED ENERGY AND ELECTRIC WEAPON SYSTEMS	0	0
0604272N	74	TACTICAL AIR DIRECTIONAL INFRARED COUNTERMEASURES (TADIRCM)	51,693	51,693
0604653N	75	JOINT COUNTER RADIO CONTROLLED IED ELECTRONIC WARFARE (JCREW)	56,542	56,542
0604659N	76	PRECISION STRIKE WEAPONS DEVELOPMENT PROGRAM	25,121	25,121
0604707N	77	SPACE AND ELECTRONIC WARFARE (SEW) ARCHITECTURE/ENGINEERING SUPPORT	34,793	34,793
0303544N	78	ASW SYSTEMS DEVELOPMENT—MIP	2,161	2,161
0303562N	79	SUBMARINE TACTICAL WARFARE SYSTEMS—MIP	4,253	4,253
0304270N	80	ELECTRONIC WARFARE DEVELOPMENT—MIP	663	663

TOTAL, ADVANCED COMPONENT DEVELOPMENT, NAVY 3,914,371 55,500 3,969,871

SYSTEM DEVELOPMENT & DEMONSTRATION, NAVY

0604212N	81	OTHER HELO DEVELOPMENT	44,329	44,329
0604214N	82	AV-8B AIRCRAFT—ENG DEV	22,867	22,867
0604215N	83	STANDARDS DEVELOPMENT	45,667	45,667
0604216N	84	MULTI-MISSION HELICOPTER UPGRADE DEVELOPMENT	55,792	55,792
0604218N	85	AIR/OCEAN EQUIPMENT ENGINEERING	5,735	5,735
0604221N	86	P-3 MODERNIZATION PROGRAM	3,574	3,574
0604230N	87	WARFARE SUPPORT SYSTEM	3,733	3,733
0604231N	88	TACTICAL COMMAND SYSTEM	89,955	89,955
0604234N	89	ADVANCED HAWKEYE	171,132	171,132
0604245N	90	H-1 UPGRADES	60,498	60,498
0604261N	91	ACOUSTIC SEARCH SENSORS	64,834	64,834
0604262N	92	V-22A	46,070	46,070
0604264N	93	AIR CREW SYSTEMS DEVELOPMENT	8,689	8,689
0604269N	94	EA-18	22,042	22,042
0604270N	95	ELECTRONIC WARFARE DEVELOPMENT	80,819	80,819
0604273N	96	VH-71A EXECUTIVE HELO DEVELOPMENT	159,785	159,785
0604274N	97	NEXT GENERATION JAMMER (NGJ)	120,602	120,602
0604280N	98	JOINT TACTICAL RADIO SYSTEM—NAVY (JTRS-NAVY)	687,723	687,723
0604300N	99	SC-21 TOTAL SHIP SYSTEM ENGINEERING	0	0
0604307N	100	SURFACE COMBATANT COMBAT SYSTEM ENGINEERING	193,933	193,933
0604311N	101	LPD-17 CLASS SYSTEMS INTEGRATION	1,373	1,373
0604329N	102	SMALL DIAMETER BOMB (SDB)	44,091	44,091

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
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Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0604366N	103	STANDARD MISSILE IMPROVEMENTS	96,186		96,186
0604373N	104	AIRBORNE MCM	45,885		45,885
0604378N	105	NAVAL INTEGRATED FIRE CONTROL—COUNTER AIR SYSTEMS ENGINEERING	21,517		21,517
0604501N	106	ADVANCED ABOVE WATER SENSORS	274,371	-22,500	251,871
		Air and missile defense radar execution		[-22,500]	
0604503N	107	SSN-688 AND TRIDENT MODERNIZATION	118,897	3,800	122,697
		TB-33 thinline towed array		[3,800]	
0604504N	108	AIR CONTROL	5,665		5,665
0604512N	109	SHIPBOARD AVIATION SYSTEMS	70,117		70,117
0604518N	110	COMBAT INFORMATION CENTER CONVERSION	5,044		5,044
0604558N	111	NEW DESIGN SSN	155,489	10,300	165,789
		Advanced manufacturing for bow domes		[1,300]	
		Common command and control system module		[9,000]	
0604562N	112	SUBMARINE TACTICAL WARFARE SYSTEM	50,537	25,100	75,637
		Artificial intelligence-based combat system software module		[7,000]	
		SSGN weapon launcher technology insertion		[5,000]	
		SSN airborne ISR capability		[4,600]	
		Submarine environment for evaluation and development		[5,500]	
		Weapon acquisition and firing system		[3,000]	
0604567N	113	SHIP CONTRACT DESIGN/LIVE FIRE T&E	153,686	4,000	157,686
		Automated fiber optic manufacturing		[4,000]	
0604574N	114	NAVY TACTICAL COMPUTER RESOURCES	4,443		4,443
0604601N	115	MINE DEVELOPMENT	5,455		5,455
0604610N	116	LIGHTWEIGHT TORPEDO DEVELOPMENT	25,282		25,282
0604654N	117	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	10,489		10,489
0604703N	118	PERSONNEL, TRAINING, SIMULATION, AND HUMAN FACTORS	10,759		10,759
0604727N	119	JOINT STANDOFF WEAPON SYSTEMS	12,567		12,567
0604755N	120	SHIP SELF DEFENSE (DETECT & CONTROL)	45,930	5,700	51,630
		Autonomous unmanned surface vessel (AUSV)		[5,700]	

0604756N	121	SHIP SELF DEFENSE (ENGAGE: HARD KILL)	5,860	12,000	17,860
		Next-generation Phalanx		[12,000]	
0604757N	122	SHIP SELF DEFENSE (ENGAGE: SOFT KILL/EW)	84,525	7,000	91,525
		NULKA upgrades		[7,000]	
0604761N	123	INTELLIGENCE ENGINEERING	6,820	5,000	6,820
0604771N	124	MEDICAL DEVELOPMENT	12,337	[2,000]	17,337
		Composite tissue transplantation for combat wound repair			
		Vision restoration		[3,000]	
0604777N	125	NAVIGATION/ID SYSTEM	66,636		66,636
0604800M	126	JOINT STRIKE FIGHTER (JSF)—EMD	667,916		667,916
0604800N	127	JOINT STRIKE FIGHTER (JSF)	707,791		707,791
0605013M	128	INFORMATION TECHNOLOGY DEVELOPMENT	22,783		22,783
0605013N	129	INFORMATION TECHNOLOGY DEVELOPMENT	28,280	5,000	33,280
		Information systems research		[5,000]	
0605018N	130	NAVY INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (N-IMHRS)	27,444		27,444
0605212N	131	CH-53K RDTE	577,435		577,435
0605430N	132	C/KC-130 AVIONICS MODERNIZATION PROGRAM (AMP)	0		0
0605450N	133	JOINT AIR-TO-GROUND MISSILE (JAGM)	100,846		100,846
0605500N	134	MULTI-MISSION MARITIME AIRCRAFT (MMA)	929,240		929,240
0204201N	135	CG(X)	0		0
0204202N	136	DDG-1000	549,241		549,241
0304231N	137	TACTICAL COMMAND SYSTEM—MIP	1,318		1,318
0304503N	138	SSN-688 AND TRIDENT MODERNIZATION—MIP	1,415		1,415
0304785N	139	TACTICAL CRYPTOLOGIC SYSTEMS	17,019		17,019
		TOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION, NAVY	6,852,468	55,400	6,907,868
		RDT&E MANAGEMENT SUPPORT, NAVY			
0604256N	140	THREAT SIMULATOR DEVELOPMENT	18,755		18,755
0604258N	141	TARGET SYSTEMS DEVELOPMENT	66,066		66,066
0604759N	142	MAJOR T&E INVESTMENT	37,522		37,522
0605152N	143	STUDIES AND ANALYSIS SUPPORT—NAVY	8,149		8,149
0605154N	144	CENTER FOR NAVAL ANALYSES	49,165		49,165
0605502N	145	SMALL BUSINESS INNOVATIVE RESEARCH	0		0

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0605804N	146	TECHNICAL INFORMATION SERVICES	662		662
0605853N	147	MANAGEMENT, TECHNICAL & INTERNATIONAL SUPPORT	58,329		58,329
0605856N	148	STRATEGIC TECHNICAL SUPPORT	3,451		3,451
0605861N	149	RD&E SCIENCE AND TECHNOLOGY MANAGEMENT	72,094		72,094
0605863N	150	RD&E SHIP AND AIRCRAFT SUPPORT	95,332		95,332
0605864N	151	TEST AND EVALUATION SUPPORT	376,418		376,418
0605865N	152	OPERATIONAL TEST AND EVALUATION CAPABILITY	15,746		15,746
0605866N	153	NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT	4,013		4,013
0605867N	154	SEW SURVEILLANCE/RECONNAISSANCE SUPPORT	19,700		19,700
0605873M	155	MARINE CORPS PROGRAM WIDE SUPPORT	17,721		17,721
0305885N	156	TACTICAL CRYPTOLOGIC ACTIVITIES	1,859		1,859
0804758N	157	SERVICE SUPPORT TO JFCOM, JNTC	4,260		4,260
0909999N	158	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS	0		0
		TOTAL, RDT&E MANAGEMENT SUPPORT, NAVY	849,242	0	849,242
OPERATIONAL SYSTEM DEVELOPMENT, NAVY					
0604227N	160	HARPOON MODIFICATIONS	0		0
0604402N	161	UNMANNED COMBAT AIR VEHICLE (UCAV) ADVANCED COMPONENT AND PROTOTYPE DEVELOPMENT	266,368		266,368
0101221N	162	STRATEGIC SUB & WEAPONS SYSTEM SUPPORT	81,184	-8,500	72,684
		Strike study		[-10,000]	
		Virtual maintenance engineering platform		[1,500]	
0101224N	163	SSBN SECURITY TECHNOLOGY PROGRAM	34,997		34,997
0101226N	164	SUBMARINE ACOUSTIC WARFARE DEVELOPMENT	6,815		6,815
0101402N	165	NAVY STRATEGIC COMMUNICATIONS	10,331		10,331
0203761N	166	RAPID TECHNOLOGY TRANSITION (RTT)	35,120		35,120
0204136N	167	F/A-18 SQUADRONS	148,438		148,438

0204152N	168	E-2 SQUADRONS	19,011		19,011
0204163N	169	FLEET TELECOMMUNICATIONS (TACTICAL)	26,894		26,894
0204229N	170	TOMAHAWK AND TOMAHAWK MISSION PLANNING CENTER (TMPC)	10,587	7,600	18,187
		Cost reduction initiatives		[7,600]	
0204311N	171	INTEGRATED SURVEILLANCE SYSTEM	23,464		23,464
0204413N	172	AMPHIBIOUS TACTICAL SUPPORT UNITS (DISPLACEMENT CRAFT)	4,357		4,357
0204571N	173	CONSOLIDATED TRAINING SYSTEMS DEVELOPMENT	50,750		50,750
0204574N	174	CRYPTOLOGIC DIRECT SUPPORT	1,519		1,519
0204575N	175	ELECTRONIC WARFARE (EW) READINESS SUPPORT	39,398		39,398
0205601N	176	HARM IMPROVEMENT	14,207		14,207
0205604N	177	TACTICAL DATA LINKS	28,854		28,854
0205620N	178	SURFACE ASW COMBAT SYSTEM INTEGRATION	32,877		32,877
0205632N	179	MK-48 ADCAP	26,234		26,234
0205633N	180	AVIATION IMPROVEMENTS	133,611	7,000	140,611
		Aircraft metal alloys		[2,800]	
		Improved aircraft windscreens laminates		[1,700]	
		Structural life tracking program for helicopters		[2,500]	
0205658N	181	NAVY SCIENCE ASSISTANCE PROGRAM	3,535		3,535
0205675N	182	OPERATIONAL NUCLEAR POWER SYSTEMS	74,229		74,229
0206313M	183	MARINE CORPS COMMUNICATIONS SYSTEMS	245,298	1,800	247,098
		System for triaging key evidence		[1,800]	
0206623M	184	MARINE CORPS GROUND COMBAT/SUPPORTING ARMS SYSTEMS	100,424	6,500	106,924
		Marine Corps personnel carrier data man system		[2,000]	
		Unique identification tracking software		[4,500]	
0206624M	185	MARINE CORPS COMBAT SERVICES SUPPORT	19,466		19,466
0206625M	186	USMC INTELLIGENCE/ELECTRONIC WARFARE SYSTEMS (MIP)	20,316		20,316
0207161N	187	TACTICAL AIM MISSILES	912		912
0207163N	188	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	2,633		2,633
0208058N	189	JOINT HIGH SPEED VESSEL (JHSV)	3,586		3,586
0303109N	194	SATELLITE COMMUNICATIONS (SPACE)	422,268		422,268
0303138N	195	CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (CANES)	63,563		63,563
0303140N	196	INFORMATION SYSTEMS SECURITY PROGRAM	25,934		25,934
0303158M	197	JOINT COMMAND AND CONTROL PROGRAM (JC2)	0		0
0303158N	198	JOINT COMMAND AND CONTROL PROGRAM (JC2)	0		0

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
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Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0303238N	199	CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (CANES)—MIP	8,375		8,375
0305149N	201	COBRA JUDY	36,527		36,527
0305160N	202	NAVY METEOROLOGICAL AND OCEAN SENSORS-SPACE (METOC)	63,878		63,878
0305192N	203	MILITARY INTELLIGENCE PROGRAM (MIP) ACTIVITIES	4,435		4,435
0305204N	204	TACTICAL UNMANNED AERIAL VEHICLES	35,212		35,212
0305205N	205	ENDURANCE UNMANNED AERIAL VEHICLES	0		0
0305206N	206	AIRBORNE RECONNAISSANCE SYSTEMS	0		0
0305207N	207	MANNED RECONNAISSANCE SYSTEMS	19,263		19,263
0305208M	208	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	8,377		8,377
0305208N	209	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	16,665		16,665
0305220N	210	RQ-4 UAV	529,250		529,250
0305231N	211	MQ-8 UAV	10,665		10,665
0305232M	212	RQ-11 UAV	512		512
0305233N	213	RQ-7 UAV	934		934
0305234M	214	SMALL (LEVEL 0) TACTICAL UAS (STUASLO)	26,209		26,209
0305234N	215	SMALL (LEVEL 0) TACTICAL UAS (STUASLO)	18,098		18,098
0307207N	216	AERIAL COMMON SENSOR (ACS)	0		0
0307217N	217	EP-3E REPLACEMENT (EPX)	0		0
0308601N	218	MODELING AND SIMULATION SUPPORT	8,158		8,158
0702207N	219	DEPOT MAINTENANCE (NON-IF)	18,649		18,649
0702239N	220	AVIONICS COMPONENT IMPROVEMENT PROGRAM	3,250		3,250
0708011N	221	INDUSTRIAL PREPAREDNESS	46,173	5,000	51,173
		Integrated manufacturing enterprise		[5,000]	
0708730N	222	MARITIME TECHNOLOGY (MARITECH)	0		0
99999999	999	CLASSIFIED PROGRAMS	1,284,901		1,284,901
		TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, NAVY	4,116,711	19,400	4,136,111
ACCOUNT		TOTAL, RDT&E, NAVY	17,693,496	136,289	17,829,785

ACCOUNT	RESEARCH, DEVELOPMENT, TEST & EVAL, AF		
	BASIC RESEARCH, AIR FORCE		
0601102F	1 DEFENSE RESEARCH SCIENCES	350,978	2,000
	Cyber training capability in modeling and simulation		[2,000]
0601103F	2 UNIVERSITY RESEARCH INITIATIVES	136,297	
0601108F	3 HIGH ENERGY LASER RESEARCH INITIATIVES	13,198	
	TOTAL, BASIC RESEARCH, AIR FORCE	500,473	2,000
	APPLIED RESEARCH, AIR FORCE		
0602102F	4 MATERIALS	137,273	9,000
	Advanced aerospace heat exchangers		[3,000]
	Energy efficiency, recovery, and generation systems		[1,000]
	Health monitoring sensors for aerospace components		[2,000]
	Improved nanomaterials and nanomanufacturing methods		[2,000]
	Light alloy aerospace and automotive parts development		[1,000]
0602201F	5 AEROSPACE VEHICLE TECHNOLOGIES	144,699	2,500
	Unmanned aerial system collaboration technologies		[2,500]
0602202F	6 HUMAN EFFECTIVENESS APPLIED RESEARCH	87,452	
0602203F	7 AEROSPACE PROPULSION	207,049	
0602204F	8 AEROSPACE SENSORS	157,497	1,500
	Accelerated development of gallium nitride materials		[1,500]
0602601F	9 SPACE TECHNOLOGY	111,857	7,500
	Reconfigurable electronics research		[500]
	Seismic research program		[5,000]
	Space plasma research		[2,000]
0602602F	10 CONVENTIONAL MUNITIONS	61,330	
0602605F	11 DIRECTED ENERGY TECHNOLOGY	103,596	
0602702F	12 COMMAND CONTROL AND COMMUNICATIONS	0	0
0602788F	13 DOMINANT INFORMATION SCIENCES AND METHODS	117,283	
0602890F	14 HIGH ENERGY LASER RESEARCH	53,384	2,000

**RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)**

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		Directed energy research and development coordination		[2,000]	
		TOTAL, APPLIED RESEARCH, AIR FORCE	1,181,420	22,500	1,203,920
		ADVANCED TECHNOLOGY DEVELOPMENT, AIR FORCE			
0603112F	15	ADVANCED MATERIALS FOR WEAPON SYSTEMS	33,414	17,000	50,414
		Composite repair in theater		[2,000]	
		Metals affordability initiative		[10,000]	
		Seawage-derived biofuels program		[3,000]	
		Sonic infrared imaging technology development		[2,000]	
0603199F	16	SUSTAINMENT SCIENCE AND TECHNOLOGY (S&T)	2,935		2,935
0603203F	17	ADVANCED AEROSPACE SENSORS	44,677		44,677
0603211F	18	AEROSPACE TECHNOLOGY DEV/DEMO	53,588		53,588
0603216F	19	AEROSPACE PROPULSION AND POWER TECHNOLOGY	136,135	12,500	148,635
		Algal biofuel production research		[2,000]	
		Long range supersonic engine for high speed strike		[4,000]	
		Power module materials research		[4,000]	
		Scalable unmanned aerial vehicle engines		[2,500]	
0603231F	20	CREW SYSTEMS AND PERSONNEL PROTECTION TECHNOLOGY	0		0
0603270F	21	ELECTRONIC COMBAT TECHNOLOGY	16,992		16,992
0603401F	22	ADVANCED SPACECRAFT TECHNOLOGY	83,705	2,000	85,705
		Secure supply of carbon nanotubes		[2,000]	
0603444F	23	MAUI SPACE SURVEILLANCE SYSTEM (MSSS)	5,899		5,899
0603456F	24	HUMAN EFFECTIVENESS ADVANCED TECHNOLOGY DEVELOPMENT	24,814		24,814
0603601F	25	CONVENTIONAL WEAPONS TECHNOLOGY	15,755		15,755
0603605F	26	ADVANCED WEAPONS TECHNOLOGY	17,461		17,461
0603680F	27	MANUFACTURING TECHNOLOGY PROGRAM	39,701	2,000	41,701
		Improved production of frequency selective surface structures		[2,000]	
0603788F	28	BATTLESPACE KNOWLEDGE DEVELOPMENT AND DEMONSTRATION	32,382		32,382

0603789F	29	C3I ADVANCED DEVELOPMENT	0	0
0603924F	30	HIGH ENERGY LASER ADVANCED TECHNOLOGY PROGRAM	1,847	1,847
		TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT, AIR FORCE	509,305	542,805
		ADVANCED COMPONENT DEVELOPMENT, AIR FORCE		
0603260F	31	INTELLIGENCE ADVANCED DEVELOPMENT	5,019	7,019
		Collaboration gateway		[2,000]
0603287F	32	PHYSICAL SECURITY EQUIPMENT	3,576	3,576
0603423F	33	GLOBAL POSITIONING SYSTEM III—OPERATIONAL CONTROL SEGMENT	0	381,867
		OCX transfer from line 212		[381,867]
0603430F	34	ADVANCED EHF MILSATCOM (SPACE)	351,817	351,817
0603432F	35	POLAR MILSATCOM (SPACE)	164,232	164,232
0603438F	36	SPACE CONTROL TECHNOLOGY	45,012	51,012
		Space situational awareness		[6,000]
0603742F	37	COMBAT IDENTIFICATION TECHNOLOGY	26,172	26,172
0603790F	38	NATO RESEARCH AND DEVELOPMENT	4,372	4,372
0603791F	39	INTERNATIONAL SPACE COOPERATIVE R&D	635	635
0603830F	40	SPACE PROTECTION PROGRAM (SPP)	8,349	13,349
		Program add		[5,000]
0603845F	41	TRANSFORMATIONAL SATCOM (TSAT)	0	0
0603850F	42	INTEGRATED BROADCAST SERVICE	20,580	20,580
0603851F	43	INTERCONTINENTAL BALLISTIC MISSILE	66,745	66,745
0603854F	44	WIDEBAND GLOBAL SATCOM RDT&E (SPACE)	36,123	36,123
0603859F	45	POLLUTION PREVENTION	2,534	2,534
0603860F	46	JOINT PRECISION APPROACH AND LANDING SYSTEMS	13,952	13,952
0604015F	47	NEXT GENERATION BOMBER	198,957	198,957
0604283F	48	BATTLE MGMT COM & CTRL SENSOR DEVELOPMENT	0	0
0604327F	49	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTDS) PROGRAM	22,389	22,389
0604330F	50	JOINT DUAL ROLE AIR DOMINANCE MISSILE	9,799	9,799
0604337F	51	REQUIREMENTS ANALYSIS AND MATURATION	34,339	34,339
0604436F	52	NEXT-GENERATION MILSATCOM TECHNOLOGY DEVELOPMENT	0	50,000
		Next-generation MILSATCOM		[50,000]
0604635F	53	GROUND ATTACK WEAPONS FUZE DEVELOPMENT	32,513	32,513

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0604796F	54	ALTERNATIVE FUELS	24,064		24,064
0604830F	55	AUTOMATED AIR-TO-AIR REFUELING	85		85
0604857F	56	OPERATIONALLY RESPONSIVE SPACE	93,978	35,000	128,978
		Crosscutting capabilities		[20,000]	
		Radially segmented launch vehicle		[15,000]	
0604858F	57	TECH TRANSITION PROGRAM	12,260		12,260
0305178F	58	NATIONAL POLAR-ORBITING OPERATIONAL SATELLITE SYSTEM (NPOESS)	325,505	-225,000	100,505
		Program reduction		[-225,000]	
		TOTAL, ADVANCED COMPONENT DEVELOPMENT, AIR FORCE	1,503,007	254,867	1,757,874
		SYSTEM DEVELOPMENT & DEMONSTRATION, AIR FORCE			
0603840F	59	GLOBAL BROADCAST SERVICE (GBS)	18,171		18,171
0604222F	60	NUCLEAR WEAPONS SUPPORT	60,545	8,000	68,545
		Nuclear enterprise surety tracking		[8,000]	
0604226F	61	B-1B	0		0
0604233F	62	SPECIALIZED UNDERGRADUATE FLIGHT TRAINING	8,066		8,066
0604240F	63	B-2 ADVANCED TECHNOLOGY BOMBER	0		0
0604270F	64	ELECTRONIC WARFARE DEVELOPMENT	89,966		89,966
0604280F	65	JOINT TACTICAL RADIO	631		631
0604281F	66	TACTICAL DATA NETWORKS ENTERPRISE	102,941		102,941
0604287F	67	PHYSICAL SECURITY EQUIPMENT	50		50
0604329F	68	SMALL DIAMETER BOMB (SDB)	153,505		153,505
0604421F	69	COUNTERSPACE SYSTEMS	40,276		40,276
0604425F	70	SPACE SITUATION AWARENESS SYSTEMS	426,525	-30,000	396,525
		SBSS follow-on early to need		[-30,000]	
0604429F	71	AIRBORNE ELECTRONIC ATTACK	25,937		25,937

0604441F	72	SPACE BASED INFRARED SYSTEM (SBIRS) HIGH EMD	530,047	15,000	545,047
		HEO ground and data exploitation		[15,000]	
0604443F	73	THIRD GENERATION INFRARED SURVEILLANCE (3GIRS)	0	25,000	25,000
		OPR technology development		[25,000]	
0604602F	74	ARMAMENT/ORDNANCE DEVELOPMENT	6,693		6,693
0604604F	75	SUBMUNITIONS	1,622		1,622
0604617F	76	AGILE COMBAT SUPPORT	37,987		37,987
0604706F	77	LIFE SUPPORT SYSTEMS	10,650		10,650
0604735F	78	COMBAT TRAINING RANGES	36,905		36,905
0604740F	79	INTEGRATED COMMAND & CONTROL APPLICATIONS (IC2A)	10		10
0604750F	80	INTELLIGENCE EQUIPMENT	1,364		1,364
0604800F	81	JOINT STRIKE FIGHTER (JSF)	883,773		883,773
0604851F	82	INTERCONTINENTAL BALLISTIC MISSILE	71,843		71,843
0604853F	83	EVOLVED EXPENDABLE LAUNCH VEHICLE PROGRAM (SPACE)	30,245		30,245
0605011F	84	RDT&E FOR AGING AIRCRAFT	0		0
0605231F	85	NEXT GENERATION AERIAL REFUELING AIRCRAFT	863,875		863,875
0605229F	86	CSAR HH-60 RECAPITALIZATION	12,584		12,584
0605277F	87	CSAR-X RDT&E	0		0
0605278F	88	HC/MC-130 RECAP RDT&E	15,536		15,536
0605452F	89	JOINT SLAP EXECUTIVE PROGRAM OFFICE	0		0
0207434F	90	LINK-16 SUPPORT AND SUSTAINMENT	0		0
0207451F	91	SINGLE INTEGRATED AIR PICTURE (SIAP)	1,832		1,832
0207701F	92	FULL COMBAT MISSION TRAINING	57,393		57,393
0305176F	93	COMBAT SURVIVOR EVADER LOCATOR	0		0
0401138F	94	JOINT CARGO AIRCRAFT (JCA)	26,407		26,407
0401318F	95	CV-22	18,270		18,270
0401845F	96	AIRBORNE SENIOR LEADER C3 (SLC3S)	15,826		15,826
		TOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION, AIR FORCE	3,549,475	18,000	3,567,475
		RDT&E MANAGEMENT SUPPORT, AIR FORCE			
0604256F	97	THREAT SIMULATOR DEVELOPMENT	21,245		21,245
0604759F	98	MAJOR T&E INVESTMENT	61,587	4,500	66,087
		Holloman high-speed test track		[4,500]	

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0605101F	99	RAND PROJECT AIR FORCE	26,752		26,752
0605502F	100	SMALL BUSINESS INNOVATION RESEARCH	0		0
0605712F	101	INITIAL OPERATIONAL TEST & EVALUATION	20,665		20,665
0605807F	102	TEST AND EVALUATION SUPPORT	759,868		759,868
0605860F	103	ROCKET SYSTEMS LAUNCH PROGRAM (SPACE)	23,551		23,551
0605864F	104	SPACE TEST PROGRAM (STP)	47,623	15,000	62,623
		Small launch class mission		[15,000]	
0605976F	105	FACILITIES RESTORATION AND MODERNIZATION—TEST AND EVALUATION SUPPORT	46,327		46,327
0605978F	106	FACILITIES SUSTAINMENT—TEST AND EVALUATION SUPPORT	27,579		27,579
0606323F	107	MULTI-SERVICE SYSTEMS ENGINEERING INITIATIVE	18,901		18,901
0702806F	108	ACQUISITION AND MANAGEMENT SUPPORT	24,968		24,968
0804731F	109	GENERAL SKILL TRAINING	1,544		1,544
0909999F	110	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS	0		0
1001004F	111	INTERNATIONAL ACTIVITIES	3,764		3,764
		TOTAL, RDT&E MANAGEMENT SUPPORT, AIR FORCE	1,084,374	19,500	1,103,874
OPERATIONAL SYSTEM DEVELOPMENT, AIR FORCE					
0603423F	112	GLOBAL POSITIONING SYSTEM III—OPERATIONAL CONTROL SEGMENT	0		0
0604263F	113	COMMON VERTICAL LIFT SUPPORT PLATFORM	0		0
0605018F	114	AIR FORCE INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (AF-IMHRS)	43,300		43,300
0605024F	115	ANTI-TAMPER TECHNOLOGY EXECUTIVE AGENCY	42,255		42,255
0101113F	117	B-52 SQUADRONS	146,096		146,096
0101122F	118	AIR-LAUNCHED CRUISE MISSILE (ALCM)	3,631		3,631
0101126F	119	B-1B SQUADRONS	33,234		33,234
0101127F	120	B-2 SQUADRONS	260,466		260,466
0101313F	121	STRAT WAR PLANNING SYSTEM—USSTRATCOM	28,441		28,441
0101314F	122	NIGHT FIST—USSTRATCOM	5,359		5,359
0102325F	124	ATMOSPHERIC EARLY WARNING SYSTEM	0		0

0102326F	125	REGION/SECTOR OPERATION CONTROL CENTER MODERNIZATION PROGRAM	23,732	23,732
0102823F	126	STRATEGIC AEROSPACE INTELLIGENCE SYSTEM ACTIVITIES	15	15
0203761F	127	WARFIGHTER RAPID ACQUISITION PROCESS (WRAP) RAPID TRANSITION FUND	10,580	10,580
0205219F	128	MQ-9 UAV	125,427	125,427
0207040F	129	MULTI-PLATFORM ELECTRONIC WARFARE EQUIPMENT	15,574	15,574
0207131F	130	A-10 SQUADRONS	5,661	5,661
0207133F	131	F-16 SQUADRONS	129,103	129,103
0207134F	132	F-15E SQUADRONS	222,677	222,677
0207136F	133	MANNED DESTRUCTIVE SUPPRESSION	12,937	12,937
0207138F	134	F-22A SQUADRONS	576,330	576,330
0207142F	135	F-35 SQUADRONS	217,561	217,561
0207161F	136	TACTICAL AIM MISSILES	6,040	6,040
0207163F	137	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	62,922	62,922
0207170F	138	JOINT HELMET MOUNTED CUEING SYSTEM (JHMCS)	2,407	2,407
0207224F	139	COMBAT RESCUE AND RECOVERY	944	944
0207227F	140	COMBAT RESCUE—PARARESCUE	2,921	2,921
0207247F	141	AF TENCAP	11,648	11,648
0207249F	142	PRECISION ATTACK SYSTEMS PROCUREMENT	3,017	3,017
0207253F	143	COMPASS CALL	20,652	20,652
0207268F	144	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	147,396	147,396
0207277F	145	ISR INNOVATIONS	0	0
0207325F	146	JOINT AIR-TO-SURFACE STANDOFF MISSILE (JASSM)	20,000	20,000
0207410F	147	AIR & SPACE OPERATIONS CENTER (AOC)	93,102	93,102
0207412F	148	CONTROL AND REPORTING CENTER (CRC)	58,313	58,313
0207417F	149	AIRBORNE WARNING AND CONTROL SYSTEM (AWACS)	239,755	239,755
0207418F	150	TACTICAL AIRBORNE CONTROL SYSTEMS	0	0
0207423F	151	ADVANCED COMMUNICATIONS SYSTEMS	67,532	67,532
0207431F	153	COMBAT AIR INTELLIGENCE SYSTEM ACTIVITIES	3,310	3,310
0207438F	154	THEATER BATTLE MANAGEMENT (TBM) C4I	15,170	15,170
0207445F	155	FIGHTER TACTICAL DATA LINK	85,492	85,492
0207446F	156	BOMBER TACTICAL DATA LINK	0	0
0207448F	157	C2ISR TACTICAL DATA LINK	1,584	1,584
0207449F	158	COMMAND AND CONTROL (C2) CONSTELLATION	24,229	24,229
0207581F	159	JOINT SURVEILLANCE/TARGET ATTACK RADAR SYSTEM (JSTARS)	168,917	168,917

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0207590F	160	SEEK EAGLE	19,263		19,263
0207601F	161	USAF MODELING AND SIMULATION	21,638		21,638
0207605F	162	WARGAMING AND SIMULATION CENTERS	6,020		6,020
0207697F	163	DISTRIBUTED TRAINING AND EXERCISES	2,863		2,863
0208006F	164	MISSION PLANNING SYSTEMS	79,112		79,112
0208021F	165	INFORMATION WARFARE SUPPORT	2,294	1,500	3,794
		Cyber operations security institute		[1,500]	
0208059F	166	CYBER COMMAND ACTIVITIES	1,117		1,117
0301400F	173	SPACE SUPERIORITY INTELLIGENCE	10,006		10,006
0302015F	174	E-4B NATIONAL AIRBORNE OPERATIONS CENTER (NAOC)	12,532		12,532
0303131F	175	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK (MEECN)	78,784		78,784
0303140F	176	INFORMATION SYSTEMS SECURITY PROGRAM	140,017	8,800	148,817
		Application software assurance center of excellence		[7,000]	
		Mahware research technology demonstration		[1,800]	
0303141F	177	GLOBAL COMBAT SUPPORT SYSTEM	3,393		3,393
0303150F	178	GLOBAL COMMAND AND CONTROL SYSTEM	3,055		3,055
0303158F	179	JOINT COMMAND AND CONTROL PROGRAM (JC2)	2,157		2,157
0303601F	180	MILSATCOM TERMINALS	186,582	116,400	302,982
		FAB-T transfer from APAF 75		[116,400]	
0304260F	182	AIRBORNE SIGINT ENTERPRISE	149,268		149,268
0305099F	185	GLOBAL AIR TRAFFIC MANAGEMENT (GATM)	5,708		5,708
0305103F	186	CYBER SECURITY INITIATIVE	2,030		2,030
0305105F	187	DOD CYBER CRIME CENTER	279		279
0305110F	188	SATELLITE CONTROL NETWORK (SPACE)	21,667		21,667
0305111F	189	WEATHER SERVICE	32,373		32,373
0305114F	190	AIR TRAFFIC CONTROL, APPROACH, AND LANDING SYSTEM (ATCAL)	33,268		33,268
0305116F	191	AERIAL TARGETS	63,573		63,573
0305128F	194	SECURITY AND INVESTIGATIVE ACTIVITIES	469		469
0305146F	196	DEFENSE JOINT COUNTERINTELLIGENCE ACTIVITIES	40		40

0305164F	198	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT) (SPACE)	165,936	165,936
0305165F	199	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE AND CONTROL SEGMENTS)	34,471	34,471
0305173F	201	SPACE AND MISSILE TEST AND EVALUATION CENTER	4,572	4,572
0305174F	202	SPACE WARFARE CENTER	2,929	2,929
0305182F	203	SPACECRAFT RANGE SYSTEM (SPACE)	9,933	9,933
0305193F	204	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	1,254	1,254
0305205F	205	ENDURANCE UNMANNED AERIAL VEHICLES	0	0
0305206F	206	AIRBORNE RECONNAISSANCE SYSTEMS	168,963	110,263
		Environmental awareness for unmanned systems		-58,700
		WAAS program of record		[5,000]
				[-63,700]
0305207F	207	MANNED RECONNAISSANCE SYSTEMS	15,337	15,337
0305208F	208	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	93,398	93,398
0305219F	209	MQ-1 PREDATOR A UAV	28,913	28,913
0305220F	210	RQ-4 UAV	251,318	251,318
0305221F	211	NETWORK-CENTRIC COLLABORATIVE TARGETING	7,267	7,267
0305265F	212	GPS III SPACE SEGMENT	828,171	456,304
		OCX transfer to line 33		-371,867
		Small satellite augmentation		[-381,867]
0305614F	213	JSPOC MISSION SYSTEM	132,706	138,706
		Karnac		[10,000]
				6,000
				[6,000]
0305887F	214	INTELLIGENCE SUPPORT TO INFORMATION WARFARE	5,512	5,512
0305913F	215	NUDET DETECTION SYSTEM (SPACE)	72,199	102,199
		SABRS integration on GEO-4		30,000
				[30,000]
0305924F	216	NATIONAL SECURITY SPACE OFFICE	10,630	10,630
0305940F	217	SPACE SITUATION AWARENESS OPERATIONS	43,838	43,838
0307141F	218	INFORMATION OPERATIONS TECHNOLOGY INTEGRATION & TOOL DEVELOPMENT	21,912	21,912
0308699F	219	SHARED EARLY WARNING (SEW)	2,952	2,952
0401115F	220	C-130 AIRLIFT SQUADRON	113,107	113,107
0401119F	221	C-5 AIRLIFT SQUADRONS (IF)	58,990	58,990
0401130F	222	C-17 AIRCRAFT (IF)	177,212	177,212
0401132F	223	C-130J PROGRAM	26,770	26,770
0401134F	224	LARGE AIRCRAFT IR COUNTERMEASURES (LAIRCM)	17,227	17,227
0401218F	225	KC-135S	20,453	20,453
0401219F	226	KC-10S	56,669	56,669

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
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Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0401314F	227	OPERATIONAL SUPPORT AIRLIFT	4,988		4,988
0401315F	228	C-STOL AIRCRAFT	1,283		1,283
0401839F	229	AIR MOBILITY TACTICAL DATA LINK	0		0
0408011F	230	SPECIAL TACTICS / COMBAT CONTROL	7,345		7,345
0702207F	231	DEPOT MAINTENANCE (NON-IF)	1,514		1,514
0702976F	232	FACILITIES RESTORATION & MODERNIZATION—LOGISTICS	0		0
0708012F	233	LOGISTICS SUPPORT ACTIVITIES	0		0
0708610F	234	LOGISTICS INFORMATION TECHNOLOGY (LOGIT)	227,614		227,614
0708611F	235	SUPPORT SYSTEMS DEVELOPMENT	6,141		6,141
0804743F	236	OTHER FLIGHT TRAINING	667		667
0804757F	237	JOINT NATIONAL TRAINING CENTER	9		9
0804772F	238	TRAINING DEVELOPMENTS	0		0
0808716F	239	OTHER PERSONNEL ACTIVITIES	116		116
0901202F	240	JOINT PERSONNEL RECOVERY AGENCY	6,107		6,107
0901212F	241	SERVICE-WIDE SUPPORT (NOT OTHERWISE ACCOUNTED FOR)	0		0
0901218F	242	CIVILIAN COMPENSATION PROGRAM	7,811		7,811
0901220F	243	PERSONNEL ADMINISTRATION	11,179		11,179
0901538F	244	FINANCIAL MANAGEMENT INFORMATION SYSTEMS DEVELOPMENT	49,816		49,816
99999999	999	CLASSIFIED PROGRAMS	12,406,781		12,406,781
TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, AIR FORCE			18,919,248	-267,867	18,651,381
TOTAL, RDT&E, AIR FORCE			27,247,302	82,500	27,329,802
ACCOUNT					
RESEARCH, DEVELOPMENT, TEST & EVAL, DW					
BASIC RESEARCH, DEFENSE-WIDE					
0601000BR	1	DTRA BASIC RESEARCH INITIATIVE	47,412		47,412

0601101E	2	DEFENSE RESEARCH SCIENCES	328,195	4,000	332,195
		Information security research		[4,000]	
0601111D8Z	3	GOVERNMENT/INDUSTRY COSPONSORSHIP OF UNIVERSITY RESEARCH	0	2,000	2,000
		Superconducting systems cooling		[2,000]	
0601114D8Z	4	DEFENSE EXPERIMENTAL PROGRAM TO STIMULATE COMPETITIVE RESEARCH	0		0
0601120D8Z	5	NATIONAL DEFENSE EDUCATION PROGRAM	109,911		109,911
0601384BP	6	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	49,508	15,000	64,508
		DOD requested transfer from Line 116		[15,000]	
		TOTAL, BASIC RESEARCH, DEFENSE-WIDE	535,026	6,000	556,026
		APPLIED RESEARCH, DEFENSE-WIDE			
0602000D8Z	7	JOINT MUNITIONS TECHNOLOGY	22,448		22,448
0602228D8Z	8	HISTORICALLY BLACK COLLEGES AND UNIVERSITIES (HBCU) SCIENCE	15,067		15,067
0602234D8Z	9	LINCOLN LABORATORY RESEARCH PROGRAM	32,830		32,830
0602303E	10	INFORMATION & COMMUNICATIONS TECHNOLOGY	281,262		281,262
0602304E	11	COGNITIVE COMPUTING SYSTEMS	90,143	-9,000	81,143
		Program termination		[-9,000]	
0602305E	12	MACHINE INTELLIGENCE	44,682		44,682
0602383E	13	BIOLOGICAL WARFARE DEFENSE	32,692		32,692
0602384BP	14	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	169,287	9,500	178,787
		Advanced chem-bio protective materials		[1,500]	
		Chemical and biological infrared detector		[3,000]	
		DOD requested transfer from Line 116		[5,000]	
0602663D8Z	15	JOINT DATA MANAGEMENT ADVANCED DEVELOPMENT	3,261		3,261
0602668D8Z	16	CYBER SECURITY RESEARCH	10,000	-5,000	5,000
		Lack of coordination		[-5,000]	
0602670D8Z	17	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) APPLIED RESEARCH	9,499		9,499
0602702E	18	TACTICAL TECHNOLOGY	224,378		224,378
0602715E	19	MATERIALS AND BIOLOGICAL TECHNOLOGY	312,586		312,586
0602716E	20	ELECTRONICS TECHNOLOGY	286,936		286,936
0602718BR	21	WEAPONS OF MASS DESTRUCTION DEFEAT TECHNOLOGIES	212,742	3,000	215,742
		Weapons of mass destruction analysis reachback tool		[3,000]	
1160401BB	22	SPECIAL OPERATIONS TECHNOLOGY DEVELOPMENT	26,545		29,545

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
1160407BB	23	Non-lethal weapons technology	0	[3,000]	0
		SOF MEDICAL TECHNOLOGY DEVELOPMENT			
		TOTAL, APPLIED RESEARCH, DEFENSE-WIDE	1,774,358	1,500	1,775,858
		ADVANCED TECHNOLOGY DEVELOPMENT, DEFENSE-WIDE			
0603000D8Z	24	JOINT MUNITIONS ADVANCED TECHNOLOGY	20,556		20,556
0603121D8Z	25	SO/LIC ADVANCED DEVELOPMENT	44,423		44,423
0603122D8Z	26	COMBATING TERRORISM TECHNOLOGY SUPPORT	85,299	10,500	95,799
		Foreign language correlation and translation		[1,000]	
		Impact and blast loading laboratory testing program		[2,500]	
		Reconnaissance and data exploitation system		[7,000]	
0603160BR	27	COUNTERPROLIFERATION INITIATIVES—PROLIFERATION PREVENTION AND DEFEAT	295,163		295,163
0603175C	28	BALLISTIC MISSILE DEFENSE TECHNOLOGY	132,220		132,220
0603200D8Z	29	JOINT ADVANCED CONCEPTS	6,808		6,808
0603225D8Z	30	JOINT DOD-DOE MUNITIONS TECHNOLOGY DEVELOPMENT	22,700		22,700
0603264S	31	AGILE TRANSPORTATION FOR THE 21ST CENTURY (AT21)—THEATER CAPABILITY	750		750
0603286E	32	ADVANCED AEROSPACE SYSTEMS	303,078		303,078
0603287E	33	SPACE PROGRAMS AND TECHNOLOGY	98,130		98,130
0603384BP	34	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM—ADVANCED DEVELOPMENT	177,113	33,000	210,113
		DOD requested transfer from Line 116		[30,000]	
		Plant-based vaccine development		[3,000]	
0603618D8Z	35	JOINT ELECTRONIC ADVANCED TECHNOLOGY	8,386		8,386
0603648D8Z	36	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS	206,917		206,917
0603662D8Z	37	NETWORKED COMMUNICATIONS CAPABILITIES	30,035		30,035
0603663D8Z	38	JOINT DATA MANAGEMENT RESEARCH	6,289		6,289
0603665D8Z	39	BIOMETRICS SCIENCE AND TECHNOLOGY	11,416		11,416
0603668D8Z	40	CYBER SECURITY ADVANCED RESEARCH	10,000	-5,000	5,000
		Lack of coordination		[-5,000]	

0603670D8Z	41	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) ADVANCED DEVELOPMENT	11,510	11,510
0603680D8Z	42	DEFENSE-WIDE MANUFACTURING SCIENCE AND TECHNOLOGY PROGRAM	18,916	18,916
0603711D8Z	43	JOINT ROBOTICS PROGRAM/AUTONOMOUS SYSTEMS	9,943	9,943
0603712S	44	GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS	20,542	37,042
		Biofuels program	16,500	
		Biomass conversion research	[4,000]	
		Green product evaluation and implementation	[1,500]	
		RFID technology exploitation	[2,000]	
		Vehicle fuel cell and hydrogen logistics program	[1,000]	
			[8,000]	
0603713S	45	DEPLOYMENT AND DISTRIBUTION ENTERPRISE TECHNOLOGY	29,109	29,109
0603716D8Z	46	STRATEGIC ENVIRONMENTAL RESEARCH PROGRAM	68,021	68,021
0603720S	47	MICROELECTRONICS TECHNOLOGY DEVELOPMENT AND SUPPORT	26,878	26,878
0603727D8Z	48	JOINT WARFIGHTING PROGRAM	10,966	10,966
0603739E	49	ADVANCED ELECTRONICS TECHNOLOGIES	197,098	197,098
0603745D8Z	50	SYNTHETIC APERTURE RADAR (SAR) COHERENT CHANGE DETECTION (CDD)	0	0
0603750D8Z	51	ADVANCED CONCEPT TECHNOLOGY DEMONSTRATIONS	0	0
0603755D8Z	52	HIGH PERFORMANCE COMPUTING MODERNIZATION PROGRAM	200,986	200,986
0603760E	53	COMMAND, CONTROL AND COMMUNICATIONS SYSTEMS	219,809	219,809
0603765E	54	CLASSIFIED DARPA PROGRAMS	167,008	167,008
0603766E	55	NETWORK-CENTRIC WARFARE TECHNOLOGY	234,985	234,985
0603767E	56	SENSOR TECHNOLOGY	205,032	205,032
0603768E	57	GUIDANCE TECHNOLOGY	0	0
0603769SE	58	DISTRIBUTED LEARNING ADVANCED TECHNOLOGY DEVELOPMENT	13,986	13,986
0603781D8Z	59	SOFTWARE ENGINEERING INSTITUTE	30,910	30,910
0603805S	60	DUAL USE TECHNOLOGY	0	0
0603826D8Z	61	QUICK REACTION SPECIAL PROJECTS	78,244	78,244
0603828D8Z	62	JOINT EXPERIMENTATION	111,946	111,946
0603832D8Z	63	DOD MODELING AND SIMULATION MANAGEMENT OFFICE	38,140	38,140
0603901C	64	DIRECTED ENERGY RESEARCH	98,688	98,688
0603941D8Z	65	TEST & EVALUATION SCIENCE & TECHNOLOGY	97,642	97,642
0603942D8Z	66	TECHNOLOGY TRANSFER	23,310	23,310
1160402BB	67	SPECIAL OPERATIONS ADVANCED TECHNOLOGY DEVELOPMENT	30,806	30,806
1160422BB	68	AVIATION ENGINEERING ANALYSIS	4,234	4,234

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
1160472BB	69	SOF INFORMATION AND BROADCAST SYSTEMS ADVANCED TECHNOLOGY	4,942		4,942
TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT, DEFENSE-WIDE			3,412,934	55,000	3,467,934
ADVANCED COMPONENT DEVELOPMENT, DEFENSE-WIDE					
0603161D8Z	70	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT RDT&E ADC&P	32,132		32,132
0603527D8Z	71	RETRACT LARCH	21,592		21,592
0603709D8Z	72	JOINT ROBOTICS PROGRAM	9,878		9,878
0603714D8Z	73	ADVANCED SENSOR APPLICATIONS PROGRAM	18,060		18,060
0603851D8Z	74	ENVIRONMENTAL SECURITY TECHNICAL CERTIFICATION PROGRAM	30,419		30,419
0603881C	75	BALLISTIC MISSILE DEFENSE TERMINAL DEFENSE SEGMENT	436,482		436,482
0603882C	76	BALLISTIC MISSILE DEFENSE MIDCOURSE DEFENSE SEGMENT	1,346,181		1,346,181
0603883C	77	BALLISTIC MISSILE DEFENSE BOOST DEFENSE SEGMENT	0		0
0603884BP	78	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	277,062		277,062
0603884C	79	BALLISTIC MISSILE DEFENSE SENSORS	454,859		454,859
0603886C	80	BALLISTIC MISSILE DEFENSE SYSTEM INTERCEPTOR	0		0
0603888C	81	BALLISTIC MISSILE DEFENSE TEST & TARGETS	1,113,425		1,113,425
0603890C	82	BMD ENABLING PROGRAMS	402,769		402,769
		Printed circuit board industrial assessment (non-add)		[2,000]	[2,000]
0603891C	83	SPECIAL PROGRAMS—MDA	270,189		270,189
0603892C	84	AEGIS BMD	1,467,278		1,467,278
0603893C	85	SPACE TRACKING & SURVEILLANCE SYSTEM	112,678		112,678
0603894C	86	MULTIPLE KILL VEHICLE	0		0
0603895C	87	BALLISTIC MISSILE DEFENSE SYSTEM SPACE PROGRAMS	10,942		10,942
0603896C	88	BALLISTIC MISSILE DEFENSE COMMAND AND CONTROL, BATTLE MANAGEMENT AND COMMUNICATI	342,625		342,625
0603897C	89	BALLISTIC MISSILE DEFENSE HERCULES	0		0
0603898C	90	BALLISTIC MISSILE DEFENSE JOINT WAREFIGHTER SUPPORT	68,726		68,726

0603904C	91	MISSILE DEFENSE INTEGRATION & OPERATIONS CENTER (MIDIOC)	86,198	230,000	86,198
0603906C	92	REGARDING TRENCH	7,529	[205,000]	7,529
0603907C	93	SEA BASED X-BAND RADAR (SBX)	153,056	[25,000]	153,056
0603908C	94	BMD EUROPEAN INTERCEPTOR SITE	0		0
0603909C	95	BMD EUROPEAN MIDCOURSE RADAR	0		0
0603911C	96	BMD EUROPEAN CAPABILITY	0		0
0603912C	97	BMD EUROPEAN COMMUNICATIONS SUPPORT	0		0
0603913C	98	ISRAELI COOPERATIVE PROGRAMS	121,735		351,735
		Israeli Iron Dome program			
		Short-range ballistic missile defense			
0603920D8Z	99	HUMANITARIAN DEMINING	14,735		14,735
0603923D8Z	100	COALITION WARFARE	13,786		13,786
0604016D8Z	101	DEPARTMENT OF DEFENSE CORROSION PROGRAM	4,802	3,000	7,802
		Corrosion control research		[3,000]	
0604400D8Z	102	DEPARTMENT OF DEFENSE (DOD) UNMANNED AIRCRAFT SYSTEM (UAS) COMMON DEVELOPMENT	49,292		49,292
0604648D8Z	103	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS	0		0
0604670D8Z	104	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSQB) RESEARCH AND ENGINEERING	7,459		7,459
0604787D8Z	105	JOINT SYSTEMS INTEGRATION COMMAND (JSIC)	19,413		19,413
0604828D8Z	106	JOINT FIRES INTEGRATION AND INTEROPERABILITY TEAM	16,637		16,637
0604880C	107	LAND-BASED SM-3 (LBSM3)	281,378		281,378
0604881C	108	AEGIS SM-3 BLOCK IIA CO-DEVELOPMENT	318,800		318,800
0604883C	109	PRECISION TRACKING SPACE SYSTEM RDT&E	66,969		66,969
0604884C	110	AIRBORNE INFRARED (ABIR)	111,671		111,671
0605017D8Z	111	REDUCTION OF TOTAL OWNERSHIP COST	20,310		20,310
0303191D8Z	112	JOINT ELECTROMAGNETIC TECHNOLOGY (JET) PROGRAM	4,027		4,027
		TOTAL, ADVANCED COMPONENT DEVELOPMENT, DEFENSE-WIDE	7,713,094	233,000	7,946,094
SYSTEM DEVELOPMENT & DEMONSTRATION, DEFENSE-WIDE					
0604051D8Z	113	DEFENSE ACQUISITION CHALLENGE PROGRAM (DACP)	24,344		24,344
0604161D8Z	114	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT RDT&E SDD	7,973		7,973
0604165D8Z	115	PROMPT GLOBAL STRIKE CAPABILITY DEVELOPMENT	239,861		239,861

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0604384BP	116	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	407,162	-63,000	344,162
		DOD requested transfer to Line 6		[-15,000]	
		DOD requested transfer to Line 14		[-5,000]	
		DOD requested transfer to Line 34		[-30,000]	
		Excess to need		[-15,000]	
		Joint Service Aircrew Mask upgrade		[2,000]	
0604709D8Z	117	JOINT ROBOTICS PROGRAM	4,155		4,155
0604764K	118	ADVANCED IT SERVICES JOINT PROGRAM OFFICE (AITS-JPO)	49,364		49,364
0604771D8Z	119	JOINT TACTICAL INFORMATION DISTRIBUTION SYSTEM (JTIDS)	20,954		20,954
0605000BR	120	WEAPONS OF MASS DESTRUCTION DEFEAT CAPABILITIES	7,307		7,307
0605013BL	121	INFORMATION TECHNOLOGY DEVELOPMENT	11,937		11,937
0605018BTA	122	DEFENSE INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (DIMHRS)	11,800		11,800
0605020BTA	123	BUSINESS TRANSFORMATION AGENCY R&D ACTIVITIES	184,131		184,131
0605021SE	124	HOMELAND PERSONNEL SECURITY INITIATIVE	391		391
0605027D8Z	125	OUS(DC) IT DEVELOPMENT INITIATIVES	5,000		5,000
0605140D8Z	126	TRUSTED FOUNDRY	35,512		35,512
0605648D8Z	127	DEFENSE ACQUISITION EXECUTIVE (DAE) PILOT PROGRAM	0		0
0303141K	128	GLOBAL COMBAT SUPPORT SYSTEM	17,842		17,842
0303158K	129	JOINT COMMAND AND CONTROL PROGRAM (JC2)	0		0
0807708D8Z	130	WOUNDED ILL AND INJURED SENIOR OVERSIGHT COMMITTEE (WII-SOC) STAFF OFFICE.	1,590		1,590
		TOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION, DEFENSE-WIDE	1,029,323	-63,000	966,323
		RDT&E MANAGEMENT SUPPORT, DEFENSE-WIDE			
0603757D8Z	131	TRAINING TRANSFORMATION (T2)	0		0
0604774D8Z	132	DEFENSE READINESS REPORTING SYSTEM (DRRS)	5,113		5,113
0604875D8Z	133	JOINT SYSTEMS ARCHITECTURE DEVELOPMENT	8,052		8,052

0604940D8Z	134	CENTRAL TEST AND EVALUATION INVESTMENT DEVELOPMENT (CTEIP)	162,286	162,286
0604942D8Z	135	ASSESSMENTS AND EVALUATIONS	2,500	2,500
0604943D8Z	136	THERMAL VICAR	8,851	8,851
0605100D8Z	137	JOINT MISSION ENVIRONMENT TEST CAPABILITY (JMETC)	10,287	10,287
0605104D8Z	138	TECHNICAL STUDIES, SUPPORT AND ANALYSIS	49,282	49,282
0605110D8Z	139	USD(A&F)-CRITICAL TECHNOLOGY SUPPORT	4,743	4,743
0605117D8Z	140	FOREIGN MATERIAL ACQUISITION AND EXPLOITATION	95,520	95,520
0605126J	141	JOINT INTEGRATED AIR AND MISSILE DEFENSE ORGANIZATION (JIAMDO)	94,577	94,577
0605128D8Z	142	CLASSIFIED PROGRAM USD(P)	0	0
0605130D8Z	143	FOREIGN COMPARATIVE TESTING	32,755	32,755
0605142D8Z	144	SYSTEMS ENGINEERING	29,824	29,824
0605161D8Z	145	NUCLEAR MATTERS-PHYSICAL SECURITY	6,264	6,264
0605170D8Z	146	SUPPORT TO NETWORKS AND INFORMATION INTEGRATION	15,091	15,091
0605200D8Z	147	GENERAL SUPPORT TO USD (INTELLIGENCE)	6,227	6,227
0605384BP	148	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	120,995	120,995
0605502BP	149	SMALL BUSINESS INNOVATIVE RESEARCH—CHEMICAL BIOLOGICAL DEF	0	0
0605502BR	150	SMALL BUSINESS INNOVATIVE RESEARCH	0	0
0605502C	151	SMALL BUSINESS INNOVATIVE RESEARCH—MDA	0	0
0605502D8Z	152	SMALL BUSINESS INNOVATIVE RESEARCH	0	0
0605502E	153	SMALL BUSINESS INNOVATIVE RESEARCH	0	0
0605502S	154	SMALL BUSINESS INNOVATIVE RESEARCH	0	0
0605790D8Z	155	SMALL BUSINESS INNOVATION RESEARCH (SBIR/ SMALL BUSINESS TECHNOLOGY TRANSFER (S	2,189	2,189
		Anti-tamper software systems	1,500	1,500
			[1,500]	
0605798D8Z	156	DEFENSE TECHNOLOGY ANALYSIS	13,858	13,858
0605799D8Z	157	FORCE TRANSFORMATION DIRECTORATE	19,701	19,701
0605801KA	158	DEFENSE TECHNICAL INFORMATION CENTER (DTIC)	61,054	61,054
		Unjustified growth	-10,000	-10,000
			[-10,000]	
0605803SE	159	R&D IN SUPPORT OF DOD ENLISTMENT, TESTING AND EVALUATION	64,737	64,737
0605804D8Z	160	DEVELOPMENT TEST AND EVALUATION	18,688	18,688
0605897E	161	DARPA AGENCY RELOCATION	11,000	11,000
0605898E	162	MANAGEMENT HQ—R&D	56,257	56,257
0606100D8Z	163	BUDGET AND PROGRAM ASSESSMENTS	6,099	6,099
0606301D8Z	164	AVIATION SAFETY TECHNOLOGIES	10,900	10,900

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0204571J	165	JOINT STAFF ANALYTICAL SUPPORT	23,081		23,081
0303166D8Z	168	SUPPORT TO INFORMATION OPERATIONS (IO) CAPABILITIES	31,500		31,500
0303169D8Z	169	INFORMATION TECHNOLOGY RAPID ACQUISITION	5,135		5,135
0305103E	170	CYBER SECURITY INITIATIVE	10,000		10,000
0305193D8Z	171	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	21,272		21,272
0305400D8Z	173	WARFIGHTING AND INTELLIGENCE-RELATED SUPPORT	845		845
0804767D8Z	174	COCOM EXERCISE ENGAGEMENT AND TRAINING TRANSFORMATION (CE2T2)	92,253		92,253
0901585C	175	PENTAGON RESERVATION	20,482		20,482
0901598C	176	MANAGEMENT HQ—MDA	29,754		29,754
0901598D8W	177	IT SOFTWARE DEV INITIATIVES	278		278
99999999	999	CLASSIFIED PROGRAMS	61,577		61,577
		TOTAL, RDT&E MANAGEMENT SUPPORT, DEFENSE-WIDE	1,213,027	-8,500	1,204,527
		OPERATIONAL SYSTEM DEVELOPMENT, DEFENSE-WIDE			
0604130V	178	DEFENSE INFORMATION SYSTEM FOR SECURITY (DISS)	5,522		5,522
0605127T	179	REGIONAL INTERNATIONAL OUTREACH (RIO) AND PARTNERSHIP FOR PEACE INFORMATION MANA	2,139		2,139
0605147T	180	OVERSEAS HUMANITARIAN ASSISTANCE SHARED INFORMATION SYSTEM (OHASIS)	290		290
0607384BP	181	CHEMICAL AND BIOLOGICAL DEFENSE (OPERATIONAL SYSTEMS DEVELOPMENT)	6,634		6,634
0607713S	182	DEPLOYMENT AND DISTRIBUTION ENTERPRISE TECHNOLOGY	0		0
0607828D8Z	183	JOINT INTEGRATION AND INTEROPERABILITY	44,139		44,139
0204571J	184	JOINT STAFF ANALYTICAL SUPPORT	0		0
0208043J	185	CLASSIFIED PROGRAMS	2,288		2,288
0208045K	186	CHI INTEROPERABILITY	74,023		74,023
0301144K	188	JOINT/ALLIED COALITION INFORMATION SHARING	9,379		9,379
0302016K	195	NATIONAL MILITARY COMMAND SYSTEM-WIDE SUPPORT	467		467
0302019K	196	DEFENSE INFO INFRASTRUCTURE ENGINEERING AND INTEGRATION	16,629	30,000	46,629

	Cybersecurity pilot projects			
0303126K	197 LONG-HAUL COMMUNICATIONS—DCS	9,130	[30,000]	9,130
0303131K	198 MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK (MEECN)	9,529		9,529
0303135G	199 PUBLIC KEY INFRASTRUCTURE (PKI)	8,881		8,881
0303136G	200 KEY MANAGEMENT INFRASTRUCTURE (KMI)	45,941		45,941
0303140D8Z	201 INFORMATION SYSTEMS SECURITY PROGRAM	14,077		14,077
0303140G	202 INFORMATION SYSTEMS SECURITY PROGRAM	388,827	5,000	393,827
	NSA ISSP classified cybersecurity pilot		[5,000]	
0303148K	204 DISA MISSION SUPPORT OPERATIONS	0		0
0303149J	205 C4I FOR THE WARRIOR	2,261		2,261
0303150K	206 GLOBAL COMMAND AND CONTROL SYSTEM	26,247		26,247
0303153K	207 DEFENSE SPECTRUM ORGANIZATION	20,991		20,991
0303170K	208 NET-CENTRIC ENTERPRISE SERVICES (NCES)	3,366		3,366
0303260D8Z	209 JOINT MILITARY DECEPTION INITIATIVE	1,161		1,161
0303610K	210 TELEPORT PROGRAM	6,880		6,880
0304210BB	211 SPECIAL APPLICATIONS FOR CONTINGENCIES	16,272	5,700	21,972
	Technology development for tactical unmanned aerial systems		[4,000]	
	Wide-area aerial tactical situation awareness		[1,700]	
0305103D8Z	214 CYBER SECURITY INITIATIVE	501		501
0305103K	216 CYBER SECURITY INITIATIVE	2,251		2,251
0305125D8Z	217 CRITICAL INFRASTRUCTURE PROTECTION (CIP)	10,486		10,486
0305186D8Z	221 POLICY R&D PROGRAMS	9,136		9,136
0305199D8Z	223 NET CENTRICITY	29,831		29,831
0305208BB	227 DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	1,290		1,290
0305208K	230 DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	3,513		3,513
0305219BB	232 MQ-1 PREDATOR A UAV	98		98
0305387D8Z	234 HOMELAND DEFENSE TECHNOLOGY TRANSFER PROGRAM	2,988		2,988
0305600D8Z	235 INTERNATIONAL INTELLIGENCE TECHNOLOGY ASSESSMENT, ADVANCEMENT AND IN-TEGRATION	1,416		1,416
0708011S	245 INDUSTRIAL PREPAREDNESS	21,798	32,000	53,798
	Industrial Base Innovation Fund		[30,000]	
	Northwest manufacturing initiative		[2,000]	
0708012S	246 LOGISTICS SUPPORT ACTIVITIES	2,813		2,813
0902298J	247 MANAGEMENT HEADQUARTERS (JCS)	2,807		2,807

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0909999D8Z	248	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS	0		0
1001018D8Z	249	NATO AGS	93,885		93,885
1105219BB	250	MQ-9 UAV	98		98
1160279BB	251	SMALL BUSINESS INNOVATIVE RESEARCH/SMALL BUS TECH TRANSFER PILOT PROG ..	0		0
1160403BB	252	SPECIAL OPERATIONS AVIATION SYSTEMS ADVANCED DEVELOPMENT	68,691		68,691
1160404BB	253	SPECIAL OPERATIONS TACTICAL SYSTEMS DEVELOPMENT	1,582		1,582
1160405BB	254	SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOPMENT	23,879		23,879
1160408BB	255	SOF OPERATIONAL ENHANCEMENTS	62,592		62,592
1160421BB	256	SPECIAL OPERATIONS CV-22 DEVELOPMENT	14,406		14,406
1160423BB	257	JOINT MULTI-MISSION SUBMERSIBLE	14,924		14,924
1160426BB	258	OPERATIONS ADVANCED SEAL DELIVERY SYSTEM (ASDS) DEVELOPMENT	0		0
1160427BB	259	MISSION TRAINING AND PREPARATION SYSTEMS (MTPS)	2,915		2,915
1160428BB	260	UNMANNED VEHICLES (UV)	0		0
1160429BB	261	MCI30J SOF TANKER RECAPITALIZATION	7,624		7,624
1160474BB	262	SOF COMMUNICATIONS EQUIPMENT AND ELECTRONICS SYSTEMS	1,922		1,922
1160476BB	263	SOF TACTICAL RADIO SYSTEMS	2,347		2,347
1160477BB	264	SOF WEAPONS SYSTEMS	479		479
1160478BB	265	SOF SOLDIER PROTECTION AND SURVIVAL SYSTEMS	593		593
1160479BB	266	SOF VISUAL AUGMENTATION, LASERS AND SENSOR SYSTEMS	0		0
1160480BB	267	SOF TACTICAL VEHICLES	1,994		1,994
1160482BB	268	SOF ROTARY WING AVIATION	14,473		14,473
1160483BB	269	SOF UNDERWATER SYSTEMS	13,986	1,600	15,586
		Lithium ion battery safety research		[1,600]	
1160484BB	270	SOF SURFACE CRAFT	2,933		2,933
1160488BB	271	SOF PSYOP	4,193		4,193
1160489BB	272	SOF GLOBAL VIDEO SURVEILLANCE ACTIVITIES	5,135		5,135
1160490BB	273	SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE	9,167		9,167
999999999	999	CLASSIFIED PROGRAMS	3,832,019	39,000	3,871,019
		Center for geospatial science		[1,000]	

	Center for intelligence and security studies	[3,000]		
	Classified initiative	[35,000]		
	TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, DEFENSE-WIDE	113,300	4,983,838	5,097,138
	DARPA execution adjustment	-143,400	0	-143,400
	TOTAL, RDT&E DEFENSE-WIDE	208,900	20,661,600	20,870,500
ACCOUNT	OPERATIONAL TEST & EVAL, DEFENSE			
06051180TE	1 OPERATIONAL TEST AND EVALUATION		59,430	59,430
06051310TE	2 LIVE FIRE TEST AND EVALUATION		12,899	12,899
06058140TE	3 OPERATIONAL TEST ACTIVITIES AND ANALYSES		122,581	122,581
	TOTAL, OPERATIONAL TEST & EVAL, DEFENSE	0	194,910	194,910
	TOTAL, RDT&E	667,842	76,130,700	76,798,542

SEC. 4202. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS.

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)					
Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY			
		ADVANCED COMPONENT DEVELOPMENT, ARMY			
0603747A	60	SOLDIER SUPPORT AND SURVIVABILITY	57,900		57,900
		TOTAL, ADVANCED COMPONENT DEVELOPMENT, ARMY	57,900	0	57,900
		SYSTEM DEVELOPMENT & DEMONSTRATION, ARMY			
0604270A	75	ELECTRONIC WARFARE DEVELOPMENT	5,400		5,400
0604321A	77	ALL SOURCE ANALYSIS SYSTEM	8,100		8,100
		TOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION, ARMY	13,500	0	13,500
		OPERATIONAL SYSTEM DEVELOPMENT, ARMY			
0303140A	171	INFORMATION SYSTEMS SECURITY PROGRAM	63,306		63,306
0305208A	178	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	16,200		16,200
		TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, ARMY	79,506	0	79,506
		TOTAL, RDT&E, ARMY	150,906	0	150,906
ACCOUNT		RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY			

0603271N	19	ADVANCED TECHNOLOGY DEVELOPMENT, NAVY	14,100		14,100
		ELECTROMAGNETIC SYSTEMS ADVANCED TECHNOLOGY			
		TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT, NAVY	14,100	0	14,100
0603654N	53	ADVANCED COMPONENT DEVELOPMENT, NAVY	1,000		1,000
		JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT			
		TOTAL, ADVANCED COMPONENT DEVELOPMENT, NAVY	1,000	0	1,000
0604771N	124	SYSTEM DEVELOPMENT & DEMONSTRATION, NAVY	300		300
		MEDICAL DEVELOPMENT			
		TOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION, NAVY	300	0	300
0605866N	153	RDT&E MANAGEMENT SUPPORT, NAVY	5,200		5,200
		NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT			
		TOTAL, RDT&E MANAGEMENT SUPPORT, NAVY	5,200	0	5,200
0305233N	213	OPERATIONAL SYSTEM DEVELOPMENT, NAVY	6,900		6,900
99999999	999	RQ-7 UAV	32,901		32,901
		CLASSIFIED PROGRAMS			
		TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, NAVY	39,801	0	39,801
ACCOUNT		TOTAL, RDT&E, NAVY	60,401	0	60,401
ACCOUNT		RESEARCH, DEVELOPMENT, TEST & EVAL, AF			
0603438F	36	ADVANCED COMPONENT DEVELOPMENT, AIR FORCE	16,000		16,000
		SPACE CONTROL TECHNOLOGY			

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Program Element	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		TOTAL, ADVANCED COMPONENT DEVELOPMENT, AIR FORCE	16,000	0	16,000
		SYSTEM DEVELOPMENT & DEMONSTRATION, AIR FORCE			
0604281F	66	TACTICAL DATA NETWORKS ENTERPRISE	30,000		30,000
		TOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION, AIR FORCE	30,000	0	30,000
		OPERATIONAL SYSTEM DEVELOPMENT, AIR FORCE			
0208006F	164	MISSION PLANNING SYSTEMS	4,443		4,443
0305221F	211	NETWORK-CENTRIC COLLABORATIVE TARGETING	6,100		6,100
0408011F	230	SPECIAL TACTICS / COMBAT CONTROL	10,325		10,325
99999999	999	CLASSIFIED PROGRAMS	199,373		199,373
		TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, AIR FORCE	220,241	0	220,241
		TOTAL, RDT&E, AIR FORCE	266,241	0	266,241
ACCOUNT		RESEARCH, DEVELOPMENT, TEST & EVAL, DW			
		OPERATIONAL SYSTEM DEVELOPMENT, DEFENSE-WIDE			
0303126K	197	LONG-HAUL COMMUNICATIONS—DCS	23,125		23,125
0303140G	202	INFORMATION SYSTEMS SECURITY PROGRAM	750		750
1160405BB	254	SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOPMENT	9,440		9,440
99999999	999	CLASSIFIED PROGRAMS	123,925		149,425
		Valiant angel		25,500	
		WAAS exploitation		[3,000]	
				[22,500]	
		TOTAL, OPERATIONAL SYSTEM DEVELOPMENT, DEFENSE-WIDE	157,240	25,500	182,740

TOTAL, RDT&E DEFENSE-WIDE	157,240	25,500	182,740
TOTAL, RDT&E	634,788	25,500	660,288

TITLE XLIII—OPERATION AND MAINTENANCE

SEC. 4301. OPERATION AND MAINTENANCE.

OPERATION AND MAINTENANCE (In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
BUDGET ACTIVITY 01: OPERATING FORCES				
LAND FORCES				
010	MANEUVER UNITS	1,087,321		1,087,321
020	MODULAR SUPPORT BRIGADES	114,448		114,448
030	ECHELONS ABOVE BRIGADE	773,540		773,540
040	THEATER LEVEL ASSETS	794,806		794,806
050	LAND FORCES OPERATIONS SUPPORT	1,399,332		1,399,332
060	AVIATION ASSETS	897,666		897,666
LAND FORCES READINESS				
070	FORCE READINESS OPERATIONS SUPPORT	2,520,995		2,520,995
080	LAND FORCES SYSTEMS READINESS	596,117		596,117
090	LAND FORCES DEPOT MAINTENANCE	890,122		890,122
LAND FORCES READINESS SUPPORT				
100	BASE OPERATIONS SUPPORT	7,563,566		7,563,566
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION	2,500,892		2,500,892
120	MANAGEMENT AND OPERATIONAL HQ	390,004		390,004
130	COMBATANT COMMANDERS CORE OPERATIONS	167,758		167,758
140	ADDITIONAL ACTIVITIES	0		0

150	COMMANDERS EMERGENCY RESPONSE PROGRAM	0	0
160	RESET	0	0
170	COMBATANT COMMANDERS ANCILLARY MISSIONS	464,851	464,851
	TOTAL, BA 01: OPERATING FORCES	20,161,418	0
	BUDGET ACTIVITY 02: MOBILIZATION		
	MOBILITY OPERATIONS		
180	STRATEGIC MOBILITY	333,266	333,266
190	ARMY PREPOSITIONING STOCKS	102,240	102,240
200	INDUSTRIAL PREPAREDNESS	5,736	5,736
	TOTAL, BA 02: MOBILIZATION	441,242	0
	BUDGET ACTIVITY 03: TRAINING AND RECRUITING		
	ACCESSION TRAINING		
210	OFFICER ACQUISITION	129,902	129,902
220	RECRUIT TRAINING	74,705	74,705
230	ONE STATION UNIT TRAINING	63,223	63,223
240	SENIOR RESERVE OFFICERS TRAINING CORPS	479,343	479,343
	BASIC SKILLS AND ADVANCED TRAINING		
250	SPECIALIZED SKILL TRAINING	1,082,517	1,082,517
260	FLIGHT TRAINING	1,046,124	1,046,124
270	PROFESSIONAL DEVELOPMENT EDUCATION	163,607	163,607
280	TRAINING SUPPORT	695,200	695,200
	RECRUITING AND OTHER TRAINING AND EDUCATION		
290	RECRUITING AND ADVERTISING	544,014	544,014
300	EXAMINING	153,091	153,091
310	OFF-DUTY AND VOLUNTARY EDUCATION	241,170	241,170
320	CIVILIAN EDUCATION AND TRAINING	220,771	220,771

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
330	JUNIOR ROTC	175,347		175,347
	TOTAL, BA 03: TRAINING AND RECRUITING	5,069,014	0	5,069,014
	BUDGET ACTIVITY 04: ADMIN & SRVWIDE ACTIVITIES			
	SECURITY PROGRAMS			
340	SECURITY PROGRAMS	1,030,355		1,030,355
	LOGISTICS OPERATIONS			
350	SERVICEWIDE TRANSPORTATION	587,952		587,952
360	CENTRAL SUPPLY ACTIVITIES	669,853		669,853
370	LOGISTIC SUPPORT ACTIVITIES	503,876		503,876
380	AMMUNITION MANAGEMENT	435,020		435,020
	SERVICEWIDE SUPPORT			
390	ADMINISTRATION	912,355		912,355
400	SERVICEWIDE COMMUNICATIONS	1,528,371		1,528,371
410	MANPOWER MANAGEMENT	368,480		368,480
420	OTHER PERSONNEL SUPPORT	261,829		261,829
430	OTHER SERVICE SUPPORT	1,145,902		1,145,902
440	ARMY CLAIMS ACTIVITIES	205,967		205,967
450	REAL ESTATE MANAGEMENT	168,664		168,664
	SUPPORT OF OTHER NATIONS			
460	SUPPORT OF NATO OPERATIONS	462,488		462,488
470	MISC. SUPPORT OF OTHER NATIONS	19,179		19,179
	TOTAL, BA 04: ADMIN & SRVWIDE ACTIVITIES	8,300,291	0	8,300,291

	TOTAL, O&M, ARMY	33,971,965	0	33,971,965
	BUDGET ACTIVITY 01: OPERATING FORCES			
	LAND FORCES			
010	MANEUVER UNITS	1,282		1,282
020	MODULAR SUPPORT BRIGADES	12,413		12,413
030	ECHELONS ABOVE BRIGADE	460,814		460,814
040	THEATER LEVEL ASSETS	168,020		168,020
050	LAND FORCES OPERATIONS SUPPORT	555,944		555,944
060	AVIATION ASSETS	70,378		70,378
	LAND FORCES READINESS			
070	FORCE READINESS OPERATIONS SUPPORT	391,326		391,326
080	LAND FORCES SYSTEMS READINESS	108,093		108,093
090	LAND FORCES DEPOT MAINTENANCE	136,854		136,854
	LAND FORCES READINESS SUPPORT			
100	BASE OPERATIONS SUPPORT	577,146		577,146
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION	234,486		234,486
120	ADDITIONAL ACTIVITIES	0		0
	TOTAL, BA 01: OPERATING FORCES	2,716,756	0	2,716,756
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES			
	LOGISTICS OPERATIONS			
130	SERVICEWIDE TRANSPORTATION	12,717		12,717
	SERVICEWIDE SUPPORT			
140	ADMINISTRATION	74,685		74,685
150	SERVICEWIDE COMMUNICATIONS	3,797		3,797
160	MANPOWER MANAGEMENT	9,245		9,245

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
170	RECRUITING AND ADVERTISING	61,877		61,877
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	162,321	0	162,321
	TOTAL, O&M, ARMY RES	2,879,077	0	2,879,077
	BUDGET ACTIVITY 01: OPERATING FORCES			
	LAND FORCES			
010	MANEUVER UNITS	807,193		807,193
020	MODULAR SUPPORT BRIGADES	166,474		166,474
030	ECHELONS ABOVE BRIGADE	607,567		607,567
040	THEATER LEVEL ASSETS	249,930		249,930
050	LAND FORCES OPERATIONS SUPPORT	35,657		35,657
060	AVIATION ASSETS	838,895		838,895
	LAND FORCES READINESS			
070	FORCE READINESS OPERATIONS SUPPORT	570,119		570,119
080	LAND FORCES SYSTEMS READINESS	121,980		121,980
090	LAND FORCES DEPOT MAINTENANCE	380,789		380,789
	LAND FORCES READINESS SUPPORT			
100	BASE OPERATIONS SUPPORT	933,514		933,514
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION	621,843		621,843
120	MANAGEMENT AND OPERATIONAL HQ	540,738		540,738
130	ADDITIONAL ACTIVITIES	0		0
	TOTAL BA 01: OPERATING FORCES	5,874,699	0	5,874,699
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES			

140	LOGISTICS OPERATIONS			
	SERVICEWIDE TRANSPORTATION	17,771	17,771	
	SERVICEWIDE SUPPORT			
150	ADMINISTRATION	183,781	183,781	
160	SERVICEWIDE COMMUNICATIONS	48,188	48,188	
170	MANPOWER MANAGEMENT	8,020	8,020	
180	RECRUITING AND ADVERTISING	440,245	440,245	
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	698,005	698,005	
	TOTAL, O&M, ANG	6,572,704	6,572,704	
	BUDGET ACTIVITY 01: MINISTRY OF DEFENSE			
	DEFENSE FORCES			
010	INFRASTRUCTURE	0	0	
020	EQUIPMENT AND TRANSPORTATION	0	0	
030	TRAINING AND OPERATIONS	0	0	
040	SUSTAINMENT	0	0	
	TOTAL, BA 01: MINISTRY OF DEFENSE	0	0	
	BUDGET ACTIVITY 02: MINISTRY OF INTERIOR			
	INTERIOR FORCES			
060	INFRASTRUCTURE	0	0	
070	EQUIPMENT AND TRANSPORTATION	0	0	
080	TRAINING AND OPERATIONS	0	0	
090	SUSTAINMENT	0	0	
	TOTAL, BA 02: MINISTRY OF INTERIOR	0	0	

OPERATION AND MAINTENANCE (In Thousands of Dollars)					
Line	Item	FY 2011 Request	Senate Change	Senate Authorized	
	BUDGET ACTIVITY 03: ASSOCIATED ACTIVITIES				
	RELATED ACTIVITIES				
110	SUSTAINMENT	0		0	
120	TRAINING AND OPERATIONS	0		0	
	INFRASTRUCTURE	0		0	
	COIN ACTIVITIES	0		0	
	TOTAL, BA 03: ASSOCIATED ACTIVITIES	0	0	0	
	TOTAL, AFGHANISTAN SECURITY FORCES FUND	0	0	0	
	BUDGET ACTIVITY 01: MINISTRY OF DEFENSE				
	DEFENSE FORCES				
	EQUIPMENT AND TRANSPORTATION	0		0	
	TRAINING	0		0	
	SUSTAINMENT	0		0	
	TOTAL, BA 01: MINISTRY OF DEFENSE	0	0	0	
	BUDGET ACTIVITY 02: MINISTRY OF INTERIOR				
	INTERIOR FORCES				
	EQUIPMENT AND TRANSPORTATION	0		0	
	SUSTAINMENT	0		0	
	TOTAL, BA 02: MINISTRY OF INTERIOR	0	0	0	

BUDGET ACTIVITY 03: ASSOCIATED ACTIVITIES

RELATED ACTIVITIES			
QUICK RESPONSE FORCE	0		0
TOTAL, BA 03: ASSOCIATED ACTIVITIES	0	0	0
TOTAL, IRAQ SECURITY FORCES FUND	0	0	0

BUDGET ACTIVITY 01: OPERATING FORCES

AIR OPERATIONS			
MISSION AND OTHER FLIGHT OPERATIONS	4,429,832		4,429,832
FLEET AIR TRAINING	81,345		81,345
AVIATION TECHNICAL DATA & ENGINEERING SERVICES	38,932		38,932
AIR OPERATIONS AND SAFETY SUPPORT	100,485		100,485
AIR SYSTEMS SUPPORT	355,520		355,520
AIRCRAFT DEPOT MAINTENANCE	1,221,410	74,000	1,295,410
Aircraft depot maintenance		[74,000]	
AIRCRAFT DEPOT OPERATIONS SUPPORT	27,448		27,448

SHIP OPERATIONS

MISSION AND OTHER SHIP OPERATIONS	3,696,913		3,696,913
SHIP OPERATIONS SUPPORT & TRAINING	728,983		728,983
SHIP DEPOT MAINTENANCE	4,761,670	35,000	4,796,670
Ship depot maintenance		[35,000]	
SHIP DEPOT OPERATIONS SUPPORT	1,344,844		1,344,844

COMBAT OPERATIONS/SUPPORT

COMBAT COMMUNICATIONS	615,069		615,069
ELECTRONIC WARFARE	89,340		89,340
SPACE SYSTEMS AND SURVEILLANCE	177,397		177,397
WARFARE TACTICS	416,068		416,068
OPERATIONAL METEOROLOGY AND OCEANOGRAPHY	316,525		316,525

OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
170	COMBAT SUPPORT FORCES	1,083,618		1,083,618
180	EQUIPMENT MAINTENANCE	165,985		165,985
190	DEPOT OPERATIONS SUPPORT	2,836		2,836
200	COMBATANT COMMANDERS CORE OPERATIONS	208,250		208,250
210	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	274,071		274,071
	WEAPONS SUPPORT			
220	CRUISE MISSILE	130,219		130,219
230	FLEET BALLISTIC MISSILE	1,138,418		1,138,418
240	IN-SERVICE WEAPONS SYSTEMS SUPPORT	89,184		89,184
250	WEAPONS MAINTENANCE	459,561		459,561
260	OTHER WEAPON SYSTEMS SUPPORT	366,751		366,751
	BASE SUPPORT			
270	ENTERPRISE INFORMATION	820,507		820,507
280	SUSTAINMENT, RESTORATION AND MODERNIZATION	1,900,386		1,900,386
290	BASE OPERATING SUPPORT	4,502,857		4,502,857
	TOTAL, BA 01: OPERATING FORCES	29,544,424	109,000	29,653,424
	BUDGET ACTIVITY 02: MOBILIZATION			
300	READY RESERVE AND PREPOSITIONING FORCE			
	SHIP PREPOSITIONING AND SURGE	424,047		424,047
	ACTIVATIONS/INACTIVATIONS			
310	AIRCRAFT ACTIVATIONS/INACTIVATIONS	7,593		7,593
320	SHIP ACTIVATIONS/INACTIVATIONS	177,482		177,482

	MOBILIZATION PREPARATION		
330	EXPEDITIONARY HEALTH SERVICES SYSTEMS	70,990	70,990
340	INDUSTRIAL READINESS	2,707	2,707
350	COAST GUARD SUPPORT	23,845	23,845
	TOTAL, BA 02: MOBILIZATION	706,664	706,664
	BUDGET ACTIVITY 03: TRAINING AND RECRUITING		
	ACCESSION TRAINING		
360	OFFICER ACQUISITION	141,057	141,057
370	RECRUIT TRAINING	10,853	10,853
380	RESERVE OFFICERS TRAINING CORPS	143,504	143,504
	BASIC SKILLS AND ADVANCED TRAINING		
390	SPECIALIZED SKILL TRAINING	533,004	533,004
400	FLIGHT TRAINING	1,538,171	1,538,171
410	PROFESSIONAL DEVELOPMENT EDUCATION	162,844	162,844
420	TRAINING SUPPORT	171,153	171,153
	RECRUITING AND OTHER TRAINING AND EDUCATION		
430	RECRUITING AND ADVERTISING	261,287	261,287
440	OFF-DUTY AND VOLUNTARY EDUCATION	145,560	145,560
450	CIVILIAN EDUCATION AND TRAINING	109,865	109,865
460	JUNIOR ROTC	50,369	50,369
	TOTAL, BA 03: TRAINING AND RECRUITING	3,267,667	3,267,667
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES		
	SERVICEWIDE SUPPORT		
470	ADMINISTRATION	829,010	829,010
480	EXTERNAL RELATIONS	7,632	7,632
490	CIVILIAN MANPOWER AND PERSONNEL MANAGEMENT	118,838	118,838

OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
500	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	194,775		194,775
510	OTHER PERSONNEL SUPPORT	282,580		282,580
520	SERVICEWIDE COMMUNICATIONS	503,067		503,067
	LOGISTICS OPERATIONS AND TECHNICAL SUPPORT			
540	SERVICEWIDE TRANSPORTATION	230,294		230,294
560	PLANNING, ENGINEERING AND DESIGN	259,990		259,990
570	ACQUISITION AND PROGRAM MANAGEMENT	868,069		868,069
580	HULL, MECHANICAL AND ELECTRICAL SUPPORT	55,217		55,217
590	COMBAT/WEAPONS SYSTEMS	19,053		19,053
600	SPACE AND ELECTRONIC WARFARE SYSTEMS	77,702		77,702
	INVESTIGATIONS AND SECURITY PROGRAMS			
610	NAVAL INVESTIGATIVE SERVICE	549,484		549,484
	SUPPORT OF OTHER NATIONS			
670	INTERNATIONAL HEADQUARTERS AND AGENCIES	5,567		5,567
999	CLASSIFIED PROGRAMS	614,275		614,275
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	4,615,553	0	4,615,553
	TOTAL, O&M, NAVY	38,134,308	109,000	38,243,308
	BUDGET ACTIVITY 01: OPERATING FORCES			
	EXPEDITIONARY FORCES			
010	OPERATIONAL FORCES	745,678		745,678
020	FIELD LOGISTICS	658,616		658,616
030	DEPOT MAINTENANCE	78,891		78,891

040	USMC PREPOSITIONING			
	MARITIME PREPOSITIONING	72,344		72,344
	BASE SUPPORT			
070	SUSTAINMENT, RESTORATION, & MODERNIZATION	594,904		594,904
080	BASE OPERATING SUPPORT	2,206,137		2,206,137
	TOTAL, BA 01: OPERATING FORCES	4,356,570	0	4,356,570
	BUDGET ACTIVITY 03: TRAINING AND RECRUITING			
	ACCESSION TRAINING			
090	RECRUIT TRAINING	16,096		16,096
100	OFFICER ACQUISITION	420		420
	BASIC SKILLS AND ADVANCED TRAINING			
110	SPECIALIZED SKILL TRAINING	91,197		91,197
130	PROFESSIONAL DEVELOPMENT EDUCATION	32,379		32,379
140	TRAINING SUPPORT	319,742		319,742
	RECRUITING AND OTHER TRAINING AND EDUCATION			
150	RECRUITING AND ADVERTISING	233,663		233,663
160	OFF-DUTY AND VOLUNTARY EDUCATION	61,980		61,980
170	JUNIOR ROTC	19,497		19,497
	TOTAL, BA 03: TRAINING AND RECRUITING	774,974	0	774,974
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES			
	SERVICEWIDE SUPPORT			
210	SERVICEWIDE TRANSPORTATION	29,569		29,569
220	ADMINISTRATION	341,657		341,657
230	ACQUISITION & PROGRAM MANAGEMENT	87,570		87,570

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	458,796	0	458,796
	TOTAL, O&M, MARINE CORPS	5,590,340	0	5,590,340
	BUDGET ACTIVITY 01: OPERATING FORCES			
	AIR OPERATIONS			
010	MISSION AND OTHER FLIGHT OPERATIONS	599,649		599,649
020	INTERMEDIATE MAINTENANCE	13,209		13,209
030	AIR OPERATIONS AND SAFETY SUPPORT	2,668		2,668
040	AIRCRAFT DEPOT MAINTENANCE	140,377		140,377
050	AIRCRAFT DEPOT OPERATIONS SUPPORT	309		309
	SHIP OPERATIONS			
060	MISSION AND OTHER SHIP OPERATIONS	65,757		65,757
070	SHIP OPERATIONS SUPPORT & TRAINING	587		587
080	SHIP DEPOT MAINTENANCE	91,054		91,054
	COMBAT OPERATIONS/SUPPORT			
090	COMBAT COMMUNICATIONS	15,882		15,882
100	COMBAT SUPPORT FORCES	140,186		140,186
	WEAPONS SUPPORT			
110	WEAPONS MAINTENANCE	5,492		5,492
	BASE SUPPORT			
120	ENTERPRISE INFORMATION	56,046		56,046
130	SUSTAINMENT, RESTORATION AND MODERNIZATION	81,407		81,407

140	BASE OPERATING SUPPORT	131,988	131,988
	TOTAL, BA 01: OPERATING FORCES	1,344,611	0
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES		
	SERVICEWIDE SUPPORT		
150	ADMINISTRATION	3,276	3,276
160	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	13,698	13,698
170	SERVICEWIDE COMMUNICATIONS	2,628	2,628
	LOGISTICS OPERATIONS AND TECHNICAL SUPPORT		
190	ACQUISITION AND PROGRAM MANAGEMENT	3,551	3,551
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	23,153	0
	TOTAL, O&M, NAVY RES	1,367,764	0
	BUDGET ACTIVITY 01: OPERATING FORCES		
	EXPEDITIONARY FORCES		
010	OPERATING FORCES	104,566	104,566
020	DEPOT MAINTENANCE	16,392	16,392
	BASE SUPPORT		
040	SUSTAINMENT, RESTORATION AND MODERNIZATION	38,762	38,762
050	BASE OPERATING SUPPORT	99,924	99,924
	TOTAL, BA 01: OPERATING FORCES	259,644	0
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES		
	SERVICEWIDE SUPPORT		
070	SERVICEWIDE TRANSPORTATION	835	835

OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
080	ADMINISTRATION	15,871		15,871
090	RECRUITING AND ADVERTISING	8,884		8,884
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	25,590	0	25,590
	TOTAL, O&M, MC RESERVE	285,234	0	285,234
BUDGET ACTIVITY 01: OPERATING FORCES				
AIR OPERATIONS				
010	PRIMARY COMBAT FORCES	4,261,115		4,261,115
020	COMBAT ENHANCEMENT FORCES	2,995,278		2,995,278
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS)	1,573,602		1,573,602
040	DEPOT MAINTENANCE	2,189,481	133,312	2,322,793
	Amended budget submission for C-130s		[-16,688]	
	Weapon system sustainment		[150,000]	
050	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	1,556,234		1,556,234
060	BASE SUPPORT	3,088,003		3,088,003
COMBAT RELATED OPERATIONS				
070	GLOBAL C3I AND EARLY WARNING	1,511,243		1,511,243
080	OTHER COMBAT OPS SPT PROGRAMS	1,035,291		1,035,291
100	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES	595,028		595,028
SPACE OPERATIONS				
110	LAUNCH FACILITIES	342,355		342,355
120	SPACE CONTROL SYSTEMS	811,022		811,022

	COCOM			
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	797,754	797,754	
140	COMBATANT COMMANDERS CORE OPERATIONS	233,021	233,021	
	TOTAL, BA 01: OPERATING FORCES	20,989,427	133,312	21,122,739
	BUDGET ACTIVITY 02: MOBILIZATION			
	MOBILITY OPERATIONS			
150	AIRLIFT OPERATIONS	2,975,663	2,975,663	
160	MOBILIZATION PREPAREDNESS	158,647	158,647	
170	DEPOT MAINTENANCE	140,286	140,286	
180	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	348,231	348,231	
190	BASE SUPPORT	683,286	683,286	
	TOTAL, BA 02: MOBILIZATION	4,306,113	0	4,306,113
	BUDGET ACTIVITY 03: TRAINING AND RECRUITING			
	ACCESSION TRAINING			
200	OFFICER ACQUISITION	114,403	114,403	
210	RECRUIT TRAINING	28,195	28,195	
220	RESERVE OFFICERS TRAINING CORPS (ROTC)	90,453	90,453	
230	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	411,570	411,570	
240	BASE SUPPORT	902,323	902,323	
	BASIC SKILLS AND ADVANCED TRAINING			
250	SPECIALIZED SKILL TRAINING	510,065	510,065	
260	FLIGHT TRAINING	1,012,816	1,012,816	
270	PROFESSIONAL DEVELOPMENT EDUCATION	221,553	221,553	
280	TRAINING SUPPORT	126,784	126,784	
290	DEPOT MAINTENANCE	619	619	
	RECRUITING AND OTHER TRAINING AND EDUCATION			

OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
300	RECRUITING AND ADVERTISING	150,222		150,222
310	EXAMINING	409		409
320	OFF-DUTY AND VOLUNTARY EDUCATION	172,643		172,643
330	CIVILIAN EDUCATION AND TRAINING	208,872		208,872
340	JUNIOR ROTC	77,692		77,692
	TOTAL, BA 03: TRAINING AND RECRUITING	4,028,619	0	4,028,619
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES			
	LOGISTICS OPERATIONS			
350	LOGISTICS OPERATIONS	1,110,471		1,110,471
360	TECHNICAL SUPPORT ACTIVITIES	949,018		949,018
370	DEPOT MAINTENANCE	7,365		7,365
380	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	368,349		368,349
390	BASE SUPPORT	1,363,230		1,363,230
	SERVICEWIDE ACTIVITIES			
400	ADMINISTRATION	657,268		657,268
410	SERVICEWIDE COMMUNICATIONS	693,379		693,379
420	OTHER SERVICEWIDE ACTIVITIES	1,152,877		1,152,877
430	CIVIL AIR PATROL	22,848		22,848
	SECURITY PROGRAMS			
440	SECURITY PROGRAMS	1,159,342		1,159,342
	SUPPORT TO OTHER NATIONS			
450	INTERNATIONAL SUPPORT	36,206		36,206
999	CLASSIFIED PROGRAMS	0		0

	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	7,520,353	0	7,520,353
	TOTAL, O&M, AIR FORCE	36,844,512	133,312	36,977,824
	BUDGET ACTIVITY 01: OPERATING FORCES			
	AIR OPERATIONS			
010	PRIMARY COMBAT FORCES	2,275,407	1,043	2,276,450
	Amended budget submission for C-130 transfer		[3,060]	
	Amended budget submission for C-130s		[-2,017]	
020	MISSION SUPPORT OPERATIONS	111,742		111,742
030	DEPOT MAINTENANCE	415,687	101,749	517,436
	Amended budget submission for C-130s		[2,749]	
	Weapon system sustainment		[99,000]	
040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	88,822		88,822
050	BASE SUPPORT	277,985		277,985
	TOTAL BA 01: OPERATING FORCES	3,169,643	102,792	3,272,435
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES			
	SERVICEWIDE ACTIVITIES			
060	ADMINISTRATION	80,526		80,526
070	RECRUITING AND ADVERTISING	24,353		24,353
080	MILITARY MANPOWER AND PERS MGMT (ARPC)	19,716		19,716
090	OTHER PERS SUPPORT (DISABILITY COMP)	6,071		6,071
100	AUDIOVISUAL	726		726
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	131,392	0	131,392
	TOTAL, O&M, AF RESERVE	3,301,035	102,792	3,403,827
	BUDGET ACTIVITY 01: OPERATING FORCES			

OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
AIR OPERATIONS				
010	AIRCRAFT OPERATIONS	3,519,452	6,073	3,525,525
	Amended budget submission for C-130s		[6,073]	
020	MISSION SUPPORT OPERATIONS	762,937		762,937
030	DEPOT MAINTENANCE	598,779	95,023	693,802
	Amended budget submission for C-130s		[6,823]	
	Weapon system sustainment		[88,200]	
040	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	315,210		315,210
050	BASE SUPPORT	668,176		668,176
	TOTAL, BA 01: OPERATING FORCES	5,864,554	101,096	5,965,650
BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES				
SERVICEWIDE ACTIVITIES				
060	ADMINISTRATION	41,930		41,930
070	RECRUITING AND ADVERTISING	34,659		34,659
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	76,589	0	76,589
	TOTAL, O&M, ANG	5,941,143	101,096	6,042,239
BUDGET ACTIVITY 01: OPERATING FORCES				
DEFENSEWIDE ACTIVITIES				
010	JOINT CHIEFS OF STAFF	420,940		420,940
020	SPECIAL OPERATIONS COMMAND	3,944,330		3,944,330

	TOTAL, BA 01: OPERATING FORCES	4,365,270	0	4,365,270
	BUDGET ACTIVITY 03: TRAINING AND RECRUITING			
	DEFENSEWIDE ACTIVITIES			
030	DEFENSE ACQUISITION UNIVERSITY	145,896		145,896
040	NATIONAL DEFENSE UNIVERSITY	97,633		97,633
	TOTAL, BA 03: TRAINING AND RECRUITING	243,529	0	243,529
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES			
	DEFENSEWIDE ACTIVITIES			
050	CIVIL MILITARY PROGRAMS	156,043		156,043
070	DEFENSE BUSINESS TRANSFORMATION AGENCY	143,441		143,441
080	DEFENSE CONTRACT AUDIT AGENCY	486,143		486,143
090	DEFENSE CONTRACT MANAGEMENT AGENCY	1,112,849		1,112,849
100	DEFENSE FINANCE AND ACCOUNTING SERVICE	1,593		1,593
110	DEFENSE HUMAN RESOURCES ACTIVITY	824,153		824,153
120	DEFENSE INFORMATION SYSTEMS AGENCY	1,384,450		1,384,450
140	DEFENSE LEGAL SERVICES AGENCY	42,404		42,404
150	DEFENSE LOGISTICS AGENCY	448,043		448,043
160	DEFENSE MEDIA ACTIVITY	255,878		255,878
170	DEFENSE POW/MIA OFFICE	24,155		24,155
180	DEFENSE SECURITY COOPERATION AGENCY	683,853		683,853
	Program decrease for section 1206		-155,000	
	Program elimination for stability operations fellowship		[-150,000]	
			[-5,000]	
190	DEFENSE SECURITY SERVICE	518,743		518,743
200	DEFENSE TECHNOLOGY SECURITY ADMINISTRATION	37,624		37,624
210	DEFENSE THREAT REDUCTION AGENCY	463,522		463,522
220	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY	2,514,537		2,514,537
240	OFFICE OF ECONOMIC ADJUSTMENT	50,811		50,811
250	OFFICE OF THE SECRETARY OF DEFENSE	2,245,300		2,270,300
	Readiness and environmental protection initiative		25,000	
			[25,000]	

OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
260	Rule of law program (non-add)		[750]	[750]
999	WASHINGTON HEADQUARTERS SERVICE	604,130		604,130
	CLASSIFIED PROGRAMS	13,977,425		13,977,425
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	25,975,097	-130,000	25,845,097
	BRAC impact aid		[5,000]	5,000
	Impact Aid		[30,000]	30,000
	Severe disabilities		[10,000]	10,000
	Unobligated balances		[-16,000]	-16,000
	TOTAL, O&M, DEFENSE-WIDE	30,583,896	-101,000	30,482,896
	BUDGET ACTIVITY 04: ADMINISTRATION & ASSOCIATED ACTIVITIES			
	DEFENSEWIDE ACTIVITIES			
010	US COURT OF APPEALS FOR THE ARMED FORCES, DEFENSE	14,068		14,068
	TOTAL, BA 04: ADMINISTRATION & ASSOCIATED ACTIVITIES	14,068	0	14,068
	TOTAL, US COURT OF APPEALS FOR THE ARMED FORCES, DEFENSE	14,068	0	14,068
	BUDGET ACTIVITY 01: HUMANITARIAN ASSISTANCE			
	DEFENSEWIDE ACTIVITIES			
010	OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID	108,032		108,032

	TOTAL, BA 01: HUMANITARIAN ASSISTANCE	108,032	0	108,032
	TOTAL, OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID	108,032	0	108,032
	BUDGET ACTIVITY 01: FORMER SOVIET UNION (FSU) THREAT REDUCTION			
	DEFENSEWIDE ACTIVITIES			
010	FORMER SOVIET UNION (FSU) THREAT REDUCTION	522,512		522,512
	TOTAL, BA 01: FORMER SOVIET UNION (FSU) THREAT REDUCTION	522,512	0	522,512
	TOTAL, FORMER SOVIET UNION (FSU) THREAT REDUCTION	522,512	0	522,512
	BUDGET ACTIVITY 01: ACQ WORKFORCE DEV FD			
	ACQ WORKFORCE DEV FD			
010	ACQ WORKFORCE DEV FD	217,561		217,561
	TOTAL, BA 01: ACQ WORKFORCE DEV FD	217,561	0	217,561
	TOTAL, ACQ WORKFORCE DEV FD	217,561	0	217,561
	BUDGET ACTIVITY 01: OPERATING FORCES			
	TRANSFER ACCOUNTS			
020	ENVIRONMENTAL RESTORATION, ARMY	444,581		444,581
030	ENVIRONMENTAL RESTORATION, NAVY	304,867		304,867
040	ENVIRONMENTAL RESTORATION, AIR FORCE	502,653		502,653
050	ENVIRONMENTAL RESTORATION, DEFENSE	10,744		10,744
060	ENVIRONMENTAL RESTORATION FORMERLY USED SITES	276,546		276,546
070	OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND	5,000		5,000
	TOTAL, TRANSFER ACCOUNTS	1,544,391	0	1,544,391

OPERATION AND MAINTENANCE (In Thousands of Dollars)				
Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	TOTAL OPERATION AND MAINTENANCE	167,878,542	345,200	168,223,742

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS.

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)					
Line	Item	FY 2011 Request	Senate Change	Senate Authorized	
BUDGET ACTIVITY 01: OPERATING FORCES					
LAND FORCES READINESS SUPPORT					
140	ADDITIONAL ACTIVITIES	47,638,208		47,638,208	
150	COMMANDERS EMERGENCY RESPONSE PROGRAM	1,300,000	-400,000	900,000	
	Program decrease		[-400,000]		
160	RESET	7,840,211		7,840,211	
170	COMBATANT COMMANDERS ANCILLARY MISSIONS	0		0	
	TOTAL, BA 01: OPERATING FORCES	56,778,419	-400,000	56,378,419	
BUDGET ACTIVITY 04: ADMIN & SRVWIDE ACTIVITIES					
SECURITY PROGRAMS					
340	SECURITY PROGRAMS	2,358,865		2,358,865	
LOGISTICS OPERATIONS					
350	SERVICEWIDE TRANSPORTATION	3,465,334		3,465,334	
	TOTAL, BA 04: ADMIN & SRVWIDE ACTIVITIES	5,824,199	0	5,824,199	
	TOTAL, O&M, ARMY	62,602,618	-400,000	62,202,618	
BUDGET ACTIVITY 01: OPERATING FORCES					

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
120	LAND FORCES READINESS SUPPORT			
	ADDITIONAL ACTIVITIES	286,950		286,950
	TOTAL, BA 01: OPERATING FORCES	286,950	0	286,950
	TOTAL, O&M, ARMY RES	286,950	0	286,950
	BUDGET ACTIVITY 01: OPERATING FORCES			
130	LAND FORCES READINESS SUPPORT			
	ADDITIONAL ACTIVITIES	544,349		544,349
	TOTAL BA 01: OPERATING FORCES	544,349	0	544,349
	TOTAL, O&M, ANG	544,349	0	544,349
	BUDGET ACTIVITY 01: MINISTRY OF DEFENSE			
	DEFENSE FORCES			
010	INFRASTRUCTURE	1,790,933		1,790,933
020	EQUIPMENT AND TRANSPORTATION	1,846,623		1,846,623
030	TRAINING AND OPERATIONS	836,842		836,842
040	SUSTAINMENT	2,992,616		2,992,616
	TOTAL, BA 01: MINISTRY OF DEFENSE	7,467,014	0	7,467,014
	BUDGET ACTIVITY 02: MINISTRY OF INTERIOR			

	INTERIOR FORCES		
060	INFRASTRUCTURE	1,078,413	1,078,413
070	EQUIPMENT AND TRANSPORTATION	917,966	917,966
080	TRAINING AND OPERATIONS	990,213	990,213
090	SUSTAINMENT	1,098,845	1,098,845
	TOTAL, BA 02: MINISTRY OF INTERIOR	4,085,437	4,085,437
	BUDGET ACTIVITY 03: ASSOCIATED ACTIVITIES		
	RELATED ACTIVITIES		
110	SUSTAINMENT	6,037	6,037
120	TRAINING AND OPERATIONS	1,530	1,530
	INFRASTRUCTURE	58,265	58,265
	COIN ACTIVITIES	1,000	1,000
	TOTAL, BA 03: ASSOCIATED ACTIVITIES	66,832	66,832
	TOTAL, AFGHANISTAN SECURITY FORCES FUND	11,619,283	11,619,283
	BUDGET ACTIVITY 01: MINISTRY OF DEFENSE		
	DEFENSE FORCES		
	EQUIPMENT AND TRANSPORTATION	1,067,706	1,067,706
	TRAINING	248,075	248,075
	SUSTAINMENT	341,125	341,125
	TOTAL, BA 01: MINISTRY OF DEFENSE	1,656,906	1,656,906
	BUDGET ACTIVITY 02: MINISTRY OF INTERIOR		
	INTERIOR FORCES		
	EQUIPMENT AND TRANSPORTATION	220,469	220,469
	SUSTAINMENT	47,625	47,625

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	TOTAL, BA 02: MINISTRY OF INTERIOR	268,094	0	268,094
	BUDGET ACTIVITY 03: ASSOCIATED ACTIVITIES			
	RELATED ACTIVITIES			
	QUICK RESPONSE FORCE	75,000		75,000
	TOTAL, BA 03: ASSOCIATED ACTIVITIES	75,000	0	75,000
	Policy reduction		[-1,000,000]	-1,000,000
	TOTAL, IRAQ SECURITY FORCES FUND	2,000,000	-1,000,000	1,000,000
	BUDGET ACTIVITY 01: OPERATING FORCES			
	AIR OPERATIONS			
010	MISSION AND OTHER FLIGHT OPERATIONS	1,839,918		1,839,918
020	FLEET AIR TRAINING	3,453		3,453
030	AVIATION TECHNICAL DATA & ENGINEERING SERVICES	1,400		1,400
040	AIR OPERATIONS AND SAFETY SUPPORT	26,837		26,837
050	AIR SYSTEMS SUPPORT	44,567		44,567
060	AIRCRAFT DEPOT MAINTENANCE	233,114		233,114
	SHIP OPERATIONS			
080	MISSION AND OTHER SHIP OPERATIONS	1,151,465		1,151,465
090	SHIP OPERATIONS SUPPORT & TRAINING	27,472		27,472
100	SHIP DEPOT MAINTENANCE	1,266,556		1,266,556

	COMBAT OPERATIONS/SUPPORT		
120	COMBAT COMMUNICATIONS	38,468	38,468
150	WARFARE TACTICS	82,801	82,801
160	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY	24,855	24,855
170	COMBAT SUPPORT FORCES	2,737,727	2,737,727
180	EQUIPMENT MAINTENANCE	3,677	3,677
200	COMBATANT COMMANDERS CORE OPERATIONS	7,000	7,000
210	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	7,455	7,455
	WEAPONS SUPPORT		
240	IN-SERVICE WEAPONS SYSTEMS SUPPORT	99,118	99,118
250	WEAPONS MAINTENANCE	82,519	82,519
260	OTHER WEAPON SYSTEMS SUPPORT	16,938	16,938
	BASE SUPPORT		
270	ENTERPRISE INFORMATION	10,350	10,350
280	SUSTAINMENT, RESTORATION AND MODERNIZATION	28,250	28,250
290	BASE OPERATING SUPPORT	381,749	381,749
	TOTAL, BA 01: OPERATING FORCES	8,115,689	8,115,689
	BUDGET ACTIVITY 02: MOBILIZATION		
300	READY RESERVE AND PREPOSITIONING FORCE		
	SHIP PREPOSITIONING AND SURGE	27,300	27,300
	MOBILIZATION PREPARATION		
330	EXPEDITIONARY HEALTH SERVICES SYSTEMS	4,400	4,400
340	INDUSTRIAL READINESS	0	0
350	COAST GUARD SUPPORT	254,461	254,461
	TOTAL, BA 02: MOBILIZATION	286,161	286,161
	BUDGET ACTIVITY 03: TRAINING AND RECRUITING		

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
BASIC SKILLS AND ADVANCED TRAINING				
390	SPECIALIZED SKILL TRAINING	81,454		81,454
420	TRAINING SUPPORT	5,400		5,400
	TOTAL, BA 03: TRAINING AND RECRUITING	86,854	0	86,854
BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES				
SERVICEWIDE SUPPORT				
470	ADMINISTRATION	4,265		4,265
480	EXTERNAL RELATIONS	467		467
490	CIVILIAN MANPOWER AND PERSONNEL MANAGEMENT	450		450
500	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	11,214		11,214
510	OTHER PERSONNEL SUPPORT	2,706		2,706
520	SERVICEWIDE COMMUNICATIONS	28,671		28,671
LOGISTICS OPERATIONS AND TECHNICAL SUPPORT				
540	SERVICEWIDE TRANSPORTATION	300,868		300,868
570	ACQUISITION AND PROGRAM MANAGEMENT	6,091		6,091
600	SPACE AND ELECTRONIC WARFARE SYSTEMS	2,153		2,153
INVESTIGATIONS AND SECURITY PROGRAMS				
610	NAVAL INVESTIGATIVE SERVICE	78,464		78,464
SUPPORT OF OTHER NATIONS				
999	CLASSIFIED PROGRAMS	22,581		22,581
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	457,930	0	457,930

	TOTAL, O&M, NAVY	8,946,634	0	8,946,634
	BUDGET ACTIVITY 01: OPERATING FORCES			
	EXPEDITIONARY FORCES			
010	OPERATIONAL FORCES	2,448,572		2,448,572
020	FIELD LOGISTICS	514,748		514,748
030	DEPOT MAINTENANCE	523,250		523,250
	USMC PREPOSITIONING			
040	MARITIME PREPOSITIONING	7,808		7,808
	BASE SUPPORT			
080	BASE OPERATING SUPPORT	55,301		55,301
	TOTAL, BA 01: OPERATING FORCES	3,549,679	0	3,549,679
	BUDGET ACTIVITY 03: TRAINING AND RECRUITING			
	BASIC SKILLS AND ADVANCED TRAINING			
140	TRAINING SUPPORT	223,071		223,071
	TOTAL, BA 03: TRAINING AND RECRUITING	223,071	0	223,071
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES			
	SERVICEWIDE SUPPORT			
210	SERVICEWIDE TRANSPORTATION	360,000		360,000
220	ADMINISTRATION	3,772		3,772
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	363,772	0	363,772
	TOTAL, O&M, MARINE CORPS	4,136,522	0	4,136,522

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
BUDGET ACTIVITY 01: OPERATING FORCES				
AIR OPERATIONS				
010	MISSION AND OTHER FLIGHT OPERATIONS	49,089		49,089
020	INTERMEDIATE MAINTENANCE	400		400
040	AIRCRAFT DEPOT MAINTENANCE	17,760		17,760
SHIP OPERATIONS				
060	MISSION AND OTHER SHIP OPERATIONS	9,395		9,395
080	SHIP DEPOT MAINTENANCE	497		497
COMBAT OPERATIONS/SUPPORT				
090	COMBAT COMMUNICATIONS	3,185		3,185
100	COMBAT SUPPORT FORCES	12,169		12,169
	TOTAL, BA 01: OPERATING FORCES	92,495	0	92,495
BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES				
SERVICEWIDE SUPPORT				
160	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	1,064		1,064
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	1,064	0	1,064
	TOTAL, O&M, NAVY RES	93,559	0	93,559
BUDGET ACTIVITY 01: OPERATING FORCES				

010	EXPEDITIONARY FORCES				
	OPERATING FORCES	23,571		23,571	
050	BASE SUPPORT				
	BASE OPERATING SUPPORT	6,114		6,114	
	TOTAL, BA 01: OPERATING FORCES	29,685	0	29,685	
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES				
	TOTAL, O&M, MC RESERVE	29,685	0	29,685	
	BUDGET ACTIVITY 01: OPERATING FORCES				
	AIR OPERATIONS				
010	PRIMARY COMBAT FORCES	1,896,647		1,896,647	
020	COMBAT ENHANCEMENT FORCES	1,954,759		1,954,759	
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS)	113,948		113,948	
040	DEPOT MAINTENANCE	297,623		297,623	
050	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	704,463		704,463	
060	BASE SUPPORT	1,780,052		1,780,052	
070	COMBAT RELATED OPERATIONS				
	GLOBAL C3I AND EARLY WARNING	128,632		128,632	
080	OTHER COMBAT OPS SPT PROGRAMS	397,894		397,894	
110	SPACE OPERATIONS				
	LAUNCH FACILITIES	28,975		28,975	
120	SPACE CONTROL SYSTEMS	34,091		34,091	
130	COCOM				
	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	127,861		127,861	
	TOTAL, BA 01: OPERATING FORCES	7,464,945	0	7,464,945	

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
BUDGET ACTIVITY 02: MOBILIZATION				
MOBILITY OPERATIONS				
150	AIRLIFT OPERATIONS	4,403,800		4,403,800
160	MOBILIZATION PREPAREDNESS	240,394		240,394
170	DEPOT MAINTENANCE	217,023		217,023
180	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	20,360		20,360
190	BASE SUPPORT	57,362		57,362
	TOTAL, BA 02: MOBILIZATION	4,938,939	0	4,938,939
BUDGET ACTIVITY 03: TRAINING AND RECRUITING				
ACCESSION TRAINING				
230	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	1,948		1,948
240	BASE SUPPORT	6,088		6,088
BASIC SKILLS AND ADVANCED TRAINING				
250	SPECIALIZED SKILL TRAINING	45,893		45,893
260	FLIGHT TRAINING	20,277		20,277
270	PROFESSIONAL DEVELOPMENT EDUCATION	1,500		1,500
280	TRAINING SUPPORT	1,820		1,820
	TOTAL, BA 03: TRAINING AND RECRUITING	77,526	0	77,526
BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES				
LOGISTICS OPERATIONS				

350	LOGISTICS OPERATIONS	292,030	292,030
380	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	10,500	10,500
390	BASE SUPPORT	31,985	31,985
	SERVICEWIDE ACTIVITIES		
400	ADMINISTRATION	5,438	5,438
410	SERVICEWIDE COMMUNICATIONS	247,149	247,149
420	OTHER SERVICEWIDE ACTIVITIES	113,082	113,082
	SECURITY PROGRAMS		
440	SECURITY PROGRAMS	305,689	305,689
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	1,005,873	0
	TOTAL, O&M, AIR FORCE	13,487,283	0
	BUDGET ACTIVITY 01: OPERATING FORCES		
	AIR OPERATIONS		
030	DEPOT MAINTENANCE	116,924	116,924
050	BASE SUPPORT	12,683	12,683
	TOTAL BA 01: OPERATING FORCES	129,607	0
	TOTAL, O&M, AF RESERVE	129,607	0
	BUDGET ACTIVITY 01: OPERATING FORCES		
	AIR OPERATIONS		
010	AIRCRAFT OPERATIONS	152,896	152,896
020	MISSION SUPPORT OPERATIONS	57,800	57,800
030	DEPOT MAINTENANCE	140,127	140,127

OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2011 Request	Senate Change	Senate Authorized
	TOTAL, BA 01: OPERATING FORCES	350,823	0	350,823
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES			
	TOTAL, O&M, ANG	350,823	0	350,823
	BUDGET ACTIVITY 01: OPERATING FORCES			
	DEFENSEWIDE ACTIVITIES			
010	JOINT CHIEFS OF STAFF	20,500		20,500
020	SPECIAL OPERATIONS COMMAND	3,012,026		3,012,026
	TOTAL, BA 01: OPERATING FORCES	3,032,526	0	3,032,526
	BUDGET ACTIVITY 04: ADMIN & SRVWD ACTIVITIES			
	DEFENSEWIDE ACTIVITIES			
080	DEFENSE CONTRACT AUDIT AGENCY	27,000		27,000
090	DEFENSE CONTRACT MANAGEMENT AGENCY	74,862		74,862
120	DEFENSE INFORMATION SYSTEMS AGENCY	136,316		136,316
140	DEFENSE LEGAL SERVICES AGENCY	120,469		120,469
160	DEFENSE MEDIA ACTIVITY	14,799		14,799
180	DEFENSE SECURITY COOPERATION AGENCY	2,000,000		2,000,000
210	DEFENSE THREAT REDUCTION AGENCY	1,218		1,218
220	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY	485,769		485,769
250	OFFICE OF THE SECRETARY OF DEFENSE	188,099		188,099
999	CLASSIFIED PROGRAMS	3,345,300		3,345,300
	TOTAL, BA 04: ADMIN & SRVWD ACTIVITIES	6,393,832	0	6,393,832

	TOTAL, O&M, DEFENSE-WIDE	9,426,358	0	9,426,358
	BUDGET ACTIVITY 01: OPERATING FORCES			
	TRANSFER ACCOUNTS			
070	OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND	1,306,781	-245,000	1,306,781
	Reduction in Amount Available for Detainee Operations		[-245,000]	
	TOTAL, TRANSFER ACCOUNTS	1,306,781	-245,000	1,306,781
	TOTAL OPERATION AND MAINTENANCE	115,205,452	-1,645,000	113,560,452

TITLE XLIV—OTHER AUTHORIZATIONS

SEC. 4401. OTHER AUTHORIZATIONS.

OTHER AUTHORIZATIONS (In Thousands of Dollars)

DoD Table	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		REVOLVING AND MANAGEMENT FUNDS			
		WORKING CAPITAL FUND, ARMY			
RF-1	010	PREPOSITIONED WAR RESERVE STOCKS	54,636		54,636
		TOTAL, WORKING CAPITAL FUND, ARMY	54,636	0	54,636
		WORKING CAPITAL FUND, AIR FORCE			
RF-1	010	TRANSPORTATION FALLEN HEROES	0		0
RF-1	020	PREPOSITIONED WAR RESERVE STOCKS	66,861		66,861
		TOTAL, WORKING CAPITAL FUND, AIR FORCE	66,861	0	66,861
		WORKING CAPITAL FUND, DEFENSE-WIDE			
RF-1	040	DEFENSE LOGISTICS AGENCY (DLA)	39,468		39,468
RF-1	070	SUPPLY CHAIN MANAGEMENT—DEF	0		0
RF-1	080	ENERGY MANAGEMENT—DEF	0		0
		TOTAL, WORKING CAPITAL FUND, DEFENSE-WIDE	39,468	0	39,468
		TOTAL, DEFENSE WORKING CAPITAL FUNDS	160,965	0	160,965
		WORKING CAPITAL FUND, DECA			
RF-1	010	WORKING CAPITAL FUND, DECA	1,273,571		1,273,571

			1,273,571	0	1,273,571
		TOTAL, WORKING CAPITAL FUND, DECA			
		NATIONAL DEFENSE SEALIFT FUND			
RF-1	020	MPF MLP	380,000		380,000
RF-1	030	POST DELIVERY AND OUTFITTING	31,202		31,202
RF-1	040	NATIONAL DEF SEALIFT VESSEL	1,463		1,463
RF-1	050	LG MED SPD RO/RO MAINTENANCE	106,898		106,898
RF-1	060	DOD MOBILIZATION ALTERATIONS	25,902		25,902
RF-1	070	TAH MAINTENANCE	24,384		24,384
RF-1	080	STRATEGIC SEALIFT SUPPORT	4,875		4,875
RF-1	090	RESEARCH AND DEVELOPMENT	28,012		28,012
RF-1	100	READY RESERVE FORCE	332,130		332,130
		TOTAL, NATIONAL DEFENSE SEALIFT FUND	934,866	0	934,866
		DEFENSE COALITION SUPPORT, DEFENSE			
RF-1	010	COALITION SUPPORT	10,000	-10,000	0
		TOTAL, DEFENSE COALITION SUPPORT, DEFENSE	10,000	-10,000	0
		TOTAL, REVOLVING AND MANAGEMENT FUNDS	2,379,402	-10,000	2,369,402
		MILITARY PROGRAMS			
		OFFICE OF THE INSPECTOR GENERAL			
O-1	010	OFFICE OF THE INSPECTOR GENERAL--O&M	282,354	29,300	311,654
		Second year growth plan		[29,300]	
O-1	010	OFFICE OF THE INSPECTOR GENERAL--RDT&E	0	4,500	4,500
		Second year growth plan		[4,500]	
O-1	030	OFFICE OF THE INSPECTOR GENERAL--PROCUREMENT	1,000		1,000
		TOTAL, OFFICE OF THE INSPECTOR GENERAL	283,354	33,800	317,154
		DEFENSE HEALTH PROGRAM			
		DEFENSE HEALTH PROGRAM, O&M			
O-1	010	IN-HOUSE CARE	7,781,877		7,781,877
O-1	020	PRIVATE SECTOR CARE	16,034,745		16,034,745

**OTHER AUTHORIZATIONS
(In Thousands of Dollars)**

DoD Table	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
0-1	030	CONSOLIDATED HEALTH SUPPORT	2,122,483		2,122,483
0-1	040	INFORMATION MANAGEMENT	1,452,330		1,452,330
0-1	050	MANAGEMENT ACTIVITIES	293,698		293,698
0-1	060	EDUCATION AND TRAINING	632,534		632,534
0-1	070	BASE OPERATIONS/COMMUNICATIONS	1,597,610		1,597,610
		TRICARE eligibility for dependents up to age 26		(10,000)	10,000
		One-year extension of prohibition on TRICARE inpatient fees		(12,000)	12,000
		SUBTOTAL, DEFENSE HEALTH PROGRAM, O&M	29,915,277	22,000	29,937,277
		DEFENSE HEALTH PROGRAM, RDT&E			
0-1	080	DEFENSE HEALTH PROGRAM—RDT&E	499,913		499,913
		SUBTOTAL, DEFENSE HEALTH PROGRAM, RDT&E	499,913	0	499,913
		DEFENSE HEALTH PROGRAM, PROCUREMENT			
0-1	090	DEFENSE HEALTH PROGRAM—PROCUREMENT	519,921		519,921
		SUBTOTAL, DEFENSE HEALTH PROGRAM, PROCUREMENT	519,921	0	519,921
		TOTAL, DEFENSE HEALTH PROGRAM	30,935,111	22,000	30,957,111
		DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE			
0-1	010	DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE	1,131,351	22,500	1,153,851
		National Guard counter-drug programs		(35,000)	
		EUCOM Counter narcotics Headquarters Support (PC 2346)		(1,000)	
		EUCOM Tactical Analysis Team Support (PC 2360)		(1,500)	
		SOF Counter narcotics Support to EUCOM (PC 6505)		(1,000)	
		EUCOM Counter narcotics Operations Support (PC 9205)		(6,000)	
		EUCOM Counter narcotics Reserve Support (PC 9215)		(1,000)	

	International crime and narcotics analytic tools (PC 1293)			
	TOTAL, DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE	1,131,351	[-2,000]	1,153,851
	CHEM AGENTS & MUNITIONS DESTRUCT			
	CHEM DEMILITARIZATION—O&M			
P-1	1 CHEM DEMILITARIZATION—O&M	1,067,364		1,067,364
	TOTAL, CHEM DEMILITARIZATION—O&M	1,067,364	0	1,067,364
	CHEM DEMILITARIZATION—RDT&E			
P-1	2 CHEM DEMILITARIZATION—RDT&E	392,811		392,811
	TOTAL, CHEM DEMILITARIZATION—RDT&E	392,811	0	392,811
	CHEM DEMILITARIZATION—PROC			
P-1	3 CHEM DEMILITARIZATION—PROC	7,132		7,132
	TOTAL, CHEM DEMILITARIZATION—PROC	7,132	0	7,132
	TOTAL--CHEM AGENTS & MUNITIONS DESTRUCTION	1,467,307	0	1,467,307
	TOTAL, MILITARY PROGRAMS	33,817,123	78,300	33,895,423
	TOTAL, OTHER AUTHORIZATIONS	36,196,525	68,300	36,264,825

SEC. 4402. OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS.

OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)					
DoD Table	Line	Item	FY 2011 Request	Senate Change	Senate Authorized
		REVOLVING AND MANAGEMENT FUNDS			
		WORKING CAPITAL FUND, AIR FORCE			
RF-1	010	TRANSPORTATION FALLEN HEROES	17,000		17,000
		TOTAL, WORKING CAPITAL FUND, AIR FORCE	17,000	0	17,000
		WORKING CAPITAL FUND, DEFENSE-WIDE			
RF-1	070	SUPPLY CHAIN MANAGEMENT—DEF	84,484		84,484
RF-1	080	ENERGY MANAGEMENT—DEF	383,900		383,900
		TOTAL, WORKING CAPITAL FUND, DEFENSE-WIDE	468,384	0	468,384
		TOTAL, DEFENSE WORKING CAPITAL FUNDS	485,384	0	485,384
		TOTAL, REVOLVING AND MANAGEMENT FUNDS	485,384	0	485,384
		MILITARY PROGRAMS			
		OFFICE OF THE INSPECTOR GENERAL			
		OIG, O&M			
O-1	010	OFFICE OF THE INSPECTOR GENERAL--O&M	10,529		10,529
		TOTAL, OIG, O&M	10,529	0	10,529
		TOTAL, OFFICE OF THE INSPECTOR GENERAL	10,529	0	10,529
		DEFENSE HEALTH PROGRAM			

0-1	010	DEFENSE HEALTH PROGRAM, O&M		
		IN-HOUSE CARE	709,004	709,004
0-1	020	PRIVATE SECTOR CARE	538,376	538,376
0-1	030	CONSOLIDATED HEALTH SUPPORT	128,412	128,412
0-1	040	INFORMATION MANAGEMENT	2,286	2,286
0-1	050	MANAGEMENT ACTIVITIES	518	518
0-1	060	EDUCATION AND TRAINING	18,061	18,061
0-1	070	BASE OPERATIONS/COMMUNICATIONS	1,435	1,435
		SUBTOTAL, DEFENSE HEALTH PROGRAM, O&M	1,398,092	1,398,092
		TOTAL, DEFENSE HEALTH PROGRAM	1,398,092	1,398,092
		DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE		
0-1	010	DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE	457,110	457,110
		TOTAL, DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE	457,110	457,110
		TOTAL, MILITARY PROGRAMS	1,865,731	1,865,731
		TOTAL, OTHER AUTHORIZATIONS	2,351,115	2,351,115

Calendar No. 415

11TH CONGRESS
2^D SESSION
S. 3455

A BILL

To authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, to prescribe military personnel strengths for such fiscal year, and for other purposes.

JUNE 4, 2010

Read twice and placed on the calendar